

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NETSKOPE, INC.,

Petitioner,

v.

FORTINET, INC.,

Patent Owner.

PTAB Case No. IPR2023-00457

Patent No. 9,231,968 B2

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

The petition for *Inter Partes Review* of U.S. Patent No. 9,231,968 B2 (Case No. IPR2023-00457) was denied by a Decision issued by the PTAB on September 11, 2023 (Paper No. 10). Request for Director Review was also denied by a Decision issued on November 9, 2023 (Paper 12). If a petition is denied, any post-institution fees paid by Petitioner may be refunded. *See* 37 C.F.R. § 42.15(a)(2).

Petitioner hereby requests a refund in the total amount of \$22,500.00 for the *Inter Partes* post-institution fee previously paid by Petitioner in connection with this proceeding.

The determination of the above refund is based on the following. On February 1, 2023, Petitioner filed a petition for *Inter Partes Review* of claims 1-9 of U.S. Patent No. 9,231,968 B2 (IPR2023-00457, Paper No. 2), accompanied by a total payment of \$41,500.00 in accordance with the fee schedule specified in 37 C.F.R. § 42.15(a):

<i>Inter Partes Review</i> request fee:	\$19,000.00
<i>Inter Partes Review</i> request fee, each claim in excess of 20:	\$0.00
<i>Inter Partes Review</i> post-institution fee:	\$22,500.00
<i>Inter Partes Review</i> post-institution fee, each claim in excess of 15:	\$0.00
Total fees paid:	\$41,500.00

Under the Board's current practice, Petitioner is entitled to a refund of the above listed *Inter Partes* post-institution fee in the total amount of \$22,500.00.

Accordingly, Petitioner respectfully requests that the Board grant this request for refund of the *Inter Partes* post-institution fee, and credit a refund in the amount of \$22,500.00 to Petitioner's EFT Account or Petitioner's Deposit Account No. 50-0665.

Dated: December 11, 2023

Respectfully submitted,

/Thomas N. Millikan/

Lead Counsel

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing PETITIONER'S REQUEST FOR REFUND OF POST-INSTITUTION FEES was served in its entirety this 11th day of December 2023 by electronic mail on the Patent Owner via its attorneys of record:

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Dated: December 11, 2023

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