

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INTEL CORPORATION, GLOBALFOUNDRIES U.S., INC.,
AND MICRON TECHNOLOGY, INC.,

Petitioner

v.

DANIEL L. FLAMM,
Patent Owner.

Case IPR2017-0392¹
Patent 5,711,849

Before CHRISTOPHER L. CRUMBLEY, JO-ANNE M. KOKOSKI and KIMBERLY
McGRAW, *Administrative Patent Judges*.

PATENT OWNER'S NOTICE OF APPEAL

¹ Samsung Electronics Company, Ltd. was joined as a party to this proceeding via
Motion for Joinder in IPR2017-01747.

Pursuant to 35 U.S.C. §§ 141(b) and 142 and in accordance with 37 C.F.R. § 90.2(a), Patent Owner Daniel L. Flamm, Patent Owner, appeals to the United States Court of Appeals for the Federal Circuit from the Final Written Decision the Patent Trial and Appeal Board (Board) entered on July 6, 2018.

Patent Owner indicates that the issues on appeal include, but are not limited to:

- Determination of unpatent ability under 35 U.S.C. §103 of claims 1-29;
- And any and all findings or derminations supporting or related to these issues, and all other issues decided adversely to Patent Owner in any order, decision, ruling, and opinion during this *inter partes* reexamination.

Simultaneous with this filing and in accordance with 37 C.F.R. § 90.2(a)(1), this Notice of Appeal is (1) filed with the Director of the United States Patent and Trademark Office; (2) filed with the Board; and (3) served upon the Petitioner in accordance with 37 C.F.R. § 1.248.

Date: September 7, 2018

RESPECTFULLY SUBMITTED,

By: /Justin J. Lesko, reg. no. 69,643
Justin J. Lesko, reg. no. 69,643
The Law Offices of Steven G. Lisa, Ltd
7689 East Paradise Lane, Suite 2
Scottsdale, AZ 85260
Telephone: (480) 998-3547
Email: justinlesko@patentit.com
Counsel for Appellant-Patent Owner

///
///
///

Appeal No. 2017-00392

Rolf O, Stadheim
Stadheim & Gear, Ltd.
7689 E. Paradise Lane, Suite 2
Scottsdale, AZ 85260
Telephone: (480) 998-3547
Counsel for Appellant-Patent Owner

CERTIFICATE OF FILING

I hereby certify that, in addition to being filed electronically through the Patent Trial and Appeal Board's E2E system, the original version of the foregoing Patent Owner's Notice of Appeal was filed via Express Mail on this 7th day of September, 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
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, Virginia 22313-1450

CERTIFICATE OF FILING

I hereby certify that a true and correct copy of the foregoing Patent Owner's Notice of Appeal was filed with the Clerk's Office of the U.S. Court of Appeals for the Federal Circuit, via the CM/ECF system, on this 7th day of September, 2018.

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 1.248, I hereby certify that the foregoing Patent Owner's Notice of Appeal was served via Express Mail on this 7th day of September, 2018 to:

Naveen Modi
naveenmodi@paulhastings.com
Joseph E. Palys
josephpalys@paulhastings.com
Chetan R. Bansal
chetanbansal@paulhastings.com
PAUL HASTINGS
875 15TH Street, N.W.
Washington, DC 20005
(202) 551-1990

Jonathan McFarland
JMcfarland@perkinscoie.com
Chad S. Campbell
CSCampbell@perkinscoie.com
Philip A. Morin
PMorin@perkinscoie.com
PERKINS COIE LLP
1201 Third Ave., Suite 4900
Seattle, WA 98101
(206) 359-8000

David M. Tennant
dtennant@whitecase.com
WHITE & CASE LLP
3000 El Camino Real
5 Palo Alto Square, 9th Floor
Palo Alto, CA 94306
(650) 213-0300

Jared Bobrow
PTABDocketJ3B3@orrick.com
Jeremy Jason Lang
PTABDocketJL2@orrick.com
Orrick, Herrington & Sutcliffe, LLP
1000 Marsh Road
Menlo Park, CA 94025-1015
(650) 614-7400

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.