**UNITED STATES PATENT AND TRADEMARK OFFICE**

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**BEFORE THE PATENT TRIAL AND APPEAL BOARD**

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MICROSOFT CORPORATION,

Petitioner,

v.

DIALECT, LLC,

Patent Owner.

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Case IPR2025-00657
U.S. Patent No. 9,263,039

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# PETITIONER'S 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), Petitioner hereby requests a refund of the *Inter Partes* Review Post-Institution Fee in the amount of $28,125.00 to be paid to Petitioner's Deposit Account.

On March 24, 2025, Petitioner Microsoft Corporation filed its Petition for *Inter Partes* review (IPR2025-00657) of U.S. Patent No. 9,263,039. In accordance with the fee schedule specified in 37 C.F.R. § 42.15(a), Petitioner submitted payment in the amount of $23,750.00 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 $28,125.00 in Post-Institution fees.

On August 14, 2025 (Paper 12) the Board filed its decision discretionarily denying institution of *Inter Partes* review of IPR2025-00657. Therefore, Petitioner requests a refund of $28,125.00 for the post-institution fees paid to the USPTO in connection with the instant proceeding. *See* 78 Fed. Reg. 4211, 4233-34.

In addition to its request for its post-institution fees, Petitioner also respectfully requests that the Office refund the request fee of $23,750.00. Petitioner respectfully notes that this proceeding was discretionarily denied so that was never referred to the Board on the merits. Petitioner also notes that in the Boardside Chat of April 17, 2025, the Board indicated that it was discussing how to handle fee refunds in the event of discretionary denial. Accordingly, Petitioner respectfully

requests that the Board consider a full refund of the Petitioner's fees in view of that discussion, including the request fee of $23,750.00.

If the Board grants this Request, Petitioner requests that the refund in the amount of (1) post-institution fees of $28,125.00 and (2) a refund of $23,750.00 request fees, for a total of $51,875 be issued to the deposit account of record: Winston & Strawn LLP Deposit Account No. 50-1814.

Dated: November 25, 2025

Respectfully submitted,
/Scott M. Border/

Scott M. Border
Reg. No. 77,744
Winston & Strawn LLP
1901 L Street, N.W.
Washington, D.C. 20036
T: 202-282-5054
sborder@winston.com

## CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. §§ 42.6(e) and 42.105(a), I certify that, on November 25, 2025, I caused to be served true and correct copy of the foregoing "PETITIONER'S REQUEST FOR REFUND" by electronic mail on counsel of record for Patent Owner as follows:

Wayne M. Helge (Reg. No. 56,905)
**Bunsow De Mory LLP**
whelge@bdiplaw.com

James T. Wilson (Reg. No. 41,439)
**Bunsow De Mory LLP**
jwilson@bdiplaw.com

Dated: November 25, 2025

Respectfully submitted,
/Scott M. Border/
Scott M. Border
Reg. No. 77,744
Winston & Strawn LLP
1901 L Street, N.W.
Washington, D.C. 20036
T: 202-282-5054
sborder@winston.com