

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC., GARMIN INTERNATIONAL, INC.,
GARMIN USA, INC., AND GARMIN LTD.¹
Petitioners,

v.

AIRE TECHNOLOGY LIMITED,
Patent Owner

Case IPR2022-01137
Patent No. 8,581,706 B2

Before MIRIAM L. QUINN, JEFFREY S. SMITH, and
BRIAN J. McNAMARA, *Administrative Patent Judges*.

PATENT OWNER'S NOTICE OF APPEAL

via Priority Mail Express
Office of the General Counsel
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, Virginia 22313-1450

via CM/ECF
United States Court of Appeals for the Federal Circuit

via P-TACTS
Patent Trial and Appeal Board

¹ Garmin International, Inc., Garmin USA, Inc., and Garmin, Ltd., who filed a petition in IPR023-00188, have been joined as petitioners in this proceeding.

Notice is hereby given, pursuant to 35 U.S.C. §§ 141(c), 142, and 319; 37 C.F.R. §§ 90.2(a) and 90.3(a); Federal Rule of Appellate Procedure 15; and Federal Circuit Rule 15, that Patent Owner Aire Technology Limited (“Aire”) appeals to the United States Court of Appeals for the Federal Circuit from the Final Written Decision entered on December 15, 2023 (Paper 31) (the “Final Written Decision”), and from all underlying orders, decisions, rulings and opinions. The Final Written Decision is attached hereto as Attachment A. The Board’s Decision granting Garmin International, Inc., Garmin USA, Inc., and Garmin Ltd.’s Motion for Joinder (Paper 18) is attached hereto as Attachment B.

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), Aire further indicates that the issues on appeal include, but are not limited to, the Patent Trial and Appeal Board’s claim construction, determination of unpatentability of claims 1-3, 11, 12, 16, 18, and 20 of U.S. Patent No. 8,581,706, denial of Patent Owner’s contingent motion to amend and substitute claims 23-26, and any finding or determination supporting or related to those issues, as well as all other issues decided adversely to Aire in any orders, decisions, rulings, and opinions.

Simultaneous with this submission, a copy of this Notice of Appeal is being filed with the Patent Trial and Appeal Board and the Clerk’s Office for the United States Court of Appeals for the Federal Circuit.

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IPR2022-01137
Patent No. 8,581,706 B2

Respectfully submitted,

Dated: February 1, 2024

/s/ Brett Cooper

Brett Cooper (Reg. No. 55,085)
Lead counsel for Patent Owner

CERTIFICATE OF SERVICE

The undersigned hereby certifies that, in addition to being electronically filed through the Patent Trial and Appeal Case Tracking System, a true and correct copy of the foregoing Patent Owner's Notice of Appeal was served by United States mail on the Director of the United States Patent and Trademark Office on February 1, 2024, at the following address:

Office of the General Counsel
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, Virginia 22313-1450

The undersigned also certifies that a true and correct copy of the foregoing Patent Owner's Notice of Appeal and the filing fee 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 on February 1, 2024.

Date: February 1, 2024

/s/ Brett Cooper

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Brett Cooper
Reg. No. 55,085
Attorney for Patent Owner

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing Patent Owner's Notice of Appeal was served on February 1, 2024, by filing this document through the Patent Trial and Appeal Case Tracking System as well as delivering a copy via electronic mail upon the following attorneys of record for the Petitioners:

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