

Filed: August 17, 2021

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LUPIN, LTD. and LUPIN PHARMACEUTICALS, INC.,

Petitioners,

v.

AMGEN, INC.,

Patent Owner

Case IPR2021-00326
U.S. Patent No. 9,856,287

REQUEST FOR REFUND OF POST-INSTITUTION FEES

On December 15, 2020, Petitioners Lupin, Ltd. and Lupin Pharmaceuticals, Inc. filed a Petition seeking inter partes review of claims 1-30 of U.S. Patent No. 9,856,287. Paper 1. In accordance with 37 C.F.R. § 42.15(a)(2) and (4), Petitioners paid a total post-institution fee of \$30,000 at the time of filing. On July 12, 2021, the Patent Trial and Appeal Board denied institution. Paper 8.

As such, Petitioners respectfully request a refund of \$30,000 for the post-institution fees in the case of IPR 2021-00326 . Setting and Adjusting Patent Fees During Fiscal Year 2017, 82 Fed. Reg. 52790 (Nov. 14, 2017) (“The USPTO will refund the post-institution fee if the *inter partes* review proceeding is not instituted by the PTAB.”).

Dated: August 17, 2021

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing: REQUEST FOR REFUND OF POST-INSTITUTION FEES was served electronically via email as follows:

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