

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD., AND SAMSUNG ELECTRONICS
AMERICA, INC.,
Petitioner,

v.

INVENSAS CORPORATION,
Patent Owner.

Case IPR2018-01402
U.S. Patent No. 6,849,946

Before MICHAEL R. ZECHER, LYNNE E. PETTIGREW, and KAMRAN
JIVANI, *Administrative Patent Judges.*

PETITIONER'S REQUEST FOR REFUND OF FEES

Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc.

(“Petitioner”) hereby requests a refund of the \$15,000 post-institution fees that it previously paid. Petitioner filed a petition for *inter partes* review of U.S. Patent No. 6,849,946 on July 13, 2018, and paid the USPTO \$30,500 on that date, including a \$15,500 payment for the *inter partes* review request fee and a \$15,000 payment for the post-institution fee as required by 37 CFR § 42.15(a)(2). On January 4, 2019, the Board terminated this proceeding, as requested in the parties’ Joint Motion to Terminate Proceeding filed December 13, 2018 (Paper 9), noting that no decision on whether to institute a trial was made. See Paper 11.

Based on the termination of this proceeding before institution, Petitioner requests a refund in the amount of the post-institution fees that it paid for post-institution services. *See* 78 FR 4212, 4233 (January 18, 2013) (“This fee would be returned to the petitioner if the Office does not institute a review.”); *see also* Frequently Asked Questions, E7, PTAB E2E (“[T]he petitioner may file in PTAB E2E a request for a refund of any post-institution fee paid.”).

Accordingly, Petitioner hereby requests a refund of the \$15,000 post-institution fee that it previously paid. The refund may be deposited in Deposit Account No. 50-2862.

Respectfully submitted,

Dated: January 9, 2019

By: /s/ Brian Berliner

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CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), I certify that on this 9th day of January 2019, a copy of **Petitioner's Request for Refund of Fees** was served by electronic mail on Patent Owner's lead and backup counsel at the following email addresses:

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January 9, 2019

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