

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

RESMED LIMITED, RESMED INC., and RESMED CORP.,
Petitioner

v.

FISHER & PAYKEL HEALTHCARE LIMITED
Patent Owner

Case IPR2016-01726
Patent 8,443,807

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), Petitioners, ResMed Limited, ResMed Inc., and ResMed Corporation, request a refund in the amount of \$14,000.00 to be credited to Deposit Account Number 06-1050.

On September 7, 2016, Petitioner filed a Petition for *Inter Partes* Review of U.S. Patent No. Patent 8,443,807 with the Patent Trial and Appeal Board that was assigned case number IPR2016-01726. In accordance with the fee schedule specified in 37 C.F.R. § 42.15(a), Petitioner deposited an electronic payment in the amount of \$9,000.00 with the Board at the time of filing of its Petition to cover associated fees with Petitioner's *Inter Partes* Review request, and a further \$14,000.00 in post-institution fees.

On March 6, 2017, the Patent Trial and Appeal Board entered a Decision denying institution of this proceeding. Accordingly, Petitioner 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 that proceeding.

Respectfully submitted,

Date: April 5, 2017

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CERTIFICATE OF SERVICE

Pursuant to 37 CFR §§ 42.6(e)(4) and 42.205(b), the undersigned certifies that on April 5, 2017, a complete and entire copy of this Petitioner's Request for Refund was provided via email to the Patent Owner by serving the correspondence email address of record as follows:

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