

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NEW BALANCE ATHLETICS, INC.,
Petitioner,

v.

NIKE, INC.,
Patent Owner

Case IPR2024-00778
Patent 8,266,749

PETITIONER'S REQUEST FOR REFUND OF POST-INSTITUTION FEES

Petitioner New Balance Athletics, Inc. (“Petitioner”) respectfully requests a refund of \$23,250.00 for the post institution fees paid for the Petition for *Inter Partes* Review of U.S. Patent No. 8,266,749 (“the ’749 patent”), assigned case number IPR2024-00778.

On April 29, 2024, Petitioner filed a Petition for *Inter Partes Review* of claims 1-21 of the ’749 patent under 35 U.S.C. §§ 102 and 103. On September 26, 2024, the Board issued its decision to deny institution.

Because no trial has been instituted in this IPR, Petitioner hereby request a refund of \$23,250.00, the fees paid pursuant to 37 C.F.R. § 42.15(a)(2) and (a)(4). Payment of the fees was process through P-TACTS Financial Manager on April 29, 2024 and charged to the undersigned’s Deposit Account No. 506989. Upon review and approval of this request, Petitioner respectfully requests that the Board credit \$23,250.00 to Deposit Account No. 506989.

Dated: November 19, 2024 By: /Linnea Cipriano/
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Lead Counsel for Petitioner

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.24(d), the undersigned certifies that “**REQUEST FOR REFUND OF POST-INSTITUTION FEES,**” was served via email upon the following individuals, pursuant to Patent Owner’s agreement to accept service by email as set forth in Patent Owner’s Mandatory Notices:

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