

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MEDTRONIC, INC., AND MEDTRONIC VASCULAR, INC.,
Petitioner,

v.

TELEFLEX INNOVATIONS S.À.R.L.,
Patent Owner.

Case IPR2020-00131
Patent RE 45,380

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

IPR2020-00131
Patent RE 45,380

Pursuant to the Patent and Trademark Office's Final Rule Setting and Adjusting Patent Fees, 78 Fed. Reg. 4212, 4232–4234 (Jan. 18, 2013), Petitioners, Medtronic Inc. and Medtronic Vascular Inc. request a refund in the amount of \$15,000.00 to be paid to deposit account number 600615.

On November 14, 2019, Petitioner filed a Petition for *Inter Partes* Review of U.S. Patent No. RE 45,380 with the Patent Trial and Appeal Board that was assigned case number IPR2020-00131. In accordance with the fee schedule specified at the time of the filing in 37 C.F.R. § 42.15(a)¹, 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 associated fees with Petitioner's *inter partes* review request. Petitioner also deposited \$15,000.00 (Post-Institution fee up to 15 claims).

On June 26, 2020, the Patent Trial and Appeal Board denied Institution. (Paper 20). Then, on October 14, 2020, the Patent Trial and Appeal Board denied Petitioner's Request on Rehearing of Decision Denying Institution. (Paper 24). 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.

¹ The USPTO has since increased filing fees effective October 2, 2020.

IPR2020-00131
Patent RE 45,380

Dated: October 19, 2020

Respectfully submitted,

/Cyrus A. Morton/

Cyrus A. Morton

Reg. No. 44,954

Robins Kaplan LLP

2800 LaSalle Plaza

800 LaSalle Avenue

Minneapolis, MN 55402

Attorney for Petitioner

IPR2020-00131
Patent RE 45,380

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e)(4), the undersigned certifies that on October 19, 2020, a copy of PETITIONERS' REQUEST FOR REFUND OF POST-INSTITUTION FEES was served in its entirety by electronic mail on Patent Owner's counsel at the following addresses indicated in Patent Owner's

Mandatory Notices:

J. Derek Vandenburg, Reg. No. 32,179
dvandenburg@carlsoncaspers.com

Dennis C. Bremer, Reg. No. 40,528
dbremer@carlsoncaspers.com

Joseph W. Winkels
jwinkels@carlsoncaspers.com

Peter M. Kohlhepp
pkohlhepp@carlsoncaspers.com

Dated: October 19, 2020

Respectfully submitted,

/Cyrus A. Morton/

Cyrus A. Morton
Reg. No. 44,954
Robins Kaplan LLP
2800 LaSalle Plaza
800 LaSalle Avenue
Minneapolis, MN 55402
Attorney for Petitioner