

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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SHOPIFY, INC., PRICELINE.COM LLC, and BOOKING.COM B.V.,<sup>1</sup>  
Petitioner,

v.

DDR HOLDINGS, LLC,  
Patent Owner.

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Case IPR2018-01011  
Patent 9,639,876

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**PATENT OWNER'S NOTICE OF APPEAL**

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<sup>1</sup> Pursuant to order in IPR2019-00438, Priceline.com LLC and Booking.com B.V. have been joined as parties to this IPR proceeding.

Pursuant to 35 U.S.C. §§ 141(b) and 142 and 37 C.F.R. § 90.2(a), Patent Owner DDR Holdings, LLC appeals to the United States Court of Appeals for the Federal Circuit from the Decision Granting Petitioner's Request on Rehearing, entered on October 26, 2020, and the Final Written Decision dated February 14, 2020, that the Rehearing Decision modified, determining that any claims of the above-captioned patent were unpatentable under 35 U.S.C. § 103, and from all issues decided adversely to Patent Owner in any order, decision, ruling, and opinion during this *inter partes* reexamination. The issues on appeal include the Board's findings that claims 1-3, 5, 7, 8, 11-13, 15, 17, and 18 are obviated by six different printed publications describing a Digital River system and Digital River websites, referred to collectively as "the Digital River Publications," and all underlying, supporting, or related findings, orders, decisions, rulings, and opinions.

This Notice of Appeal is being: (1) directed to the Director of the United States Patent and Trademark Office; (2) filed with the Clerk's Office of the U.S. Court of Appeals for the Federal Circuit; and (3) served on counsel for Petitioner.

Respectfully submitted,

Dated: November 19, 2020

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**CERTIFICATE OF FILING**

I hereby certify that, on November 19, 2020, (1) this Patent Owner's Notice of Appeal is being filed electronically through the Patent Trial and Appeal Board's E2E system, and (2) the original version of this Patent Owner's Notice of Appeal is being sent via by Priority Mail Express® under 37 CFR § 1.10, mailing label number EJ283546083US, with the Director of the United States Patent and Trademark Office, addressed to:

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, on November 19, 2020, a true and correct copy of this Patent Owner's Notice of Appeal is being filed with the Clerk's Office of the U.S. Court of Appeals for the Federal Circuit, via the CM/ECF system, and is accompanied with the docket fee.

**CERTIFICATE OF SERVICE (37 C.F.R. § 42.6(e)(1))**

I hereby certify that, on November 19, 2020, a true and correct copy of this Patent Owner's Notice of Appeal is being served via electronic mail on the following counsel of record for Petitioner (counsel have consented in writing to service by this electronic means):

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