## UNITED STATES PATENT AND TRADEMARK OFFICE

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## BEFORE THE PATENT TRIAL AND APPEAL BOARD

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JUNIPER NETWORKS INC., RUCKUS WIRELESS, INC., BROCADE COMMUNICATION SYSTEMS, INC., and NETGEAR, INC., Petitioners,

V.

CHRIMAR SYSTEMS, INC., Patent Owner.

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Case IPR2016-01389 U.S. Patent No. 8,155,012 B2

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PATENT OWNER CHRIMAR SYSTEMS, INC'S NOTICE OF APPEAL



Case No.: IPR IPR2016-01389

Attorney Docket No.: CHRMC0108IPR1

Notice is hereby given, pursuant to 37 C.F.R § 90.2(a), that Patent Owner Chrimar Systems, Inc. (hereinafter "Chrimar") hereby appeals to the United States Court of Appeals for the Federal Circuit from the Final Written Decision entered on January 23, 2018 (Paper 69) and from all underlying orders, decisions, rulings and opinions that are adverse to Patent Owner, including, without limitation, those within the Decision on Institution of *Inter Partes* Review, entered January 12, 2017 (Paper 12).

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), Chrimar further indicates that the issues on appeal include, without limitation: claim construction; determination of unpatentability of claims 31, 35, 36, 40, 43, 52, 55, 56, 59, 60, and 65 of U.S. Patent No. 8,155,012; any finding or determination supporting or related to those issues; as well as all other issues decided adversely to Chrimar in any orders, decisions, rulings and opinions.

Pursuant to 37 C.F.R. § 90.2(a)(1) and (a)(2), and as reflected in the attached Certificate of Service, this Notice of Appeal is being electronically filed with the Patent Trial and Appeal Board through the PRPS System and the United States Court of Appeals for the Federal Circuit through the CM/ECF System along with



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the requisite filing fee. A copy is also being mailed to the Office of the General Counsel at the U.S. Patent and Trademark Office.

Respectfully submitted,

Dated: February 1, 2018

## /Frank A. Angileri/

Frank A. Angileri (Reg. No. 36,733) Thomas A. Lewry (Reg. No. 30,770) Marc Lorelli (Reg. No. 43,759) Christopher C. Smith (Reg. No. 59,669) **Brooks Kushman P.C.** 1000 Town Center, 22nd Floor Southfield, MI 48075 (248) 358-4400

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Attorneys for Patent Owner



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## **CERTIFICATE OF FILING AND SERVICE**

The undersigned hereby certifies that on February 1, 2018 a complete and entire copy of PATENT OWNER CHRIMAR SYSTEMS, INC'S NOTICE OF

**APPEAL** was served by electronic mail to counsel of record as follows:

Josepha A. Powers Talin Gordnia Nima Hefazi Christopher J. Tyson Michael Fleming Matthew S. Yungwirth **DUANE MORRIS LLP** Jonathan Kagan **IRELL & MANELLA, LLP** japowers@duanemorris.com cityson@duanemorris.com tgordina@irell.com nhefazi@irell.com msyungwirth@duanemorris.com mfleming@irell.com jkagan@irell.com

I also certify that in addition to being filed electronically with the Board through its PRPS System, the original of the foregoing Notice of Appeal is being sent, pursuant to 37 C.F.R. § 104.2, via first-class mail on February 1, 2018 to the United States Patent and Trademark Office at the following address:

Office of the General Counsel
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450



Case No.: IPR IPR2016-01389 Attorney Docket No.: CHRMC0108IPR1

I further certify that a copy of the foregoing Notice of Appeal was filed via CM/ECF on February 1, 2018, with the United States Court of Appeals for the Federal Circuit.

Respectfully submitted,

/Frank A. Angileri/

Frank A. Angileri (Reg. No. 36,733) Thomas A. Lewry (Reg. No. 30,770) Marc Lorelli (Reg. No. 43,759) Christopher C. Smith (Reg. No. 59,669) **Brooks Kushman P.C.** 1000 Town Center, 22<sup>nd</sup> Floor Southfield, MI 48075 (248) 358-4400

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