

UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE PATENT TRIAL AND APPEAL BOARD

---

Samsung Electronics America, Inc., et al.  
Petitioner

v.

Smartflash, LLC  
Patent Owner

---

Case CBM2014-00197  
Patent 8,033,458

---

**PETITIONER'S REQUEST FOR REFUND OF POST-INSTITUTION FEES**

Pursuant to the Patent and Trademark Office's Final Rule Setting and Adjusting Patent Fees, 78 Fed. Reg. 4212, 4232–4234 (Jan. 18, 2013), Petitioner Samsung Electronics America, Inc., et al. ("Petitioner"), request a refund in the amount of \$18,000.00 to be paid to deposit account number 06-1050.

On September 26, 2014, Petitioner filed a Petition for Covered Business Method Review of U.S. Patent No. 8,033,458 with the Patent Trial and Appeal Board that was assigned case number CBM2014-00197. In accordance with the fee schedule specified in 37 C.F.R. § 42.15(a) Petitioner deposited an electronic payment in the amount of \$12,000.00 with the Board at the time of filing of its Petition to cover associated fees with Petitioner's covered business method review request, and a further \$18,000.00 in Post-Institution fees.

On March 31, 2015, the Patent Trial and Appeal Board entered a Decision denying institution of covered business method review. Accordingly, Petitioner requests a refund in the amount of \$18,000.00 for the post-institution fees that it has paid to the USPTO in connection with that proceeding.

Respectfully submitted,

7/1/2015  
Date: \_\_\_\_\_

/Thomas A. Rozylowicz/

\_\_\_\_\_  
Thomas A. Rozylowicz  
Reg. No. 50,620

Fish & Richardson P.C.  
Telephone: (202) 783-5070  
Facsimile: (202) 783-2331

## CERTIFICATE OF SERVICE

Pursuant to 37 CFR §§ 42.6(e)(4) and 42.205(b), the undersigned certifies that on July 1, 2015, a complete and entire copy of this Petitioner’s Request for Refund of Post-Institution Fees was provided via email to the Patent Owner by serving the correspondence email address of record as follows:

Michael R. Casey  
J. Scott Davidson  
Davidson Berquist Jackson & Gowdey, LLP  
4300 Wilson Blvd, Suite 700  
Arlington, VA 22203

Email: [mcasey@dbjg.com](mailto:mcasey@dbjg.com)  
[jsd@dbjg.com](mailto:jsd@dbjg.com)  
[docket@dbjg.com](mailto:docket@dbjg.com)

/Diana Bradley/

---

Diana Bradley  
Fish & Richardson P.C.  
60 South Sixth Street, Suite 3200  
Minneapolis, MN 55402  
(858) 678-5667