

**UNITED STATES PATENT AND TRADEMARK OFFICE**

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**BEFORE THE PATENT TRIAL AND APPEAL BOARD**

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RPX CORPORATION  
Petitioner

v.

MULTIPLAYER NETWORK INNOVATIONS, LLC  
Patent Owner

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Case: IPR2015-00553  
PAT. NO. 5,618,045

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**MOTION FOR REFUND OF POST-INSTITUTION FEE**

Mail Stop PATENT BOARD  
Patent Trial and Appeal Board  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
*Submitted Electronically via the Patent Review Processing System*

RPX CORPORATION (“Petitioner”) hereby requests a refund of the **\$14,000** for the post-institution fee that was previously paid on January 12, 2015. Petitioner filed a petition for *inter partes* review of U.S. Patent No. 5,618,045 on January 12, 2015, and paid the USPTO \$23,000 on that date which includes the \$9,000 *inter partes* review request fee and the \$14,000 post-institution fee, as required by 37 C.F.R. §42.15(a).

On March 23, 2015, the Board granted joint Motion to Terminate Proceeding and issued Judgment Termination of the Proceeding 37 C.F.R. § 42.72 (Paper No. 9). Since this case was in the preliminary proceeding stage and no institution of a trial was made, Petitioner is entitled to a refund of the \$ 14,000 for the post institution fee. See e.g., 78 FR 4234 (January 18, 2013) available at <http://www.gpo.gov/fdsys/pkg/FR-2013-01-18/pdf/2013-00819.pdf> (“if the review is not instituted at all, the portion of the fee covering the trial would be returned”). For at least the foregoing reasons, Petitioner hereby requests a refund of the \$14,000 post-institution fee that it previously paid.

The refund may be deposited in Winston & Strawn LLP Deposit Account  
No. 50-1814.

Respectfully submitted,

Dated: May 29, 2015

/Andrew R. Sommer/  
Andrew R. Sommer  
Reg. No. 53,932

*Lead Counsel for Petitioner RPX  
Corporation*

**§ 42.6(e)—CERTIFICATION OF SERVICE**

In accordance with § 42.6(e)(1), the undersigned certifies that on the 29th day of May, 2015, the above MOTION FOR REFUND OF POST-INSTITUTION FEE was served, via electronic mail upon Patent Owner at the correspondence address of record for U.S. Patent No. 5,618,045 , as follows:

Amir Naini  
[anaini@raklaw.com](mailto:anaini@raklaw.com)

Jay Chung  
[jchung@raklaw.com](mailto:jchung@raklaw.com)

Dated: May 29, 2015

/ Deomattie Kumar /  
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Deomattie Kumar  
  
*Paralegal For Petitioner*