

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

META PLATFORMS, INC., INSTAGRAM, INC., WHATSAPP LLC, META
PLATFORMS TECHNOLOGIES, LLC, and GIPHY, INC.,

Petitioners

v.

VL COLLECTIVE IP LLC,

Patent Owner

IPR2023-00924
U.S. Patent No. 7,436,980

PETITIONERS' NOTICE OF CROSS APPEAL

Via Email

Coke Morgan Stewart
Acting Director
United States Patent and Trademark Office
c/o Office of the General Counsel
efileSO@uspto.gov

Via P-TACTS

Patent Trial and Appeal Board

Via CM/ECF

United States Court of Appeals for the Federal Circuit

Pursuant to 35 U.S.C. §§ 141–143 and 319; 37 C.F.R. §§ 90.2 and 90.3; and Federal Circuit Rule 15, Petitioners Meta Platforms, Inc.; Instagram, Inc.; WhatsApp LLC; Meta Platforms Technologies, LLC; and Giphy, Inc. (collectively, “Petitioners”) provide notice and hereby cross appeal to the United States Court of Appeals for the Federal Circuit from the Final Written Decision entered on December 5, 2024 (Paper 54) in IPR2023-00924 and from all prior and/or underlying findings, orders, decisions, determinations, rulings, and opinions adverse to Petitioners.

Pursuant to 37 C.F.R. § 90.2(a)(3)(ii), Petitioners indicate that the issues on appeal may include, but are not limited to, whether the Board erred in finding claims 4, 8, 12, and 16 of U.S. Patent No. 7,436,980 (“the ’980 Patent”) not unpatentable under 35 U.S.C. § 103, including the Board’s determination that Petitioners had not proven unpatentability by a preponderance of evidence, and any finding or determination supporting or related to this issue.

This notice of Petitioners’ cross appeal is timely filed within 14 days of the notice of appeal filed by Patent Owner. 37 C.F.R. § 90.3(a)(1); Fed. R. App. P. 4(a)(3).

Pursuant to 35 U.S.C. § 142, 37 C.F.R. § 90.2(a), and Federal Circuit Rule 15, a copy of this Notice of Cross Appeal is being filed with the Patent Trial and Appeal Board, the Clerk’s Office for the United States Court of Appeals for the

Federal Circuit (along with the required docketing fees), and the Acting Director of the Patent and Trademark Office c/o the Office of the General Counsel.

Date: February 14, 2025

Respectfully submitted,

/s/ W. Todd Baker

W. Todd Baker
Reg. No. 45,265
Counsel for Petitioners

CERTIFICATE OF FILING

The undersigned hereby certifies that in addition to being filed electronically through the Patent Trial and Appeal Case Tracking System (P-TACTS), a true and correct copy of the foregoing was emailed to the Acting Director of the United States Patent and Trademark Office at efilesSO@uspto.gov.

In addition, the undersigned hereby certifies that the foregoing document was electronically filed with the United States Court of Appeals for the Federal Circuit via CM/ECF and accompanied by the requisite fee.

/s/ W. Todd Baker

W. Todd Baker
Reg. No. 45,265
Counsel for Petitioners

CERTIFICATION OF SERVICE

The undersigned hereby certifies that the foregoing **PETITIONERS'**
NOTICE OF CROSS APPEAL was served electronically via e-mail on February
14, 2025 on counsel for Patent Owner:

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