

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

BENITEC BIOPHARMA LTD.

Petitioner,

v.

COLD SPRING HARBOR LABORATORY

Patent Owner.

Case IPR2016-00016

Patent No. 8,153,776 B2

**PETITIONER'S REQUEST FOR REFUND OF POST-INSTITUTION FEES
FOR POST-GRANT REVIEW OF U.S. PATENT NO. 8,153,776**

Mail Stop "Patent Board"
Patent Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

On October 5, 2015, Benitec Biopharma Limited (“Petitioner”) filed a petition for *inter partes* review of claims 1-10 of U.S. Patent No. 8,153,766 (Paper No. 1). On March 31, 2016, the Patent Trial and Appeal Board issued its “Decision Denying Request for Rehearing (Paper No. 7). In accordance with 37 C.F.R. § 42.15(b)(2), Petitioner hereby requests a refund of \$14,000.00 for the post-institution fees submitted with the filing of the Petition..

Upon review and approval of this request, we respectfully request that the Board credit the requested amount to Petitioner.

Date: April 22, 2016

Respectfully submitted,

/s Lisa A. Haile /
Lisa A. Haile, J.D., Ph.D.
(Reg. No. 38,347)
DLA Piper LLP (US)

/s John M. Garvey /
John M. Garvey, J.D., Ph.D.
(Reg. No. 37,833)
DLA Piper LLP (US)

CERTIFICATE OF SERVICE

The undersigned certify that a copy of the attached Request for Refund of Post-Institution Fees was served by electronic mail on April 22, 2016, to the following:

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Date: April 22, 2016

Respectfully submitted,

/s Lisa A. Haile /
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