

Filed on behalf of: RPX Corporation

Paper No. _____
Filed: July 14, 2014

By: Oliver R. Ashe, Jr., Esq.
ASHE, P.C.
11440 Isaac Newton Sq. North
Suite 210
Reston, VA 20190
Tel.: (703) 467-9001
Fax: (703) 467-9002
E-mail: oashe@ashepc.com

Gregory M. Howison
HOWISON & ARNOTT, LLP
Lincoln Centre II
5420 LBJ Freeway, Suite 660
Dallas, Texas 75240
Tel.: (972) 680-6050
Fax: (972) 479-0464
E-mail: ghowison@dalpat.com

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

RPX CORPORATION,
Petitioner,

v.

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

Case IPR2014-00171
Patent 6,502,135

PETITIONER'S REQUEST FOR REFUND OF POST-INSTITUTION FEES

PETITIONER'S REQUEST FOR REFUND OF POST-INSTITUTION FEES

On November 20, 2013, Petitioner RPX Corporation ("RPX") filed a petition for *inter partes* review requesting review of 15 claims of U.S. Patent No. 6,502,135. (Paper 1). At the time of filing of the petition, RPX paid a \$9,000 *inter partes* request fee and \$14,400 *inter partes* post-institution fees in accordance with 37 C.F.R. § 42.15(a). (RPX inadvertently paid a \$400 post-institution fee for claims in excess of 15 claims).

On June 5, 2014, the Patent Trial and Appeal Board ("PTAB") denied institution of the *inter partes* review. (Paper 49). In view of the PTAB's decision and pursuant to the Patent and Trademark Office's Final Rule Setting and Adjusting Patent Fees, 78 Fed. Reg. 4212, 4232-4234 (Jan. 18, 2013), RPX respectfully requests a refund of the following post-institution fees:

<i>Inter Partes</i> Review Post Inst. (1414)	1 x \$14,000.00	\$14,000
Post Inst. Claims in Excess of 15 (1415) (inadvertently paid)	1 x \$400	\$400
	Total Amount:	\$14,400

Petitioner respectfully requests that the refund of \$14,400 be deposited to Deposit Account No. 20-0780.

July 14, 2014

Respectfully submitted,

/Oliver R. Ashe, Jr./

Oliver R. Ashe, Jr.

Registration No. 40,491

Counsel for Petitioner RPX

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the paper entitled “**PETITIONER’S REQUEST FOR REFUND OF POST-INSTITUTION FEES**” was served this 14th day of July, 2014, by e-mail, on the following counsel of record for Patent Owner:

Joseph E. Palys
Paul Hastings LLP
875 15th Street, NW
Washington, DC 20005
Phone: (202)551-1996
Fax: (202)551-0496
E-mail: josephpalys@paulhastings.com

Naveen Modi
Paul Hastings LLP
875 15th Street, NW
Washington, DC 20005
Phone: (202)551-1990
Fax: (202)551-0490
E-mail: naveenmodi@paulhastings.com

July 14, 2014

/Oliver R. Ashe, Jr./

Oliver R. Ashe, Jr.