

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE, INC.,
Petitioner,

v.

PERSONALWEB TECHNOLOGIES, LLC, and
LEVEL 3 COMMUNICATIONS, LLC,
Patent Owners.

Case IPR2013-00596
Patent Number 7,802,310

PATENT OWNER'S NOTICE OF APPEAL

Pursuant to 35 U.S.C. § 142 and 37 C.F.R. § 90.2(a), Patent Owner hereby appeals to the United States Court of Appeals for the Federal Circuit from the Decision on Remand (“Decision”) entered on February 7, 2018, and from all orders, decisions, rulings, and opinions underlying or supporting the Decision.

For the limited purpose of providing the Director with the information requested in 37 C.F.R. § 90.2(a)(3)(ii), issues on appeal may include but are not limited to the Board’s determinations of unpatentability of claims and any finding or determination supporting or relating to such determinations of unpatentability including but not limited to: violations of due process (including due process violations under the Administrative Procedures Act), obviousness issues, constitutionality of IPR proceedings, claim construction issues, Board findings that conflict with the evidence of record and are not supported by substantial evidence, as well as all other issues decided adversely to Patent Owner in any orders, decisions, rulings and/or opinions.

Patent Owner reserves the right to challenge any finding or determination supporting or relating to the issues listed above and to challenge any other issues decided adversely to Patent Owner in the Board’s Decision or in any other order, decision, ruling, or opinion underlying the Decision.

Simultaneous with this submission, a copy of this Notice of Appeal is being filed with the Patent Trial and Appeal Board (Board) and the Clerk’s Office for the

United States Court of Appeals for the Federal Circuit.

Respectfully submitted,

Dated: February 21, 2018

By: Joseph A. Rhoa
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CERTIFICATES OF SERVICE & FILINGS

I hereby certify that on February 21, 2018, the foregoing PATENT OWNER'S NOTICE OF APPEAL was electronically filed through the Patent Trial and Appeal Board's Patent Review Processing System (PRPS). In addition, the original version of the foregoing PATENT OWNER'S NOTICE OF APPEAL was filed by hand on February 21, 2018, 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 Dulaney Street
Alexandria, VA 22314-5793

I further certify that a true and correct copy of the foregoing, PATENT OWNER'S NOTICE OF APPEAL, was filed electronically on February 21, 2018, with the Clerk's Office of the United States Court of Appeals for the Federal Circuit:

United States Court of Appeals for the Federal Circuit
717 Madison Place, N.W., Suite 401
Washington, DC 20439

I further certify that a true and correct copy of the foregoing, PATENT OWNER'S NOTICE OF APPEAL, was served via First Class U.S. Mail and by electronic mail (in accordance with the parties' electronic service agreement) on

February 21, 2018, on the following counsel of record for Petitioners:

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