

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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APPLE INC.,  
Petitioner,

v.

LIMESTONE MEMORY SYSTEMS LLC,  
Patent Owner.

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Case IPR2016-01567  
Patent No. 5,894,441

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PETITIONER'S REQUEST FOR REFUND  
OF POST-INSTITUTION FEES

Mail Stop PATENT BOARD  
Patent Trial and Appeal Board  
U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Petitioner Apple Inc. (“Petitioner”) requests a refund of post-institution fees in the amount of \$14,000.00.

On August 12, 2016, Petitioner filed a Petition for *Inter Partes* Review of U.S. Patent No. 5,894,441. As required by 37 C.F.R. § 42.15(a), Petitioner deposited \$23,000.00 with the U.S. Patent and Trademark Office (“USPTO”) at the time of filing the petition to cover associated fees. Petitioner’s payment consisted of \$9,000.00 in fees associated with the request for *Inter Partes* Review, and a further \$14,000.00 in post-institution fees.

On January 18, 2017, the Board issued a Decision Denying Institution of *Inter Partes* Review (Paper No. 11). *Inter Partes* Review was thus not instituted. On March 20, 2017, the Board issued a Decision Denying Petitioner’s Request for Rehearing (Paper No. 13). Accordingly, Petitioner requests a refund of the post-institution fees paid to the USPTO in connection with this proceeding, totaling \$14,000.00, to be paid to Deposit Account No. 600701.

Respectfully submitted,

Dated: April 10, 2017

/John R. Hutchins/

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## CERTIFICATE OF SERVICE

The undersigned certifies, in accordance with 37 C.F.R. § 42.6, that a true and correct copy of PETITIONER'S REQUEST FOR REFUND OF POST-INSTITUTION FEES has been served on the Patent Owner's attorneys of record via email, on April 10, 2017 at the following addresses:

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Dated: April 10, 2017

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