

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of: : Customer No.: 23630
: :
Victor Larson, et al. : Group Art Unit: 2453
: :
Application No.: 13/049,552 : Examiner: Krisna Lim
: :
Filed: March 16, 2011 : Confirmation No.: 1902
: :
For: AGILE NETWORK PROTOCOL :
FOR SECURE COMMUNICATIONS :
USING SECURE DOMAIN NAMES :

Mail Stop Appeal Brief - Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL OF APPEAL BRIEF

Commissioner:

Submitted herewith is Appellants' Appeal Brief in support of the Notice of Appeal filed February 25, 2013.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due under 37 C.F.R. 1.17 §§ and 41.20, and in connection with the filing of this paper, including extension of time fees, to Deposit Account 501133 and please credit any excess fees to such deposit account.

Respectfully submitted,
McDERMOTT WILL & EMERY LLP

Date: April 25, 2013

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APPEAL BRIEF UNDER 37 C.F.R. § 41.37

Commissioner:

In support of the Notice of Appeal filed February 25, 2013, and further to 37 C.F.R.
§ 41.37, Appellant presents this brief.

This Appeal responds to the November 23, 2012, final rejection of claims 4-25.

If any additional fees are required or if the enclosed payment is insufficient, Appellant
requests that the required fees be charged to deposit account 501133.

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I. Real Party in Interest

The real party in interest is VIRNETX, INC. by way of the assignment recorded on January 28, 2012, at Reel 027613, Frame 0168.

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