

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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APPLE INC.,

Petitioner

v.

LBT IP I LLC,

Patent Owner

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Case IPR2020-01189  
U.S. Patent No. 8,497,774

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**PATENT OWNER'S NOTICE OF APPEAL**

Pursuant to 35 U.S.C. §§ 141, 142, and 319; 37 C.F.R. §§ 90.2-90.3; Federal Rule of Appellate Procedure 15; and Federal Circuit Rule 15, Patent Owner LBT IP I LLC (“Patent Owner”) hereby provides notice that they appeal to the United States Court of Appeals for the Federal Circuit from the Final Written Decision of the Patent Trial and Appeal Board (“Board”) entered on March 2, 2022 in IPR2020-01189 (Paper No. 39) (“Final Written Decision”), and from all underlying findings, determinations, rulings, opinions, orders, issues, and decisions regarding the *inter partes* review of U.S. Patent No. 8,497,774 (the “’774 Patent”). This notice is timely under 37 C.F.R. § 90.3, having been filed no later than 63 days after the Final Written Decision.

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), Patent Owner states that the issues on appeal include, but are not limited to: the Board’s determination that claims 1, 4-6, 8, 10, 13, and 15 of the ’774 Patent are unpatentable; the Board’s determination that the claim term “multitude” includes two; the Board’s consideration of the expert testimony, fact witness testimony, and other evidence in the record; and the Board’s factual findings, conclusions of law, or other determinations supporting or related to the foregoing issues, as well as all other issues decided adversely to Patent Owner in any orders, decisions, rulings, or opinions.

Case IPR2020-01189  
U.S. Patent No. 8,497,774

This Notice of Appeal is being e-filed with the Clerk's Office for the United States Court of Appeals for the Federal Circuit, along with payment of the required docketing fees. In addition, a true and correct copy of this Notice of Appeal is being filed simultaneously with the Director of the United States Patent and Trademark Office.

Dated: April 7, 2022

Respectfully submitted,

TAFT STETTINIUS & HOLLISTER LLP

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*Counsel for Patent Owner*

## **CERTIFICATE OF FILING**

The undersigned certifies that on April 7, 2022, in addition to being filed electronically through the PTAB's E2E System, a true and correct copy of **PATENT OWNER'S NOTICE OF APPEAL** is being filed in paper via Priority Mail Express with the Director of the U.S. Patent and Trademark Office at the following address:

Mail Stop 8  
Director of the U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

The undersigned also certifies that on April 7, 2022, a true and correct copy of **PATENT OWNER'S NOTICE OF APPEAL** is being filed via the electronic filing system, CM/ECF, with the Clerk's Office of the U.S. Court of Appeals for the Federal Circuit.

/Shaun D. Gregory/  
Shaun D. Gregory (Reg. No. 68,498)

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

Pursuant to 37 C.F.R. §42.6(e), the undersigned certifies that on April 7, 2022,  
a complete copy of **PATENT OWNER'S NOTICE OF APPEAL** was served  
electronically via e-mail on the following counsel of record for Petitioners:

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