UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

Finjan Holdings, Inc.

Petitioner

v.

Sophos Limited

Patent Owner

CASE IPR2015-01405

Patent No. 8,776,218

PATENT OWNER'S NOTICE OF APPEAL

Mail Stop Patent Board
Patent Trial and Appeal Board
P.O. Box 1450
Alexandria, VA 22313-1450

Pursuant to 37 C.F.R. § 90.2(a), notice is hereby given that Patent Owner Sophos Limited ("Patent Owner") appeals to the United States Court of Appeals for the Federal Circuit from the November 30, 2016, Final Written Decision (Paper No. 37) in IPR2015-01405, and from all underlying orders, decisions, rulings and opinions.

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), Patent Owner states that anticipated issues on appeal include, but are not limited to:

(1) Whether the Board erred when it determined that claims 1 and 12 of U.S. Patent No. 8,776,218 B2 were shown by a preponderance of the evidence to be unpatentable under 35 U.S.C. § 103 by the combination of U.S. Patent No. 7,809,670 B2 ("Lee," Ex. 1015) and U.S. Patent No. 8,171,545 B1 ("Cooley," Ex. 1017);

(2) Whether the Board erred when it determined that claims 1 and 12 of U.S. Patent No. 8,776,218 B2 were shown by a preponderance of the evidence to be unpatentable under 35 U.S.C. § 103 by the combination of U.S. Patent No. 7,089,428 B2 ("Farley," Ex. 1016) and Cooley;

(3) Whether the Board erred when it determined that claim 11 of U.S. Patent No. 8,776,218 B2 was shown by a preponderance of the evidence to be unpatentable under 35 U.S.C. § 103 by the combination of Lee, Cooley, and US 2007/0240217 A1 ("Tuvell," Ex. 1003);

(4) Whether the Board erred when it determined that claim 11 of U.S. Patent No. 8,776,218 B2 was shown by a preponderance of the evidence to be

unpatentable under 35 U.S.C. § 103 by the combination of Farley, Cooley, and Tuvell;

(5) Whether the Board correctly construed the "are ranked" terms of claims 1 and 12;

(6) Whether the Board erred when it determined that Lee discloses the "comparing" limitation of claims 1 and 12; and,

(7) Whether the Board erred when it determined that Farley discloses the "comparing" limitation of claims 1 and 12.

A copy of this Notice of Appeal is being filed with the Patent Trial and Appeal Board. In addition, this Notice of Appeal and the required docketing fees are being filed with the Clerk's Office for the United States Court of Appeals for the Federal Circuit.

Dated: January 31, 2017   Respectfully Submitted,

                                        /James M. Heintz/
                                        James M. Heintz
                                        Reg. No. 41,828
                                        DLA Piper LLP (US)
                                        11911 Freedom Drive, Suite 300
                                        Reston, VA 20190
                                        (703) 773-4148

                                        Jeffrey R. Cole
                                        Registration Number 56,052
                                        DLA Piper LLP (US)
                                        401 Congress Ave., Suite 2500
                                        Austin, TX 78701-3799
                                        (512) 457-7000

                                        Attorneys for Patent Owner

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing instrument was served on Petitioner, Finjan Holdings, Inc., by emailing a copy to counsel at the email addresses listed below:

James L. Day
jday@fbm.com

John L. Cooper
jcooper@fbm.com

Winston Law
wliaw@fbm.com

CERTIFICATE OF SERVICE

I certify that, in addition to being filed electronically through the Patent Trial and Appeal Board's Patent Review Processing System, the original version of PATENT OWNER'S NOTICE OF APPEAL was filed by hand on this 31st day of January 2017, 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, VA 22314-5793

CERTIFICATE OF SERVICE

I certify that PATENT OWNER'S NOTICE OF APPEAL was filed electronically on this 31st day of January 2017, with the Clerk's Office of the United States Court of Appeals for the Federal Circuit:

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

Dated: January 31, 2017   /James M. Heintz/
                                   James M. Heintz
                                   Reg. No. 41,828
                                   Sophos-Finjan-218IPR@dlapiper.com.
                                   Counsel for Sophos Limited