

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TEKNI-PLEX, INC.
Petitioner

v.

CONVERTER MANUFACTURING, LLC
Patent Owner

Case No. IPR2021-00916
U.S. Patent No. 9,908,281

PATENT OWNER'S NOTICE OF APPEAL

Pursuant to 37 C.F.R. §§ 90.2, 90.3 and 35 U.S.C. §§ 142, 143, and 319, Patent Owner Converter Manufacturing, LLC (“Patent Owner”) hereby appeals 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 October 20, 2022 (Paper 70), and the February 22, 2023 Order Denying Director Review of the Board’s Final Written Decision (Paper 75) and from all underlying findings, orders, decisions, rulings, and opinions that are adverse to Patent Owner.

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), Patent Owner states that the issues on appeal include, but are not limited to: the Board’s determination that claims 1-15, 17, 20-22, and 24-29 of U.S. Patent No. 9,908,281 B1 are unpatentable under 35 U.S.C. §§ 102 and 103; the Board’s consideration of expert testimony, prior art, and other evidence in the record; the Board’s failure to consider expert testimony and other evidence in the record; and the Board’s factual findings, conclusions of law, and other determinations, including evidentiary determinations, supporting or related to those issues (such as any decisions on motions to exclude evidence and objections to demonstratives), as well as other issues decided adverse to Patent Owner in any orders, decisions, rulings, and opinions.

Pursuant to 37 C.F.R. § 90.2(a)(1), this Notice of Appeal is also being filed with the Director of the United States Patent and Trademark Office. Simultaneous with this submission, a copy of this Notice of Appeal is being filed with the Board.

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Additionally, a copy of this Notice of Appeal is being filed with the Clerk's Office for the United States Court of Appeal for the Federal Circuit, along with the required docketing fees.

Dated: April 20, 2023

Respectfully Submitted,

/s/ Joseph A. Farco

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ATTORNEYS FOR PATENT OWNER
CONVERTER MANUFACTURING, LLC

CERTIFICATE OF FILING

The undersigned certifies that on April 20, 2023, in addition to being filed electronically through the Patent Trial and Appeal Board's P-TACTS system, a true and accurate paper copy of Patent Owner's Notice of Appeal is being filed via Priority Mail Express 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 Solicitor
United States Patent and Trademark Office
Mail Stop 8
Post Office Box 1450
Alexandria, VA 22313-1450

The undersigned also certifies that on April 20, 2023, a true and correct copy of Patent Owner's Notice of Appeal is being filed via the electronic filing system, CM/ECF, with the Clerk's Office of the United States Court of Appeal for the Federal Circuit.

/Joseph A. Farco/
Joseph A. Farco (Reg. No. 59,139)

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CERTIFICATE OF SERVICE

The undersigned certifies that on April 20, 2023, a true and accurate copy of Patent Owner's Notice of Appeal was served on the following counsel for Petitioner via email:

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/Joseph A. Farco/
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