UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ADVANCED LIGHTING CONCEPTS LLC,
Petitioner

v.

MATE LLC.,
Patent Owner

Case No. IPR 2023-1258

U.S. Patent No. 9,049,759

PETITIONER'S REQUEST FOR REFUND OF POST-INSTITUTION FEE

Petitioner Advanced Lighting Concepts LLC ("Petitioner") hereby requests a refund of the $22,500 post-institution fee that was previously paid in connection with IPR2023-01258. On August 3, 2023, Petitioner filed a petition for *inter partes* review of U.S. Patent No. 9,049,759 and paid the USPTO a total of $41,500 at the time of filing, which included the payment of an IPR request fee of $19,000 and a $22,500 payment for the post-institution fee required under 37 C.F.R. § 42.15(a)(1)-(2). *See* Paper 1. On February 13, 2024, the Board issued the Decision Denying Institution of *Inter Partes* Review. *See* Paper 9. Accordingly, the IPR was not instituted.

Petitioner is entitled to request a refund of the post-institution fee that was previously paid and is entitled to this refund. *See* 78 Fed. Reg. 4233 (Jan. 18, 2013). ("The entire post-institution fee would be returned to the petitioner if the Office does not institute a review."). Accordingly, Petitioner respectfully requests a refund of the $22,500 post-institution fee it previously paid.

The refund may be deposited in Deposit Account No. DA505990.

Dated: March 15, 2024

Respectfully submitted,

By: */ Winston O. Huff /*

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ATTORNEYS FOR PETITIONER ADVANCED LIGHTING CONCEPTS LLC

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. §§ 42.6(4) and 42.105, lead counsel for Petitioners hereby certifies that on March 15, 2024, copies of this Request were served via email on Patent Owner's counsel of record.

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