

Filed on behalf of: RPX Corporation

Paper No. \_\_\_\_\_  
Filed: July 14, 2014

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UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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RPX CORPORATION,  
Petitioner,

v.

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

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Case IPR2014-00175  
Patent 7,921,211

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**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 20 claims of U.S. Patent No. 7,921,211 ("the '211 patent"). (Paper 1). At the time of filing of the petition, RPX paid a \$9,000 *inter partes* request fee and \$16,000 *inter partes* post-institution fees in accordance with 37 C.F.R. § 42.15(a).

On November 21, 2013, RPX filed a corrected petition for *inter partes* review requesting review of 21 claims of the '211 patent. (Paper 4). In view of the corrected petition, RPX owes the Patent Trial and Appeal Board ("PTAB") a \$200 *inter partes* request fee for one claim in excess of 20 claims.

On June 5, 2014, the 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)	5 x \$400	\$2,000
Pre-Inst. Fee for 1 Claim in Excess of 20 (1407) (owed by RPX in view of the corrected petition)	1 x \$200	- \$200
	Total Amount:	\$15,800

Petitioner respectfully requests that the refund of \$15,800 be deposited to  
Deposit Account No. 20-0780.

July 14, 2014

Respectfully submitted,

/Oliver R. Ashe, Jr./  
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**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 14<sup>th</sup> day of July, 2014, by e-mail, on the following counsel of record for Patent Owner:

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