UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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APPLE INC.,
Petitioner,

v.

VIRNETX INC.,
Patent Owner.

_____

Case IPR2014-00237
Patent 8,504,697

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PATENT OWNER VIRNETX INC.'S NOTICE OF APPEAL

Notice is hereby given, pursuant to 37 C.F.R. § 90.2(a), that Patent Owner VirnetX Inc. ("VirnetX") appeals to the United States Court of Appeals for the Federal Circuit from the Final Written Decision entered on May 11, 2015 (Paper 41) (the "Final Written Decision") by the United States Patent and Trademark Office, Patent Trial and Appeal Board (the "Board"), and from all underlying orders, decisions, rulings, and opinions. A copy of the Final Written Decision is attached.

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), VirnetX indicates that the issues on appeal include, but are not limited to, the Board's determination of unpatentability of claims 1, 3-11, 14-23, 25, and 28-30 of U.S. Patent No. 8,504,697 under 35 U.S.C. § 102, the Board's determination of unpatentability of claims 1-11, 14-25, and 28-30 of U.S. Patent No. 8,504,697 under 35 U.S.C. § 103, and any findings or determinations supporting or related to those rulings including, without limitation, the Board's application of the broadest reasonable interpretation standard, the Board's interpretation of the claim language, and the Board's interpretation of the prior art.

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the Federal Circuit.

Respectfully submitted this 10th day of July, 2015.

By: _____

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(PRPS), the original version of this Notice of Appeal was filed by hand on July 10th, 2015 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
> Madison Building East, 10B20
> 600 Dulany Street
> Alexandria, VA 22314-5793

The undersigned also certifies that three true and correct copies of this Notice of Appeal were filed by hand on July 10th, 2015, with the Clerk of Court for the United States Court of Appeals for the Federal Circuit at the following address:

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

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