

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

Apple Inc.,
Petitioner,

v.

Qualcomm Incorporated,
Patent Owner

Case IPR2018-01249
U.S. Patent No. 7,693,002

PATENT OWNER'S NOTICE OF APPEAL

Pursuant to 37 C.F.R § 90.2(a), Patent Owner Qualcomm Incorporated (“Qualcomm” or “Patent Owner”), hereby appeals to the United States Court of Appeals for the Federal Circuit the Patent Trial and Appeal Board’s Final Written Decision in IPR2018-01249, entered on January 6, 2020 (Paper No. 27) and from all underlying orders, decisions, rulings and opinions that are adverse to Qualcomm, including, without limitation, those within the Decision on Institution of *Inter Partes* Review, entered January 15, 2019 (Paper No. 6).

In accordance with 37 C.F.R § 90.2(a)(3)(ii), Patent Owner further indicates that the issues on appeal include, but are not limited to, constitutionality of the appointment of the Administrative Patent Judges who presided over this *inter partes* review; determination of unpatentability of claims 1-28 and 31-37 of U.S. Patent No. 7,693,002 under 35 U.S.C. § 103(a); any finding or determination supporting or related to those issues; as well as all other issues decided adversely to Patent Owner in any orders, decisions, rulings, and opinions.

Simultaneous with this submission, a copy of this Notice of Appeal is being filed with the United States Patent and Trademark Office by way of hand delivery to the Office of General Counsel to:

Office of the General Counsel
United States Patent and Trademark Office
Madison Building East, Room 10B20
600 Dulany Street
Alexandria, Virginia 22314

In addition, this Notice of Appeal, along with a copy of the Final Written Decision, is being filed electronically with the United States Court of Appeals for the Federal Circuit along with the required docketing fees, and one paper copy of the Notice of Appeal is being provided to the Clerk's Office:

Clerk of Court
United States Court of Appeals for the Federal Circuit
717 Madison Place, NW, Room 401
Washington, DC 20439

Respectfully submitted,

Date: March 4, 2020

/ Joshua R. Nightingale /
Joshua R. Nightingale, Reg. No. 67,865
JONES DAY
500 Grant Street, Suite 4500
Pittsburgh, PA 15219

Counsel for Patent Owner

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), the undersigned certifies that on March 4, 2020, a complete and entire copy of this **PATENT OWNER'S NOTICE OF APPEAL** has been served in its entirety by e-mail on the following counsel of record for petitioner:

W. Karl Renner
IPR39521-0054IP1@fr.com
axf-ptab@fr.com

Thomas A. Rozylowicz
PTABInbound@fr.com
rozylowicz@fr.com
tar@fr.com

Timothy W. Riffe
PTABInbound@fr.com
riffe@fr.com

Kenneth J. Hoover
hoover@fr.com

Whitney A. Reichel
wreichel@fr.com

Date: March 4, 2020

/ Joshua R. Nightingale /
Joshua R. Nightingale, Reg. No. 67,865
JONES DAY
500 Grant Street, Suite 4500
Pittsburgh, PA 15219

Counsel for Patent Owner

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,
Petitioner,

v.

QUALCOMM INCORPORATED,
Patent Owner.

IPR2018-01249
Patent 7,693,002 B2

Before TREVOR M. JEFFERSON, DANIEL J. GALLIGAN, and
SCOTT B. HOWARD, *Administrative Patent Judges*.

GALLIGAN, *Administrative Patent Judge*.

JUDGMENT
Final Written Decision
Determining All Challenged Claims Unpatentable
Granting Petitioner's Motion to Exclude
35 U.S.C. § 318(a)

Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.