

UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE PATENT TRIAL AND APPEAL BOARD

---

APPLE INC., MICROSOFT CORPORATION,  
MICROSOFT MOBILE OY, and  
MICROSOFT MOBILE INC. (F/K/A/ NOKIA INC.),  
Petitioner,

v.

EVOLVED WIRELESS LLC,  
Patent Owner.

---

Case IPR2016-01228  
Patent 7,881,236 B2

---

**PATENT OWNER'S NOTICE OF APPEAL**

IPR2016-01228  
Patent 7,881,236 B2

Pursuant to 35 U.S.C. §§ 141, 142, and 319, and in accordance with 37 C.F.R. §§ 90.2-90.3, Patent Owner Evolved Wireless LLC (“Evolved”) 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 on November 30, 2017 in Case IPR2016-01228 (Paper 27) (“Final Written Decision”), and the Decision Denying Patent Owner’s Request for Rehearing (“Decision Denying Rehearing”) (Paper 32) entered on March 26, 2018, and from all underlying findings, determinations, rulings, opinions, orders, and decisions regarding that *inter partes* review of U.S. Patent No. 7,881,236. This Notice of Appeal is timely filed within 63 days of the Decision Denying Rehearing.

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), Patent Owner states that the issues for appeal include, but are not limited to: the Board’s determination that claims 1-10, 12, and 13 of U.S. Patent No. 7,881,236 have been shown to be unpatentable as recited in the Final Written Decision and the Decision Denying Rehearing; the Board’s consideration of the expert testimony, prior art, and other evidence in the record; the Board’s determinations in the institution decision; and the Board’s factual findings, conclusions of law, or other determinations supporting or relating to the above issues.

This Notice of Appeal is being e-filed with the Clerk’s Office for the United States Court of Appeals for the Federal Circuit, along with payment of the

IPR2016-01228  
Patent 7,881,236 B2

required docketing fees. In addition, a copy of this Notice of Appeal is being filed simultaneously with the Patent Trial and Appeal Board and with the Director of the United States Patent and Trademark Office.

Dated: May 24, 2018

Respectfully submitted,

/Ryan M. Schultz/  
Cyrus A. Morton  
cmorton@robinskaplan.com  
Ryan M. Schultz  
rschultz@robinskaplan.com  
Robins Kaplan LLP  
2800 LaSalle Center  
800 LaSalle Ave  
Minneapolis, MN 55402

Miles A. Finn  
mfinn@robinskaplan.com  
Robins Kaplan LLP  
399 Park Avenue  
Suite 3600  
New York, NY 10022

IPR2016-01228  
Patent 7,881,236 B2

## CERTIFICATE OF SERVICE

The undersigned certifies that, in addition to being filed electronically through the Patent Trial and Appeal Board's E2E, the foregoing Notice of Appeal was filed by Express Mail on May 24, 2018, 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  
P.O. Box 1450  
Alexandria, VA 22313-1450

The undersigned certifies that a copy of the foregoing Notice of Appeal, along with the required docket fee, was filed on May 24, 2018, with the Clerk's Office for the United States Court of Appeals for the Federal Circuit through the Court's CM/ECF filing system.

The undersigned certifies service pursuant to 37 C.F.R. § 42.6(e) of a copy of this Notice of Appeal by electronic mail on May 24, 2018, on the counsel of record for Petitioners at the following addresses:

W. Karl Renner  
renner@fr.com  
Roberto J. Devoto  
devoto@fr.com  
Dan Smith  
dsmith@fr.com  
FISH & RICHARDSON P.C.  
IPR00035-0009IP1@fr.com  
PTABInbound@fr.com

IPR2016-01228  
Patent 7,881,236 B2

Dated: May 24, 2018

Respectfully submitted,

/Ryan M. Schultz/

Registration No. 65,134  
*Attorney for Patent Owner*

# 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.