

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INITIATIVE FOR MEDICINES, ACCESS & KNOWLEDGE (I-MAK), INC.
Petitioner

v.

GILEAD PHARMASSET LLC
Patent Owner

Case No. IPR2018-00125
U.S. Patent No. 8,633,309

PETITIONER'S REQUEST FOR REFUND OF POST-INSTITUTION FEES

Pursuant to the Patent and Trademark Office's Final Rule Setting and Adjusting Patent Fees, 78 Fed. Reg. 4212, 4232–4234 (Jan. 18, 2013), Petitioner, Initiative for Medicines, Access & Knowledge (I-MAK), Inc., requests a refund in the amount of \$14,000 to be credited to Deposit Account Number 601986.

On October 30, 2017, Petitioner filed its Petition for *Inter Partes* Review in this matter. In accordance with the fee schedule specified in 37 C.F.R. § 42.15(a), Petitioner deposited an electronic payment in the amount of \$9,000 with the Board at the time of filing of its Petition to cover associated fees with Petitioner's *inter partes* review request, and a further \$14,000 in Post-Institution fees.

On May 24, 2018, the Board entered a Decision denying institution of this proceeding. Petitioner requested rehearing on June 25, 2018, which the Board denied on July 27, 2018. Accordingly, Petitioner requests a refund in the amount of \$14,000 for the post-institution fees that it paid to the USPTO in connection with this proceeding and that the refund be credited to Deposit Account No. 601986.

Respectfully submitted,

Dated: August 3, 2018

/Daniel B. Ravicher/
Daniel B. Ravicher (Reg. No. 47,015)
RAVICHER LAW FIRM PLLC

Counsel for Petitioner

CERTIFICATE OF SERVICE

I certify that on the date indicated below I caused a true and correct copy of the foregoing PETITIONER'S REQUEST FOR REFUND OF POST-INSTITUTION FEES to be served on counsel for Patent Owner by filing through the PTAB – E2E system as well as by electronic mail to the following email addresses:

david.cavanaugh@wilmerhale.com
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Dated: August 3, 2018

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