

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GLOBAL FOUNDRIES U.S., INC., GLOBALFOUNDRIES DRESDEN
MODULE ONE LLC & CO. KG, GLOBALFOUNDRIES DRESDEN MODULE
TWO LLC & CO. KG, and THE GILLETTE COMPANY

Petitioners

v.

ZOND, LLC
Patent Owner

Case No. IPR2014-01100¹

Patent 7,604,716 B2

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

¹ Case IPR 2014-00973 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 2014-01100, concerning U.S. Patent 7,604,716 (“the ’716 patent”), entered on September 23, 2015, attached hereto as Appendix A.

ISSUES TO BE ADDRESSED ON APPEAL

- A. Whether the PTAB erred when construing, according to its broadest reasonable interpretation in light of the specification of the '716 patent as understood by one of ordinary skill in the art at the time of the invention, the term “without developing an electrical breakdown condition in the chamber,” as recited in the claims of the '716 patent, as “substantially eliminating the possibility of developing an electrical breakdown condition in the chamber?”
- B. Whether the PTAB erred in finding claims 12 and 13 unpatentable as being obvious under 35 U.S.C. § 103 in view by U.S. Pat. 6,413,382 to Wang (“Wang”) and U.S. Pat. 6,413,382 to Lantsman (“Lantsman”)?

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,

Dated: November 19, 2015

/Tarek N. Fahmi/

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

ASCENDA LAW GROUP, PC
333 W. San Carlos St., Suite 200
San Jose, CA 95110
Tel: 866-877-4883
Email: tarek.fahmi@ascendalaw.com

APPENDIX A

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MODULE ONE LLC & CO. KG, GLOBALFOUNDRIES DRESDEN
MODULE TWO LLC & CO. KG, and THE GILLETTE COMPANY,
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ZOND, LLC,
Patent Owner.

Case IPR2014-01100¹
Patent 7,604,716 B2

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

CHAGNON, Administrative Patent Judge.

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

¹ Case IPR2014-00973 has been joined with the instant proceeding.

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