

**UNITED STATES PATENT AND TRADEMARK OFFICE**

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**BEFORE THE PATENT TRIAL AND APPEAL BOARD**

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LAM RESEARCH CORP.,  
Petitioner,

v.

DANIEL L. FLAMM,  
Patent Owner.

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Case IPR2016-00466  
U.S. Patent No. 5,711,849

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**REQUEST FOR REFUND OF POST-INSTITUTION FEES FOR  
*INTER PARTES* REVIEW OF U.S. PATENT NO. 5,711,849**

Mail Stop: PATENT BOARD  
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U.S. Patent & Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Case No. IPR2016-00466  
U.S. Patent No. 5,711,849

On January 14, 2016, Petitioner Lam Research Corp. filed a Petition for *Inter Partes* Review regarding U.S. Patent No. 5,711,849 ("the '849 patent") pursuant to 35 U.S.C. § 311 and 37 C.F.R. § 42.104(b)(d) (Paper No. 1), seeking *inter partes* review of claims 1-29 of the '849 patent. On July 19, 2016, the Patent Trial and Appeal Board issued its "Decision Denying Institution of *Inter Partes* Review" (Paper No. 7) on July 19, 2016. Petitioner also filed a "Request for Rehearing" (Paper No. 8) on August 17, 2016, which was denied by the Board in their "Decision" (Paper No. 9) issued November 9, 2016.

Petitioner hereby requests a refund of \$14,600 for the post-institution fees (\$14,000 post-institution fee, \$600 excess claims fee) under 37 C.F.R. §42.15(a)(2) submitted with the filing of the Petition. The amount may be deposited to PTO Deposit Account No. 09-0946.

Dated: November 29, 2016

Respectfully submitted,

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### **CERTIFICATE OF SERVICE**

I hereby certify, pursuant to 37 C.F.R. sections 42.6, that a complete copy of REQUEST FOR REFUND OF POST-INSTITUTION FEES FOR INTER PARTES REVIEW OF U.S. REISSUE PATENT NO. 5,711,849 is being served pursuant to the parties' service agreement, via electronic mail (e-mail) upon the following, on November 29, 2016, the same day as the filing of the above-identified documents in the United States Patent and Trademark Office/Patent Trial and Appeal Board:

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