

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INTEL CORPORATION

Petitioner,

v.

QUALCOMM INCORPORATED

Patent Owner.

IPR2018-01334¹
U.S. Patent No. 8,838,949

PETITIONER'S NOTICE OF APPEAL

¹ IPR2018-01335 and IPR2018-01336 have been consolidated with the instant proceeding.

Pursuant to 35 U.S.C. §§ 141-144 and 319, and 37 C.F.R. § 90.2-90.3, notice is hereby given that Petitioner Intel Corporation appeals to the United States Court of Appeals for the Federal Circuit from the Final Written Decision entered March 16, 2020 (Paper 30) in IPR2018-01334, attached as Exhibit A, and all prior and interlocutory rulings related thereto or subsumed therein.

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), Petitioner indicates that the issues for appeal include the holding that claims 1-9, 12, 16, and 17 are not unpatentable, the construction of “hardware buffer,” the Board’s decision not to evaluate the obviousness of claims 16 and 17 in view of the asserted prior art, any finding or determination supporting or related to those issues, and all other issues decided adversely to Petitioner in any orders, decisions, rulings, and opinions.

Pursuant to 37 C.F.R. § 90.3, this Notice of Appeal is timely, having been duly filed within 63 days after the date of the Final Written Decision.

A copy of this Notice of Appeal is being filed simultaneously with the Patent Trial and Appeal Board, the Clerk’s Office for the United States Court of Appeals for the Federal Circuit, and the Director of the U.S. Patent and Trademark Office.

Respectfully submitted,

Dated: May 15, 2020

/Thomas E. Anderson/
Thomas E. Anderson
Registration No. 37,063

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. §§ 90.2(a)(1) and 104.2(a), I hereby certify that, in addition to being filed electronically through the Patent Trial and Appeal Board's End to End (PTAB E2E) system, a true and correct original version of the foregoing PETITIONER'S NOTICE OF APPEAL is being filed by Express Mail on this 15th day of May, 2020, 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, VA 22313-1450

Pursuant to 37 C.F.R. § 90.2(a)(2) and Federal Circuit Rule 15(a)(1), and Rule 52(a),(e), I hereby certify that a true and correct copy of the foregoing PETITIONER'S NOTICE OF APPEAL is being filed in the United States Court of Appeals for the Federal Circuit using the Court's CM/ECF filing system on this 15th day of May, 2020, and the filing fee is being paid electronically using pay.gov.

I hereby certify that on May 15, 2020, I caused a true and correct copy of the PETITIONER'S NOTICE OF APPEAL to be served via electronic mail, as previously agreed by the parties, on the following counsel for Patent Owner:

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Exhibit A

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