

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

WEBER, INC.
Petitioner

v.

PROVISUR TECHNOLOGIES, INC.
Patent Owner

Case IPR2020-01556
U.S. Patent No. 10,625,436 B2

**PETITIONER'S NOTICE OF APPEAL
OF FINAL WRITTEN DECISION**

via PTAB E2E
Patent Trial and Appeal Board

via U.S.P.S. Priority Mail Express®
Director of the United States Patent and Trademark Office
c/o Office of the General Counsel, 10B20
Madison Building East
600 Dulany Street
Alexandria, VA 22314

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

INTRODUCTION

Weber, Inc.’s (“Petitioner’s”) appeal stems from the Patent Trial and Appeal Board’s Final Written Decision entered on March 17, 2022 (Paper 66, “Final Written Decision”) in the above-captioned *inter partes* review of United States Patent No. 10,625,436 (“the ’436 Patent”). This notice is timely filed within 63 days of the Final Written Decision. 37 C.F.R. § 90.3(a)(1).

PETITIONER’S APPEAL

Please take notice that under 35 U.S.C. §§ 141(c), 142, 319; 37 C.F.R. §§ 90.2(a), 90.3(a), and Federal Rules of Appellate Procedure/Federal Circuit Rule 4(3)(a), Petitioner’s hereby appeals to the United States Court of Appeals for the Federal Circuit from the Final Written Decision and Denial.

PETITIONER’S ISSUES ON APPEAL

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), Petitioner’s issues on appeal include at least the Board’s finding that claims 1-16 have not been shown to be unpatentable.

Simultaneously with this submission, Petitioner 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 fee, with the Clerk of the United States Court of Appeals for the Federal Circuit as set forth in the accompanying Certificate of Filing.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

/R. Wilson Powers III/

R. Wilson Powers III (Reg. No. 63,504)
Lead Counsel for Petitioner Weber, Inc.

Date: May 18, 2022

1100 New York Avenue, N.W.
Washington, D.C. 20005
(202) 371-2600

CERTIFICATION OF FILING

The undersigned hereby certifies that, in addition to being electronically filed through PTAB E2E, a true and correct copy of the above-captioned **PETITIONER'S NOTICE OF APPEAL OF FINAL WRITTEN DECISION** is being filed by U.S.P.S. Priority Mail Express® with the Director on May 18, 2022 at the following address:

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

The undersigned also hereby certifies that a true and correct copy of the above-captioned **PETITIONER'S NOTICE OF APPEAL OF FINAL WRITTEN DECISION** 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 May 18, 2022.

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

/R. Wilson Powers III/

R. Wilson Powers III (Reg. No. 63,504)
Lead Counsel for Petitioner Weber, Inc.

Date: May 18, 2022

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CERTIFICATION OF SERVICE

The undersigned hereby certifies that the foregoing **PETITIONER'S
NOTICE OF APPEAL OF FINAL WRITTEN DECISION** was served
electronically via e-mail on May 18, 2022, in its entirety on the following:

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