

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SINCLAIR PHARMA LIMITED, SINCLAIR PHARMA US, INC., VIORA,
INC., EMA AESTHETICS, LTD., AND AESTHETIC MANAGEMENT
PARTNERS, LLC AND AESTHETIC MANAGEMENT PARTNERS, INC,
Petitioners,

v.

HYDRAFACIAL LLC,
Patent Owner.

Case No. IPR2025-00145
Patent No. 11,865,287

PETITIONERS' REQUEST FOR REFUND

Pursuant to the Patent and Trademark Office's Final Rule Setting and Adjusting Patent Fees, 78 Fed. Reg. 4211, 4233-34 (Jan. 18, 2013), Petitioners hereby request a refund of the *Inter Partes* Review Post-Institution Fee in the amount of \$38,250.00 to be paid to Petitioners' Deposit Account.

On November 25, 2024, Petitioners filed a Petition for *Inter Partes* Review of claims 1-12, 14-20, 22-26, 28-37, and 39-45 of U.S. Patent No. 11,865,287 with the Patent Trial and Appeal Board that was assigned case number IPR2025-00145. In accordance with the fee schedule specified in 37 C.F.R. § 42.15(a), Petitioners submitted payment in the amount of \$26,875.00 with the Board at the time of filing of its Petition to cover fees associated with Petitioner's *Inter Partes* Review request, and a further \$38,250.00 in Post-Institution fees (including the \$22,500.00 base post-institution fee and \$15,750.00 in excess claim fees).

On February 12, 2026, the Director entered a Decision Vacating the Decision Granting Institution and Denying Institution of *Inter Partes* Review (Paper 41). Petitioners timely filed a Request for Rehearing of the Decision Vacating the Decision Granting Institution (Paper 42) on March 16, 2026. On April 20, 2026, the Director entered a Decision Denying Petitioners' Request for Rehearing of the Decision Vacating the Decision Granting Institution (Paper 46). Accordingly, Petitioners request a refund of \$38,250.00 for the post-institution fees paid to the USPTO in connection with the instant proceeding. See 78 Fed. Reg.

4211, 4233-34 (“The Office also chooses to return fees for post institution services should a review not be instituted The entire post-institution fee would be returned to the petitioner if the Office does not institute a review.”).

Respectfully submitted,

Date: May 14, 2026

/Scott A. McKeown/

Scott A. McKeown, Reg. No. 42,866
WOLF, GREENFIELD & SACKS, P.C.
Counsel for Petitioners

CERTIFICATE OF SERVICE UNDER 37 C.F.R. § 42.6 (E)(4)

I certify that on May 14, 2026, a copy of the foregoing document, including any exhibits filed therewith, is being served via electronic mail, as previously consented to by Patent Owner, upon the following:

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Date: May 14, 2026

/MacAulay Rush/
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