

DOCKET NO.: 1596645-00149US3
Filed on behalf of Oracle America, Inc.
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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ORACLE AMERICA, INC.
Petitioner

v.

REALTIME DATA LLC
Patent Owner

IPR2016-00376
U.S. Patent No. 7,415,530

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

Oracle America, Inc. (“Petitioner” or “Oracle”) hereby files its request for a refund of the \$14,000 post-institution fee that was previously paid.

On December 28, 2015, Petitioner filed a petition for *inter partes* review of U.S. Patent No. 7,415,530 and paid the USPTO a total of \$23,000 at the time of filing this petition, which included a \$14,000 payment for the post-institution fee required by 37 C.F.R. §42.15(a)(1)-(2). The filed *inter partes* review petition was denied institution on July 1, 2016. (Paper 8.) The Petitioner is entitled to request a refund of the post-institution fee that was previously paid and is entitled to this refund. *See e.g.*, 78 Fed. Reg. 4233 (Jan. 18, 2013) *available at* <http://www.gpo.gov/fdsys/pkg/FR-2013-01-18/pdf/2013-00819.pdf> (stating that "The entire post-institution fee would be returned to the petitioner if the Office does not institute a review.").

For at least the reasons sets forth above, Oracle respectfully requests a refund of the post-institution fee that was previously paid and hereby requests a refund of the \$14,000 post-institution fee previously paid by Oracle.

The refund may be deposited in Deposit Account No. 080219 under attorney reference number 1596645-00149US3.

Respectfully submitted,

Date: February 6, 2019

/Monica Grewal/
Monica Grewal
Registration No. 40,056
Counsel for Petitioner

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing Request for Refund of Post-Institution Fee for *Inter Partes* Review of U.S. Patent 7,415,530 (IPR2016-00376) was served on February 6, 2019 via electronic mail directed to the attorney of record for the patent at the following addresses:

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Patent Owner has consented to electronic service.

Respectfully submitted,

Date: February 6, 2019

/Monica Grewal/

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