

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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ScentAir Technologies, Inc.  
Petitioner

v.

Prolitec, Inc.  
Patent Owner

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Case IPR2013-00180  
Patent No. 7,930,068

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**PATENT OWNER'S NOTICE OF APPEAL**

Patent Owner, Prolitec, Inc., hereby gives notice to the Board and Director of the Patent and Trademark Office, pursuant to 35 U.S.C. § 142 and 37 C.F.R. § 90.2(a), of its appeal pursuant to 35 U.S.C. § 319 to the United States Court of Appeals for the Federal Circuit from the Final Written Decision of the Patent Trial and Appeal Board (“the Board”), entered on July 18, 2014 (Paper 47), and from all orders, decision, rulings, and opinions underlying the Final Written Decision.

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), Patent Owner further indicates that the issues on appeal in the Board’s decision holding invalid Claims 1, 3-5, 9-13, 15, 22-24, 26, 28, and 33 of U.S. Patent 7,930,068 (“the ’068 Patent”) may include but are not limited to:

1. The Board’s construction of disputed claim terms and application of such constructions in the ’068 Patent, including without limitation the claim term “plurality of control schemes”;
2. The Board’s conclusion that Claims 1, 3-5, 9-13, 15, 22-24, 26, 28, and 33 of the ’068 Patent are obvious over Le Pesant in view of Privas.

Patent Owner reserves the right to challenge any finding or determination supporting or related to the issues listed above and to challenge any other issues decided adversely to Patent Owner in the Board’s Final Written Decision, and any orders, decisions, rulings, or opinions underlying the Final Written Decision.

At the same time as this submission, a copy of this Notice of Appeal is being filed with the Board. In addition, three copies of this Notice of Appeal, along with the required docketing fee, are being filed with the Clerk's Office for the United States Court of Appeals for the Federal Circuit.

Dated: August 22, 2014

/Jennifer L. Gregor /  
Jennifer L. Gregor (Reg. No. 56,958)  
GODFREY & KAHN, S.C.  
One East Main Street, Suite 500  
Madison, WI 53703  
jgregor@gklaw.com  
Tel: 608-257-3911  
Fax: 608-257-0609

Nicholas A. Kees (Reg. No. 29,552)  
Anthony S. Baish (*pro hac vice*)  
Andrew C. Landsman (Reg. No. 66,693)  
GODFREY & KAHN, S.C.  
780 North Water Street  
Milwaukee, WI 53202  
nkees@gklaw.com  
Tel: 414-273-3500  
Fax: 414-273-5198

*Attorneys for Patent Owner, Prolitec, Inc.*

**Certificate of Service**

I certify that on August 22, 2014, 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's Notice of Appeal was filed by Express Mail 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, Virginia 22313-1450

**Certificate of Service**

I certify that on August 22, 2014, three (3) true and correct copies of the foregoing Patent Owner's Notice of Appeal were served via FedEx on the Clerk's Office of the United States Court of Appeals for the Federal Circuit, at the following address:

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

**Certificate of Service**

I certify that on August 22, 2014, true and correct copies of the foregoing Patent Owner's Notice of Appeal were served via FedEx on the following attorneys of record for Petitioner ScentAir, Inc.

W. Karl Renner  
Kevin E. Greene  
FISH & RICHARDSON P.C.  
1425 K Street, NW  
11<sup>th</sup> Floor  
Washington, DC 20005

Christopher Marchese  
FISH & RICHARDSON P.C.  
3200 RBC Plaza  
60 South Sixth Street  
Minneapolis, MN 55402

/Jennifer L. Gregor/  
Jennifer L. Gregor