

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

STARBUCKS CORPORATION, et al.

Petitioners

v.

FALL LINE PATENTS, LLC

Patent Owner.

Case No. IPR2019-00610

Patent No. 9,454,748

PETITIONERS' NOTICE OF APPEAL

Pursuant to 35 U.S.C. §§ 142 and 37 C.F.R. § 90.2(a), Petitioners AMC Multi-Cinema, Inc., AMC Entertainment Holdings, Inc., Boston Market Corporation, Mobo Systems, Inc., McDonald's Corporation, McDonald's USA, Panda Restaurant Group, Inc., Panda Express Inc., Papa John's International, Inc., Star Papa LP, and Papa John's USA, Inc. respectfully give Notice that they hereby appeal to the United States Court of Appeals for the Federal Circuit from the Patent Trial and Appeal Board's ("Board") Final Written Decision, dated August 5, 2020 (Paper 32), and from all other underlying orders, decisions, rulings and opinions related thereto and included therein. This notice is timely filed within 63 days of the Board's Final Written Decision.

For the limited purpose of providing the Director with the information specified in 37 C.F.R. § 90.2(a)(3)(ii), Petitioners indicate that the issues on appeal include, but are not limited to (i) whether Claim 7 of U.S. Patent No. 9,454,748 is obvious over U.S. Patent No. 6,961,586 B2, filed September 17, 2001, issued November 1, 2005, and which claims the benefit of an application filed on September 28, 2000 ("Barbosa") in view of U.S. Patent No. 5,991,771, issued November 23, 1999 ("Falls"); and (ii) whether Claim 7 of U.S. Patent No. 9,454,748 is obvious over U.S. Patent No. 6,202,023 B1, issued March 13, 2001 ("Hancock") in view of Falls.

Simultaneous with this submission, a copy of this Notice of Appeal is being filed with the Board and the Clerk's Office for the United States Court of Appeals for the Federal Circuit.

Dated: October 7, 2020

Respectfully submitted,

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Counsel for Petitioners

CERTIFICATE OF SERVICE

In accordance with 37 CFR § 90.2(a)(1) and § 104.2, I hereby certify that on October 7, 2020, in addition to being filed electronically through the Board's E2E System, the original version of the foregoing, Petitioners' Notice of Appeal was filed by hand on 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
Madison Building East, 10B20
600 Dulany Street
Alexandria, VA 22314-5793

CERTIFICATE OF SERVICE

I hereby certify that on October 7, 2020, a true and correct copy of the foregoing, Petitioners' Notice of Appeal, along with a copy of the Termination Decision, was filed electronically with the Clerk's Office of the United States Court of Appeals for the Federal Circuit, at the following address:

United States Court of Appeals for the Federal Circuit
717 Madison Place, N.W., Suite 401
Washington, DC 20005

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