

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ST. JUDE MEDICAL, LLC,
Petitioner,

v.

SNYDERS HEART VALVE LLC,
Patent Owner.

Case IPR2018-00105
Patent 6,540,782 B1

PETITIONER'S NOTICE OF APPEAL

Petitioner's Notice of Appeal:
IPR2018-00105 (Patent 6,540,782 B1)

Pursuant to 35 U.S.C. §§ 141(c) and 142 and 37 C.F.R. §§ 90.2(a) and 90.3, Petitioner St. Jude Medical, LLC ("St. Jude") hereby 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 May 2, 2019 (Paper 59), and from all underlying and related findings, orders, decisions, rulings, and opinions that are adverse to St. Jude.

For the limited purpose of providing the Director with the information requested in 37 C.F.R. § 90.2(a)(3)(ii) ("sufficient information to allow the Director to determine whether to exercise the right to intervene in the appeal"), St. Jude further indicates that the issues on appeal may include, but are not limited to:

- Whether the Board erred in holding that St. Jude failed to demonstrate by a preponderance of the evidence that claims 1, 2, 4-8, 10-13, 17-19, 21, 22, and 25-30 of U.S. Patent No. 6,540,782 are unpatentable as anticipated and/or obvious.

St. Jude further reserves the right to challenge any finding or determination supporting or relating to the issues above, and to challenge other issues decided adversely to St. Jude.

Pursuant to 37 C.F.R. § 90.2(a), St. Jude is filing one (1) copy of this Notice of Appeal with the Director and also electronically filing a copy of this Notice of

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Appeal with the U.S. Court of Appeals for the Federal Circuit, with the requisite filing fee, in addition to filing this notice with the Board.

Date: July 1, 2019

Respectfully submitted,

s / Tedd Van Buskirk/

Tedd W. Van Buskirk (Reg. No. 46,282)

Michael H. Teschner (Reg. No. 32,862)

Stephen M. Lund (Reg. No. 64,249)

Jordan T. Riviello (Reg. No. 72,515)

tvanbuskirk@lernerdavid.com

MTeschner.ipr@ldlkm.com

slund@lernerdavid.com

jriviello@lernerdavid.com

LERNER, DAVID, LITTENBERG, KRUMHOLZ
& MENTLIK, LLP

600 South Avenue West

Westfield, NJ 07090

Telephone: (908) 518-6313

Fax: (908) 654-7866

Attorneys for Petitioner

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CERTIFICATE OF SERVICE

Per 37 C.F.R. § 90.2(a)(1), on July 1, 2019 the foregoing notice of appeal was filed electronically with the Board in accordance with 37 C.F.R. § 42.6(b)(1), and mailed to the Director via Priority Mail Express in accordance with 37 C.F.R. §§ 1.10 and 104.2 at the following address:

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

Per 37 C.F.R. § 90.2(a)(2), Fed. R. App. P. 15, and Fed. Cir. Rules 15, 25, and 52, on July 1, 2019 the foregoing notice of appeal was electronically filed with the Court of Appeals for the Federal Circuit via CM/ECF with appropriate fees paid through pay.gov. Per Fed. Cir. Rule 15(a)(1), one copy of this notice of appeal is being filed by hand with the Clerk's Office of the United States Court of Appeals for the Federal Circuit on July 1, 2019.

Per 37 C.F.R. § 42.6(e) and the parties' agreement to accept electronic service, on July 1, 2019 the foregoing notice of appeal was served via e-mail on the following attorneys for Patent Owner:

Matthew Antonelli
matt@ahtlawfirm.com
Zachariah Harrington
zac@ahtlawfirm.com
Larry Thompson, Jr.
larry@ahtlawfirm.com

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Christopher Ryan Pinckney
ryan@ahlawfirm.com
ANTONELLI, HARRINGTON & THOMPSON LLP
4306 Yoakum Blvd., Suite 450
Houston, TX 77006
Tel: (713) 581-3000

s/ Tedd Van Buskirk /

Tedd W. Van Buskirk