

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,
Petitioner

v.

SPEIR TECHNOLOGIES LTD.,
Patent Owner

Case IPR2023-00543
Patent 7,765,399

PETITIONER'S 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 \$22,500 to be credited to Deposit Account Number 06-1050.

On February 1, 2023, Petitioner filed a Petition for *Inter Partes* Review of U.S. Patent No. 7,765,399 with the Patent Trial and Appeal Board that was assigned case number IPR2023-00543. In accordance with the fee schedule specified in 37 C.F.R. § 42.15(a), Petitioner deposited an electronic payment in the amount of \$19,000 with the Board at the time of filing its Petition to cover associated fees with Petitioner's *inter partes* review request, and \$22,500 in Post-Institution fees.

On August 8, 2023, the Patent Trial and Appeal Board entered a Decision denying institution of this proceeding. Petitioner filed a Request for Rehearing on September 7, 2023 and the decision denying the rehearing request was issued on October 6, 2023 (Paper 10). Accordingly, Petitioner requests a refund in the amount of \$22,500 for the post-institution fees that it has paid to the USPTO and requests that the refund be credited to Deposit Account No. 06-1050.

Respectfully submitted,

Dated: November 6, 2023

/Gretchen A. DeVries/

Gretchen DeVries, Reg. No. 72,505

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CERTIFICATE OF SERVICE

Pursuant to 37 CFR § 42.6(e), the undersigned certifies that on November 6, 2023, a complete and entire copy of this Petitioner's Request for Refund of Post-Institution Fees was provided via email to the Patent Owner by serving the correspondence email addresses of record as follows:

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