

UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE PATENT TRIAL AND APPEAL BOARD

---

FIRST DATA CORPORATION  
Petitioner

v.

CARDSOFT (ASSIGNMENT FOR THE  
BENEFIT OF CREDITORS), LLC,

Patent Owner

---

Case IPR2014-00715

Patent 6,934,945 B1

---

**PETITIONER FIRST DATA CORPORATION  
REQUEST FOR REFUND OF POST-INSTITUTION FEES**

Pursuant to the Patent and Trademark Office's Final Rule Setting and Adjusting Patent Fees, 78 F.R. 4211, 4234-35, Petitioner FIRST DATA CORPORATION requests a refund in the amount of \$14,800 to be paid to credit card ending in 1006.

On April 30, 2014, Petitioners filed a Petition for *Inter Partes* Review ("IPR") with the USPTO that was assigned case number IPR2014-00715. In accordance with the fee schedule specified in 37 C.F.R. § 42.15(b), Petitioners deposited an electronic payment in the amount of \$23,800 with the USPTO at the time of the filing of the Petition to cover associated fees. Petitioners' payment comprised \$14,800 for post-institution fees (\$14,000 for the first 15 claims, and \$800 for two additional claims at \$400 each.

On October 17, 2014, the Patent Trial and Appeal Board entered a decision denying Institution of *Inter Partes* Review of the IPR2014-00715. *See* Paper No. 9.

**Statement of Precise Relief Requested**

Accordingly, First Data Corporation requests a refund in the amount of \$14,800 for the post-institution fees that it has paid to the USPTO in connection with this proceeding, as no trial is instituted.

Respectfully submitted,

Dated: January 27, 2015

By: /Paul C. Haughey/  
Paul C. Haughey  
Registration No. 31,836  
Lead Counsel for Petitioners

<b>Lead Counsel</b>	<b>Back-Up Counsel</b>
Paul C. Haughey Registration No. 31,836 <a href="mailto:pahaughey@kilpatricktownsend.com">pahaughey@kilpatricktownsend.com</a>  <u>Postal and Hand-Delivery Address:</u> Kilpatrick Townsend & Stockton LLP Two Embarcadero Center, Eighth Floor San Francisco, CA 94111 Telephone: (415) 576-0200 Fax: (415) 576-0300	Darin J. Gibby Registration No. 38,464 <a href="mailto:djgibby@kilpatricktownsend.com">djgibby@kilpatricktownsend.com</a>  <u>Postal and Hand-Delivery Address:</u> Kilpatrick Townsend & Stockton LLP 1400 Wewatta Street, Suite 600 Denver , CO 80202 Telephone: (303) 571-4000 Fax: (303)

## CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of this Request for Refund has been served January 27, 2015, via electronic mail directed to the attorneys of record for the Patent Owner upon the following:

Birch, Steward, Kolasch & Birch, LLP  
8110 Gatehouse Road, Suite 100 East  
Falls Church, VA 22042-1248

With copies by email, per Patent Owner consent, to:

[mrb@buscherlaw.com](mailto:mrb@buscherlaw.com)  
[dra@bskb.com](mailto:dra@bskb.com)  
[gsd@bskb.com](mailto:gsd@bskb.com)

Dated: January 27, 2015

By: /Paul C. Haughey/  
Paul C. Haughey  
Registration No. 31,836  
Counsel for Petitioner

66866399V.1