

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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J SQUARED, INC. d/b/a UNIVERSITY LOFT COMPANY,

Petitioner,

v.

SAUDER MANUFACTURING COMPANY,

Patent Owner.

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Case IPR2015-00774

U.S. Patent No. 8,585,136

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**PETITIONER'S NOTICE OF APPEAL TO THE  
U.S. COURT OF APPEALS FOR THE FEDERAL CIRCUIT**

Notice is hereby given, pursuant to 37 C.F.R. § 90.2(a), that Petitioner, Petitioner, J Squared Inc. d/b/a University Loft Company, hereby appeals to the United States Court of Appeals for the Federal Circuit from the Final Written Decision entered on June 27, 2016 (Paper No. 35) (the "Final Written Decision"), and from all underlying orders, decisions, rulings and opinions regarding claims 1,2 and 4-14 of U.S. Patent No. 8,585,136 ("the '136 Patent").

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), Petitioner further indicates that the issues on appeal may include the following, as well as any underlying findings, determinations (including claim constructions), rulings, decisions, opinions, or other related issues:

The Board erred in finding that:

1. J Squared has not shown by a preponderance of the evidence that claims 4 and 5 are anticipated under 35 U.S.C. § 102 by Mackey;
2. J Squared has not shown by a preponderance of the evidence that claims 9 and 12–14 are unpatentable under 35 U.S.C. § 103 as obvious over Pollack II and Pollack I.

A copy of this Notice of Appeal to the United States Court of Appeals for the Federal Circuit is being simultaneously filed with the Office of the General

Counsel for the U.S. Patent and Trademark Office via U.S. First-Class Mail to the following address:

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

Additionally, a copy of this Notice of Appeal to the United States Court of Appeals for the Federal Circuit is being simultaneously filed electronically with the Clerk's Office for the United States Court of Appeals for the Federal Circuit via the CM/ECF Document Filing System along with the required filing fee of \$500.00 via the "Pay.gov" website.

Respectfully submitted,

Oblon, McClelland, Maier &  
Neustadt, LLP

Dated: August 26, 2016

/Scott A. McKeown/  
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**CERTIFICATE OF SERVICE**

Pursuant to 37 C.F.R. § 42.6(e), the undersigned certifies service of  
PETITIONER'S NOTICE OF APPEAL TO THE U.S. COURT OF APPEALS  
FOR THE FEDERAL CIRCUIT on the counsel of record for the Patent Owner by  
filing this document through the PTAB E2E System as well as delivering a copy  
via electronic mail to the following addresses:

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Dated: August 26, 2016

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