

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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SAMSUNG ELECTRONICS CO., LTD. AND  
SAMSUNG ELECTRONICS AMERICA, INC.  
*Petitioners*

v.

IMAGE PROCESSING TECHNOLOGIES LLC,  
*Patent Owner*

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Case No. IPR2017-01218  
U.S. Patent No. 8,983,134

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**PETITIONER'S NOTICE OF CROSS-APPEAL**

**PAPER NO. 44**

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

Pursuant to 37 C.F.R. §§ 90.2(a), 90.3(a)(1) and Federal Rule of Appellate Procedure 4(a)(3), Petitioners Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc. (collectively, "Samsung") hereby give notice of cross-appeal to the United States Court of Appeals for the Federal Circuit from the Patent Trial and Appeal Board's ("Board") Final Written Decision entered on September 28, 2018 (Paper No. 40) and the Board's Decision Denying Petitioner's Request for Rehearing entered on January 10, 2019 (Paper No. 42), and from all underlying orders, decisions, rulings, and opinions. Patent Owner previously noticed an appeal of the Final Written Decision on January 11, 2018 (Paper No. 43), and this notice of cross-appeal is timely.

Pursuant to 37 C.F.R. § 90.2(a)(3)(ii), Samsung states that its cross-appeal will address all aspects of the Board's determination that Samsung did not demonstrate that claims 4-6 of U.S. Patent No. 8,983,134 (the "134 Patent") are unpatentable over the prior art, and any findings or determinations supporting or relating to that determination, including, but not limited to, the Board's construction and application of the claim language, the Board's interpretation of

the prior art, and the Board's interpretation of expert evidence. Copies of the Final Written Decision (Paper No. 40) and the Decision Denying Petitioner's Request for Rehearing (Paper No. 42) are attached hereto.

Samsung is also filing a copy of this Notice of Cross-Appeal with the Patent Trial and Appeals Board. A copy is also being filed electronically with the Clerk's Office for the United States Court of Appeals for the Federal Circuit, along with the required docketing fee. A copy of this Notice is being served on Patent Owner Image Processing Technologies, LLC.

Case No. IPR2017-01218  
U.S. Patent No. 8,983,134  
Petitioner's Notice of Cross-Appeal

Date: January 25, 2019

Respectfully submitted,

/s/ Marc Pensabene

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## CERTIFICATE OF SERVICE

The undersigned certifies pursuant to 37 C.F.R. § 42.6(e) and § 42.105 that on January 25, 2019, a true and correct copy of **PETITIONER'S NOTICE OF CROSS-APPEAL** was filed electronically through PTAB E2E, and was served by Express Mail, tracking number POSL00516105, January 25, 2019, with the Director of 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, Virginia 22313-1450

In addition, the undersigned certifies that a copy of this Notice, along with the required docketing fee, was filed on January 25, 2019, with the Clerk's Office for the United States Court of Appeals for the Federal Circuit through the Court's CM/ECF filing system.

In addition, the undersigned certifies that a copy of this Notice was served via electronic mail on Counsel for the Patent Owner at the following address of record:

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