

UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT

E. I. DuPont De Nemours and
Company and Archer-Daniels-
Midland Company

Petitioner or Appellant,

v. **PETITION FOR REVIEW**

Furanix Technologies B.V.

Respondent or Appellee.

E. I. DuPont De Nemours and Company and
Archer-Daniels-Midland Company

(name all parties* bringing the petition or appeal)

hereby petition/appeal the court for review of the Final Written Decision, Paper No. 43, IPR2015-01838 (describe
the order or decision and include decision number) of the U.S. Patent and Trademark Office

(name the agency, board, office or bureau) entered on Mar 3, 2017 (date).

The order or decision was received on Mar 3, 2017 (date).

Date: May 2, 2017

/s/ Michael S. Marcus

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or attorney)

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UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT

CERTIFICATE OF SERVICE

I certify that I served a copy on counsel of record on May 2, 2017

by:

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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

E. I. DU PONT DE NEMOURS AND COMPANY and
ARCHER-DANIELS-MIDLAND COMPANY,
Petitioners,

v.

FURANIX TECHNOLOGIES B.V.,
Patent Owner.

Case IPR2015-01838
Patent 8,865,921 B2

PETITIONERS' NOTICE OF APPEAL

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Pursuant to 35 U.S.C. § 142 and 37 C.F.R. 90.2(a), Petitioners E. I. du Pont de Nemours and Company and Archer-Daniels-Midland Company (collectively, “Petitioners”) hereby give notice of their appeal under 35 U.S.C. § 141(c) to the United States Court of Appeals for the Federal Circuit from the Final Written Decision (Paper 43) issued by the Patent Trial and Appeal Board (“the Board”) on March 3, 2017 in the above-captioned proceeding, and from all other orders, decisions, rulings, and opinions underlying or related to the Final Written Decision.

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), the expected issues on appeal include, but are not limited to, the Board’s failure to construe the disputed claim terms; its misapplication of the law of obviousness in the context of overlapping ranges; and its decision that Petitioners did not show by a preponderance of the evidence that claims 1-5 and 7-9 of U.S. Patent 8,865,921 B2 are unpatentable as obvious under 35 U.S.C. § 103(a) and any finding or determination supporting or relating to that issue, as well as all other issues decided adversely to Petitioners or not considered in any orders, decisions, rulings, or opinions.

This Notice of Appeal is being filed simultaneously with the Director of the United States Patent and Trademark Office, the Board, and the Clerk’s

Office for the United States Court of Appeals for the Federal Circuit.

Dated: May 2, 2017

/Michael S. Marcus/

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