

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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PALO ALTO NETWORKS, INC.,  
FORTINET, INC. AND  
WATCHGUARD TECHNOLOGIES, INC.

Petitioners,

v.

SELECTIVE TECHNOLOGIES, LLC,

Patent Owner.

Case IPR2018-00594

U.S. Patent No. 8,111,629

PATENT OWNER'S NOTICE OF APPEAL

Director of the United States Patent and Trademark Office  
c/o Office of the General Counsel  
P.O. Box 1450  
Alexandria, VA 22314-5793

Pursuant to 35 U.S.C. §§ 141-44 and 319, and 37 C.F.R. § 90.2-90.3, notice is hereby given that Patent Owner Selective Signals, LLC, appeals to the United States Court of Appeals for the Federal Circuit from the Final Written Decision entered August 8, 2019 (Paper 46) in IPR2018-00594 (Exhibit A), and all prior and interlocutory rulings related thereto or subsumed therein.

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), Patent Owner further indicates that the issues on appeal include, but are not limited to, whether the Patent Trial and Appeal Board erred in determining that Petitioners established by a preponderance of the evidence that claims 15 and 17-22 of Ex. 1001, U.S. Patent No. 8,111,629 (the “’629 patent”) are unpatentable as obvious over Ex. 1004, U.S. Patent No. 8,085,775 (“Pappu”) alone; that a person of ordinary skill in the art would have had a reasonable expectation of success in achieving the claimed invention based on Pappu alone; and any finding or determination supporting or related to those issues, as well as all other issues decided adversely to Patent Owner in any orders, decisions, rulings, and opinions. Further, Patent Owner challenges whether the Patent Trial and Appeal Board erred in denying Patent Owners Motion to Amend by incorrectly

determining the unpatentability of proposed substitute claims 25-29 as obvious over Pappu alone.

Pursuant to 37 C.F.R. § 90.3(b), this Notice of Appeal is timely, having been duly filed within 63 days after the Final Written Decision entered August 8, 2019.

A copy of this Notice of Appeal is being filed simultaneously with the Patent Trial and Appeal Board, the Director of the U.S. Patent and Trademark Office, the Clerk's Office for the United States Court of Appeals for the Federal Circuit, and served on Petitioners.

Respectfully submitted,

Dated: October 10, 2019

By: /s/ Patrick R. Delaney  
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**CERTIFICATE OF SERVICE**

Pursuant to 37 C.F.R. §§ 90.2(a)(1) and 104.2(a), I hereby certify that, in addition to being filed electronically through the Patent Trial and Appeal Board's End to End (PTAB E2E), a true and correct original version of the foregoing PATENT OWNER'S NOTICE OF APPEAL is being filed by Fedex on this 10th day of October 2019, 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  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Pursuant to 37 C.F.R. § 90.2(a)(2) and Federal Circuit Rule 15(a)(1), and Rule 52(a), (e), I hereby certify that a true and correct copy of the foregoing PATENT OWNER'S NOTICE OF APPEAL is being filed in the United States Court of Appeals for the Federal Circuit using the Court's CM/ECF filing system on this day, October 10, 2019, and the filing fee is being paid electronically using pay.gov.

I hereby certify that on this 10<sup>th</sup> day of October 2019, I caused a true and correct copy of the foregoing PATENT OWNER'S NOTICE OF APPEAL to be served in on the following attorneys of record:

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