

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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MOBILE TECH, INC.,

Petitioner,

v.

INVUE SECURITY PRODUCTS INC.,

Patent Owner.

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Case IPR2018-00481

U.S. Patent No. 9,576,452 B2

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**PATENT OWNER INVUE SECURITY PRODUCTS INC.'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 Dulaney Street  
Alexandria, VA 22314-5793

Patent Owner InVue Security Products, Inc. (“InVue”) hereby gives notice to the Director of the U.S. Patent and Trademark Office (“USPTO”), pursuant to 35 U.S.C. § 142 and 37 C.F.R. §§ 90.2(a) and 90.3, of appeal to the U.S. Court of Appeals for the Federal Circuit from the Patent Trial and Appeal Board’s (“PTAB”) Final Written Decision entered on July 16, 2019 (Paper 29) and from all orders, decisions, rulings, and opinions underlying the Final Written Decision.

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), and for the limited purpose of providing the Director with information required thereunder, InVue anticipates the issues on appeal to include, without limitation: the PTAB’s determination that Petitioner proved by a preponderance of the evidence that claims 1-35 of U.S. Patent No. 9,576,452 (the ’452 patent) are unpatentable under 35 U.S.C. § 103(a) as obvious over U.S. Patent No. 5,543,782 to Rothbaum *et al.* (“Rothbaum”) and U.S. Patent Application Publication No. 2004/0201449 to Denison *et al.* (“Denison”); that claim 20 of the ’452 patent is unpatentable under § 103(a) as obvious over Rothbaum, Denison and U.S. Patent No. 6,308,928 to Galant; and that claim 21 of the ’452 patent is unpatentable under 35 U.S.C. § 103(a) as obvious over Rothbaum, Denison and Japanese Published Patent Application No.

1997-259368 to Uchida (“Uchida”). InVue further anticipates the issues on appeal to include the findings allegedly supporting the above PTAB findings including, without limitation, the PTAB’s interpretation of the claim language, the prior art, the relative evidentiary burdens of the parties, and the alleged supporting evidence of anticipation and obviousness, as well as the PTAB’s application of law on the issues of anticipation and obviousness in making such findings.

A copy of this Notice of Appeal is being filed with the Patent Trial and Appeal Board. This Notice of Appeal, along with the required docketing fee, are also being filed with the Clerk’s Office for the U.S. Court of Appeals for the Federal Circuit.

Date: September 17, 2019

Respectfully submitted,

MEUNIER CARLIN & CURFMAN LLC

/Gregory J. Carlin/

Gregory J. Carlin  
Registration No. 45,607

***Attorneys for Patent Owner InVue  
Security Products, Inc.***

**CERTIFICATE OF SERVICE**

The undersigned certifies, pursuant to 37 C.F.R. § 90.2(a), that the foregoing Patent Owner InVue Security Products, Inc.'s Notice of Appeal was filed by Priority Express Mail on September 17, 2019, with the Director of the United States Patent and Trademark Office, at the following address:

Office of the General Counsel  
United States Patent and Trademark Office  
P.O. Box 1450, Alexandria, Virginia 22313-1450

**CERTIFICATE OF SERVICE**

The undersigned certifies, pursuant to 37 C.F.R. § 90.2(a), that a copy of the foregoing Patent Owner InVue Security Products, Inc.'s Notice of Appeal was filed electronically on September 17, 2019, through the Patent Trial and Appeal Board's Patent Review Processing System (PRPS).

**CERTIFICATE OF SERVICE**

The undersigned certifies that a copy of the foregoing Patent Owner InVue Security Products, Inc.'s Notice of Appeal was filed electronically via CM/ECF on September 17, 2019, with the United States Court of Appeals for the Federal Circuit.

**CERTIFICATE OF SERVICE**

The undersigned certifies, pursuant to 37 C.F.R. § 42.6(e) and by agreement of counsel, that a true and correct copy of Patent Owner InVue Security Products, Inc.'s Notice of Appeal was served electronic mail on September 17, 2019, on the counsel of record for Petitioner to email address tc-ipr-mti@thompsoncoburn.com.

/Gregory J. Carlin/

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