

UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT TRIAL AND APPEAL BOARD

APPLE INC.,
Petitioner,

v.

COMARCO WIRELESS TECHNOLOGIES, INC.,
Patent Owner.

Case No. IPR2015-01879
U.S. Patent No. 8,492,933

**NOTICE OF APPEAL TO THE UNITED STATES COURT OF APPEALS
FOR THE FEDERAL CIRCUIT
OF PATENT OWNER COMARCO WIRELESS TECHNOLOGIES, INC.**

Pursuant to 37 C.F.R. § 90.2(a) and 35 U.S.C. §§ 141(c) and 142, Patent Owner Comarco Wireless Technologies, Inc., hereby appeals to the United States Court of Appeals for the Federal Circuit from the Final Written Decision of the Patent Trial and Appeal Board ("Board"), entered in Case No. IPR2015-01879 on February 22, 2017 (Paper No. 28), that claims 1 and 2 of U.S. Patent No. 8,492,933 ("933 patent") are unpatentable. A copy of the Final Written Decision is attached.

For the limited purpose of providing the Director with the information requested by 37 C.F.R. § 90.2(a)(3)(ii), the issues on appeal may include, but are not limited to, the Board's determination that claims 1 and 2 of the '933 patent are invalid as obvious under 35 U.S.C. § 103, the Board's failure to consider properly evidence of record and its findings that conflict with the evidence of record and are not supported by substantial evidence, legal errors in the Board's obviousness analysis, and any other issue decided adversely to Patent Owner.

This Notice of Appeal is being filed electronically with the Board and by Express Mail with the Office of the General Counsel. In addition, this Notice of Appeal is being filed, together with the required filing fee, with the United States Court of Appeals for the Federal Circuit.

Respectfully submitted,

Dated: April 18, 2017

By: /s/Harris A. Wolin/
Harris A. Wolin,
Reg. No. 39,432

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Attorneys for Patent Owner,
Comarco Wireless Technologies, Inc.

CERTIFICATE OF FILING

I hereby certify that, in addition to being filed electronically through PRPS system of the Patent Trial and Appeal Board, on this I caused the attached Notice of Appeal to be filed by Express Mail with the Director of the United States Patent and Trademark Office at the following address:

Director, United States Patent and Trademark Office
c/o Office of the General Counsel
P.O. Box 1450
Alexandria, Virginia 22313-1450

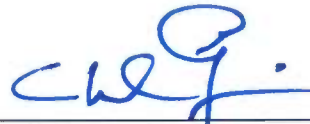
CERTIFICATE OF FILING

I hereby certify that on this day I caused the attached Notice of Appeal to be filed electronically by CM/ECF with the Clerk of the United States Court of Appeals for the Federal Circuit, 717 Madison Place, N.W., Suite 401, Washington, D.C. 20439.

CERTIFICATE OF SERVICE

I hereby certify, pursuant to 37 C.F.R. 42.6, that on this day I caused the attached Notice of Appeal to be served by Express Mail or an equivalent service and by electronic mail upon the following attorneys for Apple Inc.:

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Charles Quinn

Dated: April 18, 2017
Morristown, N.J.

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