

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

FEDERAL RESERVE BANK OF ATLANTA, FEDERAL RESERVE BANK OF BOSTON, FEDERAL RESERVE BANK OF CHICAGO, FEDERAL RESERVE BANK OF CLEVELAND, FEDERAL RESERVE BANK OF DALLAS, FEDERAL RESERVE BANK OF KANSAS CITY, FEDERAL RESERVE BANK OF MINNEAPOLIS, FEDERAL RESERVE BANK OF NEW YORK, FEDERAL RESERVE BANK OF PHILADELPHIA, FEDERAL RESERVE BANK OF RICHMOND, FEDERAL RESERVE BANK OF SAN FRANCISCO, and FEDERAL RESERVE BANK OF ST. LOUIS,

Petitioners

v.

Bozeman Financial, LLC,
Patent Owner.

Case CBM2017-00035
Patent 6,754,640

September 20, 2018

**PATENT OWNER BOZEMAN FINANCIAL'S
NOTICE OF APPEAL**

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

Notice is hereby given, pursuant to 35 U.S.C. §§ 141 and 142 and 37 C.F.R. § 90.2(a), that Patent Owner, Bozeman Financial LLC, hereby appeals to the United States Court of Appeals for the Federal Circuit from the Final Written Decision entered on July 23, 2018 (Paper 34), and from all underlying orders, decisions, rulings and opinions, including without limitation the Decisions on Institution of Covered Business Method Review entered on July 24, 2017 (Paper 18).

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), Patent Owner further indicates that the issues on appeal include, but are not limited to, the following: (1) the Patent Trial and Appeal Board's ("PTAB") decision to institute a covered business method review under 37 C.F.R. § 42.208; (2) the PTAB's determination that the Petitioner's had standing to Petition for covered business method review of the '640 patent and institute these proceedings; (3) That the '640 patent are covered business method patents under 37 C.F.R. § 42.301; (4) the PTAB's determination of unpatentability and cancellation of all of the claims of the '640 patent under 35 U.S.C. §§ 101 and 112; (5) the PTAB's determination that it had U.S. Constitutional authority to take such actions depriving the Patent Owner of due process and other protections provided by the U.S. Constitution on pre-AIA ("Leahy-Smith America Invents Act") patents ; and (6) any finding or determination supporting or related to those issues, as well as all other issues decided adversely to Patent Owner in any orders, decisions, rulings and/or opinions.

In addition to this submission, a copy of this Notice of Appeal is being filed with the Patent Trial and Appeal Board, and three copies of this Notice of Appeal, along with the required

docketing fee, are being filed with the Clerk's Office for the United States Court of Appeals for the Federal Circuit.

Respectfully submitted,

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Back-Up Counsel for Patent Owner

Dated: **September 20, 2018**

CERTIFICATE OF FILING AND SERVICE

I hereby certify that, in addition to being filed electronically through the PTAB's PRPS, the original version of the foregoing PATENT OWNER NOTICE OF APPEAL was filed by overnight delivery on this 20th day of September 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
Madison Building East
10B20 600 Dulany Street
Alexandria, VA 22314-5793

I further certify that three (3) true and correct copies of the foregoing PATENT OWNER'S NOTICE OF APPEAL were filed by overnight delivery on this 20th day of September 2018 with 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, DC 20005

I further certify that a true and correct copy of the foregoing PATENT OWNER'S NOTICE OF APPEAL was served electronically on September 20th, 2018 on counsel for Petitioner at the electronic address of record:

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