

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

CISCO SYSTEMS, INC.,
Petitioner,

v.

CORRIGENT CORPORATION,
Patent Owner.

Case IPR2023-00447
U.S. Patent No. 9,118,602

PETITIONER'S NOTICE OF APPEAL

Pursuant to 35 U.S.C. §§ 141 and 142 and 37 C.F.R. §§ 90.2 and 90.3, Petitioner Cisco Systems, Inc. hereby provides notice that it appeals to the United States Court of Appeals for the Federal Circuit from the Final Written Decision of the Patent Trial and Appeal Board (“the Board”) entered August 6, 2024 (Paper 30) and from all underlying orders, decisions, rulings, and opinions regarding U.S. Patent 9,118,602 (“the ’602 Patent”) at issue in *Inter Partes* Review No. IPR2023-00447.

The issues on appeal, pursuant to 37 C.F.R. § 90.2(a)(3)(ii) include, but are not limited to:

1. The Board’s determination that Petitioner has not shown by a preponderance of the evidence that claims 1-13, 15-24 and 26 of the ’602 Patent are unpatentable under 35 U.S.C. § 103(a) in view of Raz (U.S. Patent No. 7,466,697);
2. The Board’s determination that Petitioner has not shown by a preponderance of the evidence that claims 1-26 of the ’602 Patent are unpatentable under 35 U.S.C. § 103(a) in view of the combination of Raz (U.S. Patent No. 7,466,697) and Ferguson (U.S. Patent No. 7,277,386);
3. The Board’s interpretation of Raz and/or Ferguson;
4. The motivation to combine Raz and Ferguson; and
5. Any finding or determination supporting or related to the above-stated issues.

Copies of Petitioner's Notice of Appeal are being filed simultaneously with the Director of the United States Patent and Trademark Office, the Patent Trial and Appeal Board, and the United States Court of Appeals for the Federal Circuit.

Dated: October 1, 2024

Respectfully submitted,

/Jeffrey D. Blake/
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Attorney for Petitioner

CERTIFICATE OF SERVICE

The undersigned certifies in accordance with 37 C.F.R. § 42.6(e), that service was made on the Patent Owner as detailed below.

<i>Date of service</i>	October 1, 2024
<i>Manner of service</i>	Electronic Mail
<i>Documents served</i>	PETITIONER'S NOTICE OF APPEAL
<i>Persons served</i>	James R. Nuttall Email: jnutall@steptoe.com SJCorrigentIPR@Steptoe.com Katherine D. Cappaert Email: kcappaert@steptoe.com Christopher A. Suarez Email: csuarez@steptoe.com Benjamin R. Holt Email: bholt@steptoe.com Heather P. Hildreth Email: hhildreth@steptoe.com

In addition, the foregoing Petitioner's Notice of Appeal was filed by Express Mail on October 1, 2024, with the United States Patent and Trademark Office at the following address:

Office of the General Counsel
United States Patent and Trademark Office
Madison Building East
Room 10B20
600 Dulany Street

Alexandria, VA 22314

The undersigned hereby certifies that the foregoing Petitioner's Notice of Appeal was electronically filed with the United States Court of Appeals for the Federal Circuit through CM/ECF and pay.gov on September 24, 2024.

Pursuant to Federal Circuit Rule 15, one paper copy of the foregoing was simultaneously sent to the Clerk of the United States Court of Appeals for the Federal Circuit.

Dated: October 1, 2024

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