

Paper No. _____
Filed: March 29, 2017

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD.
Petitioner

v.

ELBRUS INTERNATIONAL LIMITED
Patent Owner

Case IPR2015-01524
Patent No. 6,366,130

PETITIONER'S NOTICE OF CROSS-APPEAL

Notice is hereby given, pursuant to 37 C.F.R. § 90.2(a), that Petitioner Samsung Electronics Co., Ltd. (“Samsung”) cross-appeals to the United States Court of Appeals for the Federal Circuit from the Final Written Decision entered on January 17, 2017, (Paper 26) (the “Final Written Decision”) by the United States Patent and Trademark Office, Patent Trial and Appeal Board (the “Board”). A copy of the Final Written Decision is attached.

This notice is timely under C.F.R. § 90.3(a)(1) and Rule 4(a)(3), of the Federal Rules of Appellate Procedure because Patent Owner, Elbrus International Limited, filed a notice of appeal on March 16, 2017.

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), Samsung indicates that the issues on cross-appeal include, but are not limited to, the Board’s determination that Samsung did not prove by a preponderance of evidence that claim 3 of U.S. Patent No. 6,366,130 was obvious under 35 U.S.C. § 103, and any finding or determinations supporting or related to those rulings including, without limitation, the Board’s construction and application of the claim language, the Board’s interpretation of the references, and the Board’s interpretation of expert evidence.

Simultaneous with this submission, a copy of this Notice of Cross-Appeal is being filed with the Board. In addition, the Notice of Cross-Appeal and the required fee are being filed electronically with the Clerk of Court for the United States Court of Appeals for the Federal Circuit

Respectfully submitted,

Dated: March 29, 2017

By: /Naveen Modi/
Naveen Modi (Reg. No. 46,224)
Paul Hastings LLP

Counsel for Samsung Electronics Co., Ltd.

CERTIFICATE OF SERVICE

The undersigned certifies that, in addition to being filed electronically through Patent Trial and Appeal Board End to End (PTAB E2E), the original version of this Notice of Cross-Appeal was filed by hand on March 29, 2017 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 a true and correct copy of this Notice of Cross-Appeal and the required fee were filed electronically via CM/ECF on March 29, 2017, with the Clerk of Court for the United States Court of Appeals for the Federal Circuit.

The undersigned also certifies that a true and correct copy of this Notice of Cross-Appeal was served on March 29, 2017 on counsel of record for Patent Owner Elbrus International Limited by electronic mail (by agreement of the parties) at the following addresses:

Clifford H. Kraft (clifflaw@att.net)
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Respectfully submitted,

Dated: March 29, 2017

By: /Naveen Modi/
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