

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MICROSOFT CORPORATION

Petitioner

v.

UNILOC 2017 LLC

Patent Owner

IPR2019-01026

Patent 6,993,049 B2

**PATENT OWNER'S NOTICE OF APPEAL WITH CORRECTED
CERTIFICATE OF SERVICE**

Director of the United States Patent and Trademark Office

c/o Office of the General Counsel

P.O. Box 1450

Alexandria, VA 22313-1450

Priority Mail Express 9481703699300039271696

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 27, 2020 (Paper 20) and from all underlying findings, orders, decisions, rulings, and opinions, including without limitation, the institution decision entered December 4, 2019 (Paper 7).

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 there is a reasonable likelihood that claims 11 and 12 of the ’049 patent are unpatentable and the Board’s subsequent determination that claims 11 and 12 of the ’049 patent are 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 29, 2021

By: /Ryan Loveless/
Ryan Loveless (Reg. No. 51,970)
Brian Koide (Reg. No. 41,123)
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
brian@etheridgelaw.com
ryan@etheridgelaw.com
jim@etheridgelaw.com
jeff@etheridgelaw.com
817-470-7249

Attorneys for Uniloc 2017 LLC

CORRECTED CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing Notice of Appeal, dated January 28, 2021, was filed electronically through the Patent Trial and Appeal Board's E2E system on January 28, 2021. The copy dated January 28, 2021 was also filed by Priority Mail Express on January 29, 2021 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 (dated January 28, 2021), along with the required docket fee, was filed on January 28, 2021, 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 that the foregoing Notice of Appeal With Corrected

Certificate of Service was filed electronically through the Patent Trial and Appeal Board's E2E system on the below date. The foregoing Notice of Appeal was also filed by Priority Mail Express on the below date 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 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 required docket fee was paid previously with the copy of the Notice of Appeal filed on January 28, 2021.

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 M. Mason, Reg. No. 64,034
andrew.mason@klarquist.com

Backup Counsel:
Todd M. Siegel, Reg. No. 73,232
Joseph T. Jakubek, Reg. No. 34,190
John M. Lunsford, Reg. No. 67,185
todd.siegel@klarquist.com
joseph.jakubek@klarquist.com
john.lunsford@klarquist.com

DATED: January 29, 2021

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