

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

THE GILLETTE COMPANY, FUJITSU SEMICONDUCTOR LIMITED, and
FUJITSU SEMICONDUCTOR AMERICA, INC.

Petitioners

v.

ZOND, LLC
Patent Owner

Case No. IPR2014-00726¹

Patent 6,896,773 B2

PATENT OWNER'S NOTICE OF APPEAL
35 U.S.C. § 142 & 37 C.F.R. § 90.2

¹ Case IPR 2014-01481 has been joined with the instant proceeding.

Pursuant to 37 C.F.R. § 90.2(a), Patent Owner, Zond, LLC, hereby provides notice of its appeal to the United States Court of Appeals for the Federal Circuit for review of the Final Written Decision of the United States Patent and Trademark Office (“USPTO”) Patent Trial and Appeals Board (“PTAB”) in *Inter Partes* Review 2014-00726, concerning U.S. Patent 6,896,773 (“the ’773 patent”), entered on September 29, 2015, attached hereto as Appendix A.

ISSUES TO BE ADDRESSED ON APPEAL

- A. Whether the PTAB erred in finding claims 21, 22, 26-33, and 40 unpatentable as being obvious under 35 U.S.C. § 103(a) in view of D.V. Mozgrin, et al., *High-Current Low-Pressure Quasi-Stationary Discharge in a Magnetic Field: Experimental Research*, 21 PLASMA PHYSICS REPORTS 400–409 (1995) (“Mozgrin”), and *Interaction of Low-Temperature Plasma With Condensed Matter, Gas, and Electromagnetic Field* in (III) ENCYCLOPEDIA OF LOW-TEMPERATURE PLASMA (V.E. Fortov ed., 2000) (“Fortov”)?
- B. Whether the PTAB erred in finding claims 24 and 25 unpatentable as being obvious under 35 U.S.C. § 103(a) in view of Mozgrin, Fortov and U.S. Pat. 6,190,512 to Lanstman (“Lantsman”)?
- C. Whether the PTAB erred in finding claim 23 unpatentable as being

obvious under 35 U.S.C. § 103(a) in view of Mozgrin, Fortov, and A. A. Kudryavtsev and V.N. Skrebov, *Ionization Relaxation in a Plasma Produced by a Pulsed Inert-Gas Discharge*, 28(1) SOV. PHYS. TECH. PHYS. 30–35 (1983) (“Kudryavtsev”)?

Simultaneous with submission of this Notice of Appeal to the Director of the United States Patent and Trademark Office, this Notice of Appeal is being filed with the Patent Trial and Appeal Board. In addition, this Notice of Appeal, along with the required docketing fees, is being filed with the United States Court of Appeals for the Federal Circuit.

Respectfully submitted,

/Tarek N. Fahmi/

Tarek N. Fahmi, Reg. No. 41,402

Dated: November 23, 2015

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APPENDIX A

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ZOND, LLC,
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Case IPR2014-00726¹
Patent 6,896,773 B2

Before KEVIN F. TURNER, DEBRA K. STEPHENS, JONI Y. CHANG,
SUSAN L.C. MITCHELL, and JENNIFER MEYER CHAGNON,
Administrative Patent Judges.

CHANG, *Administrative Patent Judge.*

FINAL WRITTEN DECISION
Inter Partes Review
35 U.S.C. § 318(a) and 37 C.F.R. § 42.73

¹ Case IPR2014-01481 has been joined with the instant *inter partes* review.

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