

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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CINMAR, LLC and  
FRONTGATE MARKETING, INC.,  
Petitioners,

v.

RICHELL USA, INC.,  
Patent Owner.

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Case No. IPR2020-00210  
Patent No. 7,568,449

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**REQUEST FOR REFUND OF THE POST-INSTITUTION FEES**

On December 4, 2019, Petitioners Cinmar, LLC and Frontgate Marketing, Inc. (“Petitioners”) filed a petition for *Inter Partes* Review seeking review of claims 1-3, 5-21, and 24-36 of U.S. Patent No. 7,568,449 (Paper 1). On March 13, 2020, Petitioners and Patent Owner, Richell USA, Inc., filed a joint motion to terminate (Paper 6) which the Patent Trial and Appeal Board granted on March 16, 2020 (Paper 7).

Pursuant to 37 C.F.R. § 42.15(a)(2), Petitioners paid a \$15,000 *inter partes* review post-institution fee, and pursuant to 37 C.F.R. § 42.15(a)(4), Petitioners paid a \$9,000 post-institution excess claim fee. *See* Petition, Paper 1, at p. 3. The rules provide for a refund of the post-institution fees if the Board does not institute trial. 78 Fed. Reg. 4212, 4233-34 (January 18, 2013); *see also* Frequently Asked Questions, E7, PTABE2E, July 11, 2016. Petitioner hereby requests a refund of \$24,000 for post-institution fees.

Upon review and approval of this request, Petitioner respectfully requests that the Board credit the post-institution fees to Deposit Account 50-2036.

Respectfully submitted,

Date: April 17, 2020

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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing **REQUEST  
FOR REFUND OF THE POST-INSTITUTION FEES** was served via email  
this 17 day of April, 2020, on the following:

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