

Paper No. _____
Filed May 8, 2015

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

AGILA SPECIALTIES INC. and MYLAN PHARMACEUTICALS INC.,
Petitioner,

v.

CUBIST PHARMACEUTICALS, INC.,
Patent Owner.

Case IPR2015-00144
Patent 8,058,238

**PETITIONER AGILA SPECIALTIES INC. AND
MYLAN PHARMACEUTICALS INC.'S REQUEST FOR REFUND**

Case IPR2015-00144
Patent No. 8,058,238

On April 28, 2015, the Patent Trial and Appeal Board entered a Judgment, terminating proceedings of *inter partes* review of IPR2015-00144 (Paper No. 26). Accordingly, Petitioner hereby requests a refund of \$27,600 for the Post-Institution Fee under 37 C.F.R. §42.15(a)(2).

Upon review and approval of this request, Petitioner respectfully requests that the Board credit the Post-Institution Fee to our Deposit Account No. 23-2415.

Respectfully submitted,

Dated: May 8, 2015

/Peter R. Munson/
Peter R. Munson
Reg. No. 43,821
Lead Counsel
WILSON SONSINI GOODRICH &
ROSATI
Tel.: 206-883-2542
Fax: 206-883-2699
Email: pmunson@wsgr.com

Case IPR2015-00144
Patent No. 8,058,238

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing Petitioner Agila Specialties Inc. and Mylan Pharmaceuticals Inc.'s Request for Refund was served on this 8th day of May, 2015, at the following address of record for the subject patent:

Emily R. Whelan
WILMER CUTLER PICKERING
HALE AND DORR LLP
60 State Street
Boston, MA 02109
emily.whelan@wilmerhale.com

Andrej Barbic, Ph.D.
WILMER CUTLER PICKERING
HALE AND DORR LLP
1875 Pennsylvania Avenue, NW
Washington, DC 20006
andrej.barbic@wilmerhale.com

Jane M. Love, Ph.D.
WILMER CUTLER PICKERING
HALE AND DORR LLP
7 World Trade Center
250 Greenwich Street
New York, New York 10007
jane.love@wilmerhale.com

Gerard M. Devlin, Jr.
Merck & Co., Inc.
2000 Galloping Hill Road
Kenilworth, NJ 07033
gerard_devlin@merck.com

Dated: May 8, 2015

/Peter R. Munson/
Peter R. Munson, Lead Counsel
Reg. No. 43,821