

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,
Petitioner,

v.

GUI GLOBAL PRODUCTS, LTD.,
Patent Owner.

IPR2021-00473
Patent 10,589,320

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 GUI Global Products, Ltd. (“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 August 9, 2022 (Paper 33) and from all underlying findings, orders, decisions, rulings, and opinions, including without limitation, the institution decision entered August 13, 2021 (Paper 9).

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 1–5 and 7–13 of the ’320 patent are unpatentable and the Board’s subsequent determination that claims 1–5 and 7–13 of the ’320 patent are unpatentable; the Board’s consideration and analysis of the petition, response and untimely reply arguments; expert testimony, prior art, and other evidence in the record; and the Board’s factual findings, explicit and implicit claim constructions, conclusions of law and/or other determinations supporting or relating to the above issues; the constitutionality of the appointment of PTAB judges and whether the IPR process violates due process; as well as other issues decided adversely to Patent Owner in any orders, decisions and rulings.

This notice of appeal is being filed and served concurrently with notices of appeal for IPR2021-00470 involving U.S. Patent No. 10,259,020; IPR2021-00471

involving U.S. Patent No. 10,259,021; and IPR2021-00472 involving U.S. Patent No. 10,562,077.

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.

Date: September 23, 2022

Respectfully submitted,

/ John J. Edmonds /

John J. Edmonds, Reg. No. 56,184
ad Counsel for Patent Owner

CERTIFICATE OF SERVICE

The undersigned certifies that, in addition to being filed electronically through the Patent Trial and Appeal Board's E2E system, the foregoing Notice of Appeal was filed by Priority Mail Express on September 23, 2022 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:

patrick@fr.com; rizzolo@fr.com; pacheco@fr.com; Leung@fr.com;
kdarby@fr.com; devoto@fr.com; renner@fr.com

The parties have agreed to electronic service in this proceeding.

Date: September 23, 2022

Respectfully submitted,

/ John J. Edmonds /

John J. Edmonds, Reg. No. 56,184
ad Counsel for Patent Owner