

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SIPNET EU S.R.O.
Petitioner,

v.

STRAIGHT PATH IP GROUP, INC.
Patent Owner.

Case IPR2013-00246
Patent 6,108,704

Before KALYAN K. DESHPANDE, THOMAS L. GIANNETTI, and TRENTON
A. WARD, *Administrative Patent Judges*.

**STRAIGHT PATH IP GROUP, INC.'S
NOTICE OF APPEAL**

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

Pursuant to 37 C.F.R. § 90.2(a), notice is hereby given that Patent Owner Straight Path IP Group, Inc. (“Straight Path”) appeals to the United States Court of Appeals for the Federal Circuit from the October 9, 2014 Final Written Decision (Paper No. 62) in IPR2013-00246, and from all underlying orders, decisions, rulings and opinions, including the October 11, 2013 Decision on Institution of *Inter Partes* Review (Paper No. 11) and the October 9, 2014 Order denying Patent Owner’s Motion to Exclude (Paper 63).

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), Straight Path states that the issues on appeal include, but are not limited to: (1) the Patent Trial and Appeal Board’s application of the broadest reasonable interpretation standard and construction of the claim terms at issue; (2) the Board’s institution of *inter partes* review of claims 1-7 and 32-42 of U.S. Patent No. 6,108,704 (“the ’704 patent”); (3) the Board’s determination that claims 1-7 and 32-42 of U.S. Patent the ’704 patent are unpatentable; (4) the Board’s denial of Straight Path’s June 6, 2014 Motion to Exclude Pursuant To 37 C.F.R. § 42.64(c); (5) the Board’s determination that Petitioner Sipnet EU S.R.O. met its burden of proving that the WINDOWS NT 3.5, TCP/IP USER GUIDE (1994) (Ex. 1004) was publicly

available and prior art to the '704 patent; and (6) any findings or determinations supporting or relating to the foregoing issues, as well as all other issues decided adversely to Straight Path in any order, decisions, rulings, or opinions.

A copy of this Notice of Appeal is being filed with the Patent Trial and Appeal Board. In addition, three copies of this Notice of Appeal, along with the required docketing fees, are being filed with the Clerk's Office for the United States Court of Appeals for the Federal Circuit.

Any required fee may be charged to Deposit Account 50-0311 (Ref #: 46026-026).

Dated: November 10, 2014

/William A. Meunier/

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CERTIFICATE OF SERVICE

I certify that, in addition to being filed electronically through the Patent Trial and Appeal Board's Patent Review Processing System, the original version of STRAIGHT PATH IP GROUP, INC.'S NOTICE OF APPEAL was filed by hand on this 10th day of November, 2014 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
Madison Building East, 10B20
600 Dulany Street
Alexandria, VA 22314-5793

CERTIFICATE OF SERVICE

I certify that three copies of STRAIGHT PATH IP GROUP, INC.'S NOTICE OF APPEAL were filed via in-hand delivery on this 10th day of November, 2014, with the Clerk's Office of the United States Court of Appeals for the Federal Circuit:

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

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing, STRAIGHT PATH IP GROUP, INC.'S NOTICE OF APPEAL, was served was served by electronic mail and by Federal Express on the following counsel for the Petitioner:

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