

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

Arctic Cat, Inc.,
Petitioner,

v.

Polaris Industries, Inc.,
Patent Owner.

Case IPR2014-01428
Patent 8,596,405 B2

PETITIONER ARCTIC CAT, INC.'S NOTICE OF APPEAL

Notice is hereby given, pursuant to 37 C.F.R. § 90.2(a), that Petitioner Arctic Cat, Inc. (“Arctic Cat”) hereby appeals to the United States Court of Appeals for the Federal Circuit from the Final Written Decision entered on February 4, 2016 (Paper 58), and from all underlying orders, decisions, rulings and opinions that are adverse to Petitioner, including, without limitation, those within the Decision on Institution of *Inter Partes* Review, entered February 13, 2015 (Paper 7).

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), Petitioner Arctic Cat further indicates that the issues on appeal include, but are not limited to, claim construction, determination of patentability of claims 1–20, 22–33, and 35 of Polaris’s U.S. Patent No. 8,596,405 (“the ’405 patent”) under 35 U.S.C. § 103, any finding or determination supporting or related to those issues, as well as all other issues decided adversely to Petitioner in any orders, decisions, rulings, and opinions.

Simultaneous with this submission, a copy of the Notice of Appeal is being filed with the Patent Trial and Appeal Board. In addition, a copy of this Notice of Appeal, along with the required docketing fees, is being filed with the Clerk’s Office for the United States Court of Appeals for the Federal Circuit.

Respectfully submitted,

Date: April 6, 2016

/Michael T. Hawkins/

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CERTIFICATE OF FILING

I hereby certify that, in addition to being served electronically through the Board's PRPS System, the original version of the foregoing, PETITIONER ARCTIC CAT, INC.'S NOTICE OF APPEAL, was filed by hand on April 6, 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
Madison Building East, 10B20
600 Dulany Street
Alexandria, CA 22314-5793

CERTIFICATE OF FILING

I hereby certify that a true and correct copy of the foregoing, PETITIONER ARCTIC CAT, INC.'S NOTICE OF APPEAL, was filed electronically through CM/ECF with the United States Court of Appeals for the Federal Circuit and by hand on April 6, 2016, with the Clerk's Office of the United States Court of Appeals for the Federal Circuit, at the following address:

United States Court of Appeals for the Federal Circuit
717 Madison Place, N.W., Suite 401
Washington, DC 20005

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing, PETITIONER ARCTIC CAT, INC.'S NOTICE OF APPEAL, was served via electronic mail on April 6, 2016, on the following counsel for the Patent Owner:

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