

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SUN PHARMACEUTICAL INDUSTRIES, INC.,
Petitioner,

v.

NIVAGEN PHARMACEUTICALS, INC.,
Patent Owner.

Case IPR2025-00893
U.S. Patent No. 11,878,076

**PETITIONER'S REQUEST FOR REFUND
OF POST-INSTITUTION FEES**

Petitioner Sun Pharmaceutical Industries, Inc. respectfully requests a refund of post-institution fees in the amount of \$28,125.

On April 22, 2025, Petitioner filed a Petition for *Inter Partes* Review of U.S. Patent No. 11,878,076. As required by 37 C.F.R. § 42.15(a), Petitioner paid \$51,875 to the U.S. Patent and Trademark Office (“USPTO”) at the time of filing the Petition in order to cover associated fees, from deposit account 50-2880. Petitioner’s payment consisted of \$23,750 in fees associated with the request for *Inter Partes* Review, and a further \$28,125 in post-institution fees.

On September 19, 2025, the U.S. Patent Trial and Appeal Board issued a Decision Denying Institution of *Inter Partes* Review (Paper No. 18) and on December 15, 2025 the Director denied Petitioner’s request for Director Review of the decision denying institution (Paper No. 21). Accordingly, Petitioner requests a refund of the post-institution fees paid to the USPTO in connection with this proceeding, totaling \$28,125, to be paid to deposit account 50-2880, the account from which the fees were originally paid from.

Dated: December 23, 2025

Respectfully submitted,

/J. Derek Vandenburg/

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CERTIFICATION OF SERVICE

The undersigned certifies that on December 23, 2025, a copy of the foregoing was served in its entirety by filing through the Patent Trial and Appeal Case Tracking System (P-TACTS), as well as via electronic mail, upon the following attorneys of record for Patent Owner:

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