

UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE PATENT TRIAL AND APPEAL BOARD

SMART SOLUTIONS TECHNOLOGIES, S.L.

Petitioner

v.

KONINKLIJKE PHILIPS ELECTRONICS N.V.

Patent Owner

Case IPR 2016-00416

U.S. Patent No. 7,522,951

PETITIONER REQUEST FOR REFUND
OF POST-INSTITUTION FEES

Pursuant to the Patent and Trademark Office's Final Rule Setting and Adjusting Patent Fees, 78 Fed. Reg. 4212, 4232–4234 (Jan. 18, 2013), Petitioner Smart Solutions Technologies, S.L. (“Smart Solutions”) requests a refund of the post-institution fee paid in light of the termination of IPR2016-00416 directed to U.S. Patent No. 7,522,951. The review had not been instituted in this proceeding. Thus, this proceeding had not even entered the initial stages of the *Inter Partes Review* process when the parties entered into a settlement agreement that resulted in the resolution of the underlying issues set forth in IPR2016-00416 that had been filed with the Board.

On June 3, 2016, the Board authorized the parties to file a joint stipulation to terminate IPR2016-00416. The joint stipulation to terminate IPR2016-00416 was filed on June 6, 2016, along with a copy of the settlement agreement that included a request that the settlement agreement be kept business confidential. The *Inter Partes Review* of U.S. Patent No. 7,522,951 was dismissed and the proceeding was terminated by the Board on June 20, 2016.

For the foregoing reasons, Smart Solutions respectfully requests a refund in the amount of \$14,000.00 for the post-institution fees that it has paid to the

USPTO in connection with this proceeding.

Dated: June 28, 2016

Respectfully submitted,

/s/ Peter D. Weinstein

Peter D. Weinstein

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