

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

BEAR DOWN BRANDS, LLC DBA VERILUX, INC.,

Petitioner,

v.

THE LITEBOOK COMPANY LTD.,

Patent Owner.

Case IPR2023-00940

U.S. Patent No. 7,678,140

**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 Bear Down Brands, LLC dba Verilux, Inc. (“Petitioner”) requests a refund in the amount of \$22,500.00 to be paid to deposit account number 18-1945, under Order No. 116873-0002-651.

On June 16, 2023, Petitioner filed a Petition for *Inter Partes* Review of U.S. Patent No. 7,678,140 with the Patent Trial and Appeal Board that was assigned case number IPR2023-00940. In accordance with the fee schedule specified in 37 C.F.R. § 42.15(a), Petitioner deposited an electronic payment in the amount of \$41,500.00 with the Board at the time of filing of the Petition, including a \$19,000.00 payment for the *Inter Partes* Review Request Fee and a \$22,500.00 payment for the Post-Institution Fee.

On September 6, 2023, the Patent Trial and Appeal Board entered a Termination Due to Settlement Before Institution of Trial. 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.

Dated: September 18, 2023

Respectfully submitted,

ROPES & GRAY LLP

By: Daniel W. Richards/

Daniel W. Richards

Reg. No. 69,652

ROPES & GRAY LLP

Lead Counsel For Petitioner

Bear Down Brands, LLC dba Verilux, Inc.

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing PETITIONER'S REQUEST FOR REFUND OF POST-INSTITUTION FEES was served in its entirety by filing this document through the Patent Trial and Appeal Case Tracking System (P-TACTS) as well as providing a courtesy copy via e-mail to the following attorneys of record for the Patent Owner listed below:

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Dated: September 18, 2023

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