

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

RIVERBED TECHNOLOGY, INC., DELL INC., HEWLETT-PACKARD
ENTERPRISE CO., HP ENTERPRISE SERVICES, LLC, TERADATA
OPERATIONS, INC., ECHOSTAR CORPORATION, and HUGHES NETWORK
SYSTEMS, LLC,

Petitioners,

v.

REALTIME DATA LLC,

Patent Owner.

Case IPR2016-00980
Patent No. 7,378,992

PATENT OWNER REALTIME DATA LLC'S NOTICE OF APPEAL

Office of the Solicitor

U.S. Patent & Trademark Office Mail Stop 8

P.O. Box 1450

Alexandria, VA 22313-1450

Submitted Electronically via the PTAB E2E System

Pursuant to 35 U.S.C. §§ 141, 142, and 319, and in accordance with 37 C.F.R. §§ 90.2-90.3, Patent Owner Realtime Data LLC (“Realtime”) appeals to the United States Court of Appeals for the Federal Circuit from the Final Written Decision of the Patent Trial and Appeal Board (“Board”) entered on October 27, 2017, in IPR2016-00980 (Paper No. 70) (“Final Written Decision”), and from all underlying findings, determinations, rulings, opinions, orders, and decisions regarding the inter partes review of U.S. Patent No. 7,378,992 B2 (the “’992 patent”).

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), Realtime states that the issues on appeal may include, but are not limited to: the Board’s determination that claims 48 and 49 of the ‘992 patent have been shown to be unpatentable; the Board’s consideration of the expert testimony, prior art, and other evidence in the record; and the Board’s factual findings, conclusions of law, or other determinations supporting or related to those issues, as well as all other issues decided adversely to Realtime in any orders, decisions, rulings, and opinions.

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

Respectfully submitted,

/s/ William P. Rothwell

William P. Rothwell, Reg. No. 72,522
NOROOZI PC
2245 Texas Drive, Suite 300
Sugar Land, TX 77479

Kayvan B. Noroozi, *Admitted Pro Hac Vice*
NOROOZI PC
1299 Ocean Ave., Suite 450
Santa Monica, CA 90401

Counsel for Patent Owner

Date: November 3, 2017

CERTIFICATION OF FILING

The undersigned hereby certifies that the foregoing **PATENT OWNER'S NOTICE OF APPEAL** was filed electronically through the Patent Trial and Appeal Board's End to End System (PTAB E2E) on November 3, 2017. A copy of this Notice of Appeal was also sent on November 3, 2017 by Priority mail to the United States Patent and Trademark Office at the following address:

Office of the Solicitor

U.S. Patent & Trademark Office Mail Stop 8
P.O. Box 1450
Alexandria, VA 22313-1450

Respectfully submitted,

/s/ William P. Rothwell

William P. Rothwell, Reg. No. 72,522
NOROOZI PC
2245 Texas Drive, Suite 300
Sugar Land, TX 77479

Counsel for Patent Owner

Date: November 3, 2017

CERTIFICATION OF FILING

The undersigned hereby certifies that the foregoing **PATENT OWNER'S NOTICE OF APPEAL** was filed electronically through the United States Court of Appeals for the Federal Circuit's CM/ECF system on November 3, 2017.

Respectfully submitted,

/s/ William P. Rothwell

William P. Rothwell, Reg. No. 72,522
NOROOZI PC
2245 Texas Drive, Suite 300
Sugar Land, TX 77479

Counsel for Patent Owner

Date: November 3, 2017

CERTIFICATION OF SERVICE

The undersigned hereby certifies that the foregoing **PATENT OWNER'S NOTICE OF APPEAL** was served electronically via e-mail on November 3, 2017, to the following counsel of record for Petitioner:

Kyle Howard (Lead Counsel)	kyle.howard.ipr@haynesboone.com
Greg Webb (Back-up Counsel)	greg.webb.ipr@haynesboone.com
David M. O'Dell (Back-up Counsel)	david.odell.ipr@haynesboone.com
John Emerson (Back-Up Counsel)	Russell.emerson.IPR@haynesboone.com
Adam R. Shartzter (Back-up Counsel)	shartzter@fr.com
Jamie R. Lynn (Back-up Counsel)	jamie.lynn@bakerbotts.com
Andrew R. Sommer (Back-up Counsel)	asommer@winston.com
Thomas M. Dunham (Back-up Counsel)	tdunham@winston.com
Corrine S. Davis (Back-up Counsel)	csdavis@winston.com

Respectfully submitted,

/s/ William P. Rothwell

William P. Rothwell, Reg. No. 72,522
NOROOZI PC
2245 Texas Drive, Suite 300
Sugar Land, TX 77479

Counsel for Patent Owner

Date: November 3, 2017