

Patent No. 8,648,717

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SIERRA WIRELESS AMERICA, INC., SIERRA WIRELESS, INC. AND RPX
CORP.

Petitioner

v.

M2M SOLUTIONS LLC
Patent Owner

Patent No. 8,648,717
Issue Date: February 11, 2015
Title: PROGRAMMABLE COMMUNICATOR

Inter Partes Review No. 2015-01823

PETITIONERS' NOTICE OF APPEAL

U.S. Patent No. 8,648,717

Notice of Appeal

Director of the United States Patent and Trademark Office

c/o Office of the Solicitor

Madison Building East, 10B20

600 Dulany Street

Alexandria, VA 22314-5793

Notice is hereby given, pursuant to 37 C.F.R. § 90.2(a), that Petitioners Sierra Wireless America, Inc., Sierra Wireless, Inc., and RPX Corp. (“Petitioners”) hereby appeal to the United States Court of Appeals for the Federal Circuit under 35 U.S.C. §§ 141 and 142 from the Final Written Decision of the Patent Trial and Appeal Board entered on March 6, 2017 (Paper 38) (the “Final Written Decision”), and from all underlying orders, decisions, rulings and opinions.

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), the expected issues on appeal include, but are not limited to, the Patent Trial and Appeal Board’s determination that claims 1, 3, 5, 6, 10–13, and 15–23 of U.S. Patent No. 8,648,717 (the ‘717 Patent) are not unpatentable under 35 U.S.C. § 103, and any finding or determination supporting or related to this determination.

Simultaneously with this submission, a copy of this Notice of Appeal is

U.S. Patent No. 8,648,717

Notice of Appeal

being filed with the Patent Trial and Appeal Board. In addition, this Notice of Appeal, along with the required docketing fees and the Final Written Decision, are being electronically filed with the United States Court of Appeals for the Federal Circuit, and a paper copy is also being filed with the Clerk's Office for the United States Court of Appeals for the Federal Circuit.

Respectfully submitted,

Dated: May 8, 2017

By: /s/Jennifer Hayes

Jennifer Hayes (CA Bar 241533)
USPTO Reg. No. 50,845
Nixon Peabody LLP
300 S. Grand Avenue, Suite 4100
Los Angeles, CA 90071
Telephone: 213-629-6179
Fax: 866-781-9391
Email: jenhayes@nixonpeabody.com

U.S. Patent No. 8,648,717

Notice of Appeal

CERTIFICATE OF SERVICE

I hereby certify that, in addition to being filed electronically through the Patent and Trial Board's Patent Review Processing System (PRPS), the original version of the foregoing Petitioners' Notice of Appeal was filed by Express Mail Label EL437685980US on this 8th day of May, 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 Solicitor
United States Patent and Trademark Office
Mail Stop 8
P.O. Box 1450
Alexandria, VA 22313-1450

By: /s/Jennifer Hayes

Lead Counsel for Petitioner

U.S. Patent No. 8,648,717

Notice of Appeal

CERTIFICATE OF SERVICE

I hereby certify that the Final Decision and a correct copy of the foregoing Petitioners' Notice of Appeal was filed electronically, along with with the Final Written Decision and the payment of the required fees, on this 8th day of May, 2017, with the Clerk's Office of the United States Court of Appeals for the Federal Circuit. I hereby certify that a paper copy of the Final Decision and Notice of Appeal was also filed with the Clerk's Office for the United States Court of Appeals for the Federal Circuit.

By: /s/Jennifer Hayes

Lead Counsel for Petitioner

Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.