UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

DEXCOM, INC.,
Petitioner,

v.

WAVEFORM TECHNOLOGIES, INC.
Patent Owner.

Case IPR2016-01680
U.S. Patent No. 8,187,433

PETITIONER DEXCOM, INC.'S NOTICE OF APPEAL

Director of the United States Patent and Trademark Office
c/o Office of the General Counsel, United States Patent and Trademark Office
P. O. Box 1450
Alexandria, VA 22313-1450

Notice is hereby given, pursuant to 37 C.F.R. § 90.2(a), that Petitioner Dexcom, Inc. ("Dexcom") hereby appeals under 35 U.S.C. §§ 141 and 142 to the United States Court of Appeals for the Federal Circuit from the Final Written Decision entered on February 28, 2018 (Paper No. 46) (the "Final Written Decision"), and from all underlying orders, decisions, rulings, and opinions.

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), Dexcom further indicates that the issues on appeal include, but are not limited to claim construction, the determination that claims 1-3, 5, 6, and 8-11 of U.S. Patent No. 8,187,433 are not unpatentable, and any finding or determination supporting or related to those issues, as well as all other issues decided adversely to Dexcom in any orders, decisions, rulings, and opinions.

Copies of this Notice of Appeal are being filed simultaneously with the Director, the Board, and the Clerk of the United States Court of Appeals for the Federal Circuit

Respectfully submitted,

Dated: March 30, 2018

/Matthew W. Johnson/

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Attorney for Petitioner Dexcom, Inc.

CERTIFICATE OF FILING

I hereby certify that, in addition to being filed electronically through the Patent Trial and Appeal Board's E2E, the foregoing "Petitioner Dexcom, Inc.'s Notice of Appeal" was filed by Express Mail on this 30th day of March, 2018, 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, United States Patent and Trademark Office
P. O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF FILING

I hereby certify that true and correct copies of the foregoing "Petitioner Dexcom, Inc.'s Notice of Appeal" were filed electronically by CM/ECF on this 30th day of March, 2018, to 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, D.C. 20439

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), this is to certify that I caused to be served a true and correct copy of the foregoing "Petitioner Decom, Inc.'s Notice of Appeal" on March 30, 2018 via email to the counsel for Patent Owner at the following addresses:

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