

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

JOHNSON HEALTH TECH CO. LTD. and
JOHNSON HEALTH TECH NORTH AMERICA, INC.,
Petitioners

v.

ICON HEALTH & FITNESS, INC.,
Patent Owner

Case IPR2013-00463
U.S. Patent No. 6,702,719
Express Mail Label No.: EI 771748042 US

**PATENT OWNER'S NOTICE OF APPEAL
PURSUANT TO 37 C.F.R. § 90.2**

This Notice of Appeal is filed, pursuant to 35 U.S.C. §§ 141 and 142 and 37 C.F.R. § 90.2, to provide notice that Patent Owner ICON Health & Fitness, Inc. (“ICON”) intends to appeal to the United States Court of Appeals for the Federal Circuit from the Final Written Decision entered on January 29, 2015 (Paper 41) (the “Final Written Decision”), and from all underlying orders, decisions, rulings, and opinions related to the Final Written Decision.

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), ICON indicates that the issues on appeal may include whether the Patent Trial and Appeal Board erred in denying ICON’s Motion to Amend its claims with substitute claims 15-24.

ICON 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 any orders, decisions, rulings, or opinions underlying the Final Written Decision.

A copy of this Notice of Appeal will concurrently be filed with the Director of the United States Patent and Trademark Office, the Patent Trial and Appeal Board, and the Clerk for the United States Court of Appeals for the Federal Circuit.

Case IPR 2013-00463
Notice of Appeal
Express Mail Label No.: EI 771748042 US

Respectfully submitted this 30th day of March, 2015.

Best Regards,

/Mark Ford, Reg. No. 67,732/

Mark Ford
Registration No. 67,732
Attorney for Patent Owner
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CERTIFICATE OF SERVICE

The undersigned, on behalf of the Patent Owner, hereby certifies that, 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 UNDER 37 C.F.R. § 90.2 was filed by hand to the Director, and also delivered by mail through the "Express Mail Post Office to Addressee" service of the United States Postal Service (USPS) on this 30th day of March, 2015 with the Director of the United States Patent and Trademark Office, at the following address:

Office of the General Counsel
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

The undersigned hereby further certifies that a true and correct copy of the foregoing PATENT OWNER'S NOTICE OF APPEAL UNDER 37 C.F.R. § 90.2 was filed electronically on this 30th day of March, 2015 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

The undersigned hereby certifies that a true and correct copy of the foregoing PATENT OWNER'S NOTICE OF APPEAL UNDER 37 C.F.R. § 90.2 was served on the date indicated below via electronic mail to lead counsel of record for Petitioner as follows:

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Dated this 30th day of March, 2015.

Respectfully submitted,

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