

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SHENZHEN LIOWN ELECTRONICS CO., LTD.
Petitioner

v.

DISNEY ENTERPRISES, INC.
Patent Owner

Case IPR2015-01657
Patent No. 8,534,869 B2

EXCLUSIVE LICENSEE LUMINARA'S NOTICE OF APPEAL

via PTAB E2E
Patent Trial and Appeal Board

via Hand Carry
Director of the United States Patent and Trademark Office
c/o Office of the General Counsel, 10B20
Madison Building East
600 Dulany Street
Alexandria, VA 22314

via CM/ECF
United States Court of Appeals for the Federal Circuit

INTRODUCTION

Exclusive Licensee Luminara.’s appeal stems from the Patent Trial and Appeal Board’s Final Written Decision entered on February 7, 2017 (Paper 47) (the “Final Written Decision”) in the above-captioned *inter partes* review of United States Patent No. 8,534,869. This notice is timely filed within 63 days of the Board’s Final Written Decision. 37 C.F.R. § 90.3(a)(1).

EXCLUSIVE LICENSEE LUMINARA’S APPEAL

Please take notice that under 35 U.S.C. §§ 141(c), 142, 319; 37 C.F.R. §§ 90.2(a), 90.3(a), and Federal Rules of Appellate Procedure/Federal Circuit Rule 4(3)(a), Exclusive Licensee Luminara hereby appeals to the United States Court of Appeals for the Federal Circuit from the Final Written Decision based on the “Decision, Institution of Inter Partes Review” entered on February 9, 2016 (Paper 7) (the “Institution Decision”).

EXCLUSIVE LICENSEE LUMINARA’S ISSUES ON APPEAL

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), Exclusive Licensee Luminara’s issues on appeal include at least: (i) the Board’s finding that claims 1, 5, 7, 8, 19, 26, 27, and 33–36 would have been obvious over Schnuckle ’455 and Meeker; (ii) the Board’s finding that claims 6, 31, and 32 would have been obvious over Schnuckle ’455 and Physics Lab; (iii) the Board’s claim construction; and (iv) any findings or determinations supporting or related to the aforementioned issues

as well as all other issues decided adversely to Exclusive Licensee Luminara in any orders, decisions, rulings, and/or opinions.

Simultaneously with this submission, Exclusive Licensee Luminara is filing a true and correct copy of this Notice of Appeal with the Director of the United States Patent and Trademark Office and a true and correct copy of the same, along with the required docketing fee, with the Clerk of the United States Court of Appeals for the Federal Circuit as set forth in the accompanying Certificate of Filing.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

/Jon E. Wright/

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Date: February 13, 2017
1100 New York Avenue, N.W.
Washington, D.C. 20005
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CERTIFICATE OF FILING

The undersigned hereby certifies that, in addition to being electronically filed through PTAB E2E, a true and correct copy of the above-captioned EXCLUSIVE LICENSEE LUMINARA'S NOTICE OF APPEAL is being filed by hand with the Director on February 13, 2017, 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, VA 22314

The undersigned also hereby certifies that a true and correct copy of the above-captioned EXCLUSIVE LICENSEE LUMINARA'S NOTICE OF APPEAL and the filing fee is being filed via CM/ECF with the Clerk's Office of the United States Court of Appeals for the Federal Circuit on February 13, 2017.

Respectfully submitted,

/Jon E. Wright/

Date: February 13, 2017

Jon E. Wright, Reg. No. 50,720
*Attorney for Exclusive Licensee
Luminara Worldwide, LLC*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing **EXCLUSIVE LICENSEE LUMINARA'S NOTICE OF APPEAL** was served electronically via e-mail on February 13, 2017, in its entirety on the following:

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