

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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SONY CORPORATION AND  
POLYCOM, INC.  
Petitioners

v.

REALTIME ADAPTIVE STREAMING LLC  
Patent Owner

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Case No. IPR2018-01413  
Patent 9,769,477

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**PETITIONERS' REQUEST FOR REFUND OF  
POST-INSTITUTION FEES**

Petitioners Sony Corporation and Polycom, Inc. (“Petitioners”) filed a petition for *Inter Partes* Review of twenty-nine (29) claims of U.S. Patent 9,769,477 on July 31, 2018 (Paper No. 1). At the time of filing, Petitioners submitted a fee of \$41,600.00, consisting of a \$15,500.00 *inter partes* review request fee, a \$2,700.00 excess claim request fee for the nine (9) claims in excess of twenty (20) claims, a \$15,000.00 *inter partes* review post-institution fee, and a \$8,400.00 excess claim post-institution fee for the fourteen (14) claims in excess of fifteen (15) claims, in accordance with 37 C.F.R. § 42.15(a). On November 7, 2018, the parties jointly requested termination of the proceedings (Paper No. 7). On January 2, 2019, the Board granted the motion and terminated this proceeding prior to issuing any institution decision (Paper No. 10). In view of the Board’s termination of this proceeding prior to issuing an institution decision, Petitioners respectfully requests a refund of the *inter partes* review post-institution fee of \$23,400.00 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). Petitioners requests that the refund be deposited in Deposit Account No. 50-6159.

Respectfully submitted,

Erise IP, P.A.

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*COUNSEL FOR PETITIONERS*

**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 January 21, 2019 the foregoing Petitioners' Request for Refund of Post-Institution Fees was served via electronic filing with the Board and via Electronic Mail on the following counsel of record for Patent Owner:

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