

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.

MASIMO CORPORATION,  
Patent Owner.

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Case IPR2020-01723  
Patent 10,470,695

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**PETITIONER REQUEST FOR REFUND OF POST-INSTITUTION FEES**

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, Apple Inc., requests a refund in the amount of \$27,750 to be credited to Deposit Account Number 06-1050.

On October 2, 2020, Petitioner filed a Petition for *Inter Partes* Review of U.S. Patent No. 10,470,695 with the Patent Trial and Appeal Board that was assigned case number IPR2020-01723. In accordance with the fee schedule specified in 37 C.F.R. § 42.15(a), Petitioner deposited an electronic payment in the amount of \$21,625 for the filing fees, and \$27,750 in post-institution fees, for a total of \$49,375.

On May 12, 2021, the Patent Trial and Appeal Board entered a Decision denying institution of this proceeding. Accordingly, Petitioner requests a refund in the amount of \$27,750 for the post-institution fees that it has paid to the USPTO in connection with that proceeding and request that the refund be credited to Deposit Account No. 06-1050.

Respectfully submitted,

Date: July 13, 2021

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## CERTIFICATE OF SERVICE

Pursuant to 37 CFR § 42.6(e), the undersigned certifies that on July 13, 2021, a complete and entire copy of this Petitioner Request for Refund of Post-Institution Fees was provided via email to the Patent Owner by serving the correspondence email address of record as follows:

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