

Case IPR2015-00526
Patent 8,795,741

Trials@uspto.gov
Tel: 571.272.7822

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PRAXAIR DISTRIBUTION, INC. and PRAXAIR, INC.
Petitioner

v.

MALLINCKRODT HOSPITAL PRODUCTS IP LTD.
Patent Owner

Case IPR2015-00526
Patent 8,795,741

**REQUEST FOR REFUND OF POST-INSTITUTION FEES
UNDER 37 C.F.R. § 1.925**

Mail Stop *Patent Board*
Patent Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR REFUND OF POST-INSTITUTION FEES

On January 5, 2015, Petitioner Praxair Distribution, Inc. and Praxair, Inc. filed a Petition for *Inter Partes* Review of U.S. Patent No. 8,795,741 (Paper 1) requesting review of forty-four (44) claims. Petitioner paid a fee of \$39,400.00, including: (i) \$9,000.00 for an inter partes review request fee for up to twenty (20) claims; (ii) \$4,800.00 for an inter partes review fee for request of twenty-four (24) claims in excess of twenty (20); (iii) \$14,000.00 for an inter partes review post-institution fee up to fifteen (15) claims; and (iv) \$11,600.00 for an inter partes review post-institution fee for request of twenty-nine (29) claims in excess of fifteen (15). On July 29, 2015, the Board denied institution of Inter Partes Review (Paper 12). Petitioner therefore requests a refund of \$25,600.00 for the post-institution fee of forty-four (44) claims under (iii) and (iv) above.

The Patent and Trial Appeal Board is hereby authorized to charge or refund any fees associated with this case to Deposit Account 02-1818.

Case IPR2015-00526
Patent 8,795,741

Respectfully submitted by

Morgan, Lewis & Bockius LLP

By: /Sanjay K. Murthy/
Sanjay K. Murthy (Reg. No. 45,976)
sanjay.murthy@morganlewis.com
MORGAN, LEWIS & BOCKIUS LLP
77 West Wacker Drive
Fifth Floor
Chicago, Illinois 60601
Telephone: (312) 324-1448
Facsimile: (312) 324-1001

Certification of Service Under 37 C.F.R. § 42.6(e)(4)

A copy of this Request for Refund has been served on the following counsel of record and additional counsel for Patent Owner likely to effect service via e-mail on this 9th day of May, 2016:

Dominick A. Conde - dconde@fchs.com
Raymond R. Mandra - rmandra@fchs.com
Robert Steinberg – bob.steinberg@lw.com
David Callahan – david.callahan@lw.com
Marc Zubick – marc.zubic@lw.com
Daniel Brown – daniel.brown@lw.com
Kenneth Schuler – kenneth.schuler@lw.com

By: /Sanjay K. Murthy/
Sanjay K. Murthy (Reg. No. 45,976)
sanjay.murthy@morganlewis.com
MORGAN, LEWIS & BOCKIUS LLP
77 West Wacker Drive
Fifth Floor
Chicago, Illinois 60601
Telephone: (312) 324-1448
Facsimile: (312) 324-1001