

UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE PATENT TRIAL AND APPEAL BOARD

---

APPLE INC.  
Petitioner,

v.

VIRNETX, INC. AND SCIENCE APPLICATION INTERNATIONAL  
CORPORATION,  
Patent Owner

Patent No. 6,502,135

Issued: December 31, 2002

Filed: November 29, 1999

Inventors: Victor Larson, *et al.*

Title: Agile Network Protocol For Secure Communications With Assured System  
Availability

---

*Inter Partes* Review No. IPR2013-00349

---

**REQUEST FOR REFUND OF POST-INSTITUTION FEES FOR  
*INTER PARTES* REVIEW**

On June 12, 2013, Apple Inc. (“Petitioner”) filed a Petition for *Inter Partes* Review of U.S. Patent No. 6,502,135 under 35 U.S.C. §§ 311-319 and 37 C.F.R. § 42.100 *et seq.* (“Petition,” Paper No. 1), seeking review of claims 1-10, 12-15, and 18 of the ’135 patent. On December 13, 2013, the Patent Trial and Appeal Board issued a Decision Denying *Inter Partes* Review (Paper No. 14); on January 6, 2014, Petitioner submitted a Motion for Rehearing; on February 12, 2014, the Patent Trial and Appeal Board issued a Decision Denying the Request for Rehearing (Paper No. 18). Petitioner hereby requests a refund of \$14,000 for the Post-Institution Fee under 37 C.F.R. § 42.15(a)(2) (\$14,000) submitted with the filing of the Petition. *See e.g.*, 78 FR 4233, 4234-35 (Jan. 18, 2013).

Payment of the \$14,000 Post-Institution Fee was processed through PRPS on June 12, 2013, and charged to the undersigned’s Deposit Account No. 18-1260. Upon review and approval of this request, Petitioner respectfully requests that the Board credit the Post-Institution Fee to our Deposit Account No. 18-1260 under Order No. 41484-80120.

Date: November 11, 2014

Respectfully submitted,

/s/ Jeffrey P. Kushan  
Jeffrey P. Kushan (Reg. No. 43,401)  
Sidley Austin LLP  
1501 K Street, NW  
Washington, DC 20005  
[jkushan@sidley.com](mailto:jkushan@sidley.com)

## CERTIFICATE OF SERVICE

I hereby certify that on this 11th day of November, 2014, a copy of this Request for Refund of Post-Institution Fees for *Inter Partes* Review, has been served in its entirety by e-mail on the following counsel of record for patent owner:

Joseph E. Palys  
[josephpalys@paulhastings.com](mailto:josephpalys@paulhastings.com)

Naveen Modi  
[naveenmodi@paulhastings.com](mailto:naveenmodi@paulhastings.com)

/s/ Jeffrey P. Kushan  
Jeffrey P. Kushan (Reg. No. 43,401)  
Sidley Austin LLP  
1501 K Street, NW  
Washington, DC 20005  
[jkushan@sidley.com](mailto:jkushan@sidley.com)