

IPR2020-01628
Petitioner's Request for Refund

Filed on behalf of Supercell Oy

By:

RAJIV P. PATEL, Reg. No 39,327
BRIAN HOFFMAN, Reg. No. 39,713
JENNIFER R. BUSH, Reg. No. 50,784
KEVIN X. McGANN, Reg. No. 48,793
MICHAEL J. SACKSTEDER (*pro hac vice*)
GEOFFREY R. MILLER (*pro hac vice*)
EMILY J. BULLIS (*pro hac vice*)
FENWICK & WEST LLP
801 California Street
Mountain View, CA 94041
Telephone: 650.988.8500
Facsimile: 650.938.5200

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SUPERCELL OY,
Petitioner

v.

GREE, INC.,
Patent Owner.

Case No. IPR2020-01628
Patent 9,561,439

**PETITIONER SUPERCELL OY'S REQUEST FOR REFUND
OF *INTER PARTES* REVIEW POST-INSTITUTION FEES
PURSUANT TO 37 C.F.R. § 42.15(b)**

IPR2020-01628
Petitioner's Request for Refund

Petitioner Supercell Oy ("Petitioner") respectfully requests a refund of the post-institution fees paid by Petitioner in the instant proceeding.

On September 15, 2020, Supercell Oy ("Supercell") filed a Petition for *Inter Partes* Review of U.S. Patent No. 9,561,439 requesting review of seven claims. [Paper 1] Petitioner paid a fee of \$30,500, including: (i) \$15,000 for an *inter partes* review post-institution fee; and (ii) \$15,500 for an *inter partes* review request fee for up to twenty (20) claims.

On February 17, 2021, the Patent Trial and Appeal Board ("the Board") issued a decision denying institution of *inter partes* review on all challenged claims. [Paper 9] On March 19, 2021, Petitioner filed a Request for Rehearing. [Paper 10] On August 18, 2021, Petitioner filed an Unopposed Motion to Withdraw Request for Rehearing. [Paper 18] On August 19, 2021, the Board issued a decision and Granted Petitioner's Unopposed Motion to Withdraw Request for Rehearing. [Paper 19]

In accordance with 37 C.F.R. § 42.15(b)(2), Petitioner respectfully requests a refund of Petitioner's paid post-institution fees, in the amount of \$15,000 credited to Petitioner's USPTO Deposit Account (No. 19-2555).

IPR2020-01628
Petitioner's Request for Refund

Dated: September 8, 2021

Respectfully submitted,
FENWICK & WEST LLP

/Jennifer R. Bush/
Jennifer R. Bush
Reg. No. 50,784
Attorneys for Petitioner Supercell Oy

CERTIFICATION OF SERVICE ON PATENT OWNER

The undersigned hereby certifies that the foregoing **Petitioner's Request for Refund of *Inter Partes* Review of Post-Institution Fees Pursuant to 37 C.F.R. § 42.15(b)** was served on Patent Owner's lead and back-up counsel in its entirety by electronic service at the email addresses provided below:

John C. Alemanni
Kilpatrick Townsend & Stockton LLP
4208 Six Forks Road, Suite 1400
Raleigh, NC 27609
jalemanni@kilpatricktownsend.com

Andrew W. Rinehart
Kilpatrick Townsend & Stockton LLP
1001 West Fourth Street
Winston-Salem, NC 27101
arinehart@kilpatricktownsend.com

Joshua H. Lee
Kilpatrick Townsend & Stockton LLP
1100 Peachtree Street NE, Suite 2800
Atlanta, GA 30309-6582
jlee@kilpatricktownsend.com

Scott A. McKeown
Ropes & Gray
2099 Pennsylvania Avenue, N.W.
Washington, D.C. 2006
scott.mckeown@ropesgray.com

FENWICK & WEST LLP

/Jennifer R. Bush/

Jennifer R. Bush
Reg. No. 50,784
Attorneys for Petitioner Supercell Oy

Dated: September 8, 2021
Fenwick & West LLP
801 California Street
Mountain View, CA 94041