

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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APPLE, INC.,  
Petitioner,

v.

ADVANCED VOICE RECOGNITION SYSTEMS, INC.,  
Patent Owner.

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Case No. IPR2019-01352  
U.S. Patent No. 7,558,730

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**PATENT OWNER'S NOTICE OF APPEAL**

via PTAB E2E  
Patent Trial and Appeal Board

via U.S.P.S. Priority Mail Express®  
Office of the Solicitor  
United States Patent and Trademark Office  
Mail Stop 8, Post Office Box 1450  
Alexandria, VA 22313-1450

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

Patent Owner Advanced Voice Recognition Systems, Inc.’s (“Patent Owner”), hereby gives timely notice 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(a), and Federal Circuit Rule 15(a)(1), of its appeal to the United States Court of Appeals for the Federal Circuit. Patent Owner appeals the Patent Trial and Appeal Board’s (“PTAB”) Final Written Decision entered on January 13, 2021 (Paper 33), in the above-captioned *Inter Partes* Review (“IPR2019-01352”) of U.S. Patent No. 7,558,730 (the ’730 Patent) and all underlying orders, decisions, rulings, and opinions.

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), Patent Owner’s issues on appeal include, without limitation, the following: (i) the PTAB’s analysis and finding that claims 15 and 17 of the ’730 Patent are unpatentable as obvious over the combination of U.S. Patent No. 6,487,278 (“Skladman”) and U.S. Patent No. 7,558,735 (“Obilisetty”) and the combination of Skladman, Obilisetty and U.S. Patent No. 6,850,609 to Schrage; (ii) the PTAB’s construction of the claims of the ’730 Patent and application thereof; (iii) the PTAB’s reliance on Petitioner’s arguments not originally presented in the Petition for IPR2019-01352; and (iv) any finding or determination supporting or related to the aforementioned issues, including claim

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constructions, as well as all other issues decided adversely to Patent Owner in any order, decision, ruling, phone conference decision, and/or opinion.

Simultaneously with this submission, Patent Owner is filing a true and correct copy of this Notice of Appeal with the Director of the United States Patent and Trademark Office and a true and correct copy of the same, along with the required docketing fees, with the Clerk of the United States Court of Appeals for the Federal Circuit as set forth in the accompanying Certificate of Filing.

Dated: March 16, 2021

Respectfully submitted,



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Nicholas C. Kliewer  
Attorney for Patent Owner  
Registration No. 72,480  
Buether Joe & Counselors, LLC  
1700 Pacific Ave. Suite 4750  
Dallas, TX 75201

**CERTIFICATE OF FILING**

The undersigned hereby certifies that, in addition to being filed electronically through the PTAB E2E system, a true and correct copy of the above-captioned PATENT OWNER'S NOTICE OF APPEAL is being filed by U.S.P.S. Priority Mail Express® (Express Mail Label No. 9470 1118 9956 0329 6877 11) with the Director on March 16, 2021 at the following address:

Director of the United States Patent and Trademark Office  
c/o Office of the General Counsel, 10B20  
P.O. Box 1450  
Alexandria, VA 22313-1450

The undersigned also hereby certifies that a true and correct copy of the above-captioned PATENT OWNER'S NOTICE OF APPEAL and the filing fee is being filed via CM/ECF with the Clerk's Office of the United States Court of Appeals for the Federal Circuit on March 16, 2021.

Date: March 16, 2021



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Nicholas C. Kliewer  
Attorney for Patent Owner  
Registration No. 72,480  
Buether Joe & Counselors, LLC  
1700 Pacific Ave. Suite 4750  
Dallas, TX 75201

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that the foregoing PATENT OWNER'S NOTICE OF APPEAL was served electronically via e-mail on March 16, 2020, in its entirety on the following counsel for Petitioner:

Adam Seitz (Lead Counsel) Adam.Seitz@eriseip.com  
Paul Hart (Back-up Counsel) Paul.Hart@eriseip.com

Date: March 16, 2021



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Nicholas C. Kliewer  
Attorney for Patent Owner  
Registration No. 72,480  
Buether Joe & Counselors, LLC  
1700 Pacific Ave. Suite 4750  
Dallas, TX 75201