

IPR2022-00221  
Patent No. 10,423,658

Patent Owner's Notice of Appeal

Paper No. \_\_\_\_

**UNITED STATES PATENT AND TRADEMARK OFFICE**

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**BEFORE THE PATENT TRIAL AND APPEAL BOARD**

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SAMSUNG ELECTRONICS CO., LTD.  
Petitioner

v.

MEMORYWEB, LLC  
Patent Owner

Patent No. 10,423,658

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*Inter Partes* Review No. IPR2022-00221

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**PATENT OWNER'S NOTICE OF APPEAL**

Pursuant to at least 35 U.S.C. §§ 141 and 142 and 37 C.F.R. §§ 90.2(a) and 90.3, notice is hereby given that Patent Owner MemoryWeb, LLC ("MemoryWeb") appeals to the United States Court of Appeals for the Federal Circuit from the Final Written Decision, dated July 31, 2023 (Paper No. 40) ("Final Decision") (attached as Exhibit A) and the Decision Denying Patent Owner's Request on Rehearing on November 29, 2023 (Paper No. 42) ("Rehearing Decision") (attached as Exhibit B) entered in IPR2022-00221, and from all underlying findings, orders, decisions, rulings, and opinions. This notice is timely under 37 C.F.R. § 90.3, having been filed no later than 63 days after the Rehearing Decision.

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), MemoryWeb states that the issues on appeal may include, but are not limited to:

- The Board's determination that claims 1-8, 10, 11, and 13-15 of U.S. Patent No. 10,423,658 were shown by a preponderance of the evidence to be unpatentable under 35 U.S.C. § 103(a) in view of Okamura (Ex. 1005) and Belitz (Ex. 1006), including any findings or determinations supporting or related to that determination;
- The Board's determination that claims 3-4 of U.S. Patent No. 10,423,658 were shown by a preponderance of the evidence to be unpatentable under 35 U.S.C. § 103(a) in view of Okamura (Ex. 1005), Belitz (Ex. 1006), and Rasmussen

(Ex. 1007), including any findings or determinations supporting or related to that determination;

- The Board's determination that claims 6-8, 10, and 11 of U.S. Patent No. 10,423,658 were shown by a preponderance of the evidence to be unpatentable under 35 U.S.C. § 103(a) in view of Okamura (Ex. 1005), Belitz (Ex. 1006), and Gossweiler (Ex. 1038), including any findings or determinations supporting or related to that determination;
- The Board's determination that claims 8, 9, 11, and 12 of U.S. Patent No. 10,423,658 were shown by a preponderance of the evidence to be unpatentable under 35 U.S.C. § 103(a) in view of Okamura (Ex. 1005), Belitz (Ex. 1006), and Yee (Ex. 1041), including any findings or determinations supporting or related to that determination;
- The Board's determination that claims 8, 9, 11, and 12 of U.S. Patent No. 10,423,658 were shown by a preponderance of the evidence to be unpatentable under 35 U.S.C. § 103(a) in view of Okamura (Ex. 1005), Belitz (Ex. 1006), Yee (Ex. 1041), and Gossweiler (Ex. 1038), including any findings or determinations supporting or related to that determination;
- The Board's construction of the claim term "application view";
- The Board's construction of the claim phrase "responsive to a click or tap . . . displaying";

- The Board's construction of the claim phrase "the displaying the people view including displaying: ... a name associated with the first person ... and ... a name associated with the second person";
- The Board's construction of the claim phrase "the displaying the album view including displaying: ... a first album name ... and ... a second album name";
- All other issues decided adversely to MemoryWeb in any orders, decisions, rulings, and opinions.

A copy of this Notice of Appeal is being filed with the Patent Trial and Appeal Board. In addition, this Notice of Appeal and the required docketing fees are being filed with the Clerk's Office for the United States Court of Appeals for the Federal Circuit.

Respectfully submitted,

Dated: January 3, 2024

By: /s/Jennifer Hayes

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing Patent Owner's Notice of Appeal was served on January 3, 2024, by email:

Counsel for Petitioner, Samsung Electronics Co., Ltd.:

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By: /s/Jennifer Hayes

Counsel for Patent Owner

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