IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

VOLKSWAGEN GROUP OF AMERICA, INC.,
Petitioner

v.

YECHEZKAL EVAN SPERO,
Patent Owner

Case IPR2023-00336
U.S. Patent No. 9,955,551

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

Mail Stop "PATENT BOARD"
Patent Trial and Appeal Board
U.S. Patent and 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 Volkswagen Group Of America, Inc. ("Petitioner") requests a refund in the amount of $22,500.00 to be paid to deposit account number 19-0036.

On December 22, 2022, Petitioner filed a Petition for *Inter Partes* Review seeking review of claims 1-4, 7-8, and 10-18 of U.S. Patent No. 9,955,551 (assigned case number IPR2023-00336) (Paper 2). On July 11, 2023, the Board issued a Decision Denying Institution of *Inter Partes* Review (Paper 11).

The Rules provide for a refund of the institution fee if the Board does not institute trial. Payment of the $22,500.00 post-institution fee under 37 C.F.R. § 42.15(a)(2) in this proceeding was processed through P-TACTS on December 22, 2022.

Relief requested:

Accordingly, Petitioner requests a refund in the amount of $22,500.00 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.

/Jason A. Fitzsimmons/

Jason A. Fitzsimmons
Registration No. 65,367
Counsel for Petitioner

Date: September 22, 2023

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(202) 371-2600

CERTIFICATION OF SERVICE

I certify that the above-captioned **PETITIONER'S REQUEST FOR REFUND OF THE POST-INSTITUTION FEE** was served in its entirety on September 22, 2023 upon the following parties via electronic mail:

Sangeeta G. Shah (Lead Counsel)
Jeffrey M. Szuma (Back-up Counsel)
Bernard P. Tomsa (Back-up Counsel)
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Respectfully submitted,

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/Jason A. Fitzsimmons/

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Counsel for Petitioner

Date: September 22, 2023

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