

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE PATENT TRIAL AND APPEAL BOARD

Parrot S.A. and Parrot, Inc.,

Petitioners,

v.

Drone Technologies, Inc.,

Patent Owner.

Case IPR2014-00732
U.S. Patent No. 8,106,748

Before HOWARD B. BLANKENSHIP, MATTHEW R. CLEMENTS, and
CHRISTOPHER M. KAISER, *Administrative Patent Judges*.

PETITIONERS' NOTICE OF APPEAL

via PRPS
Patent Trial and Appeal Board

via Hand Delivery
Director of the United States Patent and Trademark Office
Office of the General Counsel, 10B20
Madison Building East
600 Dulany Street
Alexandria, VA 22314

via Federal Express
United States Court of Appeals for the Federal Circuit

Case IPR2014-00730
Petitioner's Notice of Appeal

Pursuant to Federal Rule of Appellate Procedure 15, Federal Circuit Rule 15(a)(1), as well as 35 U.S.C. §§141(c), 142, 319, and 37 C.F.R. §§90.2(a), 90.3(a), Petitioners Parrot S.A. and Parrot, Inc., (collectively, "Parrot") hereby give notice of appeal to the United States Court of Appeals for the Federal Circuit from the Final Written Decision of the Patent Trial and Appeal Board ("Board"), entered on October 20, 2015 (Paper 29); the Board's Decision denying Parrot's Request for Rehearing, entered on January 8, 2016 (Paper 31); and any rulings and orders merged therein, in the above-captioned *inter partes* review of U.S. Patent No. 8,106,748. This notice is timely filed within 63 days of the Board's disposition of Parrot's Request for Rehearing entered on January 8, 2016 (Paper 31), and is therefore timely under 37 C.F.R. § 90.3(b)(1).

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), Parrot indicates that the issues on appeal include, without limitation, the Board's determination that claims 1-12 of the '748 patent are patentable over the prior art of record in this proceeding. Specifically, those issues include:

- (i) the Board's finding that Shkolnikov is not analogous art;
- (ii) the Board's obviousness analysis as it relates to claims 1-3, 5, and 10-12, including the Board's determination that Parrot did not demonstrate by a preponderance of the evidence that those claims are unpatentable for obviousness over the combination of Spirov, Bathiche, and Shkolnikov;

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(iii) the Board's obviousness analysis as it relates to claims 4, 8, and 9, including the Board's determination that Parrot did not demonstrate by a preponderance of the evidence that those claims are unpatentable for obviousness over the combination of Spirov, Bathiche, Shkolnikov, and Fouche;

(iv) the Board's obviousness analysis as it relates to claims 6 and 7, including the Board's determination that Parrot did not demonstrate by a preponderance of the evidence that those claims are unpatentable for obviousness over the combination of Spirov, Bathiche, Shkolnikov, and Barr; and,

(iv) any other finding or determination supporting or related to the above-mentioned issues as well as all other issues decided adversely to Parrot including in any orders, decisions, rulings, and/or opinions.

Simultaneous with this submission, Parrot is filing a true and correct copy of this Notice of Appeal with the Director of the U.S. Patent and Trademark Office and filing three copies of the same, along with the required docketing fees, with the Clerk of the Federal Circuit as set forth in the accompanying Certificate of Filing.

Dated: March 8, 2016

Respectfully submitted,

/James E. Hopenfeld/

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Counsel for Petitioner

CERTIFICATE OF FILING

The undersigned certifies that, in addition to being electronically filed through PRPS, a true and correct copy of the above-captioned Petitioner's Notice of Appeal is being filed by hand with the Director of the U.S. Patent and Trademark Office on March 8, 2016, at the following address:

Director of the United States Patent and Trademark Office
c/o Office of the General Counsel, 10B20
Madison Building East
600 Dulany Street
Alexandria, VA 22314

The undersigned also hereby certifies that three true and correct copies of the above-captioned Petitioner's Notice of Appeal and the filing fee are being filed with the Clerk's Office of the U.S. Court of Appeals for the Federal Circuit on March 8, 2016.

Dated: March 8, 2016

Respectfully submitted,

/James E. Hopenfeld/

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