

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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APPLE, INC., LG ELECTRONICS, INC.,  
LG ELECTRONICS U.S.A., INC., and GOOGLE LLC

Petitioner,

v.

GESTURE TECHNOLOGY PARTNERS, LLC

Patent Owner

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***Inter Partes* Review No. IPR2021-00922<sup>1</sup>**

**U.S. Patent No. 8,553,079**

**PATENT OWNER'S NOTICE OF APPEAL**

Filed on behalf of Patent Owner by:

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**WILLIAMS SIMONS & LANDIS PLLC**

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<sup>1</sup>IPR2022-00090 (LG Electronics, Inc. and LG Electronics U.S.A., Inc.) and IPR2022-00360 (Google LLC) have been joined with this proceeding.

Notice is hereby given, pursuant to 35 U.S.C. §§ 141, 142, and 319, and 37 C.F.R. § 90.2(a), that Patent Owner Gesture Technology Partners, LLC (“GTP”) appeals to the United States Court of Appeals for the Federal Circuit from the Final Written Decision (“FWD”) entered on November 28, 2022 (Paper 26), and from all underlying orders, decisions, rulings and opinions that are adverse to GTP, including, without limitation, those within the Decision Granting Institution of *Inter Partes* Review, entered on November 29, 2021 (Paper 10). In accordance with 37 C.F.R. § 90.2(a)(3)(ii), the issues on appeal include, but are not limited to the Patent Trial and Appeals Board’s (“Board”) determinations that claims 1 – 6, 8 – 16, 18 – 26 and 28 – 30 of U.S. Patent No. 8,553,079 are unpatentable; the Board’s consideration and analysis of the expert testimony, prior art, and other evidence in the record; the Board’s decision to institute *inter partes* review; and the Board’s factual findings, conclusions of law, or other determinations supporting or relating to the above issues.

Pursuant to 37 C.F.R. § 90.2(a)(1) and (a)(2), and as reflected in the attached Certificate of Service, this Notice of Appeal is being electronically filed with the Patent Trial and Appeal Board through the Patent Trial and Appeal Case Tracking System (P-TACTS) and the United States Court of Appeals for the Federal Circuit through the CM/ECF System along with the requisite filing fee. A copy is also being mailed to the Office of General Counsel at the U.S. Patent and Trademark Office.

DATED: January 27, 2023

Respectfully submitted,

By: /Todd E. Landis/  
Todd E. Landis  
Registration No. 44,200  
Counsel for Patent Owner

**CERTIFICATE OF SERVICE**

The undersigned certifies that a true and correct copy of this Notice of Appeal was filed electronically with the Director of the United States Patent and Trademark Office, as well as sent via Priority Mail Express from the U.S. Postal Service to the following address:

Director of the United States Patent and Trademark Office  
c/o Office of the General Counsel  
Mail Stop 8, Post Office Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATE OF SERVICE**

The undersigned certifies that a true and correct copy of this Notice of Appeal was filed electronically with the Clerk's Office of the United States Court of Appeals for the Federal Circuit, as well as sent via FedEx Priority Overnight to the following address:

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

**CERTIFICATE OF SERVICE**

Pursuant to 37 C.F.R. § 42.6, the undersigned certifies that on January 27, 2023, the foregoing document was served on counsel of record for Petitioner by filing this document through the End-to-End System, as well as via electronic mail to counsel of record for Petitioner (and jointed Petitioners) at the following addresses:

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