

Paper No. _____
Filed: March 7, 2019

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

BENSON HILL BIOSYSTEMS, INC.,

Petitioner

v.

THE BROAD INSTITUTE, INC., PRESIDENTS AND FELLOWS OF
HARVARD COLLEGE, AND MASSACHUSETTS INSTITUTE OF
TECHNOLOGY

Patent Owner

Case PGR2018-00072
Patent No. 9,790,490

**REQUEST FOR REFUND OF POST-INSTITUTION FEES
FOR POST-GRANT REVIEW OF
U.S. PATENT NO. 9,790,490**

On July 17, 2018, Benson Hill Biosystems, Inc. (Petitioner) filed a petition for post-grant review of claims 1-60 of U.S. Patent No. 9,790,490 (Paper No. 2).

On January 22, 2019, the Board issued an order denying institution of this proceeding (Paper No. 11). In accordance with 37 C.F.R. § 42.15(b)(2), the post-institution fees paid at the time of filing should be returned. Petitioner hereby requests a refund of \$59,125.00 for the post-institution fees in the case of PGR2018-00072.

The payment was provided via deposit account and processed in E2E on July 17, 2018. Upon review and approval of this request, we respectfully request the Board credit the requested amount to Petitioner. The amount may be deposited into PTO Account No. 06-0916. If more information is necessary to provide payment, please contact Howard W. Levine.

Respectfully submitted,

Dated: March 7, 2019

By: /Howard W. Levine/
Howard W. Levine, Lead Counsel
Reg. No. 41,453

Attorney for Benson Hill Biosystems, Inc.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing **REQUEST FOR REFUND OF POST-INSTITUTION FEES FOR POST-GRANT REVIEW OF U.S. PATENT NO. 9,790,490** was served on March 7, 2019 via email directed to counsel of record for the Patent Owner at the following:

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Dated: March 7, 2019

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