

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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VIBRANT MEDIA, INC.

Petitioner

v.

GENERAL ELECTRIC COMPANY

Patent Owner

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Case IPR2013-00170

Patent 6,581,065

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PATENT OWNER'S NOTICE OF APPEAL

Notice is hereby given, pursuant to 37 C.F.R. § 90.2(a), that Patent Owner General Electric Company hereby appeals to the United States Court of Appeals for the Federal Circuit from the Final Written Decision entered on June 26, 2014 (Paper 56) (the “Final Written Decision”), and from all underlying orders, decisions, rulings and opinions regarding U.S. Patent No. 6,581,065 (the “’065 Patent”).

For the limited purpose of providing the Director with the information requested in 37 C.F.R. § 90.2(a)(3)(ii), Patent Owner anticipates that the issues on appeal may include the following, as well as any underlying findings, determinations, rulings, decisions, opinions, or other related issues:

- Whether the Board erred in finding that claims 1 and 22 of the ’065 Patent are unpatentable under 35 U.S.C. § 102(a) as obvious over U.S. Patent No. 5,822,539 (“van Hoff”);
- Whether the Board erred in finding that claims 1-11, 17-20, 22-32, and 38-41 are unpatentable under 35 U.S.C. § 103(a) as obvious over van Hoff and U.S. Patent No. 5,815,830 (“Anthony”);
- Whether the Board erred in finding that claims 12, 13, 21, 33, 34 and 42 are unpatentable under 35 U.S.C. § 103(a) as obvious over van Hoff, Anthony and U.S. Patent No. 5,495,606 (“Borden”);

- Whether the Board erred in finding that claims 14-16 and 35-37 are unpatentable under 35 U.S.C. § 103(a) as obvious over van Hoff, Anthony and U.S. Patent No. 5,764,906 (“Edelstein”);
- Whether the Board erred in finding that claims 20 and 41 are unpatentable under 35 U.S.C. § 103(a) as obvious over van Hoff, Anthony and U.S. Patent No. 5,935,207 (“Logue”); and
- Whether the Board erred in denying Patent Owner’s Motion to Exclude (Paper 40).

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

Any required fee may be charged to Deposit Account No. 501860.

Dated: August 26, 2014

  
Michael R. Casey  
Registration No. 40,294  
Davidson Berquist Jackson &  
Gowdey, LLP  
4300 Wilson Blvd, Suite 700  
Arlington, VA 22203  
Telephone: (703) 894-6406  
Fax: (703) 894-6430  
Email: mcasey@dbjg.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that this PATENT OWNER'S NOTICE OF APPEAL was filed with the Patent Trial and Appeal Board using the PRPS System and was served, by agreement of the parties, August 26, 2014, by emailing copies to counsel for the Petitioner as follows:

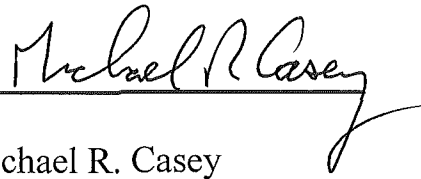
mlowrie@foley.com  
cmckenna@foley.com  
klittman@foley.com

Foley & Lardner LLP  
(Attn: Christopher C. McKenna)  
111 Huntington Avenue  
Suite 2600  
Boston, MA 02199

The undersigned hereby further certifies that August 26, 2014 this PATENT OWNER'S NOTICE OF APPEAL and the Final Decision were filed with the Federal Circuit via CM/ECF and were served on the U.S. Patent and Trademark Office via in-hand delivery as follows:

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

Dated: August 26, 2014



Michael R. Casey

Michael R. Casey  
Registration No. 40,294  
Davidson Berquist Jackson &  
Gowdey, LLP  
4300 Wilson Blvd, Suite 700  
Arlington, VA 22203  
Telephone: (703) 894-6406  
Fax: (703) 894-6430  
Email: [mcasey@dbjg.com](mailto:mcasey@dbjg.com)  
Attorney for Patent Owner