

Filed on behalf of Dr. Lakshmi Arunachalam

By: Dr. Lakshmi Arunachalam, *Pro Se*

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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAP America, Inc.

Petitioner

v.

Dr. Lakshmi Arunachalam

Patent Owner

CASE CBM2013-00013

Patent 8,037,158

Before KARL D. EASTHOM, WILLIAM V. SAINDON, and BRIAN J.
McNAMARA, Administrative Patent Judges.

PATENT OWNER DR. LAKSHMI ARUNACHALAM'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 37 C.F.R. § 90.2(a) and § 90.3(b)(1) that Patent Owner (“PO”), Dr. Lakshmi Arunachalam (“Dr. Arunachalam”) hereby appeals to the United States Court of Appeals for the Federal Circuit (“CAFC”) from the Decision on Request for Rehearing entered on November 21, 2014 (Paper 63), from the Final Written Decision entered on September 18, 2014 (Paper 61), and from all underlying orders, decisions, rulings and opinions, including without limitation the Decision on Institution of Covered Business Method Review (CBM) entered on September 19, 2013 (Paper 15).

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), PO further indicates that the issues on appeal include, but are not limited to, the Patent Trial and Appeal Board (“PTAB” or “Board”) 's application and use of the broadest reasonable interpretation standard, claim construction, determination of unpatentability of claims 1–6 and 11 of Dr. Arunachalam's U.S. Patent No. 8,037,158 (“’158 patent”) under 35 U.S.C. § 101, under 35 U.S.C. § 103 and under 35 U.S.C. § 112(b), determination that the '158 patent is a covered business method patent and is not a technological invention, determination that 35 U.S.C. § 101 is a permissible basis

for review, analysis of the alleged prior art references, denial of due process to PO by the Board, PTAB Judge's conflicts of interest in Petitioner and litigants in PO's cases in the District Courts and at the USPTO, failure by USPTO/PTAB to appoint Judges technically competent to conduct a CBM review of the subject patent, PTAB not having technical understanding of the alleged prior art, Lawlor, Computerworld, Electronic Banking or SFCU, PTAB misled by Petitioner, Petitioner's Counsel and Petitioner's expert witness with false technical information, inability by the PTAB Judges to discern the falsehood in such false technical information, determination that SAP had standing to institute this proceeding, and any finding or determination supporting or related to those issues, as well as all other issues decided adversely to PO in any orders, decisions, rulings and opinions and the unconstitutionality of the proceedings.

PO also hereby appeals the USPTO exceeding its statutory authority through rulemaking, including without limitation by adopting rule 37 C.F.R. § 42.301(a) defining "covered business method" and 37 C.F.R. § 42.300(b) alleging unexpired claims should be given their "broadest reasonable construction."

Simultaneous with this submission, a copy of this Notice of Appeal is being filed with the PTAB. In addition, three copies of 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,

Date: January 20, 2015

DR. LAKSHMI ARUNACHALAM

Lakshmi Arunachalam

/Lakshmi Arunachalam/
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Pro Se Patent Owner
Dr. Lakshmi Arunachalam

CERTIFICATE OF FILING

I hereby certify that on January 16, 2015, the PTAB authorized the Patent Owner to file this “timely appropriate Notice of Appeal in accordance with 37 C.F.R. 90.2 by U.S. mail and is instructed to send a copy to the Board by e-mail,” and I certify that the original version of the foregoing, PATENT OWNER DR. LAKSHMI ARUNACHALAM’S NOTICE OF APPEAL, was filed via Express Mail through the U.S. Post Office on this 20th day of January, 2015, 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
P.O.Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF FILING

I hereby certify that three (3) true and correct copies of the foregoing, PATENT OWNER DR. LAKSHMI ARUNACHALAM’S NOTICE OF APPEAL, along with the filing fees, were filed by Express Mail through the U.S. Post Office on this 20th day of January, 2015, 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

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing, PATENT OWNER DR. LAKSHMI ARUNACHALAM’S NOTICE OF APPEAL, was served, by electronic mail and also by FIRST CLASS U.S. Mail on this 20th day of January, 2015, on the following counsel for the Petitioner:

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