

Filed on behalf of Belden Inc.

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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

BERK-TEK LLC,
Petitioner

v.

BELDEN INC.,
Patent Owner

Case IPR2013-00058
U.S. Patent No. 7,977,575

PATENT OWNER'S NOTICE OF APPEAL

NOTICE OF APPEAL

Notice is hereby given, pursuant to 37 C.F.R. § 90.2(a), that Patent Owner Belden Inc. ("Belden") hereby appeals to the United States Court of Appeals for the Federal Circuit from the Final Written Decision entered on April 28, 2014 (Paper 29) (the "Final Written Decision"), and from all underlying orders, decisions, rulings and opinions, including without limitation the Decision Institution of *Inter Partes* Review dated May 23, 2013 (Paper 13), regarding Belden's U.S. Patent No. 7,977,575 (the "575 Patent").

For the limited purpose of providing the Director with the information requested in 37 C.F.R. § 90.2(a)(3)(ii), Belden 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 1-9, 12-15, 17, 20, 21, 23 and 24 are unpatentable under 35 U.S.C. § 102 as anticipated by Canadian Application No. 2,058,046 to Tessier ("Tessier '046");
- Whether the Board erred in finding that claims 9-11, 18, 19, 23, 25 and 28 are unpatentable under 35 U.S.C. § 103 as obvious over Tessier '046 and U.S. Patent No. 4,935,467 to Cheng ("Cheng '467");

- Whether the Board erred in finding that claim 16 is unpatentable under 35 U.S.C. § 103 as obvious over Tessier '046 and U.S. Patent No. 3,888,710 to Burk ("Burk '710");
- Whether the Board erred in finding that claims 22 and 27 are unpatentable under 35 U.S.C. § 103 as obvious over Tessier '046 and U.S. Patent No. 3,209,064 to Cutler ("Cutler '064");
- Whether the Board erred in finding that claim 26 is unpatentable under 35 U.S.C. § 103 as obvious over Tessier '046 and Japanese Patent Sh061(1986)-13507 to Kuwaki ("JP '507");
- Whether the Board erred in finding that claims 29, 31 and 33 are unpatentable under 35 U.S.C. § 103 as obvious over Tessier '046 and U.S. Patent No. 5,399,813 to McNeill ("McNeill '813");
- Whether the Board erred in finding that claim 30 is unpatentable under 35 U.S.C. § 103 as obvious over Tessier '046, McNeill '813 and Cheng '467;
- Whether the Board erred in finding that claims 32 and 34 are unpatentable under 35 U.S.C. § 103 as obvious over Tessier '046, McNeill '813 and Cutler '064;

- Whether the Board erred in finding that claims 29, 31 and 33 are unpatentable under 35 U.S.C. § 102 as anticipated by Japanese Patent Sh043(1968)-15470 to Yanagida ("JP '407").

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.

Respectfully submitted,

/s/ Aaron W. Moore
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Attorney for Patent Owner Belden Inc.

Date: June 27, 2014

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CERTIFICATION OF SERVICE

The undersigned hereby certifies that on this 27th day of June, 2014, the foregoing PATENT OWNER'S NOTICE OF APPEAL was filed with the Patent Trial and Appeal Board and served and/or filed as set forth below.

Service and Filing by Hand Delivery:

Director of the United States Patent and Trademark Office
c/o Office of the General Counsel
Madison Building East, 10B20
600 Dulaney Street
Alexandria, VA 22314-5793

Honorable Daniel E. O'Toole, Clerk of Court
United States Court of Appeals for the Federal Circuit
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