

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MICROBIOTICA, LIMITED,
Petitioner,

v.

BOARD OF REAGENTS, THE UNIVERSITY OF TEXAS SYSTEM,
Patent Owner.

PGR No. 2023-00026
(U.S. Patent No. 11,395,838; Issued: July 26, 2022)
Title: Methods for Enhancing Immune Checkpoint
Blockade Therapy by Modulating the Microbiome

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

PGR2023-00026 (Patent No. 11,395,838)
Request for Refund of Post-Institution Fees

Petitioner Microbiotica, Limited (“Petitioner”) request a refund of post institution fees in the amount of \$27,500.

On April 26, 2023, Petitioner filed a Petition for *Post Grant* Review of U.S. Patent No. 11,395,838 (“the ’838 Patent”) (Paper 2). As required by 37 C.F.R. § 42.15(a), Petitioner deposited \$27,500 with the U.S. Patent and Trademark Office (“USPTO”) at the time of filing the Petition to cover associated post-institution fees.

On November 21, 2023, the Board issued a Decision Denying Institution of PGR2023-00026 (Paper 12). On December 21, 2023, the Petitioner’s filed Request for Director Review (Paper 13), requesting the Director to vacate the Board’s decision and to institute review on all grounds. On January 17, 2024, the Office issued an Order (Paper 14) denying Petitioner’s Request. Thus, *Post Grant* Review was not instituted. Accordingly, Petitioner requests a refund of the post-institution fees paid to the USPTO in connection with these proceedings, totaling \$27,500, to be paid to deposit account No. 04-1679 (referencing Attorney Docket No. J0469-00001).

PGR2023-00026 (Patent No. 11,395,838)
Request for Refund of Post-Institution Fees

Dated: April 10, 2024

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CERTIFICATE OF SERVICE

I hereby certify that on April 10, 2024, a copy of **PETITIONER'S REQUEST FOR REFUND OF POST-INSTITUTION FEES** was served by filing this document through the P-TACTS Filing System as well as delivering a copy to Patent Owner via electronic mail upon the following:

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