

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

CORNING OPTICAL COMMUNICATIONS RF, LLC.,
Petitioner,

v.

PPC BROADBAND, INC.,
Patent Owner.

Case IPR2013-00340
U.S. Patent No. 8,323,060

PPC BROADBAND'S NOTICE OF APPEAL

Pursuant to 35 U.S.C. §§ 141 and 142 and 37 C.F.R. § 90.2, Patent Owner PPC Broadband, Inc., hereby gives notice of its appeal to the United States Court of Appeals for the Federal Circuit from the November 16, 2016, Decision on Remand (Paper 89) by the United States Patent and Trademark Office Patent Trial and Appeal Board in *Inter Partes* Review IPR2013-00340, and from all orders, decisions, rulings, and opinions underlying the Decision on Remand.

In accordance with 37 C.F.R. §§ 90.2(a)(3)(ii), PPC Broadband provides the following information regarding issues to be reviewed on appeal in order to allow the Director to determine whether to exercise the right to intervene:

(1) The Board's determination that claims 1-9 of U.S. Patent No. 8,323,060 are unpatentable under 35 U.S.C. § 103(a); and

(2) The Board's findings regarding secondary considerations of nonobviousness and its application of those findings.

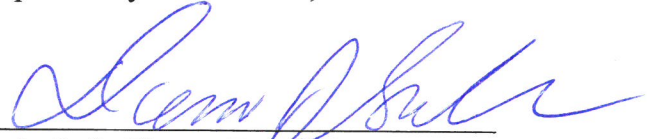
Patent Owner reserves the right to raise on appeal any finding or determination related to the issues listed above and to raise any other issue decided adversely to Patent Owner in the proceedings underlying the Decision on Remand.

Simultaneously with this submission, this Notice of Appeal is being filed with the Director of the United States Patent and Trademark Office, filed with the Board, and served upon Petitioner. Additionally, this Notice of Appeal is being

filed along with the required fees with the Clerk's Office for the United States
Court of Appeals for the Federal Circuit.

Dated: December 15, 2016

Respectfully Submitted,



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*Counsel for Patent Owner,
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CERTIFICATE OF SERVICE AND FILING

I certify that, on December 15, 2016, in addition to being electronically filed through the Patent Trial and Appeal Board's End to End (E2E) System, true and correct copies of PPC BROADBAND'S NOTICE OF APPEAL were filed and served as set forth below:

Filing by Express Mail

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
P.O. Box 1450
Alexandria, Virginia 22313-1450

Filing by CM/ECF

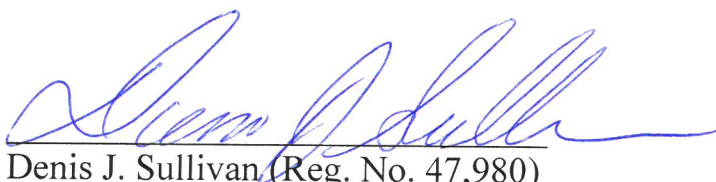
The Clerk's Office of the United States Court of Appeals for the Federal Circuit via CM/ECF:

United States Court of Appeals for the Federal Circuit
717 Madison Place, NW, Suite 401
Washington, D.C. 20005

Service Electronically and by Overnight Mail

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