

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.

VOIP-PAL.COM, INC.  
Patent Owner

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IPR2017-01399  
Patent 8,542,815B2

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**PETITIONER'S REQUEST FOR REFUND OF  
POST-INSTITUTION FEES**

Petitioner Apple Inc. (“Petitioner”) filed a petition for *Inter Partes* Review of twenty six (26) claims of U.S. Patent 8,542,815 on May 9, 2017 (Paper No. 1). At the time of filing, Petitioner submitted a fee of \$28,600.00, consisting of a \$9,000.00 *inter partes* review request fee, a \$1,200.00 excess claim request fee for the six (6) claims in excess of twenty (20) claims, a \$14,000.00 *inter partes* review post-institution fee, and a \$4,400.00 excess claim post-institution fee for the eleven (11) claims in excess of fifteen (15) claims, in accordance with 37 C.F.R. § 42.15(a). On November 20, 2017, the Board denied institution of the *inter partes* review (Paper No. 6). In view of the Board’s termination of this proceeding prior to issuing an institution decision, Petitioner respectfully requests a refund of the *inter partes* review post-institution fee of \$18,400.00 that was submitted with its petition pursuant to 37 C.F.R. § 42.15(a)(2) as set forth in the Board’s Final Rule, Setting and Adjusting Patent Fees, 78 Fed. Reg. 4212, 4234-35 (Jan. 18, 2013) (authorizing refunds of post-institution fees for proceedings terminated prior to institution). Petitioner requests that the refund be deposited in Deposit Account No. 50-6159.

Respectfully submitted,

ERISE IP, P.A.

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Request for Refund of Post-Institution Fees, IPR2018-01286  
U.S. Patent 7,769,830

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ATTORNEYS FOR PETITIONER  
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**CERTIFICATE OF SERVICE ON PATENT OWNER  
UNDER 37 C.F.R. § 42.6**

Pursuant to 37 C.F.R. § 42.6(e), the undersigned certifies that on March 25, 2019 the foregoing *Petitioner's Request for Refund of Post-Institution Fees* was served via electronic filing with the Board and via Electronic Mail on the following practitioners of record for Patent Owner:

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*/s/ Adam P. Seitz*

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