

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

HEWLETT PACKARD ENTERPRISE CO.,
Petitioner,

v.

CHRIMAR SYSTEMS, INC.,
Patent Owner.

Case IPR2019-00033
Patent No.: 8,902,760 B2

PETITIONER'S REQUEST FOR REFUND OF POST-INSTITUTION FEES

IPR2019-00033
Patent 8,902,760 B2

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 Hewlett Packard Enterprise Company requests a refund in the amount of \$15,000.00 to be paid to deposit account number 500310.

On October 4, 2018, Petitioner filed a Petition for *Inter Partes* Review of U.S. Patent No. 8,902,760 with the Patent Trial and Appeal Board that was assigned case number IPR2019-00033. In accordance with the fee schedule specified in 37 C.F.R. § 42.15(a), Petitioner deposited an electronic payment in the amount of \$15,500.00 with the Board at the time of filing of its Petition to cover fees associated with Petitioner's *Inter Partes* Review request, and a further \$15,000.00 in post-institution fees.

On March 28, 2019, the Patent Trial and Appeal Board entered a Decision Denying Institution of *Inter Partes* Review (Paper No. 11). On September 4, 2019, the Patent Trial and Appeal Board entered an Order denying a request for Precedential Opinion Panel review (Paper No. 15). On September 11, 2019, the Patent Trial and Appeal Board entered a Decision denying Petitioner's Request for Rehearing (Paper No. 16). *Inter Partes* Review was never instituted. Accordingly, Petitioner requests a refund in the amount of \$15,000.00 for the post-institution fees that it has paid to the USPTO in connection with this proceeding.

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Dated: May 1, 2020

Respectfully Submitted,

/Hersh H. Mehta/

Hersh H. Mehta (Reg. 62,336)

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CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), the undersigned certifies that a complete and entire copy of **PETITIONER'S REQUEST FOR REFUND OF POST-INSTITUTION FEES** was filed via PTAB E2E and served on May 1, 2020, via email as authorized by Patent Owner at the following address:

CHRMCO123IPR1@brookskushman.com

/Hersh H. Mehta/
Hersh H. Mehta (Reg. 62,336)