

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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APPLE INC.,  
Petitioner

v.

MPH TECHNOLOGIES OY,  
Patent Owner

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Case IPR2019-00825  
U.S. Patent No. 9,762,397

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**PETITIONER'S REQUEST FOR REFUND OF  
THE POST-INSTITUTION FEE**

***Mail Stop "PATENT BOARD"***  
Patent Trial and Appeal Board  
U.S. Patent & Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Pursuant to the Patent and Trademark Office's Final Rule Setting and Adjusting Patent Fees, 78 Fed. Reg. 4,211, 4,233-34 (Jan. 18, 2013), Petitioner Apple Inc. ("Petitioner") requests a refund in the amount of \$15,000.00 to be paid to deposit account number 19-0036.

On March 29, 2019, Petitioner filed a Petition for *Inter Partes* Review seeking review of claims 1 and 2 of U.S. Patent No. 9,762,397 (assigned case number IPR2019-00825) (Paper 2). On November 6, 2019, the Patent Trial and Appeal Board declined to institute trial in this *Inter Partes* Review proceeding (Paper 7). On November 26, 2019, Petitioner filed a Request for Rehearing of Decision Denying Institution of *Inter Partes* Review (Paper 9). On February 10, 2020, the Board denied Petitioner's Request for Rehearing (Paper 10).

The Rules provide for a refund of the institution fee if the Board does not institute trial. Payment of the \$15,000.00 post-institution fee was processed through PTAB E2E on March 29, 2019.

Relief requested:

Accordingly, Petitioner requests a refund in the amount of \$15,000.00 for the post-institution fee that it has paid to the USPTO in connection with this proceeding.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

/Daniel S. Block/

Daniel S. Block  
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Date: June 30, 2020

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(202) 371-2600

**CERTIFICATION OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **PETITIONER'S REQUEST FOR REFUND OF THE POST-INSTITUTION FEE** was served electronically via e-mail on June 30, 2020, in its entirety on the following:

James T. Carmichael (Lead Counsel)  
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Respectfully submitted,

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