

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MEDTRONIC, INC., MEDTRONIC VASCULAR, INC.,
and MEDTRONIC COREVALVE, LLC
Petitioner

v.

TROY R. NORRED, M.D.
Patent Owner

Case IPR2014-00395
Patent 6,482,228

Before SHERIDAN K. SNEDDEN, BARRY L. GROSSMAN and
MITCHELL G. WEATHERLY, *Administrative Patent Judges*.

**PATENT OWNER TROY R. NORRED, M.D.'S
NOTICE OF APPEAL**

Case IPR2014-00395
Patent 6,482,228

Office of the General Counsel
U. S. Patent and Trademark Office
P. O. Box 1450
Alexandria, Virginia 22313-1450

Notice is hereby given, pursuant to 37 CFR § 90.2(a), that Patent Owner Troy R. Norred, M.D. (“Norred”) hereby appeals to the United States Court of Appeals for the Federal Circuit from the Final Written Decision entered on June 25, 2015 (Paper 41) (the “Final Written Decision”), and from all underlying orders, decisions, rulings and opinions, including without limitation the Decision to Initiate *Inter Partes* Review entered on June 27, 2014 (Paper 13).

In accordance with 37 CFR § 980.2(a)(3)(ii), Patent Owner Norred further indicates that the issues on appeal include, but are not limited to, the Patent Trial and Appeal Board’s application of the broadest reasonable interpretation standard, claim construction, determination of the conception date and reasonable diligence in the reduction of practice of the invention recited in claims 16 and 19-24 of Norred’s U.S. Patent 6,482,228 (“’228” Patent), determination of unpatentability of claims 16 and 19-24 of the ’228 Patent under 35 U.S.C. § 102,

Case IPR2014-00395
Patent 6,482,228

denial of Norred's motion to amend the claims of the '228 Patent, and any finding or determination supporting or related to those issues, as well as all other issues decided adversely to Patent Owner Norred in any orders, decisions, rulings and opinions.

Simultaneous with this submission, a copy of this Notice of Appeal is being filed with the Patent Trial and Appeal Board and the Clerk's office for the U. S. Court of Appeals for the Federal Circuit.

Dated: August 26, 2015

Respectfully submitted,

By: *James J. Kernell*

James J. Kernell, P.O. Reg. No. 42720
ERICKSON KERNELL DERUSSEAU
& KLEYPAS, LLC
8900 State Line Road, Suite 500
Leawood, Kansas 66206
Telephone: 913-549-4700
Facsimile: 913-549-4646
Email: jjk@kcpatentlaw.com

Case IPR2014-00395
Patent 6,482,228

David L. Marcus
BARTLE & MARCUS LLC
233 West 47th Street
Kansas City, Missouri 64112
Telephone: 816-285-3888
Facsimile: 816-222-0534
Email: dmarcus@bmlawkc.com

*Attorneys for Patent Owner
Troy Norred, M.D.*

Case IPR2014-00395
Patent 6,482,228

CERTIFICATE OF SERVICE

I hereby certify that, in addition to being electronically filed through the Patent Trial and Appeal Board's Patent Review Processing System, a true and correct copy of the foregoing Patent Owner Troy R. Norred, M.D.'s Notice of Appeal was filed with the Director of the U. S. Patent and Trademark Office, c/o the Office of the General Counsel, Madison Building East, 10B20, 600 Dulany Street, Alexandria, Virginia 22314-5793, by Federal Express (priority service), this 26th day of August 2015.

/James J. Kernell/

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Patent Owner Troy R. Norred, M.D.'s Notice of Appeal was filed electronically on this 26th day of August 2015, with the Clerk's Office of the United States Court of Appeals for the Federal Circuit.

/James J. Kernell/

Case IPR2014-00395
Patent 6,482,228

CERTIFICATE OF SERVICE

I hereby certify that on August 26, 2015, a true and correct copy of the foregoing Patent Owner Troy R. Norred, M.D.'s Notice of Appeal was served via Federal Express (priority service) upon Petitioner's lead and back-up counsel, JACK BARUFKA, 1650 Tysons Boulevard, McLean, Virginia 22102; and EVAN FINKEL, 725 South Figueroa Street, Suite 2700, Los Angeles, California 90017, both of Pillsbury Winthrop Shaw Pittman LLP.

/James J. Kernell/