

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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EMC CORPORATION, EMC INTERNATIONAL US. HOLDINGS, INC., AND  
VMWARE, INC.,

Petitioners

v.

CLOUDING CORP.

Patent Owner

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Case IPR2014-01309

Patent No. 5,944,839 A

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Before JAMESON LEE, RAMA G. ELLURU, and  
MIRIAM L. QUINN, Administrative Patent Judges.

**NOTICE OF APPEAL OF PETITIONERS EMC CORPORATION, EMC  
INTERNATIONAL US. HOLDINGS, INC., AND VMWARE, INC.**

Pursuant to 35 U.S.C. §§ 141-44, 319 and 37 C.F.R. § 90.2(a), notice is hereby given that Petitioners EMC Corporation, EMC International U.S. Holdings, Inc., and VMware, Inc. (collectively “Petitioners”) appeal to the United States Court of Appeals for the Federal Circuit from the Final Written Decision entered on January 29, 2016 (Paper No. 34).

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), Petitioners further indicate that the issues on appeal include, but are not limited to the Patent Trial and Appeal Board’s denial of Petitioners’ petition to cancel claims 6, 8, and 14 of U.S. Patent No. 5,944,839 (“the ’839 patent”) and any finding or determination supporting or related to those issues, as well as all other issues decided adversely to Petitioners 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. 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.

Dated: March 25, 2016

Respectfully submitted,

By: /s/ Bas de Blank

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**CERTIFICATE OF FILING AND SERVICE**

I hereby certify that, in addition to being filed electronically through the Board's PRPS System, the original version of the foregoing, NOTICE OF APPEAL OF PETITIONERS EMC CORPORATION, EMC INTERNATIONAL US. HOLDINGS, INC., AND VMWARE, INC. was filed by hand on this 25th day of March, 2016, 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, 10B20  
Madison Building East  
600 Dulany Street  
Alexandria, Virginia

**CERTIFICATE OF FILING**

I hereby certify that the foregoing, NOTICE OF APPEAL OF PETITIONERS EMC CORPORATION, EMC INTERNATIONAL US. HOLDINGS, INC., AND VMWARE, INC., and the filing fee were electronically filed with the Clerk of the Court for the United States Court of Appeals for the Federal Circuit using the appellate CM/ECF system on this 25th day of March, 2016.

I further certify that Patent Owner, Clouding IP, LLC was served the forgoing NOTICE OF APPEAL OF PETITIONERS EMC CORPORATION, EMC INTERNATIONAL US. HOLDINGS, INC., AND VMWARE, INC. via electronic mail pursuant to 37 C.F.R. § 42.6(e) as follows:

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