

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PALO ALTO NETWORKS, INC.
Petitioner

v.

BT AMERICAS INC.
Patent Owner

Case IPR2023-00889
Patent 7,895,641

PATENT OWNER'S NOTICE OF APPEAL

Via P-TACTS
Patent Trial and Appeal Board

Via email to efileSO@uspto.gov
Director of the United States Patent and Trademark Office
c/o Office of the Solicitor
United States Patent and Trademark Office
Mail Stop 8
P.O. Box 1450
Alexandria, VA 22313

Via CM/ECF
United States Court of Appeals for the Federal Circuit

INTRODUCTION

BT Americas Inc.’s (Patent Owner’s) appeal stems from the Patent Trial and Appeal Board’s Final Written Decision entered on November 7, 2024 (Paper 32, “Final Written Decision”) and Decision Denying Patent Owner’s Request on Rehearing of the Final Written Decision entered on January 15, 2025 (Paper 35, “Decision on Request for Rehearing”) in the above-captioned inter partes review of United States Patent No. 7,895,641 (the ‘641 Patent). This notice is timely filed within 63 days of the Decision on Request for Rehearing. 37 C.F.R. §§ 90.3(a)(1) & 90.3(b)(1).

PATENT OWNER’S APPEAL

Please take notice that under 35 U.S.C. §§ 141(c), 142, 319; 37 C.F.R. §§ 90.2(a), 90.3(a), 90.3(b); and Federal Rules of Appellate Procedure/Federal Circuit Rule 4(3)(a), Patent Owner hereby appeals to the United States Court of Appeals for the Federal Circuit from the Final Written Decision and Decision on Request for Rehearing, and all prior and interlocutory rulings related thereto or subsumed therein.

PATENT OWNER’S ISSUES ON APPEAL

In accordance with 37 C.F.R. § 90.2(a)(3)(ii), Patent Owner states that the issues for appeal include, but are not limited to: (i) the Board’s Final Written Decision determining that Petitioner established by a preponderance of the

evidence that claims 1-25 of the '641 Patent are unpatentable, (ii) the Board's Decision Denying Patent Owner's Request on Rehearing of the Final Written Decision, and (iii) any finding or determination supporting or related to the aforementioned issues, including claim constructions, as well as all other issues decided adversely to Patent Owner in any order, decision, ruling, phone conference decision, and/or opinion.

Simultaneously with this submission, Patent Owner is filing a true and correct copy of this Notice of Appeal with the Director of the United States Patent and Trademark Office and a true and correct copy of the same, along with the required docketing fee, with the Clerk of the United States Court of Appeals for the Federal Circuit as set forth in the accompanying Certificate of Filing.

Respectfully submitted,

Dated: March 18, 2025

/Nolan M. Goldberg/

Nolan M. Goldberg (Reg. No. 54,126)
Counsel for Patent Owner BT Americas Inc.

CERTIFICATE OF FILING

The undersigned hereby certifies that, in addition to being electronically filed through P-TACTS, a true and correct copy of the above-captioned Patent Owner's Notice of Appeal is being filed by email with the Director on March 18, 2025, at the email address efileSO@uspto.gov, in accordance with 37 C.F.R. § 90.2(a)(1)(i).

The undersigned also hereby certifies that a true and correct copy of the above-captioned Patent Owner's Notice of Appeal and the filing fee is being filed via CM/ECF with the Clerk's Office of the United States Court of Appeals for the Federal Circuit on March 18, 2025.

Dated: March 18, 2025

/Nolan M. Goldberg/

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New York, NY 10036-8299
Registration No. 54,126

*Counsel for Patent Owner
BT Americas Inc.*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing Patent Owner's Notice of Appeal was served on Petitioner on March 18, 2025, by emailing a copy to counsel at the email addresses listed below:

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