

Case IPR2016-01095
U.S. Patent No. 6,667,061
Petitioners' Request for Refund
Attorney Docket No. 9LUYE 7.1R-001

Paper No. 14
Date Filed: December 21, 2016

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LUYE PHARMA GROUP LTD., LUYE PHARMA (USA) LTD.,
SHANDONG LUYE PHARMACEUTICAL CO., LTD., and
NANJING LUYE PHARMACEUTICAL CO., LTD.
Petitioners,

v.

ALKERMES PHARMA IRELAND LTD. and
ALKERMES CONTROLLED THERAPEUTICS, INC.
Patent Owners.

Case IPR2016-01095
Patent No. 6,667,061

**PETITIONERS LUYE PHARMA GROUP LTD., LUYE PHARMA (USA)
LTD., SHANDONG LUYE PHARMACEUTICAL CO., LTD.,
AND NANJING LUYE PHARMACEUTICAL CO., LTD.
REQUEST FOR REFUND OF POST-INSTITUTION FEES**

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Petitioners Luye Pharma Group Ltd., Luye Pharma (USA) Ltd., Shandong Luye Pharmaceutical Co., Ltd., and Nanjing Luye Pharmaceutical Co., Ltd. request a refund of post-institution fees in the amount of \$16,000 to be paid to Deposit Account No. 12-1095.

On May 31, 2016, Petitioners filed a Petition for *Inter Partes* review of U.S. Patent No. 6,667,061. As required by 37 C.F.R. § 42.15(a), Petitioners deposited \$25,000 with the USPTO at the time of filing the Petition to cover associated fees. Petitioners' payment consisted of \$9,000 in fees associated with the request for the *inter partes* review and a further \$16,000 in post-institution fees. On November 30, 2016, the Board issued a decision denying institution of *inter partes* review (Paper 13). Accordingly, Petitioners request a refund of the *Inter Partes* Post-Institution Fee of \$14,000 and the *Inter Partes* Post-Institution Request of Each Claim in Excess of Five which is \$2,000, the total being \$16,000.

Respectfully submitted,

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Dated: December 21, 2016

By: s/ Paul H. Kochanski/

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing
**PETITIONERS LUYE PHARMA GROUP LTD., LUYE PHARMA (USA)
LTD., SHANDONG LUYE PHARMACEUTICAL CO., LTD, AND
NANJING LUYE PHARMACEUTICAL CO., LTD. REQUEST FOR
REFUND OF POST-INSTITUTION FEES,** was served via e-mail on
December 21, 2016, as follows.

Scott Reed
Justin Oliver
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Dated: December 21, 2016

By: s/ Paul H. Kochanski /
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