

Filed on behalf of Motion Games, LLC

By: Jeff B. Vockrodt  
Hunton & Williams LLP  
2200 Pennsylvania Ave., N.W.  
Washington, DC 20037  
[jvockrodt@hunton.com](mailto:jvockrodt@hunton.com)

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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Nintendo of America Inc.  
Petitioner

v.

Motion Games, LLC  
Patent Owner

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Case IPR: 2014-00164  
Patent No. 6,167,607

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**PATENT OWNER MOTION GAMES, LLC'S NOTICE OF APPEAL**

Notice is hereby given, pursuant to Federal Circuit Rule 15(a)(1) and 37 C.F.R. § 90.2(a), that Patent Owner Motion Games, LLC (“Patent Owner”) hereby appeals to the United States Court of Appeals for the Federal Circuit from the adverse rulings in the Final Written Decision in IPR2014-00164, entered on May 15, 2015 (Paper No. 51), and from all underlying orders, decisions, rulings and opinions in the above-referenced IPR. This appeal is being filed within 63 days of the issuance of the Final Written Decision in compliance with 37 C.F.R. § 90.3.

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), Patent Owner further indicates that the primary issues on appeal are based upon the Patent Trial and Appeal Board’s erroneous determination that claims 1, 2, 15-17, 25, 26, 34, and 39-41 of the ‘607 Patent would have been obvious in light of the cited prior art references to Hay and Haas.

Copies of this Notice of Appeal are being filed simultaneously with the Clerk’s Office for the United States Court of Appeals for the Federal Circuit and the Patent Trial and Appeal Board.

Respectfully submitted,

Dated: June 15, 2015



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Jeff B. Vockrodt  
Registration No. 54,833  
Hunton & Williams LLP  
2200 Pennsylvania Ave., N.W.

Washington, D.C. 20037  
(202) 419-2003 (telephone)  
(202) 778-2201 (facsimile)  
[jvockrodt@hunton.com](mailto:jvockrodt@hunton.com)

Richard S. Meyer  
Registration No. 32,541  
Boies, Schiller & Flexner LLP  
5301 Wisconsin Ave. NW, Suite 800  
Washington, D.C. 20015  
(202)274-1130  
[rmeyer@bsflp.com](mailto:rmeyer@bsflp.com)

**CERTIFICATE OF SERVICE**

I, Jeff B. Vockrodt, hereby certify that a copy of the foregoing **PATENT OWNER MOTION GAMES, LLC'S NOTICE OF APPEAL** was filed with the Patent Trial and Appeal Board through the Board's Patent Review Processing System on this 15<sup>th</sup> day of June, 2015, and copies thereof were filed and served as set forth below:

**SERVICE 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

**FILING BY OVERNIGHT DELIVERY**

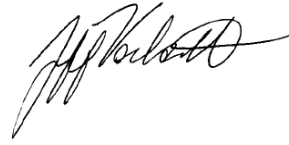
Honorable Daniel E. O'Toole, Clerk of Court  
United States Court of Appeals for the Federal Circuit  
717 Madison Place, NW, Suite 401  
Washington, DC 20439

**SERVICE BY OVERNIGHT DELIVERY**

Joseph S. Presta  
Nixon & Vanderhye, P.C.  
901 North Glebe Road, 11<sup>th</sup> Floor  
Arlington, VA 22203  
[jsp@nixonvan.com](mailto:jsp@nixonvan.com)

and

Barry Coyne  
Reed Smith LLP  
225 Fifth Avenue, Suite 1200  
Pittsburgh, PA 15222  
[bcoyne@reedsmith.com](mailto:bcoyne@reedsmith.com)



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Jeff B. Vockrodt  
Registration No. 54,833  
Hunton & Williams LLP  
Intellectual Property Department  
2200 Pennsylvania Ave., N.W.  
Washington, D.C. 20037  
(202) 419-2003 (telephone)  
(202) 778-2201 (facsimile)  
E-mail: [jvockrodt@hunton.com](mailto:jvockrodt@hunton.com)