

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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QUALCOMM INC. AND QUALCOMM TECHNOLOGIES, INC.,  
Petitioners,

v.

APPLE INC.,  
Patent Owner.

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Case IPR2019-00322  
Patent No. 8,443,216

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**PETITIONERS' REQUEST FOR REFUND OF POST-INSTITUTION FEES**

Under the Patent and Trademark Office’s Final Rule Setting and Adjusting Patent Fees During Fiscal Year 2017, 82 Fed. Reg. 52780, 52790 (Nov. 14, 2017), Petitioners request a post-institution fee refund in the amount of \$15,000 to be paid to **Deposit Account No. 501432**.

On November 12, 2018, Petitioners filed a petition for *inter partes* review (“IPR”) in the above-captioned case seeking review of 8 claims of U.S. Patent No. 8,443,216. In accordance with the fee schedule specified in 37 C.F.R. § 42.15(a), Petitioners paid \$30,500 at the time of filing of this petition. Petitioners’ payment consisted of \$15,500 for the IPR request fee and a further \$15,000 in post-institution fees. On May 10, 2019, the Patent Trial and Appeal Board granted the parties’ Joint Motion to Dismiss Proceeding and terminated these proceedings prior to institution. (Paper No. 10.) Accordingly, Petitioners request a refund of \$15,000 for the post-institution fees that it has paid in connection with IPR2019-00322.

Dated: May 13, 2019

Respectfully submitted,

*/ John A. Marlott /*

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John A. Marlott

Reg. No. 37,031

Attorney for Petitioners

## CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing PETITIONERS' REQUEST FOR REFUND OF POST-INSTITUTION FEES was served on May 13, 2019, via email to Patent Owner's counsel at the following email address:

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