

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.
Petitioner,

v.

VIRNETX, INC.,
Patent Owner.

Patent No. 8,458,341

Inter Partes Review No. IPR2015-00867

**PETITIONER'S REQUEST FOR REFUND OF POST-INSTITUTION FEES
FOR *INTER PARTES* REVIEW**

On March 17, 2015 Apple Inc. (“Petitioner”) filed a Petition for *Inter Partes* Review of U.S. Patent No. 8,458,341 under 35 U.S.C. §§ 311-319 and 37 C.F.R. § 42.100 *et seq.* (“Petition,” Paper No. 1), seeking review of claims 1-11, 14-25 and 28 of the ’341 patent. On October 1, 2015, the Patent Trial and Appeal Board issued a Decision Denying Institution (Paper No. 8). Petitioner hereby requests a refund of \$17,600 for the Post-Institution Fee under 37 C.F.R. § 42.15(a)(2) (\$14,000) and Post-Institution Claim Fees under 37 C.F.R. § 42.15(a)(4) for nine claims (\$3,600) submitted with the filing of the Petition. *See e.g.*, 78 FR 4233, 4234-35 (Jan. 18, 2013).

Payment of \$17,600 in Post-Institution Fees was processed through PRPS on March 17, 2015, and charged to the undersigned’s Deposit Account No. 50-1597. Upon review and approval of this request, Petitioners respectfully requests that the Board credit the Post-Institution Fees to our Deposit Account No. 50-1597 under Order No. 41484-80120.

Dated: March 11, 2016

Respectfully Submitted,

/Jeffrey P. Kushan /
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CERTIFICATE OF SERVICE

I hereby certify that on this March 11, 2016, a copy of **PETITIONER'S REQUEST FOR REFUND OF POST-INSTITUTION FEES FOR *INTER PARTES* REVIEW**, including all attachments, appendices and exhibits, has been served in its entirety by e-mail on the following counsel of record for patent owner:

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Dated: March 11, 2016

Respectfully submitted,

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