

Filed on behalf of:

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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

EDWARDS LIFESCIENCES CORPORATION,
Petitioner

v.

BOSTON SCIENTIFIC SCIMED, INC.,
Patent Owner

Case No. IPR2017-00444
Patent 6,915,560

**PETITIONER'S NOTICE OF APPEAL TO THE U.S. COURT OF
APPEALS FOR THE FEDERAL CIRCUIT**

Pursuant to 28 U.S.C. § 1295(a)(4)(A); 35 U.S.C. §§ 141(c), 142, and 319; 37 C.F.R. §§ 90.2(a) and 90.3; and Rule 4(a) of the Federal Rules of Appellate Procedure, Petitioner Edwards Lifesciences Corporation (“Edwards”) hereby appeals to the United States Court of Appeals for the Federal Circuit from the Patent Trial and Appeal Board’s (“Board”) Final Written Decision (Paper 42) entered on June 28, 2018 (Attachment A) and from all underlying orders, decisions, rulings, and opinions that are adverse to Edwards related thereto and included therein, including those within the Decision on Institution of *Inter Partes* Review (Paper 9) entered June 29, 2017.

For the limited purpose of providing the information requested in 37 C.F.R. § 90.2(a)(3)(ii), Edwards identifies that the issues on appeal include, but are not limited to: whether the Board erred in construing the claim term “distinct connection locations”; whether the Board erred in determining that Petitioner has not shown by a preponderance of the evidence that the subject matter of claims 1, 2, 6, 8, and 9 of U.S. Patent No. 6,915,560 B2 would have been obvious under 35 U.S.C. §103; any finding or determinations supporting or relating to these issues; and all other procedural and substantive issues decided adversely to Edwards in any order, decision, ruling, or opinion by the Board in this proceeding.

IPR2017-00444
Edwards v. Boston Scientific

Edwards is concurrently providing true and correct copies of this Notice of Appeal, along with the required fees, with the Director of the United States Patent and Trademark Office and the Clerk of the United States Court of Appeals for the Federal Circuit.

Respectfully Submitted,

Dated: July 6, 2018

By: /Craig S. Summers/

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EDWARDS LIFESCIENCES CORP.

ATTACHMENT A

UNITED STATES PATENT AND TRADEMARK OFFICE

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EDWARDS LIFESCIENCES CORPORATION,
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v.

BOSTON SCIENTIFIC SCIMED, INC.,
Patent Owner.

Case IPR2017-00444
Patent 6,915,560 B2

Before NEIL T. POWELL, JAMES A. TARTAL, and
STACY B. MARGOLIES, *Administrative Patent Judges*.

TARTAL, *Administrative Patent Judge*.

FINAL WRITTEN DECISION
Inter Partes Review
35 U.S.C. § 318(a) and 37 C.F.R. § 42.73

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