

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

UNIFIED PATENTS, LLC,
Petitioner

v.

OZMO LICENSING LLC,
Patent Owner

Inter Partes Review No.: IPR2023-00193

U.S. Patent 9,264,991

Issue Date: February 16, 2016

PETITIONER REQUEST FOR REFUND OF POST-INSTITUTION FEE

Petitioner Unified Patents, LLC. (“Petitioner”) requests a refund of post-institution fees in the amount of \$22,500.

On December 6, 2022, Petitioner filed a Petition for *Inter Partes* Review of U.S. Patent No. 9,264,991 with the U.S. Patent and Trademark Office, Patent Trial and Appeal Board that was assigned case number IPR2023-00193. In accordance with the fee schedule specified in 37 C.F.R. § 42.15 at that time, Petitioner submitted an electronic payment in the amount of \$22,500 in post-institution fees.

On March 6, 2024, the parties filed a Joint Motion to Terminate the Proceeding (Paper 29). On March 18, 2024, the Board issued its Termination Dismissal After Institution of Trial (Paper 35) terminating the proceedings. While the Board had issued a Decision Granting Institution of *Inter Partes* Review (Paper 10), oral arguments did not occur and the Board did not decide the merits of the case (Paper 35 at 2). Further, other than the above-mentioned motion to terminate (Paper 29) and an unopposed motion to submit a claim construction order (Paper 16), the Board’s involvement post-institution has been limited to routine and non-substantive requests: its Order Setting Oral Argument (Paper 27) and the granting of LEAP requests (Papers 31-32). In similar circumstances, the Board has refunded post-institution fees when oral hearing was not held, no decision on the merits issued, and the Board’s involvement post-institution was limited. *See, e.g., Triller Holco LLC v. TikTok, Ltd.*, IPR2022-00180, Papers 22 and 23 (October 14 and November 3,

2022); *SK Hynix Inc. v. Netlist, Inc.*, IPR2020-01421, Paper 17 and 18 (May 27, 2021 and June 10, 2021).

Accordingly, Petitioner requests a refund in the amount of \$22,500 for the post-institution fees that it has paid to the U.S. Patent and Trademark Office in connection with this proceeding.

Dated: March 27, 2024

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COUNSEL FOR PETITIONER

CERTIFICATE OF SERVICE

I hereby certify that on 27th March 2024, a copy of **PETITIONER'S REQUEST FOR REFUND OF POST-INSTITUTION FEES** was served by filing this document through the PTACTS Filing System as well as delivering a copy via electronic mail upon the following:

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