

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

CRYE PRECISION LLC,
Petitioner,

v.

FIRSTSPEAR, LLC,
Patent Owner.

Case IPR2019-01152

Patent 9,974,379 B2

**REQUEST FOR REFUND OF POST-INSTITUTION FEES FOR
INTER PARTES REVIEW**

On June 10, 2019, Crye Precision LLC (“Petitioner”) filed a Petition for *Inter Partes* Review of U.S. Patent No. 9,974,379 under 35 U.S.C. § 311-319 and 37 C.F.R. § 42.100 et seq. (“Petition,” Paper No. 2), seeking review of claims 1-11, 13-14, 17-19, and 21-23 of the ’379 patent. On November 22, 2019, the Patent Trial and Appeal Board issued a Decision Denying Inter Partes Review (Paper No. 8). On December 20, 2019, Petitioner attempted to and believed it had timely filed a rehearing request. On April 22, 2020, Petitioner filed a Motion Under Rule 42.5(c)(3) (Paper No. 10). On June 30, 2020, the Patent Trial and Appeal Board issued an Order Denying Petitioner’s Motion Under Rule 42.5(c)(3) (Paper No. 12). Thus, the IPR has concluded and without being instituted.

Pursuant to 37 C.F.R. 1.925, Petitioner hereby requests a refund of \$15,600 for the Post-Institution Fee under 37 C.F.R. § 42.15(a)(2) (\$15,000) and Post-Institution Claim Fees under 37 C.F.R. § 42.15(a)(4) for 4 claims (\$600) submitted with the filing of the Petition. See, e.g., 78 Fed. Reg. 4233, 4234-35 (Jan. 18, 2013).

Payment of \$15,600 in Post-Institution Fees was processed through PRPS on June 11, 2019 and charged to the undersigned’s Deposit Account No. 50-2638.

Upon review and approval of this request, Petitioner respectfully requests that the Board credit \$15,600 to our Deposit Account No. 50-2638.

IPR2019-01152
U.S. 9,974,379

Respectfully Submitted,

Dated: July 1, 2020

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CERTIFICATE OF SERVICE

The undersigned certifies that on July 1, 2020, a true and correct copy of **Petitioner's Request for Refund of the Post-Institution Fee** was served on counsel for Patent Owner via electronic mail as follows:

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