

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

**JOHN CRANE, INC., JOHN CRANE
PRODUCTION SOLUTIONS, INC., & JOHN CRANE GROUP CORP.,**

Petitioners,

v.

FINALROD IP, LLC,

Patent Owner.

IPR No. IPR2016-00521

U.S. Patent No. 8,851,162

Before SALLY C. MEDLEY, LYNNE E. PETTIGREW, and
AMANDA F. WIEKER, Administrative Patent Judges.

PETITIONER'S REQUEST FOR REFUND OF FEES

Petitioners, John Crane, Inc., John Crane Production Solutions, Inc., and John Crane Group Corp. (“Petitioners”) hereby requests a refund of the **\$24,000** post-institution fee that they previously paid in connection with IPR2016-00521. Petitioners filed a petition for *inter partes* review of U.S. Patent No. 8,851,162 on January 29, 2016, and paid the USPTO \$37,000 on that date, including a \$9,000 payment for the *inter partes* review request fee, a \$14,000 payment for the post-institution fee, a \$ 4,000 pre-institution payment for requesting IPR of 20 claims in excess of 20 claims (\$200 x 20), and a \$ 10,000 payment for requesting IPR of challenging 25 claims in excess of 15 claims for post-institution (\$400 x 25), as required by 37 C.F.R. §42.15(a). On June 7, 2016, the Board denied Petitioners’ request for IPR (Paper No. 7), and on August 8, 2016, the Board denied Petitioners’ request for rehearing (Paper 9).

Based on the termination of this proceeding before institution, Petitioners requests a refund in the amount of the post-institution fees that it paid for post-institution services. *See* 78 FR 4212, 4233 (January 18, 2013), available at http://www.uspto.gov/sites/default/files/aia_implementation/AC54_Final_Rule_Setting78FR4212-2013JAN18.pdf (“The entire post-institution fee would be returned to the petitioner if the Office does not institute a review.”); FAQ E7, available at <http://www.uspto.gov/patents-application-process/appealing-patent-decisions/trials/patent-review-processing-system-prps-0#heading-10> (“[T]he

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6, I hereby certify that the foregoing document was served by email on the following counsel of record for the Patent Owner.

John D. Holman
Josh Shamburger
Holly Barnes
Matthews, Lawson, McCutcheon & Joseph, PLLC
2000 Bering Dr., Suite 700
Houston, TX 77057
Tel: 713-355-4200
Fax: 713-355-9689
jholman@matthewsfirm.com
jshamburger@matthewsfirm.com
hbarnes@matthewsfirm.com

Dated: October 27, 2016

/Dion M Bregman/
Dion M. Bregman, Esq.
Registration No. 45,645
Attorneys for Petitioners