

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NALOX-1 PHARMACEUTICALS, LLC,
Petitioner,

v.

ADAPT PHARMA LIMITED, AND
OPIANT PHARMACEUTICALS, INC.,
Patent Owners.

Case IPR2019-00692
Patent 9,561,177 B2

**PETITIONER NALOX-1 PHARMACEUTICALS, LLC'S
REQUEST FOR REFUND OF POST-INSTITUTION FEES**

Nalox-1 Pharmaceuticals, LLC (“Petitioner”) filed a petition for *Inter Partes* Review (“IPR”) of claims 1-30 of U.S. Patent No. 9,561,177 B2 on February 19, 2019 (Paper No. 1). At the time of the filing, Petitioners submitted a total fee of \$42,500 consisting of a \$15,500 IPR request fee, \$3,000 for IPR request fee for claims over 20 claims, \$15,000 IPR post-institution fee, and \$9,000 IPR post-institution fee for claims over 15 claims in accordance with 37 C.F.R. § 42.15(a). On August 27, 2019, the Board denied institution of the IPR (Paper No. 14).

In view of the Board’s decision, Petitioner respectfully requests a refund of IPR post-institution fees of \$24,000 that was submitted with the Petition pursuant to 37 C.F.R. § 42.15(a). Petitioner requests that the refund be deposited in Deposit Account No. 01-2300.

Date: October 3, 2019

Respectfully submitted,

BY: /s/ Yelee Y. Kim
Yelee Y. Kim, Reg. No. 60,088
ARENT FOX LLP
1717 K Street NW
Washington D.C. 20006
Telephone: (202) 857-6000
Fax: (202) 857-6395
yelee.kim@arentfox.com

Attorney for Petitioner

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of Petitioner's Request for Refund of Post-Institution Fees is being served on October 3, 2019, via electronic mail pursuant to 37 C.F.R. § 42.6(e) and with the agreement of counsel for Patent

Owner as addressed below:

Robert F. Green (Reg. No. 27,555)
Jessica Tyrus Mackay (Reg. No. 64,742)
GREEN, GRIFFITH & BORG-BREEN, LLP
676 North Michigan Avenue
Suite 3900
Chicago, IL 60611
(313) 883-8000
jmackay@greengriffith.com

Jessamyn S. Berniker
David M. Krinsky
Anthony H. Sheh
WILLIAMS & CONNOLLY LLP
jberniker@wc.com
dkrinsky@wc.com
asheh@wc.com

BY: /s/ Yelee Y. Kim
Yelee Y. Kim, Reg. No. 60,088
ARENT FOX LLP
1717 K Street NW
Washington D.C. 20006
Telephone: (202) 857-6000
Fax: (202) 857-6395
yelee.kim@arentfox.com

Attorney for Petitioner