UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE PATENT TRIAL AND APPEAL BOARD
ZOLL LIFECOR CORPORATION Petitioner
V.
PHILLIPS ELECTRONICS NORTH AMERICA CORPORATION Patent Owner
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Case IPR2013-00616 Patent 5,749,905

PETITIONER ZOLL LIFECOR CORPORATION'S REQUEST FOR REFUND OF POST-INSTITUTION FEES



Case IPR2013-00616

Attorney Docket No: 38855-0003IP1

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 Zoll Lifecor Corporation ("Petitioner"), request a refund in the amount of \$14,000.00 to be paid to deposit account number 06-1050.

On September 23, 2013, Petitioner filed a Petition for Inter Partes Review of U.S. Patent No. 5,749,905 with the Patent Trial and Appeal Board that was assigned case number IPR2013-00616. In accordance with the fee schedule specified in 37 C.F.R. § 42.15(a) Petitioner deposited an electronic payment in the amount of \$9,000.00 with the Board at the time of filing of its Petition to cover associated fees with Petitioner's inter partes review request, and a further \$14,000.00 in Post-Institution fees.

On March 20, 2014, the Patent Trial and Appeal Board entered a Decision denying institution of inter partes review. Accordingly, Petitioner requests a refund in the amount of \$14,000.00 for the post-institution fees that it has paid to the USPTO in connection with that proceeding.

Respectfully submitted,

Reg. No. 33,814

Date: <u>/4-2-14/</u>_____

/Dorothy P. Whelan/
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CERTIFICATE OF SERVICE

Pursuant to 37 CFR §§ 42.6(e)(4) and 42.205(b), the undersigned certifies that on April 2, 2014, a complete and entire copy of this Petitioner Zoll Lifecor Corporation'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:

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