

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SONOS, INC.,
Petitioner

v.

D&M HOLDINGS INC.,
Patent Owner

Case No. IPR2017-01043
U.S. Patent 6,473,441

**PETITIONER SONOS, INC.'S REQUEST FOR
REFUND OF POST-INSTITUTION FEES**

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Pursuant to the Patent and Trademark Office's ("PTO") Final Rule Setting and Adjusting Patent Fees, 78 F.R. 4211, 4233-4234 (Jan. 18, 2013), Petitioner Sonos, Inc. ("Sonos") requests a refund in the amount of \$14,000.

On March 7, 2017, Sonos filed a Petition for *Inter Partes* Review of U.S. Patent 6,473,441 ("the '441 Patent") with the PTO that was assigned case number IPR2017-01043. In accordance with the fee schedule specified in 37 C.F.R. §42.15(a), Sonos provided the PTO with a credit card payment in the amount of \$23,000 at the time of filing of its Petition to cover the associated fees. Sonos's payment consisted of \$9,000 in fees associated with Sonos's request for *Inter Partes* Review, and a further \$14,000 for post-institution fees.

On September 18, 2017, the Patent Trial and Appeal Board entered judgment terminating the IPR2017-01043 proceeding prior to institution (Paper No. 10).

Accordingly, Sonos requests a refund in the amount of \$14,000 for the post-institution fees that it has paid to the PTO in connection with this proceeding. Sonos would appreciate receiving this refund either in the form of a credit back to the same credit card used for the original \$23,000 fee, or a check made payable to its counsel, Lee Sullivan Shea & Smith LLP at the below address.

Respectfully submitted,

Dated: September 18, 2017

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Counsel for Petitioner

CERTIFICATE OF SERVICE

I hereby certify that on September 18, 2017, a true and accurate copy of this paper, **PETITIONER SONOS, INC.'S REQUEST FOR REFUND OF POST INSTITUTION FEES**, was served on the following counsel for Patent Owner via email:

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