UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

DISH NETWORK CORPORATION, DISH NETWORK L.L.C., AND DISH NETWORK SERVICE L.L.C.,

Petitioners

v.

ENTROPIC COMMUNICATIONS, LLC,

Patent Owner.

PTAB Case No. IPR 2023-00392

Patent No. 7,542,715

PETITIONERS' REQUEST FOR REFUND OF POST-INSTITUTION FEES The Petition for *Inter Partes* Review of U.S. Patent No. 7,542,715 (Case No. IPR2023-00392) was denied institution in a decision issued by the PTAB on August 11, 2023 (Paper 7). Petitioners requested Director Review, which was denied in a decision issued by the PTAB on October 25, 2023 (Paper 12).

Petitioners hereby request a refund in the amount of \$22,500.00 for the postinstitution fee previously paid by Petitioners in connection with this proceeding.

The determination of the above refund is based on the following. On January13, 2023, Petitioners filed a petition for *inter partes* Review of U.S. Patent No.7,542,715 (Paper 1), accompanied by a total payment of \$41,500.00 as follows:*Inter Partes* Review request fee:\$19,000.00*Inter Partes* Review post-institution fee:\$22,500.00Total fees paid:\$41,500.00

Under the Board's current practice, Petitioners are entitled to a refund of the above listed post-institution fee in the amount of \$22,500.00.

Accordingly, Petitioners respectfully request that the Board grant this request for refund of the post-institution fee, and credit a refund in the amount of \$22,500.00 to Petitioners' EFT Account, which is the payment method used to pay the fees on January 13, 2023. Dated: October 26, 2023

Respectfully submitted,

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858.720.5700 (phone) 858.720.5799 (fax) <u>/Patrick J. McKeever</u>¹ Patrick J. McKeever Registration No. 66,019

Back-up Counsel David St. John-Larkin, Reg. No. 56,924 Trevor Bervik, Reg. No. 73,138

Attorneys for Petitioners

¹ On Sept. 11, 2023, Petitioners requested authorization to file a motion to withdraw and substitute counsel, and filed an updated Power of Attorney and Mandatory Notices listing Mr. McKeever as lead counsel. On September 13, 2023, the authorized corresponding motion to substitute counsel was filed.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing

PETITIONER'S REQUEST FOR REFUND OF POST-INSTITUTION FEES

has been served on the following counsel of record for Patent Owner:

K&L GATES LLP Jason A Engel - <u>Jason.Engel@klgates.com</u>; Jason.Engel.PTAB@klgates.com Brian Paul Bozzo - Brian.Bozzo@klgates.com Katherine Allor - Katy.Allor@klgates.com Samuel P. Richey - Samuel.Richey@klgates.com

Dated: October 26, 2023

Respectfully submitted,

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Amy Candeloro Paralegal