

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. 7,921,211

Issued: April 5, 2011

Filed: August 17, 2007

Inventors: Victor Larson, *et al.*

Title: AGILE NETWORK PROTOCOL FOR SECURE COMMUNICATIONS
USING SECURE DOMAIN NAMES

Inter Partes Review No. IPR2013-00397

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

On July 1, 2013, Apple Inc. (“Petitioner”) filed a Petition for *Inter Partes* Review of U.S. Patent No. 7,418,504 under 35 U.S.C. §§ 311-319 and 37 C.F.R. § 42.100 *et seq.* (“Petition,” Paper No. 1), seeking review of claims 1-3, 5-8 and 14-60 of the ’504 patent. On December 18, 2013, the Patent Trial and Appeal Board issued a Decision Denying *Inter Partes* Review (Paper No. 15); 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. 19). Petitioner hereby requests a refund of \$29,600 for the Post-Institution Fee under 37 C.F.R. § 42.15(a)(2) (\$14,000) and Post-Institution Claim Fees under 37 C.F.R. § 42.15(a)(4) for thirty-nine claims (\$15,600) submitted with the filing of the Petition. *See e.g.*, 78 FR 4233, 4234-35 (Jan. 18, 2013).

Payment of \$29,600 in Post-Institution Fees was processed through PRPS on July 1, 2013, and charged to the undersigned’s Deposit Account No. 50-1597. Upon review and approval of this request, Petitioner respectfully requests that the Board credit the Post-Institution Fees to our Deposit Account No. 50-1597 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

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

Naveen Modi
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