

Filed on behalf of:
CONVATEC TECHNOLOGIES INC.

By:
Jeffrey Guise, Reg. No. 34,613
Peter R. Munson, Reg. No. 43,821
Lorelei P. Westin, Reg. No. 52,353
Wilson Sonsini Goodrich & Rosati PC
650 Page Mill Road
Palo Alto, CA 94304
Tel: 650-493-9300
E-mail: patentdocket@wsgr.com,
jguise@wsgr.com, pmunson@wsgr.com,
lwestin@wsgr.com
(Atty. Docket No. 43247-507)

UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT TRIAL AND APPEAL BOARD

Case IPR2013-00102
US Patent No. 7,267,828

SMITH & NEPHEW, INC.
Petitioner

v.

Patent of CONVATEC TECHNOLOGIES INC.
Patent Owner

PATENT OWNER CONVATEC'S NOTICE OF APPEAL

Notice is hereby given, pursuant to Federal Circuit Rule 15(a)(1) and 37 C.F.R. § 90.2(a), that Patent Owner ConvaTec Technologies Inc. (“ConvaTec”) hereby appeals to the United States Court of Appeals for the Federal Circuit from the Final Written Decision in IPR2013-102, entered on May 29, 2014 (Paper No. 87), and from underlying orders, decisions, rulings and opinions regarding ConvaTec’s U.S. Patent No. 7,267,828 (the “’828 Patent”).

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), ConvaTec further indicates that the issues on appeal include, but are not limited to, the Patent Trial and Appeal Board’s application and use of the broadest reasonable interpretation standard, claim construction, institution of *Inter Partes* review of the ’828 Patent, determination of unpatentability of claims 1-5 and 7-14 of the ’828 Patent, denial of ConvaTec’s motion to amend the claims of the ’828 Patent, and any finding or determination supporting or related to those issues, as well as other issues decided adversely to ConvaTec in any orders, decisions, rulings, and opinions.

Copies of this Notice of Appeal are being filed simultaneously with the Clerk’s Office for the United States Court of Appeals for the Federal Circuit and the Patent Trial and Appeal Board.

A notice is being filed concurrently for related *Inter Partes* Review Case No. IPR2013-00097.

Respectfully submitted,

Dated: July 30, 2014

/Jeffrey Guise/
Jeffrey Guise
Reg. No. 34,613
Lead Attorney for
CONVATEC
TECHNOLOGIES INC.

CERTIFICATE OF SERVICE

I hereby certify that on this 30th day of July, 2014, the foregoing **Notice of Appeal by ConvaTec Technologies Inc.** was filed with the Patent Trial and Appeal Board through the Board's Patent Review Processing System, and copies thereof were filed and served as set forth below:

FILING BY HAND DELIVERY

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

FILING BY OVERNIGHT FEDERAL EXPRESS

Honorable Daniel E. O'Toole, Clerk of Court
United States Court of Appeals for the Federal Circuit
717 Madison Place, NW, Suite 401
Washington, DC 20439

SERVICE BY OVERNIGHT FEDERAL EXPRESS

Jeffrey Vockrodt
Hunton & William LLP
2200 Pennsylvania avenue, NW
Washington, DC 20037
Tel: (202) 419-2003
E-Mail: jvockrodt@hunton.com.

July 30, 2014

/Lorelei P. Westin/
Lorelei P. Westin
Reg. No. 52,353

Wilson Sonsini Goodrich & Rosati PC
650 Page Mill Road
Palo Alto, CA 94304
Telephone: (858) 350-2225
Facsimile: (650) 493-6811
E-mail: lwestin@wsgr.com