

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ACCO BRANDS CORPORATION	:	
and ACCO BRANDS USA LLC,	:	
	:	<i>Inter Partes</i> Review
<i>Petitioners,</i>	:	
	:	Proceedings No.
	:	IPR2015-01167
v.	:	
	:	U.S. Patent No. 8,717,758
THINK PRODUCTS, INC.,	:	
	:	
<i>Patent Owner.</i>	:	

PATENT OWNER THINK PRODUCTS, INC.'S
NOTICE OF APPEAL

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Attorneys for Patent Owner
Think Products, Inc.

Director of the United States Patent and Trademark Office
c/o Office of the General Counsel
Madison Building East, 10B20
600 Dulaney Street
Alexandria, VA 22314-5793

Notice is hereby given, pursuant to 37 CFR § 90.2(a), that Patent Owner Think Products, Inc. (“Think Products”) hereby appeals to the United States Court of Appeals for the Federal Circuit from the “Final Written Decision,” entered October 11, 2016 (Paper 40), and from all underlying orders, decisions, rulings and opinions, including, without limitation, the Decision to initiate the Trial for *Inter Partes* Review, entered on October 21, 2015 (Paper 13.)

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), Think Products further indicates that the issues on appeal include, but are not limited to, the Patent Trial and Appeal Board’s application of the broadest reasonable interpretation standard, claim construction, institution of *Inter Partes* Review; the determination of the earliest-possible effective filing date of the challenged claims of the ‘758 Patent as February 18, 2011, pursuant to 35 U.S.C. §112(a); determination of unpatentability of Claims 1-7, 9-13 and 16 of the ‘758 Patent, under 35 U.S.C. §102(a), as being anticipated by the “ClickSafe” video (Ex. 1013); determination of unpatentability of Claim 14 of the ‘758 patent under 35 U.S.C. §103(a) as being obvious over the

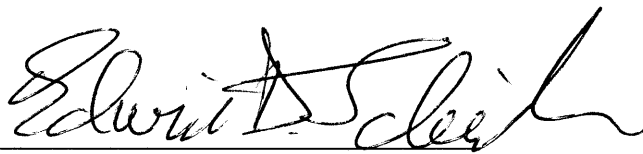
“ClickSafe” video in view of U.S. Patent No. 6,360,405 to McDaid, *et al.*;;
determination of unpatentability of Claims 1-7, 9-14 and 16 under 35 U.S.C.
§103(a), as being obvious over McDaid in view of U.S. Patent No.
5,829,280 to Chen, and, generally, the determination that all claims
challenged under consideration in the *Inter Partes* Review were held to be
unpatentable, as obvious under 35 U.S.C. §103; as well as all other issues
decided adversely to Patent Owner Think Products 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. In addition, this Notice
of Appeal, along with the required docketing fee, is being electronically filed
with the Clerk’s Office for the United States Court of Appeals for the
Federal Circuit.

Respectfully submitted,

THINK PRODUCTS, INC.

Dated: December 13, 2016
Huntington, New York

By 
Edwin D. Schindler
Reg. No. 31,459
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Attorneys for Think Products, Inc.

CERTIFICATE OF SERVICE

I hereby certify that, in addition to being filed electronically through the Patent Trial and Appeal Board's Patent Review Processing System (PRPS), the original version of the foregoing, PATENT OWNER THINK PRODUCTS, INC.'S NOTICE OF APPEAL, was filed by Express Mail (Priority (Express) Mail Label EK 907292585 US) on this 13th day of December 2016, 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
Madison Building East, 10B20
600 Dulaney Street
Alexandria, Virginia 22314-5793

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing, PATENT OWNER THINK PRODUCTS, INC.'S NOTICE OF APPEAL, was filed electronically (along with payment of the docketing fee) on this 13th day of December 2016, with the Clerk's Office of the United States Court of Appeals for the Federal Circuit:

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

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing,
PATENT OWNER THINK PRODUCTS, INC.'S NOTICE OF APPEAL,
was served, in accordance with the parties' electronic service agreement, by
electronic mail on this 13th day of December, 2016, on the following
counsel of record for Petitioners ACCO Brands Corporation and ACCO
Brands USA LLC:

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on December 13, 2016.



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