

UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE PATENT TRIAL AND APPEAL BOARD

---

AVAYA INC., DELL INC., SONY CORPORATION OF AMERICA,  
and HEWLETT-PACKARD CO.  
Petitioners

v.

NETWORK-1 SECURITY SOLUTIONS, INC.  
Patent Owner

---

CASE IPR2013-00071<sup>1</sup>  
U.S. Patent No. 6,218,930

---

Before the honorable Joni Y. Chang, Justin T. Arbes, and Glenn J. Perry

---

**PETITIONER DELL INC.'S NOTICE OF APPEAL**

---

<sup>1</sup> Cases IPR2013-00385 and IPR2013-00495 have been joined with this proceeding.

Director of the United States Patent and Trademark Office  
c/o Office of the General Counsel  
Madison Building East, 10B20  
600 Dulany Street  
Alexandria, VA 22314-5793

Pursuant to 37 C.F.R. § 90.2(a), notice is hereby given that Petitioner Dell, Inc. (“Dell”) appeals to the United States Court of Appeals for the Federal Circuit from the Final Written Decision entered on May 22, 2014 (Paper No. 103), and from all underlying findings, orders, decisions, rulings and opinions, including, without limitation, those within the Decision on Institution of *Inter Partes* Review entered on May 24, 2014 (Paper No. 18 in IPR2013-00071) and modified on June 11, 2013 (Paper No. 21 in IPR2013-00071) and within the Decision on Institution of *Inter Partes* Review entered on July 29, 2013 (Paper No. 15 in IPR2013-00385, joined with IPR2013-00071 on July 29, 2013). Each of Petitioners Avaya, Hewlett Packard, and Sony are concurrently filing notices of appeal in this matter.

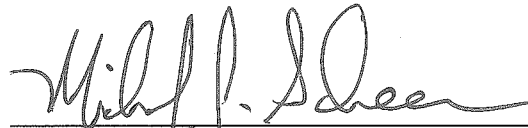
In accordance with 37 C.F.R. § 90.2(a)(3)(ii), Dell states that the issues on appeal include, but are not limited to: the decision of the Patent Trial and Appeal Board denying Petitioner’s petition to cancel claims 6 and 9 of U.S. Patent No. 6,218,930 (“the ’930 patent”); the decision by the Patent Trial and Appeal Board denying certain grounds advanced by Petitioners in the petition to institute proceedings to cancel claims 6 and 9 of the ’930 patent; the claim constructions of the Patent Trial and Appeal Board; the dismissal by the Patent Trial and Appeal

Board of Petitioner's motion to exclude evidence; and any finding or determination supporting or relating to those issues, as well as all other issues decided adversely to Petitioner in any orders, decisions, rulings and opinions.

Simultaneous with this submission, a copy of this Notice of Appeal is being filed with the Patent Trial and Appeal Board. In addition, three copies of this Notice of Appeal, along with the required docketing fees, are being filed with the Clerk's Office for the United States Court of Appeals for the Federal Circuit.

Respectfully submitted,

July 24, 2014



Michael J. Scheer (Reg. # 34,425)  
Thomas M. Dunham (Reg. # 39,965)  
WINSTON & STRAWN LLP  
mscheer@winston.com  
tdunham@winston.com  
*Attorneys for Petitioner Dell Inc.*

**CERTIFICATE OF SERVICE AND FILING**

I hereby certify that on this 24th day of July, 2014, in addition to being filed and served electronically through the Board's PRPS System, a true and correct copy of the foregoing "PETITIONER DELL INC.'S NOTICE OF APPEAL," was filed by hand with the Director of the United States Patent and Trademark Office, at the following address:

Director of the United States Patent and Trademark Office  
c/o Office of the General Counsel, 10B20  
Madison Building East  
600 Dulany Street  
Alexandria, Virginia

I also hereby certify that on this 24th day of July 2014, three true and correct copies of the foregoing "PETITIONER DELL INC.'S NOTICE OF APPEAL," and the filing fee, were filed with the Clerk's Office of the United States Court of Appeals for the Federal Circuit, at the following address:

United States Court of Appeals for the Federal Circuit  
717 Madison Place, N.W., Suite 401  
Washington, DC 20005

I also hereby certify that on this 24th day of July 2014, a true and correct copy of the foregoing "PETITIONER DELL INC.'S NOTICE OF APPEAL," was served, by electronic mail, upon the following:

Robert G. Mukai  
Charles F. Wieland III  
Buchanan, Ingersoll & Rooney P.C.

Jeffrey D. Sanok,  
Jonathan M. Lindsay  
CROWELL & MORING LLP

1737 King St., Suite 500  
Alexandria, VA 22314  
[Robert.Mukai@BIPC.com](mailto:Robert.Mukai@BIPC.com)  
[Charles.Wieland@BIPC.com](mailto:Charles.Wieland@BIPC.com)  
*Counsel for Network-1 Security  
Solutions, Inc.*

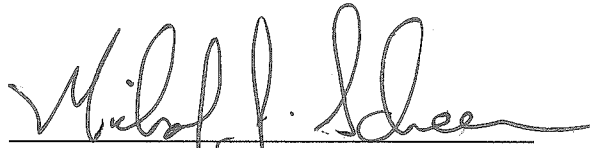
Intellectual Property Group  
P.O. Box 14300  
Washington, DC 20044-4300  
[jsanok@crowell.com](mailto:jsanok@crowell.com)  
[jlindsay@crowell.com](mailto:jlindsay@crowell.com)  
*Counsel for Avaya Inc.*

Lionel M. Lavenue, Esq.  
Erika Arner, Esq.  
FINNEGAN, HENDERSON,  
FARABOW,  
GARRETT & DUNNER, LLP  
Two Freedom Square  
11955 Freedom Drive  
Reston, VA 20190-5675  
(571) 203-2700  
[lionel.lavenue@finnegan.com](mailto:lionel.lavenue@finnegan.com)  
[erika.arner@finnegan.com](mailto:erika.arner@finnegan.com)  
*Counsel for Sony Corp. of America*

Robert J. Walters, Esq.  
Charles J. Hawkins, Esq.  
MCDERMOTT WILL & EMERY LLP  
500 North Capitol Street, N.W.  
Washington, DC 20001  
(202) 756-8019  
[rwalters@mwe.com](mailto:rwalters@mwe.com)  
[chawkins@mwe.com](mailto:chawkins@mwe.com)  
*Counsel for Hewlett-Packard Co.*

Respectfully submitted,

July 24, 2014



Michael J. Scheer (Reg. # 34,425)  
WINSTON & STRAWN LLP  
200 Park Ave.  
New York, NY 10166-4193  
T: 212.294.6700  
F: 212.294.4700  
[mscheer@winston.com](mailto:mscheer@winston.com)  
*Attorney for Petitioner Dell Inc.*