

Case No. IPR2024-01453
Petitioner's Request for Partial Refund of IPR Request Fees

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ERICSSON INC. and CELLCO PARTNERSHIP D/B/A VERIZON WIRELESS.
Petitioner,

v.

PROCOMM INTERNATIONAL PTE. LTD

Patent Owner,

U.S. Patent No. 7,103,377

Issue Date: September 5, 2006

Title: SMALL SIGNAL THRESHOLD AND PROPORTIONAL
GAIN DISTRIBUTED DIGITAL COMMUNICATIONS

Inter Partes Review No.: IPR2024-01453

**PETITIONER'S REQUEST FOR PARTIAL REFUND OF IPR REQUEST
FEES**

Petitioners Ericsson Inc. and Cellco Partnership D/B/A Verizon Wireless request a partial refund of IPR request fees in the amount of \$18,548. A separate refund request is concurrently filed and directed to the refund of the post institution fees of \$22,500.

On December 31, 2024, Petitioners filed a Petition for Inter Partes Review of U.S. Patent No. 7,103,377. As required by 37 C.F.R. § 42.15(a), Petitioners deposited \$41,500 with the U.S. Patent and Trademark Office ("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 Inter Partes Review, and a further \$22,500 in post-institution fees.

Subsequent to the filing of the Petition, the Director issued a new set of guidelines related to the exercise of discretion. On June 25, 2025, the Director issued an Order terminating this proceeding upon granting Patent Owner's Request for Discretionary Denial and Denying Institution of this proceeding, because the patent was dismissed with prejudice in the corresponding litigation and the settled expectations tip the balance in favor of discretionary denial.. Paper 15. The Board never considered the Petition, nor were the merits considered. Minimal resources were expended pre-institution and a Director's Review is otherwise subject to \$452 fee. (See 42.15(f)). Therefore, in light of the above, Petitioners requests a partial refund of the IPR request fees paid to the USPTO in connection with this proceeding,

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in the amount of \$18,548, to be paid to deposit account No. 04-01679 (referencing

Attorney Docket No. G2801-00042).

Dated: September 9, 2025

/Patrick Craig Muldoon/

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ATTORNEY FOR PETITIONER

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CERTIFICATE OF SERVICE

I hereby certify that on September 9, 2025, a copy of Petitioner's Request for Partial Refund of the IPR Request Fees was served by filing this document through the PTACTS' System as well as delivering a copy via electronic mail upon the following:

Date of service September 9, 2025

Documents served **Petitioner's Request for Partial Refund of IPR Request Fees**

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Respectfully submitted,

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