

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,
Petitioner

v.

UNILOC 2017 LLC
Patent Owner.

Case IPR2018-01028
U.S. Patent No. Patent 7,881,902 B1

PATENT OWNER'S NOTICE OF APPEAL

Director of the United States Patent and Trademark Office c/o
Office of the General Counsel
P.O. Box 1450
Alexandria, VA 22313-1450

Pursuant to 35 U.S.C. §§ 141 and 142 and 37 C.F.R. §§ 90.2 and 90.3, Patent Owner Uniloc 2017 LLC. (“Patent Owner”) hereby provides notice that it appeals to the United States Court of Appeals for the Federal Circuit from the Final Written Decision entered November 5, 2019 (Paper 18) and from all underlying findings, orders, decisions, rulings, and opinions, including, without limitation the institution decision entered November 9, 2018 (Paper 8).

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), Patent Owner states that the issues for appeal include, but are not limited to: the Patent Trial and Appeals Board (“Board”)’s determinations in the institution decision that Claim 8 of U.S. Patent No 7,881,902 B1 (the “902 patent”) was shown by a reasonable likelihood to be unpatentable; the Board’s subsequent determination that Claim 8 is unpatentable; the Board’s consideration and analysis of the expert testimony, prior art, and other evidence in the record; and the Board’s factual findings, conclusions of law, or other determinations supporting or relating to the above issues – including constitutionality of the appointment of PTAB judges.

Pursuant to 35 U.S.C. § 142 and 37 C.F.R. § 90.2(a), this Notice is being filed with the Director of the United States Patent and Trademark Office. Simultaneous with this submission, a copy of this Notice is being filed with the Patent Trial and Appeal Board. In addition, a copy of this Notice, along with the required docketing fees, is being filed with the Clerk’s office of the United States Court of Appeals for the Federal Circuit.

DATED: January 3, 2019

By: /Ryan Loveless/

Ryan Loveless (Reg. No. 51,970)

Brett Mangrum (Reg. No. 64,783)

James Etheridge (Reg. No. 37,614)

Jeffrey Huang (Reg. No. 68,639)

Etheridge Law Group

2600 E. Southlake Blvd., Ste. 120-324

Southlake, TX 76092

brett@etheridgelaw.com

ryan@etheridgelaw.com

jim@etheridgelaw.com

jeff@etheridgelaw.com

817-470-7249

Attorneys for Uniloc 2017 LLC

CERTIFICATE OF SERVICE

The undersigned certifies that, in addition to being filed electronically through the Patent Trial and Appeal Board's E2E, the foregoing Notice of Appeal was filed by Priority Mail Express on January 3, 2020 January 3, 2020 January 3, 2020 January 3, 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
P.O. Box 1450
Alexandria, VA 22313-1450

The undersigned certifies that a copy of the foregoing Notice of Appeal, along with the required docket fee, was filed on the below date, with the Clerk's Office for the United States Court of Appeals for the Federal Circuit through the Court's CM/ECF filing system.

The undersigned certifies service pursuant to 37 C.F.R. § 42.6(e) of a copy of this Notice of Appeal by electronic mail on the below date, on the counsel of record for Petitioner:

Lead Counsel: Andrew S. Ehmke, Reg. No. 50,271
andy.ehmke.ipr@haynesboone.com
michael.parsons.ipr@haynesboone.com
dina.blikshteyn.ipr@haynesboone.com

DATED: January 3, 2019

By: /Ryan Loveless/
Ryan Loveless (Reg. No. 51,970)