UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LOGIC TECHNOLOGY DEVELOPMENT LLC
and
JAPAN TOBACCO INTERNATIONAL U.S.A., INC.,
Petitioners,

v.

SHENZHEN HAPPY VAPING TECHNOLOGY LIMITED,
Patent Owner.

U.S. Patent No. 9,924,744

Inter Partes Review No. IPR2024-00055

PETITIONERS LOGIC TECHNOLOGY DEVELOPMENT LLC AND JAPAN TOBACCO INTERNATIONAL U.S.A., INC.'S REQUEST FOR REFUND OF POST-INSTITUTION FEES

Petitioners Logic Technology Development LLC and Japan Tobacco International U.S.A., Inc. (collectively, "Petitioners") request a refund of post-institution fees in the amount of $22,500 to be paid to Deposit Account No. 12-1095.

On October 19, 2023, Petitioners filed a Petition for *Inter Partes* review of U.S. Patent No. 9,924,744. As required by 37 C.F.R. § 42.15(a), Petitioners deposited $41,500 with the USPTO at the time of filing the Petition to cover associated fees. Petitioners' payment consisted of $19,000 in fees associated with the request for the *inter partes* review and a further $22,500 in post-institution fees. On February 23, 2024, Petitioners and Patent Owner Shenzhen Happy Vaping Technology Ltd (collectively, the "Parties") filed a joint motion to terminate this proceeding. On February 26, 2024, the Board issued a decision granting the Parties' joint motion to terminate in view of settlement prior to institution of trial (Paper 11). Accordingly, Petitioners request a refund of the *Inter Partes* Post-Institution Fee of $22,500.

Respectfully submitted,

LERNER DAVID LLP

Dated: March 29, 2024

/Gregory S. Gewirtz/
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Counsel for Petitioners Logic Technology Development LLC and Japan Tobacco International U.S.A., Inc

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing **PETITIONERS LOGIC TECHNOLOGY DEVELOPMENT LLC AND JAPAN TOBACCO INTERNATIONAL U.S.A., INC.'S REQUEST FOR REFUND OF POST-INSTITUTION FEES**, was served by filing this document through P-TACTS and by email at the following correspondence address of record for Patent Owner on March 29, 2024.

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Dated: March 29, 2024

By: /Gregory S. Gewirtz/
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