

Filed on behalf of Petitioner

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Paper No. \_\_

UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE PATENT TRIAL AND APPEAL BOARD

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RPX Corporation

*Petitioner*

v.

Applications in Internet Time, LLC

*Patent Owner*

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Case IPR2015-01751  
Patent 7,356,482 B2

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**PETITIONER'S REQUEST FOR REFUND**

Petitioner RPX Corporation (“RPX”) hereby requests that a refund in the amount of \$6,000.00 in post-institution excess claims fees be paid to Petitioner’s Deposit Account No. 23/2825, in accordance with the Patent and Trademark Office’s Final Rule Setting and Adjusting Patent Fees, 78 Fed. Reg. 4211, 4233-34 (Jan. 18, 2013).

On August 17, 2015, RPX filed a Petition for *Inter Partes* Review of claims 1, 7-21, 27-41, and 47-59 of U.S. Patent No. 7,356,482 that was assigned case number IPR2015-01751. In accordance with the fee schedule specified in 37 C.F.R. § 42.15(a), RPX submitted payment in the amount of \$39,400 at the time of filing its Petition, including the \$9,000 *Inter Partes* Review request fee under 37 C.F.R. § 42.15(a)(1), \$4,800 for requesting review of excess claims under 37 C.F.R. § 42.15(a)(2), the \$14,000 *Inter Partes* Review Post-Institution fee under 37 C.F.R. § 42.15(a)(3), and \$11,600 in post-institution excess claims fees (29 claims at \$400 per claim) under 37 C.F.R. § 42.15(a)(4).

On February 25, 2016, the Board entered a Decision granting institution of *Inter Partes* Review as to claims 1, 7, 8, 10–21, and 27–40 (Paper No. 51). Review was not instituted on 15 of the claims for which post-institution excess claims fees were prepaid (i.e., claims 9, 41, and 47-59). Accordingly, RPX requests a refund of \$6,000.00 (15 claims at \$400 per claim) for the post-institution excess claims fees prepaid on claims for which review was not instituted. 78 Fed.

Reg. 4211, at 4233 (“If the Office reviews more than 15 claims, but fewer than all of the requested claims, it would return part of the fee for each claim the Office did not review.”).

Dated: March 15, 2016

Respectfully submitted,

*/s/ Elisabeth Hunt*

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**CERTIFICATE OF SERVICE UNDER 37 C.F.R. § 42.6 (E)(4)**

It is hereby certified that on this 15<sup>th</sup> day of March, 2016, a copy of the foregoing document, together with all accompanying documents, was served via electronic mail, as previously consented to by Patent Owner, upon the following counsel of record:

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