UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

Unified Patents Inc. Petitioner

v.

Società Italiana Per Lo Sviluppo dell'Elettronica S.p.A. Patent Owner

> U.S. Patent No. 6,754,580 B1 Inter Partes Review No. IPR2017-00565

PETITIONER'S REQUEST FOR REFUND OF INSTITUTION FEE

The petitioner Unified Patents Inc. ("Unified Patents") requests a refund of the \$14,000 institution fee paid when the *inter partes* review petition was filed in IPR2017-00565 on January 23, 2017. Pursuant to 35 U.S.C. § 318(a) and 37 C.F.R. § 42.73(a), a decision was entered denying institution on June 15, 2017 and IPR2017-00565 was then terminated. Unified Patents therefore requests refund of the entire \$14,000 institution fee. *See* 78 Fed. Reg. 4212, 4233 (Jan. 18, 2013) ("The entire post-institution fee would be returned to the petitioner if the Office does not institute a review."); *see also* PTAB E2E Frequently Asked Questions, G10 ("If the proceeding is terminated before institution and the petition was filed on or after March 19, 2013, the petitioner may file a request for a refund of the post-institution fee paid.").

The refund may be paid by crediting the credit card used to pay the institution fee on January 23, 2017; by crediting Laurence & Phillips IP Law LLP's deposit account no. 50-6921; by check made to Unified Patents and mailed to the lead attorney (Kevin Laurence, Laurence & Phillips IP Law LLP, 1940 Duke Street, Suite 200, Alexandria, VA 22314); or by any other means acceptable to the Office.

Respectfully submitted,

Date: Nov. 9, 2017

/Kevin B. Laurence/

Kevin B. Laurence Lead Counsel for Petitioner Registration No. 38,219

CERTIFICATE OF SERVICE

I hereby certify that on Nov. 9, 2017, a copy of the foregoing

PETITIONER'S REQUEST FOR REFUND OF INSTITUION FEE and all

documents filed with it were served via email upon the following counsel of record

for the patent owner, as consented to by said counsel:

DOCKET

Timothy Devlin: tdevlin@devlinlawfirm.com Anita Binayi-Ghiam: abinayi-ghiam@devlinlawfirm.com Devlin Law Firm LLC 1306 N. Broom Street, 1st Floor Wilmington, DE 19806

Respectfully submitted,

Dated: November 9, 2017	/ <u>Kevin B. Laurence</u> / Kevin B. Laurence, Lead Counsel for Petitioner Registration No. 38,219 klaurence@lpiplaw.com
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