

UNITED STATES PATENT AND TRADEMARK OFFICE

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**BEFORE THE PATENT TRIAL AND APPEAL BOARD**

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REALTEK SEMICONDUCTOR CORPORATION  
Petitioner

v.

ANDREA ELECTRONICS CORPORATION  
Patent Owner

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**Case: IPR2015-01393**

**Patent 6,049,607**

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

Before MICHAEL R. ZECHER, TREVOR M. JEFFERSON, and  
JEREMY M. PLENZLER, *Administrative Patent Judges*.

JEFFERSON, *ADMINISTRATIVE PATENT JUDGE*.

Mail Stop PATENT BOARD  
Patent Trial and Appeal Board  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Pursuant to the Patent and Trademark Office's Final Rule Setting and Adjusting Patent Fees, 78 F.R. 4211, 4234–4235 (Jan. 18, 2013), Petitioner Realtek Semiconductor Corporation ("Petitioner") hereby requests a refund in the amount of \$18,000.00 to be paid to PTO customer deposit account number 53065.

On July 13, 2015 Petitioner filed a Petition for *Inter Partes* Review of U.S. Patent 6,049,607 (Claims 1-12, 25-37) with the Patent Trial and Appeal Board ("PTAB"), case number IPR2015-01393. In accordance with the fee schedule specified in 37 C.F.R. § 42.15(a) Petitioner deposited an electronic payment in the amount of \$28,000.00 with the PTO at the time of filing of its Petition to cover associated fees. Petitioner's payment consisted of the following:

<i>Inter Partes</i> Review Request Fee (§ 42.15(a)(1))	\$9,000.00
<i>Inter Partes</i> Post-Institution Fee (§ 42.15(a)(2))	\$14,000.00
<i>Inter Partes</i> Review Request Fee Excess of 5 Claims (§ 42.15(a)(3))	\$1,000.00
<i>Inter Partes</i> Post-Institution Fee Excess of 10 Claims (§ 42.15(a)(4))	\$4,000.00
TOTAL DEPOSIT	\$28,000.00

On October 16, 2015, the Petitioner and Patent Owner jointly filed with the PTAB a Motion to Terminate the IPR2015-01393 proceedings (Paper Nos. 6, 7).

On November 3, 2015, the PTAB Board issued a Decision to Terminate the IPR2015-01393 proceedings (Paper No. 8). Accordingly, Petitioner requests a

refund in the amount of \$18,000.00 for the post-institution fees that it has paid to the PTAB in connection with that proceeding.

Respectfully submitted,

Dated: November 16, 2015

By: /John M. Caracappa /

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**CERTIFICATE OF SERVICE**

I, the undersigned hereby certify that a copy of the foregoing document

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

was served on November 16, 2015 in its entirety on the following counsel by

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Respectfully submitted,

Date: November 16, 2015

By: */John M. Caracappa /*

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