

Filed on behalf of Jaguar Land Rover

Entered: February 7, 2019

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

JAGUAR LAND ROVER LTD and JAGUAR LAND ROVER
NORTH AMERICA LLC,
Petitioner,

v.

BLITZSAFE TEXAS, LLC,
Patent Owner.

Case IPR2018-01203
U.S. Patent No. 7,489,786

PETITIONERS' REQUEST FOR REFUND OF POST-INSTITUTION FEE

On June 6, 2018, Jaguar Land Rover North America, LLC and Jaguar Land Rover Ltd. (collectively, "Jaguar Land Rover") filed a Petition for *Inter Partes* Review (IPR2018-01203) seeking review of 1, 2, 4-14, 23, 24, 57, 58, 60-65, 86, 88-92, 94, 97, and 98 of U.S. Patent No. 7,489,786. Pursuant to 37 C.F.R. §42.15(a)(2) and (4), Petitioner's paid fees totaling \$44,300 which included a \$25,200 payment for the post-institution fee.

On January 8, 2019, the Patent Trial and Appeal Board ("the Board") denied institution of the Petition. (Paper 12).

Therefore, because the Petition for *Inter Partes* review was filed after March 19, 2013, and the proceeding was not instituted, Petitioner is entitled to request a refund of the post-institution fee that was previously paid. *See, e.g.*, 78 Fed. Reg. 4212, 4233 (Jan. 18, 2013), *available at* <http://www.gpo.gov/fdsys/pkg/FR-2013-01-18/pdf/2013-00819.pdf> ("The entire post-institution fee would be returned to the petitioner if the Office does not institute a review.").

Upon review and approval of the request, Petitioner respectfully asks the Board to credit \$25,200 to Petitioners' by depositing such amount into PTO Deposit Account No. 506269 of Latham & Watkins LLP.

Respectfully submitted,

Dated: February 7, 2019

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CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), I certify that on this 7th day of February, 2019, a true and correct copy of the foregoing **PETITIONERS' REQUEST FOR REFUND** was served by electronic mail on Patent Owner's lead and backup counsel at the following email addresses:

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