

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

Rocket Media, LLC d/b/a Launch Labs,

Petitioner,

v.

Fullthrottle Technologies, LLC,

Patent Owner.

Case No. 2025-00149

U.S. Patent 11,823,219

**PETITIONER ROCKET MEDIA, LLC'S REQUEST
FOR REFUND OF POST-INSTITUTION FEES**

Mail Stop "PATENT BOARD"

Patent Trial and Appeal Board

U.S. Patent Trademark Office

P.O. Box 1450

Alexandria, VA 22313-1450

Petitioner Rocket Media, LLC d/b/a Launch Labs (“Petitioner”) hereby files its request for a refund of \$34,500 for the post-institution fee for up to twenty (20) claims (\$22,500) plus sixteen (16) additional claims in excess of twenty (20) ($16 \times \$750 = \$12,000$).

On November 12, 2024, Petitioner filed a petition for inter partes review of U.S. Patent No. 11,823,219 and paid the USPTO a total of \$59,500, which included a \$25,000 payment for the *inter partes* review request fee (\$19,000 for the request fee for up to twenty claims plus $16 \times \$375 = \$6,000$ for sixteen additional claims), and \$34,500 for the post-institution fee (\$22,500 for the post-institution fee of up to twenty claims plus $16 \times \$750 = \$12,000$ for two additional claims).

The petition was granted a filing date of November 12, 2024. (Paper No. 5.) On June 6, 2025, the Board entered a Decision – Denying Institution of Inter Partes Review. (Paper No. 7.) Accordingly, the inter partes review was never instituted.

Therefore, because the petition to institute inter partes review was filed after March 19, 2013, and the proceeding did not institute, Petitioner is entitled to request a refund of the post-institution fee that was previously paid. *See, e.g.*, 78 FR 4233 (Jan. 18, 2013) *available at* <http://www.gpo.gov/fdsys/pkg/FR-2013-0118/pdf/2013-00819.pdf> (“The entire post-institution fee would be returned to the petitioner if the Office does not institute a review.”).

Petitioner hereby requests a refund of the \$34,500 post-institution fee previously paid by Petitioner. The refund may be deposited into the Gish PLLC First Republic Electronic Funds Transfer [6402] account on file with the USPTO.

Respectfully Submitted,

Dated: June 13, 2025

/s/Andrew Gish

Andrew Gish (Reg. #67,562)

ATTORNEY FOR PETITIONER