

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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ARCTIC CAT, INC.,  
Petitioner

v.

POLARIS INDUSTRIES INC.,  
Patent Owner

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Case IPR2017-00433  
Patent 9,217,501

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**PETITIONER'S NOTICE OF APPEAL**

Pursuant to 35 U.S.C. § 142 and 37 C.F.R. § 90.2(a), Arctic Cat, Inc.

(“Petitioner”) hereby respectfully gives notice that it appeals to the United States Court of Appeals for the Federal Circuit from the Patent Trial and Appeal Board’s (“Board”) Final Written Decision entered on December 17, 2018 (Paper 118), as well as from all other underlying orders, decisions, rulings, and opinions that are adverse to Petitioner.

For the limited purpose of providing the Director with the information requested in 37 C.F.R. § 90.2(a)(3)(ii), the issues on Petitioner’s appeal may include, but are not limited to:

- (1) the Board’s determination of patentability of claims 1-12 and 14-22; and
- (2) any and all findings or determinations supporting or related to the aforementioned issues, as well as other issues decided adversely to Petitioner in any orders, decisions, rulings, or opinions.

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

Respectfully submitted,

Date January 18, 2019

/Michael T. Hawkins/  
Michael T. Hawkins, Reg. No. 57,867

*Attorney for Petitioner*

**CERTIFICATE OF SERVICE**

Pursuant to 37 CFR §§ 42.6(e)(4) and 42.205(b), the undersigned certifies that on January 18, 2019, a complete and entire copy of this Petitioner's Notice of Appeal was provided via email to Patent Owner by serving the correspondence address of record as follows:

Dennis C. Bremer, Alan G. Carlson  
Carlson, Caspers, Vandenburg, Lindquist & Schuman, P.A.  
Capella Tower, Suite 4200, 225 South Sixth Street  
Minneapolis, MN 55402

Email: [dbremer@carlsoncaspers.com](mailto:dbremer@carlsoncaspers.com)  
[acarlson@carlsoncaspers.com](mailto:acarlson@carlsoncaspers.com)

I hereby certify that, in addition to being filed electronically through the Board's E2E System, the original version of the foregoing Notice of Appeal was filed by hand on January 18, 2019, 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, 1 OB20  
600 Dulany Street  
Alexandria, VA 22314-5793

I hereby certify that on January 18, 2019, a true and correct copy of the foregoing Notice of Appeal, along with a copy of the Final Written Decision, was filed electronically 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

Respectfully submitted,

Date January 18, 2019

/Michael T. Hawkins/  
Michael T. Hawkins, Reg. No. 57,867

*Attorney for Petitioner*