

Patent No. 8,438,221  
Request for Refund

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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THE UNITED STATES AS REPRESENTED BY THE  
DEPARTMENT OF JUSTICE AND THE DEPARTMENT OF HOMELAND  
SECURITY  
Petitioners

v.

ENVISIONIT, L.L.C.,  
Patent Owner

U.S. Patent No. 8,438,221  
Issue Date: May 7, 2013  
Title: MESSAGE BROADCASTING CONTROL SYSTEM AND METHOD

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*Inter Partes* Review No. IPR2017-00160

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**REQUEST FOR REFUND OF POST-INSTITUTION FEES FOR *INTER*  
*PARTES* REVIEW OF U.S. PATENT NO. 8,438,221**

On November 1, 2016, Petitioner filed a Petition for *Inter Partes* Review of claim 19 under 35 U.S.C §§ 311-319 see 37 C.F.R § 42.100 *Et Seq.* (“Petition,” Paper No. 1), seeking *inter partes* review of claim 19 of U.S. Patent No. 8,438,221 (the ‘221 patent). On May 2, 2017, the Patent Trial and Appeal Board issued a Decision Denying Institution of *Inter Partes* Review. Petitioner hereby requests a refund of \$14,000.00 for the Post-Institution Fee under 37 C.F.R. § 42.15(a)(2) submitted at the time that the Petition was filed. Payment of the \$14,000.00 Post-Institution Fee was processed through the Patent Review Processing System on November 1, 2016, and charged to the Department of Homeland Security U.S. Patent and Trademark Office Deposit Account No. 504378. Petitioner respectfully request that the Board refund the Post-Institution Fee to the above Department of Homeland Security Deposit Account.

October 20, 2017

Respectfully submitted,  
U.S. Department of Homeland Security

By: /Nathan Grebasch/  
Nathan Grebasch  
Reg. No. 48,600

## **CERTIFICATE OF SERVICE**

Pursuant to 37 C.F.R. § 42.6, I hereby certify that a complete copy of the attached Petitioner's Request for Refund of Post-Institution Fees is being served on the same day as the filing of the above-identified document in the United States Patent and Trademark Office/Patent Trial and Appeal Board, upon the Patent Owner by serving counsel of record as follows:

Date of Service: October 20, 2017

Manner of Service: PTAB electronic filing system

Documents Served: *Inter Partes* Review Post-Institution Fees Request for Refund Of U.S. Patent No. 8,438,221

Persons Served: Patent Owner/Counsel

October 20, 2017

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