

2016-2525  
(Serial No. 12/426,034)

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UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT

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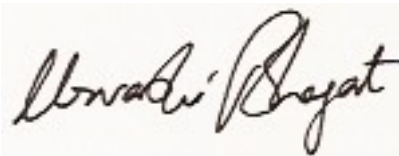
**IN RE BHAGAT**

**APPEAL FROM THE UNITED STATES PATENT AND  
TRADEMARK OFFICE  
PATENT TRIAL AND APPEAL BOARD**

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**APPELLANT'S MOTION TO SUBMIT JOINT APPENDIX  
ON CD-ROM ONLY**

Pursuant to Federal Rule of Appellate Procedure 2 and Federal Circuit Rule 27, Appellant moves this Court for leave to file joint appendix pursuant to Federal Circuit Rule 30(a)(5) and 35(f) contained on six or thirty copies of compact disc-read only memory (CD-ROM), instead of six or thirty paper copies. Good cause exists for the request, as set forth in the following Declaration of Urvashi Bhagat.



**Urvashi Bhagat**  
**PO Box 1000**  
**Palo Alto, CA 94302**  
**(650) 906-7811**  
*Pro se Appellant*

*Dated: February 1, 2017*

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**DECLARATION OF URVASHI BHAGAT IN SUPPORT OF  
APPELLANT'S MOTION TO SUBMIT  
JOINT APPENDIX ON CD-ROM ONLY**

I, Urvashi Bhagat, declare:

1. I am the pro se Appellant. I have personal knowledge of the matters set forth below and, if called to testify to them, could do so competently.
2. Appellant moves this Court for leave to file joint appendix pursuant to Federal Circuit Rule 30(a)(5) and 30(f) contained on six or thirty CD-ROM copies, instead of six or thirty paper copies.
3. The grounds for this request are as follows:
  - a. This appeal arises from a Decision on Appeal of the Patent Trial and Appeal Board of the United States Patent and Trademark Office.
  - b. This is a complex and unique case, because of which the case file is very large with ~12 Office actions, ~17 responses to Office actions including supplemental responses, and ~600 references on record. Working Appendix is 8,121 pages.
  - c. Based on citations in Appellant's Principal Brief, it appears that size of the joint appendix will be about 2,000 single-sided pages or 1,000 double-sided pages, yielding about four volumes of joint appendix containing about 250 pages each.

d. Four large volumes of appendix and three briefs (Appellant's Principal Brief, Appellee's Brief, and Reply Brief) may be unwieldy for the judges. It may also be unwarranted consumption of paper, especially if 30 copies are to be submitted for the requested en banc hearing.

4. Because of the above reasons, it is judicious to request the Court to grant an exception to submit the joint appendix on CD-ROM only.

5. Mr. Jeremiah Helm, the attorney responsible for this case at the Solicitor's Office at USPTO has responded to my email informing him of this motion. Mr. Helm indicated opposition stating that size of Appendix is not decided because briefing is not complete. However, Appellant has already submitted its Principal Brief, based on which it is clear that size of Appendix is already very large, and that with the completion of rest of the briefing the size is likely to increase not decrease.

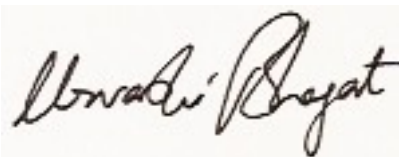
6. Therefore, bearing in mind Appellant's pro se status and other limitations, it is prudent to plan ahead so that the joint appendix can be submitted within seven days after briefing is completed. For the forgoing reasons, it is sensible to request submission of joint appendix on CD-ROM instead of paper copies at this time.

7. I have exercised, and will continue to exercise, diligence regarding this appeal and will work with the Appellee to get corresponding copies of all three

briefs and the joint appendix on each copy of CD-ROM for convenience of the Court.

I declare under penalty of perjury that the foregoing is true and correct.

Dated this 1<sup>st</sup> day of February 2017, at Palo Alto, California.

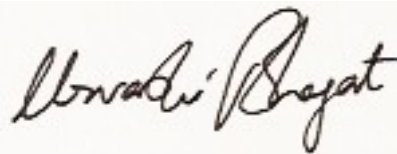
A handwritten signature in black ink, reading "Urvashi Bhagat", is written over a horizontal line. The signature is cursive and appears to be a scan of a physical document.

**Urvashi Bhagat**

**CERTIFICATE OF SERVICE**

I hereby certify that on February 1, 2017, I served a copy of the foregoing  
**MOTION TO SUBMIT JOINT APPENDIX ON CD-ROM ONLY** via email  
on:

Jeremiah S. Helm, Associate Solicitor  
UNITED STATES PATENT AND TRADEMARK OFFICE  
Office of the Solicitor  
Mail Stop 8, Post Office Box 1450  
Alexandria, Virginia 22213-1450  
Phone: (571) 272-9035  
Fax: (571) 273-0373  
Email: Jeremiah.Helm@USPTO.GOV

A handwritten signature in black ink, appearing to read "Urvashi Bhagat", is written on a light-colored rectangular background.

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Urvashi Bhagat  
Pro Se Appellant  
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