

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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ARADIGM CORPORATION  
Petitioner

v.

INSMED INCORPORATED  
Patent Owner

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Case PGR2017-00021  
U.S. Patent No. 9,402,845

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**PETITIONER'S REQUEST FOR  
REFUND OF POST-INSTITUTION FEES**

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

On May 1, 2017, Petitioner filed a Petition for Post Grant Review of U.S. Patent No. 9,402,845 (Paper 1) requesting review of twenty-six (26) claims. Petitioner paid a fee of \$37,550, including: (i) \$12,000.00 for a post grant review request fee for up to twenty (20) claims; (ii) \$1,500.00 for a post grant review request of each claim in excess of 20 (6 claims at \$250.00 each); (iii) \$18,000.00 for a post grant review post-institution fee for up to fifteen (15) claims; and (iv) \$6050.00 for a post grant review post-institution request of each claim in excess of 15 (11 claims at \$550.00 each). On November 15, 2017, the Patent and Trial Appeal Board issued a Decision (Paper 10), denying institution of post grant review on all challenged claims.

Petitioner therefore respectfully requests a refund of Petitioner's paid post-institution fees, in the amount of \$24,050 (\$18,000 for the post grant review post-institution fee and \$6,050 for the post grant review post-institution request of each claim in excess of 15), credited to Petitioner's USPTO Deposit Account (No. 501349).

Respectfully submitted,

Dated: December 18, 2017

/Arlene L. Chow/  
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*Counsel for Petitioner  
Aradigm Corporation*

**CERTIFICATE OF SERVICE**

The undersigned certifies that on December 18, 2017, a true and correct copy of the foregoing PETITIONER'S REQUEST FOR REFUND OF POST-INSTITUTION FEES was served by email on the following counsel of record for Insmmed Incorporated:

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