

UNITED STATES PATENT AND TRADEMARK OFFICE

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**BEFORE THE PATENT TRIAL AND APPEAL BOARD**

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BECTON, DICKINSON AND COMPANY,  
Petitioner,

v.

B. BRAUN MELSUNGEN AG,  
Patent Owner

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Case IPR2017-01585  
Patent 8,337,463

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**REQUEST FOR REFUND OF POST-INSTITUTION FEES FOR  
*INTER PARTES* REVIEW OF U.S. PATENT 8,337,463 (IPR2017-01585)**

Becton, Dickinson and Company ("BD") ("Petitioner") hereby files its request for a refund of the \$14,000 post-institution fee that was previously paid.

On June 16, 2017, BD filed a petition in this proceeding for *inter partes* review of claims 1, 2, 10, 12, 25 and 28 of U.S. Patent No. 8,337,463. The filed *inter partes* review petition was denied institution on December 15, 2017 (Paper No. 8).

The Petitioner is entitled to request a refund of the post-institution fee that was previously paid and is entitled to this refund. *See e.g.*, 78 Fed. Reg. 4233 (Jan. 18, 2013) *available at* <http://www.gpo.gov/fdsys/pkg/FR-2013-01-18/pdf/2013-00819.pdf> (stating that "The entire post-institution fee would be returned to the petitioner if the Office does not institute a review.").

Petitioner thus requests a refund of \$14,000 for the post-institution fee. The refund may be deposited in Deposit Account No. 08-0219 under attorney docket reference number 0006675-00327US3.

If more information is necessary to provide payment, please contact counsel listed below.

Respectfully Submitted,

/Heather M. Petruzzi/

Heather Petruzzi, Reg. No. 71,270

Wilmer Cutler Pickering Hale & Dorr LLP

Dated: 4/12/2021

## CERTIFICATE OF SERVICE

I hereby certify that on April 12, 2021, I caused a true and correct copy of the foregoing materials:

- REQUEST FOR REFUND OF POST-INSTITUTION FEES FOR *INTER PARTES* REVIEW OF U.S. PATENT U.S. Patent 8,337,463 (IPR2017- 01585)

to be served via email as previously agreed by the parties to the following attorneys of record:

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