

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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Ericsson Inc.

Petitioner

v.

Electronics and Telecommunications Research Institute

Patent Owner

**Patent No. 8,270,354**

Filing Date: May 3, 2007

Issue Date: September 18, 2012

Title: METHOD FOR TRANSMITTING UP LINK CONTROL SIGNAL IN  
MOBILE COMMUNICATION SYSTEM

*Inter Partes Review No. IPR2019-00249*

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**REQUEST FOR REFUND OF POST-INSTITUTION FEE**

Petitioner ERICSSON INC., hereby requests a refund of \$15,000, the post-institution fee that was previously paid by Petitioner. Petitioner filed a Petition for *Inter Partes* Review of claims 1, 3, 5, 7 of U.S. Patent No. 8,270,354 on December 10, 2019, and paid the USPTO the \$15,500 *Inter Partes* Review request fee, the \$15,000 post-institution fee, required by 37 C.F.R. § 42.15(a) (2017).

On March 9, 2020, the Board issued Decision to Terminate the proceeding pre-institution based on a settlement between the parties. Because review was not instituted, Petitioner is entitled to a refund of \$15,000 for the post-institution fee. *See* 78 FED. REG. 4212, 4234 (Jan. 18, 2013) (“[I]f the review is not instituted at all, the portion of the fee covering the trial would be returned.”).

Petitioner therefore requests a refund of the \$15,000 post-institution fee.

The refund may be deposited in Winston & Strawn LLP Deposit Account No. 50-1814.

Dated: March 18, 2020

WINSTON & STRAWN LLP  
1700 K Street NW  
Washington, DC 20006  
Telephone: 202-282-5000  
Fax: 202-282-5100  
Email:  
Winston-Ericsson-IPRs@winston.com

Respectfully submitted,

/s/ Pejman Sharifi

Pejman Sharifi  
Reg. No. 45,097

*Lead Counsel for Petitioner*

**CERTIFICATE OF SERVICE**

Pursuant to 37 C.F.R. §§ 42.6(e) and 42.105(a), this is to certify that on March 18, 2020, I caused to be served a true and correct copy of the foregoing “**REQUEST FOR REFUND OF POST-INSTITUTION FEE**” by filing this document through the PTAB’s E2E Filing System as well as delivering a copy via electronic mail upon the following:

Alexander J. Hadjis - [CPDocketHadjis@oblon.com](mailto:CPDocketHadjis@oblon.com)  
W. Todd Baker - [CPDocketBaker@oblon.com](mailto:CPDocketBaker@oblon.com)  
Robert Mattson - [CPDocketMattson@oblon.com](mailto:CPDocketMattson@oblon.com)

Dated: March 18, 2020

Respectfully submitted,

/s/ Pejman Sharifi

Pejman Sharifi  
Reg. No. 45,097

*Lead Counsel for Petitioner*