

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

FUJIFILM Corporation

Petitioner

v.

Sony Corporation

Patent Owner

Case No: IPR2017-01390

Patent No. 7,115,331 B2

PETITIONER'S NOTICE OF APPEAL

Case IPR2017-01390
U.S. Patent No. 7,115,331

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

Notice is hereby given, pursuant to 37 C.F.R. § 90.2(a), that Petitioner FUJIFILM Corporation appeals to the United States Court of Appeals for the Federal Circuit from the Final Written Decision of the Patent Trial and Appeal Board in Case No. IPR2017-01390, dated December 3, 2018 (Paper No. 31). In accordance with 37 C.F.R. § 90.2(a)(3)(ii), Petitioners indicate that the issues on appeal include, but are not limited to the following:

1. Whether the PTAB erred in finding that Petitioner has not shown by a preponderance of the evidence that claims 1–18 of U.S. Patent No. 7,115,331 (the “331 Patent”) are unpatentable.
2. Whether the PTAB erred in not finding that claims 1-18 of U.S. Patent No. 7,115,331 are unpatentable in view of one or more of Mori, Sasaki, Aonuma, and Mee.
3. Whether the PTAB erred in the construction of the term “volume concentration” recited in claims 1, 4, and 16 of U.S. Patent No. 7,115,331.

Simultaneous with this submission, a copy of this Notice of Appeal is being filed with the Patent Trial and Appeal Board. In addition, this Notice of Appeal, along with the required docketing fees, 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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CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. §§ 42.6(e), I hereby certify that on February 4, 2019, the foregoing document was filed electronically with the PTAB through its E2E system and filed electronically with the Clerk's Office of the United States Court of Appeals for the Federal Circuit through that Court's CM/ECF system.

The foregoing document was also served via email on attorneys of record for the Patent owner at the following addresses:

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