

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MEDELA LLC and MEDELA AG,
Petitioners

v.

M.E.A.C. ENGINEERING LTD.,
Patent Owner

Case IPR2024-01076
Patent U.S. 8,858,534 B2

PETITIONERS' REQUEST FOR REFUND OF POST-INSTITUTION FEES

The petition for *Inter Partes* Review of U.S. Patent No. 8,858,834, Case No. IPR2024-01076, was terminated by a written order issued by the PTAB on September 25, 2024 (Paper No. 7). Termination was made during the preliminary stage of the *inter partes* review proceeding and prior to the PTAB's institution decision.

As such, Petitioners hereby request a refund in the amount of \$24,000.00 for the *Inter Partes* post-institution fees previously paid by Petitioners in connection with this proceeding.

The determination of the above refund is based on the following: On June 21, 2024, Petitioners filed a petition for *Inter Partes* Review of claims 1-22 of U.S. Patent No. 8,858,534 (IPR2024-01076, Paper No. 1), accompanied by a total payment of \$43,750.00 in accordance with the fee schedule specified in 37 C.F.R. § 42.15(a):

<i>Inter Partes</i> Review request fee:	\$19,000.00
+ Review of claims in excess of 20 (2 claims):	\$750.00
<i>Inter Partes</i> Review post-institution fee:	\$22,500.00
+ Review of claims in excess of 20 (2 claims):	\$1,500.00
Total Fees Paid by Petitioners:	\$43,750.00

Under the Board's current practice, and because this proceeding was terminated prior to an institution decision, Petitioners are entitled to a refund of the

above-listed *Inter Partes Review* **post-institution fees** in the amount of **\$24,000.00**.

Accordingly, Petitioners respectfully request that the Board grant this request for refund of the *Inter Partes* post-institution fees, and credit a refund in the amount of \$24,000.00 to Attorney Deposit Account 50-3081.

Dated: September 30, 2024

/Erik B. Milch/
Erik B. Milch (Reg. No. 42,887)
Attorney for Petitioners

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of this **PETITIONERS' REQUEST FOR REFUND OF POST-INSTITUTION FEES** was served on September 30, 2024 in its entirety electronically on:

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/Erik B. Milch/
Erik B. Milch (Reg. No. 42,887)