

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

THE SHERWIN-WILLIAMS COMPANY,
Petitioner,

v.

ARCH CHEMICALS, INC.,
Patent Owner

Case: IPR2019-01498
U.S. Patent No: 9,723,842

PETITIONER'S REQUEST FOR REFUND OF POST-INSTITUTION FEES

Petitioner The Sherwin-Williams Company filed a Petition for *Inter Partes* Review of claims 1-10, 12-13, 15, 17-18, 20-21, 24-28, 31-33, and 36-38 of U.S. Patent 9,723,842. As shown in the tables below, at the time of filing, Petitioners submitted a fee of \$40,700 for *inter partes* review of 28 claims, consisting of a \$17,900 *inter partes* review request fee and a \$22,800 *inter partes* review post-institution fee, in accordance with 37 C.F.R. § 42.15(a).

Pre-institution Fee Category	Amount
Pre-institution fee, up to 20 claims	\$15,500
Pre-institution fee for claims in excess of 20 claims	\$300 x 8 claims = \$2,400
Pre-institution Fee Total	\$17,900

Post-institution Fee Category	Amount
Post-institution fee, up to 15 claims	\$15,000
Post-institution fee for claims in excess of 15 claims	\$600 x 13 claims = \$7,800
Post-institution Fee Total	\$22,800

On February 19, 2020, the Board terminated this *inter partes* review proceeding, prior to issuing an institution decision. (Paper 21.) Petitioners respectfully request a refund of the *inter partes* review post-institution fee of \$22,800 that was submitted with its Petition, pursuant to 37 C.F.R. § 42.15(a)(2), as set forth in the Board's Final Rule, Setting and Adjusting Patent Fees, 78 Fed. Reg. 4212, 4234-35 (Jan. 18, 2013) (authorizing refunds of post-institution fees for proceedings terminated prior to institution).

Petitioners request that the refund be deposited in Deposit Account No.
600615.

Dated: March 3, 2020

Respectfully submitted,

/Ari B. Lukoff/

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CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e)(4), the undersigned certifies that on March 3, 2020, a copy of PETITIONER'S REQUEST FOR REFUND OF POST-INSTITUTION FEES was served in its entirety by electronic mail on Patent Owner:

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Dated: March 3, 2020

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