

Filed: July 13, 2016

Filed on behalf of Petitioners,

Lupin Limited and Lupin Pharmaceuticals, Inc.

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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LUPIN LIMITED
AND LUPIN PHARMACEUTICALS INC.,
Petitioners

v.

iCEUTICA PTY LTD.

Patent Owner

Case No. IPR2016-00399

U.S. Patent No. 9,017,721

**PETITIONERS' REQUEST FOR REFUND
OF POST-INSTITUTION FEES**

Pursuant to the Patent and Trademark Office's Final Rule Setting and Adjusting Patent Fees, 78 Fed. Reg. 4212, 4232–4234 (Jan. 18, 2013), Petitioners Lupin Limited and Lupin Pharmaceuticals Inc. (“Lupin”) request a refund in the amount of \$17,600 to be paid to deposit account number 111410.

On December 28, 2015, Lupin filed a Petition for *Inter Partes* Review of U.S. Patent No. 9,017,721 with the Patent Trial and Appeal Board that was assigned case number IPR2016-00397. In accordance with the fee schedule of 37 C.F.R. § 42.15(a)(1) and (a)(3) Lupin deposited electronic payments in the amounts of \$9,000 and \$800, respectively. Thus, Lupin deposited \$9,800 with the Board at the time of filing of their Petition to cover fees associated with Lupin's *inter partes* review request. In accordance with the fee schedule of 37 C.F.R. § 42.15(a)(2) and (a)(4), Lupin deposited further electronic payments of \$14,000 and \$3,600, respectively. Thus, Lupin deposited \$17,600 with the Board at the time of filing of their Petition to cover fees associated with post-institution proceedings.

On June 29, 2016, the Patent Trial and Appeal Board entered Judgment terminating the *inter partes* review proceeding prior to institution. Lupin requests a refund of the post-institution fees under 37 C.F.R. § 42.15(a)(2) and (a)(4), in the amount of \$17,600, paid to the USPTO in connection with this matter.

Lupin v. iCeutica Pty Ltd
IPR2016-00399

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: July 13, 2016

By: /Benjamin Anger/

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Attorneys for Petitioners, Lupin Limited
and Lupin Pharmaceuticals, Inc.

Lupin v. iCeutica Pty Ltd
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing **PETITIONERS' REQUEST FOR REFUND OF POST-INSTITUTION FEES** is being served on July 13, 2016, via email pursuant to 37 C.F.R. § 42.6(e), per agreement of the parties, to counsel for iCeutica Pty Ltd. at the address below:

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