

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

R.J. REYNOLDS VAPOR COMPANY,
Petitioner,

v.

PHILIP MORRIS PRODUCTS S.A.,
Patent Owner.

IPR2021-00826
U.S. Patent No. 9,814,265

PETITIONER'S REQUEST FOR REFUND OF POST-INSTITUTION FEES

Under the Patent and Trademark Office's Final Rule Setting and Adjusting Patent Fees, 78 Fed. Reg. 4212, 4233–34 (Jan. 18, 2013), Petitioner requests a refund in the amount of \$22,500 to be paid to Deposit Account No. 50-3013.

On April 19, 2021, Petitioner filed a petition for *inter partes* review (“IPR”) in the above-captioned case seeking review of claims 1, 3-5, 8, and 17 of U.S. Patent No. 9,814,265. In accordance with the fee schedule specified in 37 C.F.R. § 42.15(a), Petitioner paid \$41,500 at the time of filing of the petition. Petitioner's payment

IPR2021-00826
Patent 9,814,265

Petitioner's Request for Refund of Post-Institution Fees

consisted of \$19,000 for the IPR request fee and a further \$22,500 in post-institution fees.

On November 9, 2021, the Patent Trial and Appeal Board denied institution of IPR, pursuant to 35 U.S.C. § 314. Accordingly, Petitioner requests a refund of \$22,500 for the post-institution fees that it has paid in connection with IPR2021-00826.

Dated: December 8, 2021

Respectfully submitted,

/Matthew W. Johnson/

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing was served on
December 8, 2021 via electronic mail on the following Patent Owner's counsels:

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