### UNITED STATES PATENT AND TRADEMARK OFFICE

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## BEFORE THE PATENT TRIAL AND APPEAL BOARD

UNIFIED PATENTS, INC., *Petitioner*,

v.

UNIVERSAL SECURE REGISTRY LLC
Patent Owner

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Case IPR2018-00067 U.S. Patent No. 8,577,813 B2

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PATENT OWNER UNIVERSAL SECURE REGISTRY'S NOTICE OF APPEAL TO THE UNITED STATES COURT OF APPEAL FOR THE FEDERAL CIRCUIT



Pursuant to 37 C.F.R. §§ 90.2 and 90.3, and 35 U.S.C. §§ 141 and 142, Universal Secure Registry LLC ("Patent Owner") respectfully gives Notice that it hereby appeals to the United States Court of Appeals for the Federal Circuit the May 1, 2019 Final Written Decision of the Patent Trial and Appeal Board ("Board") in IPR2018-00067 (Paper 54) that claims 1–3, 5–9, 11, 13–18, 20, and 22–26 of U.S. Patent No. 8,577,813 B2 ("the '813 patent") are unpatentable, denial of Patent Owner's Contingent Motion to Amend, and all other prior interlocutory and underlying orders, decisions, rulings, findings and opinions that are adverse to Patent Owner related thereto or subsumed therein. Patent Owner electronically received the Final Written Decision on the day the decision was entered.

For the limited purpose of providing the Director with the information specified in 37 C.F.R. § 90.2(a)(3)(ii), issues on Patent Owner's appeal may include the Board's determination that claims 1–3, 5–9, 11, 13–18, 20, and 22–26 of the '813 patent have been shown to be unpatentable under 35 U.S.C. § 103 in view of the grounds of unpatentability identified in the Board's Final Written Decision, the Board's denial of Patent Owner's Contingent Motion to Amend, the Board's failure to dismiss the Petition for failure to name a real party in interest, challenges to any findings supporting these determinations, the Board's failure to properly consider evidence of record, the Board's legal errors in undertaking the



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above analyses, the Board's findings that conflict with the evidence of record and are not supported by substantial evidence, the Board's findings with respect to objective indicia of nonobviousness, and all other prior interlocutory and underlying orders, decisions, rulings, findings and opinions decided adversely to

Simultaneous with this filing and in accordance with 37 C.F.R. § 90.2(a), this Notice of Appeal is filed with the Director of the United States Patent and Trademark Office, filed with the Board, and served upon Petitioner in accordance with 37 C.F.R. § 42.6(e).

In addition, this Notice of Appeal, along with the required fees, is being filed with the Clerk's Office for the United States Court of Appeals for the Federal Circuit in accordance with Fed. Cir. R. 15(a)(1).

In addition to this Notice of Appeal, a copy of the Final Written Decision (Paper No. 54) is being submitted to the Federal Circuit Court of Appeals CM/ECF System and to the Director of the United States Patent and Trademark Office along with a letter indicating the decision is CONFIDENTIAL – FOR BOARD AND PARTIES ONLY. That same Final Written Decision is not being refiled with the Board, which already has a copy.

Date: July 3, 2019 Respectfully submitted,



Patent Owner.

By: /s/ James M. Glass, Reg. No. 46,729

James M. Glass (Reg. No. 46,729)

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Lead Attorney for Patent Owner – Universal Secure Registry LLC



## **CERTIFICATE OF FILING**

I hereby certify that a copy of the foregoing "Patent Owner Secure Registry's Notice of Appeal to the United States Court of Appeals for the Federal Circuit" was filed electronically via PTAB e2e.

## **CERTIFICATE OF FILING**

I hereby certify that a true and correct copy of the foregoing "Patent Owner Universal Secure Registry's Notice of Appeal to the United States Court of Appeals for the Federal Circuit" as well as a copy of the Final Written Decision (IPR2018-00067 Paper No. 54) and letter regarding its confidential status was filed by Express Mail on this 3rd day of July, 2019, 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 true and correct copy of the foregoing "Patent Owner Secure Registry's Notice of Appeal to the United States Court of Appeals for the Federal Circuit" as well as a copy of the Final Written Decision (IPR2018-00067 Paper No. 54) and letter regarding its confidential status was filed electronically by CM/ECF on this 3rd day of July, 2019, with the Clerk's Office of the United States



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