

Filed: October 31, 2022

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NetApp, Inc.,

Petitioner,

v.

Proven Networks, LLC,

Patent Owner.

Case No. IPR2022-00644
U.S. Patent No. 8,687,573

**REQUEST FOR REFUND OF POST-INSTITUTION FEES
FOR *INTER PARTES* REVIEW OF
U.S. PATENT NO. 8,687,573**

On March 1, 2022, NetApp, Inc. (“Petitioner”) filed a petition for *inter partes* review of claims 1-39 of U.S. Patent No. 8,687,573 (Paper No. 1). On September 30, 2022, the Parties filed a Joint Motion to Dismiss (Paper No. 8) and on October 3, 2022, the Board issued an order terminating prior to institution of trial in this proceeding (Paper No. 11). In accordance with 37 C.F.R. § 42.15(a)(2), the post-institution fees paid at the time of filing should be returned. Petitioner hereby requests a refund of \$36,750.00 for the post-institution fees in the case of IPR2022-00644.

The payment was provided via deposit account and processed in E2E on March 1, 2022. Upon review and approval of this request, we respectfully request the Board credit the requested amount to Petitioner. The amount may be deposited into PTO Account No. 06-0916. If more information is necessary to refund payment, please contact Joshua L. Goldberg.

Respectfully submitted,

Dated: October 31, 2022

By: /Joshua L. Goldberg/
Joshua L. Goldberg, Back-up Counsel
Reg. No. 59,369

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing **REQUEST FOR REFUND OF POST-INSTITUTION FEES FOR *INTER PARTES* REVIEW OF U.S. PATENT NO. 8,687,573** was served on October 31, 2022 via email directed to counsel of record for the Patent Owner at the following:

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Dated: October 31, 2022

By: /Lisa C. Hines/
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