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Title 37 - Code of Federal Regulations

Editor's Note (Oct. 1, 2003): All final rules that became effective since the last revision of the Manual of Patent Examining Procedure (MPEP) dated February 2003 are identified below by the Federal Register Notice cites and the Official Gazette Notice cites, where applicable. These final rules have been incorporated in the Title 37 - Code of Federal Regulations document below. The Federal Register Notices are the authoritative source in the event that there are discrepancies between the patent rules in this document and the rules as published in the Federal Register.

TITLE: Consolidation of the Patent and Trademark Office
ACTION: Final Rule
FEDERAL REGISTER: 68 FR 14332 (Mar. 25, 2003)
OFFICIAL GAZETTE: 1269 O.G. 159 (Apr. 22, 2003)
EFFECTIVE DATE(S): May 1, 2003

TITLE: Consolidation of the Patent and Trademark Office
ACTION: Final Rule
FEDERAL REGISTER: 68 FR 19371 (Apr. 21, 2003)
OFFICIAL GAZETTE: 1272 O.G. 181 (July 29, 2003)
EFFECTIVE DATE(S): May 1, 2003

TITLE: Extension of the term of a patent
ACTION: Final Rule
FEDERAL REGISTER: 68 FR 32376 (May 30, 2003)
OFFICIAL GAZETTE: 1271 O.G. 143 (June 24, 2003)
EFFECTIVE DATE(S): July 14, 2003

TITLE: Changes to the Rules of Patent Practice
ACTION: Final Rule
FEDERAL REGISTER: 68 FR 38141 (June 20, 2003)
OFFICIAL GAZETTE: 1272 O.G. 197 (July 29, 2003)
EFFECTIVE DATE(S): July 30, 2003

TITLE: Revision of the Patent and Trademark Office General Patent Rules
ACTION: Final Rule

FEDERAL REGISTER: 68 FR 8 (Aug 13, 2003)
OFFICIAL GAZETTE: 1274 O.G. 59 (Sep. 9, 2003)
EFFECTIVE DATE(S): Sep. 23

TITLE: Revision of the Patent and Trademark Office
ACTION: Final Rule
FEDERAL REGISTER: 68 FR 43 (July 4, 2003)
OFFICIAL GAZETTE: 1270 O.G. 56 (Aug. 5, 2003)
EFFECTIVE DATE(S): Oct 1, 2003

REVISIONS
REVISIONS
REVISIONS

- 1. Revisions
3. Assignments, inventions, and
4. Copyrights and inventions
5. Section 101
7. [Reserved]

Revisions
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D DATED PA

1.48 Direction of invention in a patent application
other than a reissue application, pursuant to
35 U.S.C. 116

A B N

1.5 General requisites of application
1.2 Language, paper, writing, drawings, or other
specifications

1.53 Application number, filing date, and date of
publication.

1.54 Drawing to be filed together with
description

1.55 Claim of original priority.

1.56 Division of matter in matter
patent law.

1.57 [Redacted]

1.8 Character of invention
1.9 Example of invention in
part of it

1.6 [Redacted]

1.6 [Redacted]

1.6 [Redacted]

A B N

1.8 [Redacted]

1.6 Person or persons to whom

1.6 Division of matter in

1.7 Supplemental oath of invention.

1.68 Division of oath.

1.6 Foreign agency or agent of an inventor.

1.6 [Redacted]

B N

1.7 Detailed description of the invention.

1.72 [Redacted]

1.7 Summary of the invention

1.7 Reference to drawings.

1.7 Claims.

1.7 Application of law

1.7 Arrangement of invention in

1.78 Claiming benefit of earlier filing date and
cross-references to other inventions.

1.79 Reserved for special purposes.

A W

1.8 Drawings required in patent application

1.8 Contents of drawing

1.8 Standards of drawing.

1.8 Contents of drawing.

1.8 [Redacted]

A B N

1.9 Material to be included in the application
pertaining to prior art

1.9 [Redacted]

1.9 Sections.

1.9 Return of sheets to inventor.

1.9 Copies of sheets.

1.9 Submission of printed matter listings.

A B N

S M

1.97 Filing of information disclosure statement

1.9 Contents of information disclosure statement

1.9 Filing of information disclosure statement

A B N

1.6 [Redacted]

1.6 [Redacted]

1.6 Suspended by the Office

1.6 Nature of invention.

1.6 Requirements of invention

1.6 [Redacted]

1.6 [Redacted]

1.6 [Redacted]

1.6 [Redacted]

1.6 Invention and its nature of the invention
in individual claims.

A B N

A B N

1.1 Reply to prior art or other official
action

1.2 Rejection of invention

ORDINANCES

- 1.3 Filing of applications
- 1.4 Request for trial in nation

- 1.8 Expedient
- 1.9 Revis

MIN

- 1.5 Invention
- 1.6 Invention of
- 1.7 [Redacted]
- 1.8 [Redacted]
- 1.9 [Redacted]
- 1.121 Making amendments in application
- 1.2 [Redacted]
- 1.2 [Redacted]
- 1.2 [Redacted]
- 1.125 Substitution
- 1.2 Invention
- 1.127 Provisional patent

ORDINANCES

- 1.4 Disinvention in national patent
- 1.2 Request for trial
- 1.3 Re-invention
- 1.4 Petition for invention
- 1.5 Invention of
- 1.6 Invention of

TRANS

- 1.129 Transitional provisions in national patent

- 1.5 Rules of
- 1.2 Design drawing
- 1.153 [Redacted]
- 1.5 Arrangement of national patent
- 1.5 Expedient in national patent

AFFIDAVIT

- 1.130 Affidavit or declaration of qualification of inventor
- 1.3 Affidavit of invention
- 1.2 Affidavit of invention

CLAIMS

- 1.6 Rules of
- 1.2 Application of
- 1.3 [Redacted]
- 1.4 Claim
- 1.5 Patent Drawings
- 1.6 Specifications
- 1.7 Invention

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- 1.3 Invention

ISSUES

ISSUES

- 1.3 Invention of
- 1.5 Absence of failure of invention
- 1.6 Invention of
- 1.3 Re-invention of

- 1.7 Patent of
- 1.2 Patent of
- 1.3 Reissues of
- 1.4 Revis
- 1.5 Reissue of
- 1.6 Invention of
- 1.7 Issue of multiple
- 1.8 Original of
- 1.9 [Redacted]

D DATED PAGE

P N B Y
R R

- 1.181 E in natio to eq t p b i o f a t a t o y
- 1.8 Ques tio n o t s p e f a l y p r o d e f o r
- 1.8 Suspe s i o n o f t r u e s .
- 1.8 [R e d]

- 1.2 E in natio to eq t p b i o f a t a t o y
- 1.2 Reiv e d i s o n f n a l l y e i n g t o p l i s h a
- 1.2 Withv h o e q u e t b p l i a i o n o s t a t o r y
- 1.2 Public i o n o s t a t o r y n v e t i o n g s t a i o

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R N R N

- 1.9 A t t e s t a t i o n o f P a t e n t A p p l i c a t i o n
- 1.2 Appellat s b e f .
- 1.9 E in n e s a w e d p y b e f
- 1.9 A f f i d a v t o e t a i o e r p l .
- 1.8 D i o n b y t h B o a r d o f t r a d e s a d
- 1.9 A c t i o n o l o w i g d s i o
- 1.8 R e p i g f t e r d s i o

R V R N
R M R N
R R

- 1.8 App e t o U . S . C o u r t o a p p e s o t h e f e d a l
- 1.8 C i v i l i o n e d 5 U . S . C § 4 6 8
- 1.8 T r e n o r p o r c i v i l i a i o n .

B N R N

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- 1.213 N o p b l i c a t i o n e q e s t
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- 1.2 B i l l o f a d e d p y o f a p
- 1.2 E l y p b i a i o n
- 1.2 V o l u n t a r y p l i a i o n o p b i a i o f p a t e n t

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- 1.3 N o t i c e o f A l l o w a n c e
- 1.2 A n t h e b o a r d
- 1.3 W i t h v h a f o n s s e
- 1.3 I s s u e o p a t e n t .
- 1.3 D e l i v e r o p e n t .
- 1.3 A l i a b a d e f o r f a l u r e d p i s s u e
- 1.3 p s e l p e t s ; e a g p m e o f b a n d o s s u e
- 1.8 R e s u l t

M N B N

- 1.2 S e r v i c e o p a p ; a n n e o f s e i v e p r o f e s s i o n
- 1.251 B b l e t e

D M

- 1.321 S t a b y d i s m e , n b d i n g t n n b d i n e s

R S N B E
R N

- 1.2 P r o t e s t y t h e p b i c a g a s t p d i n g p p i a i o s .
- 1.2 B i l l o f e g s .
- 1.2 S t a t u t e i n v e t i o n e g s t r a t i o n .

C R R R N

- 1.2 C e l l o b r o t e n t e
- 1.2 C e l l o b r o p l a s i n t e
- 1.2 C o t e i o r b i a t o h i p i n p e n t , p s a t o 5 U . S . C § .
- 1.2 D i n t a e n o t e r e

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- 1.3 [Redacted]
- 1.3 [Redacted]
- 1.3 [Redacted]
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- 1.421 Application
- 1.422 What here to set
- 1.423 Where inventor is sane or by
- 1.424 Joint
- 1.425 Filing by

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- 1.3 [Redacted]

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- 1.433 System
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- 1.436 [Redacted]
- 1.437 [Redacted]
- 1.438 [Redacted]

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- 1.3 [Redacted]
- 1.3 [Redacted]
- 1.3 [Redacted]
- 1.3 [Redacted]
- 1.3 [Redacted]
- 1.3 [Redacted]

SECTION

- 1.439 International
- 1.446 [Redacted]

SECTION 1.4

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SECTION

- 1.401 Definitions of terms under the Patent Cooperation Treaty.
- 1.402 [Redacted]
- 1.413 [Redacted]
- 1.414 [Redacted]
- 1.415 [Redacted]
- 1.416 [Redacted]
- 1.417 [Redacted]
- 1.418 [Redacted]

- 1.440 [Redacted]

ARTICLE V

- 1.441 [Redacted]

ARTICLE VI

- 1.442 [Redacted]

D DATED PA

TM

- 1.6 Trimming of protection papers in the priority date
- 1.468 Priority in the national

- 1.0 Extension of international protection in the national law
- 1.7 Oath or declaration of 5 U.S.C. (7)
- 1.9 Unity of national filing of international application

Ex Parte

AM

- 1.7 Core issues of the national filing international processing
- 1.472 Foreign persons, a member of address of applicants and inventors

CD ER T

- 1.501 Classification of prior art
- 1.0 Prior art of prior art of international application

NO

- 1.475 Priority of invention before the national filing authority, the national priority
- 1.6 Determination of priority of the national filing authority
- 1.477 Priority of invention before the national filing authority

SR M N

- 1.0 Request for international protection
- 1.5 Determination of the request for international protection
- 1.0 International protection of the invention
- 1.2 International protection of the invention
- 1.0 International protection of the invention
- 1.5 Reproduction of the invention

MP MY Y X M

- 1.480 International protection of the invention
- 1.481 International protection of the invention
- 1.482 International protection of the invention
- 1.3 Classification of international protection of the invention
- 1.485 International protection of the invention
- 1.3 Determination of priority of the national filing authority
- 1.489 Priority of invention before the national filing authority

- 1.0 Classification of international protection of the invention
- 1.0 Classification of international protection of the invention
- 1.2 Classification of international protection of the invention
- 1.555 International protection of the invention
- 1.560 International protection of the invention
- 1.5 Classification of international protection of the invention
- 1.0 Classification of international protection of the invention

NS

- 1.4 National filing of the invention
- 1.2 National filing of the invention
- 1.4 [Residual]
- 1.0 National filing of the invention in the United States of America

SP E H E E S

- 1.0 Classification of international protection of the invention
- 1.0 Classification of international protection of the invention

- 1.603 h e endo etv p pb nssubje mato f
h n e a
- 1.0 Req t f e f e tve p b j a
p b
- 1.605 S g estio o claim o p b y e in
- 1.0 h e edv e p b ora d p ab
subjen atte o the e
- 1.607 E uetb y p pla t o r h e endv pat t
1.0 h e edv e p b ora d p ab
prin a t e b w id p p ia .
- 1.0 [R e d]
- 1.610 A ighnmento f h e fe e o d ministu e pat t
j d ge tim p b ron p e ng h terfa e
- 1.0 o o in e ea
- 1.0 a stop l e s.
- 1.0 e l a s a e n g e i e
pat h a h e fe e iv h a f e y o r
g e
- 1.614 u d b n over h e ene
- 1.0 Suspe iso o e p r t e p osecution
- 1.616 a c b n s for e e o mply w a b or order
or b r t a k g d in n tainin g f r i b o u s p i t i o
- 1.0 n g u g h g s t p b
- 1.0 Retun u na th b e p es
- 1.621 E n h a y a e n e i n e f o r f i h g , n o t o f
h g .
- 1.622 E n h a y a e n e i n v o m a d e h v e n t o n ,
w h e e a t i o n a d
- 1.0 P r e i m i n a y s t a e n e ; i a t i o n m a d n
e l S t e , a n n y o a V T O
e n b e o a t r y
- 1.0 E n y s t a e n e t i o n m a d n e p
o t h e r a h i t e l S e , a n n y ,
o r a V T O n e n y .
- 1.0 E n y s t a e n e l i v a i t o n b y a p o e
- 1.0 E n y s t a e n e p b o n
- 1.627 E n h a y a e n e t s e a l h g b e f o e f i n g ,
o p a g u s t a n t
- 1.0 E n y s t a e n e r e o r o f e o r
- 1.0 E e e n y s t a n
- 1.0 R e l a e e p b o n
- 1.0 a s t o p e i m s t a n s e v e d
p r i n s t a n t
- 1.0 h f i t t o g u e d e n t , s u p e s i o
o r o h y p p e
- 1.633 E n h a y m o t i o n s
- 1.0 M i t i o n t o c o l e i n h o r s i p .
- 1.0 M s e l a n e s o n t i o n s .

- 1.636 M i b n s , i t m e o r h g .
- 1.0 C o e a t o n o t i e .
- 1.638 o p o i s i o n a d r e p l y ; i n e f o r f n g o p p o s i b n a d
p l y
- 1.0 E i d e n s p o b o n t i o n , p p i t o r p y
- 1.0 M i o n s , a n g a d s i p e l a a i o n
o h e d e r s h o w e e .
- 1.641 b p a t t e r n d i s c o v e r b y d m i n i s t r a t i v e p a t e n t
j u d g e
- 1.0 A d d i t i o n o p l i a i o n o p e n t o i n t e e e a
- 1.0 e e o e e o y a s i g n e
- 1.644 E b n s h i n e e s
- 1.0 E t e n s o r h a p e s , s t a p e l g .
- 1.0 S e i v e o p a p , p r o f e s v i e
- 1.0 i f a a i o n o d m a i n b e i g a n g e .
- 1.0 S e t t i n g t i m e o r d s o u r a d a k n g t e s t i m o y ,
p a i t e s e t t o l e e n o n y .
- 1.0 J g e n o b i l u r e t o t a k e t e s t i m o y o r f i l e e d .
- 1.0 R e l e d h b i t s
- 1.0 F i l e h i g
- 1.0 M t e s o s i d e e n e l e g a h d e i s o .
- 1.0 B r i e f o f h a h e n g .
- 1.0 B u d e t p o e a o d e o f i n v e n t i o
- 1.0 F i l e e l s i o
- 1.0 R e n d a i o n .
- 1.0 h f e e n , e s u p e t o
t y b n .
- 1.0 e m i n a i o o i n t e r f e e e j u g h t
- 1.0 R e q t o n e r y o d e s j u g e n ; e s s e
f l e d e t e
- 1.0 S t a e t a r o d e p h e t e r
e e
- 1.0 e e f e
- 1.0 e d e e
- 1.666 F n g o f h e e e s e n e n t g e n e t s
- 1.0 E i d e m u s t o n i v h u l e s .
- 1.0 M e o f t a k g t e s t i m o y
- 1.0 h f e n i n t o f i v s .
- 1.674 E n s b e f e v o m d e p o s i t n s m a y b e t a k e n .
- 1.0 E n n a i o o v i t n e s , e i n g a d i g n g
t r a i s p t o p i s t i o
- 1.0 C e t i f i a i o n e l f i l i n g o f e n k i g h b t s
- 1.0 F o m o e i e t o r a t r a s i p t o p i s t i o
- 1.678 i n e f o r f i n g h a s c r i p t o f d e p o s i t n .
- 1.0 h p e i o n o f t r a i s p t
- 1.0 R e y
- 1.0 R e y
- 1.0 R e y

D DATED PAGE

- 1.685 E o s a d r e g u l a t i o n d e p o s i t i o n s
- 1.0 Additiona l s c o p e
- 1.0 R e s u l t
- 1.0 A i t a r o f f e e

t F u s m e t a d
E s o r o p e t e n

M P M Y
E M D

- 1.701 E s i o n o f p a t e n t t e m d u e t o e n h a n c e m e n t u n d e r t h e U r g e n t A g e n t s A c t o f i g a p p i e i o n s o h e r t h a t i s f i l e d o n t e r J u n e 8 9 , a t o e (2 0 0)
- 1.0 G r o u n d s o f j u s t i c e o f p e n t e m d e t o e n h a n c e m e n t u n d e r t h e A c t o f 9 9 o g i n a l p l i e i o n s o b t h a d e s i g n f i l e d n o n e r y 2 0 0 .
- 1.0 P e r d o f j u s t i c e o f p e n t e m d e t o e n h a n c e m e n t u n d e r t h e A c t o f 9 9 o g i n a l p l i e i o n s o b t h a d e s i g n f i l e d n o n e r y 2 0 0 .
- 1.0 R e d u c t i o n o f p e n t e m d e t o e n h a n c e m e n t u n d e r t h e A c t o f 9 9 o g i n a l p l i e i o n s o b t h a d e s i g n f i l e d n o n e r y 2 0 0 .
- 1.705 E n t e n d e m e n t e n h a n c e m e n t .

M P M Y
E M D W

- 1.0 P a t e n t s s u b j e c t t o e x t e n s i o n o f t e m p o r a r y p a t e n t t e m
- 1.0 C o n d i t i o n s o f e x t e n s i o n o f p e n t e m
- 1.0 A p p l i c a t i o n s o f e x t e n s i o n o f p e n t e m ; s i g n a e e q u e n t s
- 1.0 E m p l o y m e n t o f p a t e n t e n h a n c e m e n t o f n o n p a t e n t e n h a n c e m e n t
- 1.741 C o m p l e t e p a t e n t g r a n t e d n o n p a t e n t e n h a n c e m e n t
- 1.750 E n h a n c e m e n t o f p a t e n t e n h a n c e m e n t o f p a t e n t t e m .
- 1.0 h e r e t e n s i o n o f p e n t e m d e t o e n h a n c e m e n t 3 5 U . S . C 5 2)
- 1.0 D u t y o f d e s i g n i n g p a t e n t t e m e x t e n s i o n p r e s e n t i n g .
- 1.770 E x p r e s s w i t h d r a w a l o f a p p l i c a t i o n o r e x t e n s i o n o f p a t e n t t e m .
- 1.775 C a l c u l a t i o n o f p a t e n t t e m e x t e n s i o n o r a b a m a n d r g , a b i o t i c a l r g , o b a b i o g e n e r a t i o n .
- 1.0 C a l c u l a t i o n o f p a t e n t t e m e x t e n s i o n r a t e d e d i t v e o r o b r a d d i t v e

- 1.7 C a l c u l a t i o n o f p a t e n t t e m e x t e n s i o n r a t e d e d i t v e
- 1.0 C a l c u l a t i o n o f p a t e n t t e m e x t e n s i o n r a t e d e d i t v e
- 1.0 C a l c u l a t i o n o f p a t e n t t e m e x t e n s i o n r a t e d e d i t v e
- 1.0 C e r t i f i c a t e o f e r r o r e s i o n o f a t e m t e m
- 1.785 M i p t e p l e n s i o n e s o n o f e n o f t h e s a p a t e n t o f i s t e p o n s a m g u b e i e v e r o r d e t
- 1.0 h e r e t e n s i o n o f p e n t e m d e t o e n h a n c e m e n t 3 5 U . S . C 5 2)
- 1.0 E m p l o y m e n t o f p a t e n t e n h a n c e m e n t o f n o n p a t e n t e n h a n c e m e n t

t G B t e b y n a t i o n D e o s e
D D M R

- 1.0 B i o l o g i c a l e n e r g y
- 1.0 N e t w o r k i t a i l y t o e a d e p i t
- 1.0 P a t e n t s u b j e c t t o e x t e n s i o n o f t e m p o r a r y p a t e n t t e m
- 1.0 R e p o r t s u p p l i e d o f d e p o s i t
- 1.0 E m p l o y m e n t o f p a t e n t e n h a n c e m e n t
- 1.807 E n t e n d e m e n t e n h a n c e m e n t
- 1.808 E m i s s i o n o f p a t e n t e n h a n c e m e n t
- 1.0 E n t e n d e m e n t e n h a n c e m e n t

R D S
O M D S

- 1.0 E n t e n d e m e n t e n h a n c e m e n t o f p a t e n t t e m
- 1.0 S y n t a x o f p a t e n t t e m e x t e n s i o n o f p a t e n t t e m
- 1.0 R e q u e s t s o f p a t e n t t e m e x t e n s i o n o f p a t e n t t e m
- 1.0 E n t e n d e m e n t e n h a n c e m e n t o f p a t e n t t e m
- 1.0 E n t e n d e m e n t e n h a n c e m e n t o f p a t e n t t e m

Appendix - Sample Sequence Listing

1.9 Jurisdiction of the courts in the arts

1.9 Appellate jurisdiction in the arts

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§.1 Appellate jurisdiction in the arts

(1) Appellate jurisdiction in the arts

(1) Appellate jurisdiction in the arts

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(1) Appellate jurisdiction in the arts

ap p ate, the com unicat ions b d a l e b
en kel b b a b t i o n a p a r t i c u l a r i v e l j a s
l v r e a d i c i d a s e r e d e d

(f) P o s s i b l e a l t e r n a t i v e s . T h e f i l g o a l l
p o s s i b l e a l t e r n a t i v e s a r e c o n s i d e r e d i n
r e l a t i o n t o t h e s u b s t a n t i a l m e a n i n g o f t h e
S t a t u t e a n d t h e p r a c t i c e o f t h e O f f i c e .

4 R 28 191 29, 1 p a r t d e d e d F R
32 4A u g . 31 9 , e f e i v e N o v . 1 , 8 4 p (e)
49 F R 3 4 1 0 e l , 8 4 e i v e F e b . 1 , 1 9 ; p a a
f) d , 52 R 9 0 , M . 2 , 1 9 ; p a . (g) d e d
53 F R 6 3 , 5 3 8 ; p a a () d , 5 F R 3 8 8
S e p . 1 1 , 8 9 e i v e N o v . 6 1 9 ; p a a () d e d
60 F R 1 0 9 A p r . 2 5 , 9 5 e f e i v e J u n . 5 p a a
e) e i d d p a . (g) r e o n e d a d e v e l o F R
5 8 9 N o v . 1 9 9 e i v e D e c 2 9 6 p a . (b)
e i v e d , 4 R 3 0 , S e p . 8 9 9 e i v e O c t 3 0 ,
1 9 ; p a a (d) r e i v e d , 66 R 3 4 7 M a y 3 1 ,
2 0 , e i v e O c t 1 2 0 ; e s e d 8 F R 1 3 2 M .
2 5 , 0 0 6 2 0 3 ; p a a () o d
68 F R 9 7 A p r . 2 1 , 0 3 e f e i v e J u n 3 s e i o n
h e l n g , p a a i n t r o d u c t o y t e x t d p a a 4 e s e d
p a a (2) e n e d e s e d , d t o p a a
f) e n e d F R 3 8 , A u g 2 0 , e i v e S e p .
2 , 0 0 3]

§ 2 B a s i s o f t a c t i v i t y

A l t h o u g h t h e p r e s e n t a t i o n o f r e m a r k s i n
s u b s t a n t i a l i n v i t i n g p r o s e c u t i o n s
d e p e n d s o n t h e r e a s o n s o g i n t a t h e
P a t e n t T r a d e m a r k O f f i c e i s u s e s a y . T h e
a c t i o n o f t h e p r e s e n t a t i o n o f f i c e w i l l b e
b a s e d e x t r a v e y c h e w i t h e r e o r d i n t h e O f f i c e .
T h e t h e n o w l e a d i n g a g e o r a p e n e
s t i p a t i o n o f s a n d i n g e l i d o w c h t h e e
i s i d a g e n t o d b

§ 3 B a s i s o f t h e e d i v i d e d o n
a d e s .

A l i a s a t t h e r a b o n s o r a g e s a e
r e q u i r e d t o d t h e i r b i n e s w i t h t h e p r e s e n t
S t a t u t e a n d T r a d e m a r k O f f i c e h e o u m a n d
c o u s y . p r e s e n t i n v e t i o n t h i s e q u e -
e n t i v l e s i n t h e D i r e c t o r o f t h e
e n e e d a o i t o t h e p a n t y o t h e p i v l e
p i o d d o n a i n t s a g a i n e x a n s a d o t a r
e m p l o y e m u s t h i n o r e s p d e s p a t e
f r o m t h e p a p e r s .

A m e n d e d F R 5 8 9 N o v . 1 9 6 e f e i v e D e
2 9 6 e s e d 8 F R 4 2 , M . 2 0 , e i v e
M . 0 3 e s e d R 8 1 1 , J u n e 2 0 0 , e i v e
t i v e l y 0 3

§ 4 N a t u r e o f c o r r e s p o n d e n c e
r e q u i r e m e n t s .

(a) C o r r e s p o n d e n c e i n t h e P a t e n t T r a d e -
m a r k O f f i c e c o m p r i s e s

(1) C o r r e s p o n d e n c e s e r v i c e a n d
f a l t i e o t h e O f f i c e s u b a s e a l i q u i e s
r e q u i r e s s o p o r t i o n s s p e d b y t h e O f f i c e ,
o d s f o r p r i n t e d p e r i o d i c s o r e l a t e d o p s
o f e o d s t r a n s s i o n a s e n s e o d i g
a d h e i k e , a n d

(2) C o r r e s p o n d e n c e r e l a t i o n t o p a r t i c u l a r
p a t e n t a p p l i c a t i o n s o r p e n d i n g a p p l i c a t i o n s .
S e e p a r t i c u l a r l y t h e r u l e s r e l a t i n g t o t h e f i l g , p r o -
e s i g , o t h e p e r i o d i c s o n a t i o n a p p l i c a t i o n s
i n s p a r t 5 1 0 3 . S o i n t e n t i o n l e i -
a i t e i n p a r t C , § 4 0 0 9 , 9 0 e p a t e
r e i n t e n t i o n o f p e n t s h p a t e s § 5 0 t o
5 0 o f i n f e r e n e s i n a p a t e s o t
o f 9 o f e n s o n o p e n t e m i n t a p a t F ,
§ 1 0 o f 7 8 d o h e p e s r e e x a m i n a t i o n s
o f p a t e n t s h p a t e s § 1 0 2 0 9 7

(b) S i n c e e a c h f i l e m u s t b e c o m p l e t e i n i t s e l f , a
s e p a r a t e p e r i o d e v e y p r o d u c t i o n e t h ,
p a t e n t i e o b e r p r o d u c t i o n b e f i n i s h e d f o r
e a c h f i l e o w c h t h e r e p r e s e n t a t i o n t h e
o t h e n t s o t h e p a p e r s f i l e d n o w r e n f e s m a y
b e i d e n t i c a l l y f i l l e d p a t e n t o r e s p
e a i n t h e f e o a p p l i c a t i o n p e n t , o r
o t h e p r o d u c t i o n o f a d e e p i n t e u a -
t i o n s i n t h e O f f i c e e q u e s t i o n p i -
a e p i s . T h e O f f i c e m a y a l s o p e n t h e
o p s o f o r s p e d e n t h e f e o a p p l i c a t i o n
p a t e n t o t h e r p r o d u c t i o n .

(c) S i n c e d i f f e r e n t t e r m s m a y b e d e d
b y t h e f e o b a h e o s e c t i o n o f t h e l t e d s t a t e s
P a t e n t T r a d e m a r k O f f i c e e h i d s o t s p e ,
i q u o d e n t i o n t a d i n a p a r a t e p a p e r
t o a d o s i b n a d e l a y i n a s u n g a p s
e l a g i v h i d f f e r e n t p e s .

(d) T h e p e r i o d o r e s p o n d e n c e p a s
p i o d i p a r a g r a p h (e) a d f i h i s s e b r f e d
i n a p p l i c a t i o n e a c h f i l e o b e r p o d u c t i o n
t h e O f f i c e t h e e q u e s t i o n s i g a e , t h :

(1) Coe p d e a p e f d in § 4 (e), req r g n d r i g h t i s g u r e ;

(2) C e t i f i e d d e n t s a s p e c i f i e d i n § 1.4(f)

(3) C o e p d e w h i c h a r e t h e b e i t b e t i f i e d o n l i g t r a n s i o n s a s s p e c i f i e d i n § 1.5(a)(1)(A) a n d § 1.5(a)(1)(A) a r e e p t h a a o t h e r a d p r o c e - t i o n p p c a t i o n d e § 1.5(d) e t r a n s i t e d o t h e d f o y a s m e

(4) D r a w g s s h n t e d d e § 1 . 8 1 . 8 t h r g § 2 , 5 7 4 3

(5) A e e q s f o r e x a m n a b n d r § 1 0 § 3

(6) C o e p d e b b f e d i n a p e n t a p a t i o n s p c t t o a s e c r e y e l r d e s § 5 t h r g 5 o f t h i s c h a p e a d i r e l y e a e d t o t h e s e e y o d o t a t o f t h e a p c a b ;

7) [Reserved]

8) [Reserved]

(9) C o e p d e d b e f e d i n a n e f e - e n e p o e d g v c h o s i s t s e p e m n a y s t a t e - m e n t d e s i g n a t a c r i p t a d e p o s i t o n d r § 6 i n t e r g b i e s , o c r o s i n e r r g a b e s , o a t e d a t a y e o d a d e b i t s u e d § 1 3

(e) I n t e r p o s i n U . S § a s v i c e . I f i n t e r p o s i o e n g e n e s h t h e U n i t e d S t a s § a l s v i d u c h a b e e d i s g e d b t h e D e b r o u r , t h e B e t a l r e l e n k O f f i c e w l c a d e r a f i l e d o a p a t i c u a d e i n t h e O f f e a n y c o r s p e a t w h i s

(1) P r o p r i e t a r i e t e r t e a d g o t h e d - i g d i n t e r u p t i o e m e g g a d

(2) A c e n i d l a s t a t e m e n t i d a i t g t h a s h o r p e d e w l c h a e b f e d o t h a p t i c u a d a t i f i t w e d f o r t h e e i g a d i n t e r p o n e n g y t h e d t e l S t a e t a l s i v c e .

(f) E s i m l e t r a n s i o n a p e t a p a - t i o n d e § 1.5(d) . h t h e e v a t t h a t t h e O f f i e a s o e d n e o r e p o a n a p a t i o d r § 1.5(d) e o t i d p o c t u b p l i a i p i t a - m i t d t h e O f f i e p a s i m l e t a m i s s i o , t h e p a t y l r a n i n t t e d h e a p c a b u d § 3(d) m a y p e i t b n t h e d i e t o r o b a c o r d t h e a p p l i c a b n a d § 1 d a f l g d e s h e d e t h e p c a t i o n d e § 3(d) i s s a w t h a e b n t r a n s i t e d t o a d e i e d i n t h e O f f i c e ,

(1) P r i o d t h a t t h e p a t y l r a n i n e d s u b a p c a b d e r § 3 d l :

(i) I f m s t h O f f i c e t h e p r e b s t r a n s i o n t h e a p c a b o d r § 15(b) p o n l a f t e r b o n g v e t h a t h e O f f i c e a o e d n e o e e p o b a p l i a b n d e § 3(d) ;

(ii) p p l e a n a d i t a l p y o f t h e p r e - v i o l y t a m i t t e d p l i a b n d e § 3(d) ; d

(iii) I b e l s a s t a e n t l w h a t t e s s o a p s a k l w e g b a s s o r o t h e s a t i s f a i t o t h e D e t o r t o t h e p e o t a m i s i o n t h e p c a t i o n d e § 1.5(d) d i s a e n n e d y a o p o f t h e s e d g i t s r e p t i o f i r m g t r a n s i o n i o o f t h e a p c a b u d § 1 3) o e d n e b t c a e n h t o b e g a f t e r t h e o m p l e t e i t a m i s i o n a d w i t h o d a s e s d y o t h e c o p e t a m i s i o n t h e p p c a t i o n d e § 1.5(d)

(2) T h e O f f e m a y e q e d t i o b e v i - d e a d e e m n e i f t h e a p a t i o n d e § 15(b) w a s t a s m i t e d t o a n d r e c e i v e d i n t h e O f f i c e o n t h e d e n e q t i o

48 FR 7 4 0 , 9 8 e e i v e f e b 2 9 8 8 FR 2 5 4 . 31,1983; p a a (a) 9 R 52 Jan 4 9 8 , e f e i v e A p r . 1 8 4 e s e p 5 8 FR 54 40 ct 2,19 , e e i v e N o v . 22, 9 3 p a a t e n d , 61 FR 5 9 , N o v . 19 6 e e i v e D e 29 8 p . (1 3) (1 3) e n d , p (d e d 2 FR 5 3 1 , Oct 10,19 , e e i v e D e 1 9 7 p a a (1) e s e d a c h (4) d e d R 8 0 , s t 8 1 9 , e f e - t i v e O c t 3 , 9 9 p (1 9) e i d , 5 R 50 4 s e p . 8 20 , e e i v e N o v . 7 0 0 p (1 5) r e i v s e d 5 FR 3 3 6 D e 72 0 , e e i v e f e b 52 0 ; p a a () e n d a d e e d a d p . e f () & (1 1) e i d , 5 R 4 3 , M . 25, 0 0 , e f f e i v e M 1 , 1 0 0 ; p a a . (1) (d) a d i p e n t h e e v d a c h a s . (1) i n t r o d u o y t e x , (1 3 , a d d) r e i v s e d 8 FR 48 a u g 3,2003, e e i v e s t 2 , 0 0

§ 1.7 T e n f o r t h e g e i o n ; p a t i o n § u d y , e p e h a b i d y .

(a) W h e p r i o d o f t i m e p c i f i e d i n t h i s p a t i n g s a e d g s a e i n e d . W h e n t h e d y , o t h e a s g f i n d y s a t e d o y o d r t h i s p a t i o r t a k i g g a i t o r p a y g a y f e e n t h e b l t e d S t a t e p e h a d t r e l m a r k O f f i e f a l l s o s t u d y , S e d y , e e e d a l b l g v t h n t h e D i s t r i c t o f C o l u m a , t h e a c t i o n t o b e t a k e n o t h e f e p d , o n t h e s u c e d g a i s g l w h i s o t a s t u d a y , e y , o a e a l b i d y . 6 e

§ 1.8 of title 18 of the Code of Federal Regulations...

(b) If the day that is twelve months after the filing date...

48 FR 27,412, 298, effective February 2, 1983...

§ 1.8 Certification of incoming transmission

(a) Except in the case of an incoming transmission...

(1) Correspondence will be considered as being filed if:

(i) The correspondence is in letter form...

(A) Addressed as to the addressee...

(B) Transmitted by facsimile to the addressee...

(ii) The correspondence is in letter form...

(2) The procedure is described in paragraph (a)...

(i) Relative to the filing of a petition...

(A) The filing of a petition is a prerequisite...

filing date, but in the case of a filing date...

(B) The filing of a response in an interference proceeding...

(C) The filing of a request for a hearing...

(D) The filing of a petition for a writ of certiorari...

(E) The filing of a response in an interference proceeding...

(F) The filing of a petition for a writ of certiorari...

(i) [Reserved]

(i) Relative to Disciplinary Proceedings

(A) Correspondence filed in connection with...

(B) [Reserved]

(b) Interference proceedings are decided...

(1) In the case of a petition for a writ of certiorari...

(2) Special attention is given to the procedure...

(3) In the case of a petition for a writ of certiorari...

(c) The Office will not consider evidence...

41 R 32, Oct 4, 10; 3 FR 20, 1 M 1, 10; p a. (a) 48, 10 ct 26, 2 fe ive Oct 26, 2 p, R 2 0 and, 10; paa 49FR 34 0 e, 8, 4 e ivf ebl, 1,10; paa 4) 9 FR 57, 5. 61 0, e fe ive M. 89 8 52FR 00, M 28, 9 8 s p ash (2 k v) (v) 54FR 3 8 8S ep. 11, 8, 96 e ive N ov. 16, 9 9 e iv d, 8 FR 59 40 ct 21 9, e fe ive Nov. 22, 19; p x i e sed 6 FR 53 9 Nov. 1 9 9 e e - tive Dec. 2 9 9 paa . 8 (2 A 8) r e d; 8 FR 53, 10 ct 0 1997, e e ive D e, 11 9; paa 4 2 (f) e ised 67FR 0, 4, 0 2 4 . 1, 0 0 p (e sed R 4 2, M . 25, 0 3 e e M 1, 0 0 p 1) e d a d e e 8 R 2 8 Aug 8, 0 0 e ive S ep. 12, 20]

§ 9 Definitions

(a)(1) A **domestic application** as used in this chapter means a U.S. application for patent which was either filed in the United States or in a foreign country and which is a continuation, continuation-in-part, or divisional application of an application filed in the United States.

(2) A **provisional application** as used in this chapter means an application of or pending in the United States.

(3) A **priority claim** as used in this chapter means an application filed in a foreign country which is claimed to be the first to file an application for an invention in compliance with the Paris Convention.

(b) An **international application** as used in this chapter means an international application for patent filed directly or indirectly through the International Bureau of the World Intellectual Property Organization.

(c) A **published application** as used in this chapter means an application for patent which has been published in the United States.

(d) [Reserved]

(e) [Reserved]

(f) [Reserved]

(g) **Foreign interference** as used in this chapter means an interference proceeding in a foreign country.

(h) A **first-to-file** principle as used in this chapter means any day, except as otherwise provided, after the date of the filing of the application for patent in the United States.

(i) **Nonobviousness** as used in this chapter means a determination of whether the claimed invention is obvious to a person having ordinary skill in the art at the time the invention was made, in view of the prior art, and the teachings, suggestions, or disclosures contained in the prior art, taken as a whole.

(j) **Director** as used in this chapter means the Director of the United States Patent and Trademark Office.

(k) **Patent** as used in this chapter means a patent granted by the United States Patent and Trademark Office.

43 R 0 6, M 11, 9 8 47FR 0 9 Sep. 10, 9 8, e e ive Oct 1, 10; 4 FR 3 2, Sept 0, 1982, e e ive Oct 1, 9 8 p a. 1, 4 FR 3 2, A g 3 1, 9 8, e fe ive N ov. 11 0; (g) 4 9FR 34 0 e 2, 8, 4 e e ive Feb. 11, 9 8 p d) r e v s e c t R 3 0 40 ct 2, 9 36 e ive J an 3, 9 4 p x an d 6 FR 0 9, A pr. 2, 19, e e ive M a 8 9 9; p (h) d d 6 FR 53 9 Nov. 1 9 9 e e ive De 2 9 6 paa (i) & x e id, 62FR 3, 0 ct 0, 9 9 e fe v e l 9; p . x x e n e h d r e s r v e d a n d p r a. (i) a d d, 5 FR 54604, 6 pt 8 0 0, e e ive Nov. 7, 20; p a. (c) r e v d, 65 R 3 0 4 62 0, 20, e e . 29, 20; paa (j) d e d 8 FR 3 2 M . 25, 2003, e fe ive M 1, 0 3 paa (k) d, 68FR 8 6, M a 30, 0 0 e e iv e l l y 30, 0 0]

§ 10 Filing Requirements

(a)(1) **Application** as used in this chapter means an application for patent filed directly or indirectly through the International Bureau of the World Intellectual Property Organization.

(2) The date of **priority** as used in this chapter means the date of the filing of the application for patent in the foreign country, as determined by the laws of that country, or the date of the filing of the application for patent in the United States, as determined by the laws of the United States.

(b) **Correspondence** as used in this chapter means any communication between the applicant and the United States Patent and Trademark Office.

the date in the early... risk of not receiving... (3) or (4) has... (c), (d) and (e) of his...

(c) Any person... the Office... a show by the date in on the Express Mail... filed...

(1) The person... will be... filed...

(2) The number of the Express Mail... correspondence... filed...

(3) The person... Express Mail... filed...

(d) Any person... the Office... filed... filed...

(1) The person... will be... filed...

(2) The number of the Express Mail... correspondence... filed...

(3) The person... Express Mail... filed...

(e) Any person... filed...

(1) The person... will be... filed...

(2) The number of the Express Mail... correspondence... filed...

(3) The person... Express Mail... filed...

(4) The person... filed...

(1) Revisions related to the present application of the provisions of the law in the following sections:

(i) Entered applications and their corresponding fees. The fee for an application that is classified as a patent application to the United States Patent and Trademark Office is a fee that is set forth in § 1.11(a). A copy of the patent application is filed in the file of the application, and a copy of the application is also filed in the file of the corresponding patent application. The fee for the application is set forth in § 1.11(b).

(ii) Listed and published applications. The fee for a published application is a fee that is set forth in § 1.11(a). A copy of the application is filed in the file of the application, and a copy of the application is also filed in the file of the corresponding patent application. The fee for the application is set forth in § 1.11(b).

(iii) Listed and published applications. A copy of the application is filed in the file of the application, and a copy of the application is also filed in the file of the corresponding patent application. The fee for the application is set forth in § 1.11(b). The fee for the application is set forth in § 1.11(b).

(v) Published and unpublished applications (including prior art) that are identified or relied upon in the file of an application, a published application, or an international patent application, or a national patent application that is published in accordance with the PCT Act. The fee for the application is set forth in § 1.11(b). The fee for the application is set forth in § 1.11(b).

the publication of the application is in accordance with the provisions of the law. The fee for the application is set forth in § 1.11(b). The fee for the application is set forth in § 1.11(b).

(v) Published and unpublished applications (including prior art) that are identified or relied upon in the file of an application, a published application, or an international patent application, or a national patent application that is published in accordance with the PCT Act. The fee for the application is set forth in § 1.11(b). The fee for the application is set forth in § 1.11(b).

(vi) Published and unpublished applications (including prior art) that are identified or relied upon in the file of an application, a published application, or an international patent application, or a national patent application that is published in accordance with the PCT Act. The fee for the application is set forth in § 1.11(b). The fee for the application is set forth in § 1.11(b).

to the p f e d ap id go p catioe xe pa s p i o d ch p ag p (c) or (h) of this se on

(ii) Where ap etitio fore es o a p v r o h p e c t i s required. p a t i s t h a w e b p - l i s h e d o p e t h a a r e n o t t h e j e t o a b e a f t d i a r e d r 3 5 § 1 0 2 2 0 r 3 5 n a p p l i c a t i o n t h a h a s s u e d a d j . S . p e n t , a n a p p i c a t i o n h a b e p b s h e d a s t a t u t o y n t o b r g - i s t r a t i o n e t a p a t i o n b c a t i o n a i n t e n a b a l p a t e n t p i a b r p i a b r n a w a s p b s h e d n a o d a e i v i n t h a i d e 2 0 r a r e b i d e i f e h a s p a t e n t , a s a t u t i o n r e g i s t r a t i o n e n a p i c a t i o n l a i t o o a n t h e m a b a p e t h p c a t i o n t a p - l i s h e d i n a o d n e w i t h e A i d e 2 , a r e o t a a i l a b l e t o t h e p b l i c . I f a n a p p l i c a t i o n i s i d e n t i f e d i n t h e f i l e o t h e n s o t h e p l i a i d o t t h e p b s h e d e n a p a t i o n e n t i t i e f , a n t e d p i t i o n r e e s (s e e p a g e (h) o r a p v t o i n s p e (s e p a g r a h (c) i s n e s a y t o b a n t h e a p a t i o n a p y o t h e p c a t i o

(2) h o m a b c e r i n g e t h p c a - i t o m a y b e c o m m u n i c a t e d t o t h e p u b l i c i f t h e p a e t h a p a t i o n i s i d e n t i f i e d i n p a a g e 4 (i) (i) t h r o 4 (i) v i) o f t h i s s t i o n i n f o r m a t i o n t h a t g n b c o i n a d t o p b l i c (i . e . , s t a s i n f o r - a n i o n) i n d d e

- (i) W h e t h e t h e p c a b i s p i d g a b d e d , o p e t h e d
- (ii) W h e t h e t h e p l i a b r a s e p - l i s h e d e r 3 5 § 1 0 2 2 0 ;
- (iii) T h e p l i c a t i o n e n a l i d e n t i f e t w c h m a y b e :

(A) T h e e i g t h i t a p a t i o n e n r (t h e t w o t h i t s e r i e s e d p l a t h e s i x t h s e r i a l a m b e) o

(B) T h e s i x t h i t e i a n p s a n y o e o f t h e f i l i n g d e t h e a i a a p c a p t h e i n t e r n a t i o n a l f l i n g d a t e , o r d e t h e e n t r y i n t o t h e a i t a l s t a g e d

(i) W h e a t h a p a t i o n l a s t h e b e i t h e a p c a b (i . e . , t w t h e r t h e e a n y a p a t i s t h a a i n t o e e i t h e e f l g e o d 3 5 § 1 0 2 2 0) 2 0 0 0 0 f t h e p l i c a t i o n , a d i f t h e e a y s b a p a t i o n , t h e n u m e r i c a l i d e n t i f e o f t h e a p p l i c a t i o n , t h e s p e f e d e a t i o n s h i p b e t w e e n t h e a p p l i c a t i o n s (e . g . , o t h a - t i o n) t w t h e p p c a t i o n i s p i d g b d d

o p e t h e d , a l w t a r t h e p c a t i o n a s e n p b s h e d e d 3 5 § 1 0 2 2 0 .

(b) E e r o c a e s t a a p a t i o n . W e a p o f t h e p c a t i o n p s o a e s o t h p i - a t i o n y e m a d a v a b e p s t a t p a g e s (a) (i) (i) t h o g (a) (i) (i) o t h i s e t i p t h e d f i c e g n a i t s i d e t i o n p i o e a e s t o o l y a n e e - t r a c i o p o t h e p c i f e i p d w i g s , d f i l e o t h n s o t h e a p a t i o

(c) W r t o i n s p e c t a p i d g o b e d p p c a t i o n . A e s t a p c a t i o m a y p v e d t o a n y p e r s o n f t h e p p l i c a t i o n f e i s a v a b l e , a d t h e p c a b n o t a i n s w i t e n a u t h o r i t y (e . g . , a p w e r t o i n s p e) g a i t e s t a t p s o . t h e w i t e n a b i t y n t b e s g d :

- (1) A r a p c a ;
- (2) A r a t t o r n o r a g e b e o d ;
- (3) A n a b i z e d o f c a b a n a s g e o f r e d (m a d e b e o d p a n t t o § 3 1 0 t h i s b e r) ; o

(4) A g i s t e d a b a y o r g n t e n d i n t h e p s e a n y n g t h e a p c a t i o p s f e d a d § 1 . 5 o t h n a t i o a s t e d t h s f e d a d § 1 . 9 i f a n e t e b t o d l a a b r p - s u b t o § 1 0 0 § 1 0 1 a n o t h e f e d

(d) p l i c a b a r e p e d o p t h n o f e r y . p a t i s f o r p e n t s t w d r p a t o d i s - c o e p o t t o d d o s o d d i s b e i a t h o s o r d i s e i e s r e l i g t o a t e n e g y a p o t e d t o t h e p a t e n t o f e r y , w h i c h p t h n w l b e g n a e s s o t h p p c a t i o n . i s h r e p t i g e s o t c e i t u e a d e m h a b t h a t e s p c t m a t t e r o e h p l i a b r e r e p e d i n f e s f l u d s a i n t a b r o d e v e y , o t h a s h p p c a t i o n f e d i s o e s s p e m a t e r i c a t e g i e s p e f e d 2 2 2 0 0) a d d .

(e) D i s i o s y t h D e c t o r o t h e B d o f P e n t p e a s a d h e e r e s . A d i s i o t y t h e d e c t o r o t h e B o a d o f P e n t p e a d I n t e r - f e r e e s t w c h w l o t h e w i s e o p e t o p l i c i n s p e b n g b p i s e d o e n a b a b l e o r p u b l i c i n s p e c t i o n f :

- (1) T h e D e t o b i e s t h e d i c i o i o e a i n r e p e a t i o n p e t i l a s v o r e g a - t i o s t h a t w d e b p e d e i a l v a l u e d
- (2) T h e p i a , o a p t y i o t e d i n a n i n f e e e f o r t w h a d i s i o n a v r e d e d i s g n o t e d a n p p t i t y t o p e i n w r i t i n g

§ 3 (f) of records de a b r o f d e i s o o p i t t o r e f i s g o a e t e l a g e n o f a n - t e a e e e n a p e o e t h

§ 4 for p i t i o n i n a i t e r f e r e e

§ 4 f for req s for r e i s d e a b r o f a d i c i o n p i t i o n i n a i t e r f e r e n e

§ 6 for a s t o a h e f e n e s t e - m t a g e n

§ 6 c f o a t e f i l i g t i n t e f e e e s t e - m t a g e n

§ 7 b t o a o d a f i l i n g t e t o a n p l i - c a t o e r s b o b e t s i o n a p a t e h e m

§ 2 f o e p e d e l i g e n e g i l - i g i c e s e

§ 5 o r b i g g e s p o f a l e s

§ 2 o r r e t r a c t i e l e s

§ 8 f o r w e b a u e i n p t o t h i s i t t e

(i) P r o e s i g f e f o r t a k g a t i o n e d o n e o t h e b l o w g e t b s w b r e f s t o t h i s p a - g r a p h \$ 0

§ 8 c x b f o r p e s i g n i t i n e e d f i c e y a d e n e o i n n l a i t y s t a t s

§ 4 f o r s p i j g h e n o n a t h e i n b r o r i n e t o e f i t e r h e f i l i n g d e t v b t a e t h o d e a a b a p s c i b e d y § 1 e x e p i n p i o s a l a p i c a s

§ 1.8 o r o r e c t i g i n b r s h p , e x e p i n p i o s a l a p i c a s

§ 8 d f o p r o s i n g a n p i o s a l a p i a t i o f e d i v t h a s p e f i c a b h a l a g g o b e r t h a g i s h

§ 8 b (3) t o v e t a p v i s i a l p p c a t i o n f e d e e § 6 c i n o n a p v i s i a l p l i - c a t o e r s b o b

§ 5 o r a t y b h e p b i t y p a p s

§ 9 9 e) o p r o s i n g a b a e d s e n i s o a d § 9

§ 1.0 b f o r e q s i g l i m i t e d s p n i s o o a i t p o t h e d p e t i b a p c a b (§ 1.8 d)

§ 1.0 c f o r e q t i g l i m e d s p n i s o o a i t p r e q e o r c o b a d e i n a o (§ 1.114)

§ 1.0 d f o r e q e i n g e r r e d e m i a - t i o n o a p c a b

§ 2 f o p r o s i g a e d e d p o a p p e n t t e d n e f i l e o a n p i a b n i n t w c h

a r e d e p y a v s s m i t t e d f o r t h e e t p p c a - t i o p i a b n

§ 2 2 f o r r e q e i n g v o l u n t a r y p p c a t i o n o e p l a b r o a p c a b

§ 1.0 d f o r i l l i g a t h o d l a r a t i o n p s a t t o § 8 b c x a g n a n t i v e a i t y d f f e n t f r o m t i e t h v e a t y e t o t h i n t h e n e n a t i o a l s t a g e

§ 8 o r a p e n t i s e t o a s g e a s s i g - n s t n e d e r p a g n t o t h e s s u f e e

(j) F o f l i g a p i t i o n o n i t u e a p l o s e p o e d g u e d § 1.2 \$ 0

(k) F o f l i g a e e s f o r p e d e d e m i n a - t i o e r s b o b) \$ 0

(l) F o f l i g a p i t i o n r h e e i a l o a n a t h e l y a d e p p c a t i o e r s 111, 33 a o b f o r t h e a o d b y e l a y d p a g n o f t h i s s u e e u d § 1.5 t o r t h e e v a l o a a d d y t e m n a d e e m i n a - t i o p e d g u e d § C. 3 § 1.8 a) p a n l a i t y (§ 2 7 e) ... \$ 0 b o t h a s m a l l a i t y ... \$ 0

(m) F o f l i g a p i t i o n r h e e i a l o a n a t h e t h e l y a b a d e p p c a t i o o r t h e u n i - t e t h e l y e l a g p a g n o f t h e f e e f o r i s s u i n g a p e t o f o r t h e i v a b a n t i o b a y e m - a e d r e e x a n n a b p o e d g u e d § 8 4 x (7) (§ 1.8 b) : p a n l a i t y (§ 2 7 e) ... \$ 0 b o t h a s m a l l a i t y ... \$ 0

(n) F o e q u s i t g p c a b o a s t u t o y i a t i o r e g s a i t o p o r t o b m a l h g t h f s t e i n e s a i t o p u s a t t o § 1.0 \$ 0 r e d e l b t h e a m o o t h e p p c a t i o a s d i l g f e p a i d

(o) F o e q u s i t g p c a b o a s t u t o y i a t i o r e g s a i t o a f t e r t h e m a l h g t h e f s t e i n e s a i t o p u s a t t o § 1.0 \$ 0 r e d e l b t h e a m o o t h e p p c a t i o a s d i l g f e p a i d

(p) F o r a n i n f o m a b n d i s c l o s u e s t a t e m e n t a d § 7 c) o r (d) a b m i s s i o n d e e § .. \$ 0

(q) P r o e s i g f e f o r t a k g a t i o n e o e o f t h e f o b w i n g s e c t i o n w h i c h r e f e r s t o t h i s p a - g r a p h \$ 0

§ 4 1 t o p p l y t h e a m e o r e n o t h e i a t o o i a t o s a e r h e f l g e t v b t a

o b etaspe ribd ... (X) i nap u -
sio a p iabn

§ 1.8 for re bnofm ethob pinap -
visa lap cab .

§ 1.8 ... too veta np u isa l
ap a tiou edd r§ 1.8 dt o a p u isa l
ap a tiou d § 1.8 .

(r) For a tyca kn isa fter fla p ec-
tion d e § 2 2):

§ 2 kn l a i ty (§ 2 7 a) ... § 0

§ 2 kn l a i ty (§ 2 7 a) ... § 0

§) Fo each add ito al ine ntion e q esed b
b e m a d d e § 2 2)

§ 2 kn l a i ty (§ 2 7 a) ... § 0

§ 2 kn l a i ty (§ 2 7 a) ... § 0

(t) For ba e p ne b au b nta ly
d a g l a n or p b i ty u d § 5 § 1 § 1 2
2 , b § 1 0 () (§ 5 a d l . § : ... § 0 0

A d d e d FR 2 2 ep . 17 , § 2 e i ve Oct 1
1 2 ; p a (h) 4 8 FR 2 2 a . 20 , § 2 e i ve F eb
27 , § 3 p a a (h) 9 FR 134 A pr . 4 9 § 2 e i ve
June 4 9 ; p a a (h) 4 9 FR 32 A ug 1 , 1 9 , e e -
te Nov . 1 8 p a a (h) 4 9 FR 4 8 6
De 2 9 § 2 e i ve b 11 , 9 8 p a . (h) a d
() R 9 9 M . 7 , § 2 e i ve M 9 8 ; 5 0 R
3 2 A ug 9 8 e i ve Oct 9 8 5 p a a (m)
54 FR 8 9 5 . 5 8 9 5 4 FR 9 3 M ch 7 8 9
e e i ve A pr . 7 , 9 9 p a (i) 54 FR 8 8 Nov . 15,
1 9 , e e i ve l an 6 , 9 0 p a a . § 2 5 FR 6 2
8 1 3 , 1 9 , e e i ve 6 , 1 9 ; p a (j) 5 7 R
2 0 , a . 7 9 2 e i ve M 6 1 2 ; p a (p)
d d 57 R 2 1 J an 7 , 9 2 e i ve M 6
1 2 ; p a (i) , 57 R 296 2 J uly 6 9 2 e i ve
Sep . 4 9 2 o e d 3 FR 9 J uly 2 9 2 p a .
b (j) d n p , R 8 9 Aug 1 , 1 2 , e e -
tive Oct 1 , 1 2 ; p a (h) 8 FR 9 J uly 2 , 9 3
e e Oct 1 9 p a a (j) , § 2 kn l a i ty , 9 FR
4 3 6 Ag 25 , 9 4 e e i ve Oct 1 , 1 9 ; p a a (h)
& (i) a d e p a a (i) d d 3 FR 2 9 , A .
25 , 9 9 , e e i ve l a e 8 , 9 5 p a a (b) § 2 kn l a i ty
() & §) e h e d b OR 4 0 8 A ug 11 , 9 9 e e i ve
O 11 995 ; p a a (b) - § 2 , (j) , (m) § 2 kn l a i ty
e d , 6 FR 9 8 J uly 9 9 e e i ve Oct 1
1 9 ; p a . § 2 - (g) § 2 kn l a i ty & §) e h e d
62 FR 0 3 O uly 2 , 9 9 e e i ve O ct 1 9 7 p a .
§) - (d) § 2 kn l a i ty § 2 kn l a i ty , p a a (j) e v d
62 FR 5 3 10 ct 10 , 1 9 , e e i ve O ct 1 , 9 9 p a a
(i) o r e b 2 R 6 2 M . 17 , 1 9 , e e i ve
1 , 9 9 p a a . § 2 , () a d (m) r e i v d , 3 FR 6 3 8
De 8 9 e e i ve N ov . 10 , 9 8 p a . (i) d §)

e id , § R 3 8 , De 8 9 § 2 e i ve O ct 9
p a (i) d s) e e d 4 FR 67 4 8 , 9 9 e e i ve
tive J an 1 0 , 20 ; p a a (h) d e p a a () r e i v s e d
5 FR 4 8 , M . 2 0 , e e i ve M 2 0 , O
§ 2 kn l a i ty , 5 FR 5 9 A ug . 6 , 2 0 0) p a . (a)
§ 2 kn l a i ty , § 2 kn l a i ty e i s e d 5 FR 9 9 , § 2 kn l a i ty
e e i ve e r 1 2 0 p a a (h) § 2 kn l a i ty (k) (l) § 2 kn l a i ty , p)
a d i) e s e d 5 FR 5 9 4 8 ep . 2 0 , e e i ve N ov .
7 0 O ct i n g l p a . (h) § 2 kn l a i ty d n p e s e d
5 FR 5 0 4 8 ep . 2 0 2 0 e e i ve Nov . 2 , 2 0 0 p a a
(i) d e d 5 FR 2 0 , Sept 2 , 2 0 e e i ve N ov . 29 ,
2 0 0 ; p a . § 2 kn l a i ty , § 2 kn l a i ty e i s e d 5 FR 8 9 , § 2
8 , 2 0 ; § 2 kn l a i ty p a . (h) e i s e d , 6 FR 8 8 Sep .
2 , 2 0 , e e i ve t 12 , 2 0 p a a (j) § 2 kn l a i ty }
§ 2 kn l a i ty a d i) r e i s e d b FR 9 7 A ug 3 2 001 ,
e e Oct 12 0 ; p a a (j) h g (a) § 2 kn l a i ty , (m)
a d i) h g h i e e d b FR 7 9 M . 2 , 2 002 ,
e e i ve l an 1 , 2 0 p a a (i) e i s e d , 8 R 8 11 , a e
0 , 2 0 e e i ve t i ve J uly 3 2 0 ; p a . § 2 kn l a i ty h g h
§ 2 kn l a i ty , (b) h g h i e e d b FR 6 8
FR 415 2 A ug 4 , 2 0 e e i ve O ct 1 , 2 0

§ 2 kn l a i ty e (b i d g i s a)
fe .

§) Issue fed r s i n g a c h o r g i n a t o r e i s s u e
p a e h e e p a d i s g p a a p e h

§ 2 kn l a i ty (§ 2 7 a) ... § 0
§ 2 kn l a i ty (§ 2 7 a) ... § 0

§) Issue e e r i s s u i n g a d e i s g p a e h :
§ 2 kn l a i ty (§ 2 7 a) ... § 0
§ 2 kn l a i ty (§ 2 7 a) ... § 0

§) Issue e e r i s s u i n g a p l a n t p a e h :
§ 2 kn l a i ty (§ 2 7 a) ... § 0
§ 2 kn l a i ty (§ 2 7 a) ... § 0

(d) P l a i t i f e e § 0

(e) Fo fil g a p i a b n f o r p e h e m
d j a t e n t u d § 1 . 8 § 0

(f) Fo fil g a e e q s e r r e i n s t a e n t b a l
o p t b e n e d d p a n t t o § 2 0 §)
i n a p i c a b b p e n t t e r a d j u n t u d §
7 0 5 § 0

A d d e d 47 R 2 3 Sep . 7 , § 2 e i ve O ct 1
9 8 ; § R 8 2 Ag 6 1 9 , e e i ve O ct 5 , 9 8
e i d , § R 3 F eb 1 5 , 1 9 , e e i ve A pr . 17 ,
9 8 ; e s e d 6 FR 2 2 De 3 . 9 9 e e i ve O e
6 , 9 1 p a . § 2 kn l a i ty FR 8 0 , A ug . 2 1992 e e i ve
tive O ct 1 1992 ; e s e d 9 FR 3 3 , A ug . 2 1994 ,
e e i ve O ct 1 , 9 9 ; e d , 6 FR 4 0 8 A ug . 11 ,
9 9 , e e i ve O ct 1 , 9 9 e d 61 FR 9 8 , J uly
3 , 9 9 e e i ve O ct 11 9 ; e h e d b 2 FR 0 3 0

§ 10. This rule applies to...

(a) For purposes of a certificate of core title for...

(b) For purposes of recording a title...

(c) In matters relating to...

(1) For filing a request for a certificate...

(2) For filing a request for interpretation...

(d) For filing a claim for...

... (e) ... \$500

... (f) ... \$1000

(e) For maintaining an original of...

... (f) ... \$500

... (g) ... \$1000

(f) For maintaining an original of...

... (g) ... \$500

... (h) ... \$1000

(g) For maintaining an original of...

... (h) ... \$500

... (i) ... \$1000

(h) Subsequent to the...

... (i) ... \$500

... (j) ... \$1000

(i) Subsequent to the...

(1) Upon the...

(2) Upon the...

(j) For filing a...

(1) Application...

(2) Initial application...

(3) Subsequent...

Added to R 42.3.7, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000.

§ 2. The...

The following...

(a) Registration...

(1) For admission...

- (i) Application fee ... \$ 0
- (ii) Registration fee ... \$ 0
- (2) On registration rate ... \$ 0
- (3) For reinstatement ... \$ 0
- (4) For certificate of goods ... \$ 0
- (5) For revision of ... \$ 0
- (6) For use of ... \$ 0
- (i) Regulation ... \$ 0
- (ii) Radiation ... \$ 0
- (b) Deposits
 - (1) For ... \$ 0
 - (2) Service charge for ... \$ 0
 - (3) Service charge for ... \$ 0
- (c) Distinction ... \$ 0
- (d) Diversion ... \$ 0
- (e) Information ... \$ 0
- (f) [Reserved]
- (g) Self-service ... \$ 2
- (h) For ... \$ 0
- (i) Publication ... \$ 0
- (j) Labelling ... \$ 0
- (k) For ... \$ 0

field ... item or service ... Actual ...

(l) For ... \$ 0

(m) For ... \$ 0

(n) For ... \$ 0

(o) [Reserved]

Added ... Oct. 1, 1982; ... Jan 4, 1984, ... Apr. 18, 1984; ... Aug 9, 1984; ... Oct 5, 1984; ... Nov. 15, 1989; ... Dec 3, 1989; ... Oct 1, 1992; ... May 24, 2000; ... Mar. 2, 2000

§ 2 ... (a) Patent ...

charge is levied on the patent holder and § 1.5 applies to the patent holder's obligation to pay the fee.

(b) All fees paid to the United States Patent and Trademark Office in connection with an application for a patent or other proceedings are non-refundable, except as provided in this section. (15) do not apply to the extent of the return of the fee to the applicant.

45 FR 2084, 2098, effective Feb 2 98; 45 FR 2084, 2098, effective Nov. 20 00; 45 FR 2084, 2098, effective Nov. 20 00.

§ 2. Method of payment

(a) All payments required by the United States Patent and Trademark Office are in U.S. dollars. (b) Payments from foreign applicants must be made in U.S. dollars. (c) Payments from foreign applicants must be made in U.S. dollars.

(b) Payment of the fee may be made by credit card. The Office will accept all major credit cards. Payment by credit card is subject to the Office's policy on credit card payment.

45 FR 2042, 2119, effective Oct 3 19; 45 FR 2042, 2119, effective Oct 3 19; 45 FR 2042, 2119, effective Oct 3 19.

§ 2. [Reserved]

45 FR 42, 61, effective Oct 1, 98; 45 FR 2042, 2119, effective Feb 2 98; 45 FR 2042, 2119, effective Oct 5, 1985; 51 FR 207, 211, effective Dec 13, 1991; 45 FR 2042, 2119, effective Nov. 7 20; 45 FR 2042, 2119, effective Nov. 2, 2001.

§ 2. Provisions

(a) For the purpose of this section, the general provisions of the Office's rules apply to the payment of the fee. (b) The fee is non-refundable. (c) The fee is non-refundable. (d) The fee is non-refundable.

(b) Filigree is a mark consisting of a decorative design. The Office will accept all major credit cards. Payment by credit card is subject to the Office's policy on credit card payment.

particular... authorized... to a... § 1.31(b). As authorized... in accordance with the... An authorized...

(c) A person... by submitting... to the... (c)(1), (c)(2), (c)(3), or (c)(4) of this section.

(1) A person... notwithstanding the... the... to the... (i)...

(i) The... (NYC (reasons New York City))

(ii) Bank... (000)

(iii) United States... (Trade...)

(iv) The... (sc...)

(2) A person... (web...)

(3) A person... (P.O. Chicago...)

(4) A person... (United States...)

As to SOC... 20

49 FR 53... 7 FR 424... 50 FR 326... 67 FR 50...

§ 2. Red

(a) The Director... (a) The Director... (b) Any request...

(b) Any request... (b) Any request... (c) If the Director...

(c) If the Director... (c) If the Director...

These provisions shall apply to all entities... (i) The provisions of this section shall apply to all entities...

501(c)(3) organizations... (ii) The provisions of this section shall apply to all entities...

§ 2.01 Definitions. (a) Small business. The term "small business" means...

(b) Nonprofit organization. A nonprofit organization is an organization...

(c) For-profit organization. A for-profit organization is an organization...

(d) Public charity. A public charity is an organization...

(i) The provisions of this section shall apply to all entities...

(ii) The provisions of this section shall apply to all entities...

(b) Nonprofit organization. A nonprofit organization is an organization...

(i) The provisions of this section shall apply to all entities...

(A) A business organization is an organization...

(B) An organization is an organization...

(C) An organization is an organization...

(D) An organization is an organization...

(4) Lease. A lease is an agreement...

(ii) Small business. A small business is an organization...

to 552 (4) does not constitute a license for the purposes of paragraphs (a)(3)(i) of this section.

(b) The list of small entity status provisions is defined in paragraph (c) of this section. A corporation is a small entity status corporation if it is a corporation organized under the laws of the United States or any State, the District of Columbia, or any territory, possession, or commonwealth of the United States, and it is a corporation that is eligible for the benefits of the Small Business Administration under the provisions of the Small Business Administration Act of 1953.

(c) A small entity status corporation is a corporation (person) that is organized under the laws of the United States or any State, the District of Columbia, or any territory, possession, or commonwealth of the United States, and it is a corporation that is eligible for the benefits of the Small Business Administration under the provisions of the Small Business Administration Act of 1953. For purposes of this section, a corporation is a small entity status corporation if it is a corporation that is eligible for the benefits of the Small Business Administration under the provisions of the Small Business Administration Act of 1953.

(1) A corporation is a small entity status corporation if it is a corporation that is eligible for the benefits of the Small Business Administration under the provisions of the Small Business Administration Act of 1953. A written statement must:

- (i) Be a true and accurate statement;
- (ii) Be signed by the person who is the owner of the corporation.

(iii) A corporation is a small entity status corporation if it is a corporation that is eligible for the benefits of the Small Business Administration under the provisions of the Small Business Administration Act of 1953. If a corporation is a small entity status corporation, then the corporation must be a corporation that is eligible for the benefits of the Small Business Administration under the provisions of the Small Business Administration Act of 1953.

(2) The provisions of this section apply to a corporation if it is a corporation that is eligible for the benefits of the Small Business Administration under the provisions of the Small Business Administration Act of 1953.

(i) One of the parties identified in § 1.131 (e.g., a company organized in the District of Columbia, § 333 of the District of Columbia Code, or any other State, the District of Columbia, or any territory, possession, or commonwealth of the United States);

(ii) A person who is the owner of the corporation as defined in paragraph (b) of this section.

stated in § 1.131, but a corporation is not a small entity status corporation if it is a corporation that is not eligible for the benefits of the Small Business Administration under the provisions of the Small Business Administration Act of 1953.

(iii) A corporation is a small entity status corporation if it is a corporation that is eligible for the benefits of the Small Business Administration under the provisions of the Small Business Administration Act of 1953. A corporation is a small entity status corporation if it is a corporation that is eligible for the benefits of the Small Business Administration under the provisions of the Small Business Administration Act of 1953.

(3) A corporation is a small entity status corporation if it is a corporation that is eligible for the benefits of the Small Business Administration under the provisions of the Small Business Administration Act of 1953. A corporation is a small entity status corporation if it is a corporation that is eligible for the benefits of the Small Business Administration under the provisions of the Small Business Administration Act of 1953.

(i) If a corporation is a small entity status corporation, then the corporation must be a corporation that is eligible for the benefits of the Small Business Administration under the provisions of the Small Business Administration Act of 1953. A corporation is a small entity status corporation if it is a corporation that is eligible for the benefits of the Small Business Administration under the provisions of the Small Business Administration Act of 1953.

(ii) The provisions of this section apply to a corporation if it is a corporation that is eligible for the benefits of the Small Business Administration under the provisions of the Small Business Administration Act of 1953. A corporation is a small entity status corporation if it is a corporation that is eligible for the benefits of the Small Business Administration under the provisions of the Small Business Administration Act of 1953.

(4) A corporation is a small entity status corporation if it is a corporation that is eligible for the benefits of the Small Business Administration under the provisions of the Small Business Administration Act of 1953. A corporation is a small entity status corporation if it is a corporation that is eligible for the benefits of the Small Business Administration under the provisions of the Small Business Administration Act of 1953.

(i) A corporation is a small entity status corporation if it is a corporation that is eligible for the benefits of the Small Business Administration under the provisions of the Small Business Administration Act of 1953.

§ 2 [Revised]

12]

§ 3

1) ... 2) ...

1) ... 2) ...

1) ... 2) ...

the or e p e d e s s e b a g l h e p i t e s s e t o t h i n p a a g p b o t h i s s e i o e x c e p t o r a a g r a p h (b) 2 .

b) ...

(1) A e i g t e r e d a t t o r n o a g e t e o d p p e d i n o m p l a e i v t s 3 b ;

(2) A r e g i s t e r e d a t t o r n o r a g e o t o f r e d a s i n a r e p e t a t i c a p i t y d e p i o i s o f s s a)

(3) A n a s e g a p o d f o r e d r s 3 7 b o t h i s c h p e r ; o r

(4) A l l o t h e a p i c a s s 1 . 4 b o r p e t h b e s e b r e i s a s i g e o h e e i t e i n e r e s t a d s u b a s g e a t a k a c t o i n t h e p p c a t i o n i n a o d a e v t h s s 1 6 h i s b p e r .

(c) A l l n o t e s o f i c h e t e s a d b a r c o m - i n a i t e f o r h e p a e t h w r o w s i n a r e - i n n a i o r p r o d i g w i l b d e e d t o b a t o e y o g n t o e o d s e s i . 4 b i t h e p a e t h f i l e a t t h e d e l s i l i s t e d o t h e e g e r b p e t h a b n y s a d g n s m a i n a i n d p u s a t o s s 3 a d d 1 o , f o a t o m y o g t i s o f r e d o b a p e n t w r o r o w s a b e d r e s o d r e s o e o d . e h m e n t a d b a p p s f e d c h a e a m i n a t i o p e e d g n a l f o t h e p e t h w r e n t b e s i g e d h e p e t h o w e , o i f t h e e s o n e b n o e o w n e r b a l t a w s , o b a a b o e y o r g a o r e c o d i t h e p a e t h f i e , d y a r e g s e d a t t o n g g n t o b r e c o d i t s a e p s a - t a t i e a p t y d e b p o i s e s s 3 3 . 0 - b e o r e d e i v i t h e p e t h w r o o w e s a d h e p e n t w s a b n y o a g e , o r w i t h i n e t h a e a b o e y o r a g e t w i l l n o t b e d i t e n . I f o n e t h a e a t t o r n o r a g e i s o e o d d a o r p e d e a d e s s h a n o t b e n e p f e d o r e s p e a w i l b e d i v h t h e a s a b o e y o a g e t e h b e o d .

(d) A c o e s p e e d r e s o c h g e t h e e o g t e f l e d i v i t h e p e t h e l T r a d e n k O f i c e d i r g t h e e n f o c b e l e o b a p e n t i n e c o s p e a e d e s w i l b e a d i n g o r e s p e a r e l a t i g t o i n n e a e e s u n e s a s e p - r a t e f e d e s b e e s p e f i d . s s 6 r f e d e s s e s o l e y f o r m a i n e n a e f e p - p e .

FR 26 July 297 R 28 1 92 9, 18 ; p (1) d d 4 FR 32 4 Aug 3 93 é é - tiveN ov. 1 18 ; parç , 50 FR 5 7F eb6 , 8 5 é é iveM . 8, 18 ; p as& (b) é sed2 FR 53 10 ct 10 9 9 é iveD ep 9 p asd d (j) r eiv d , 65 FR 8 0 Sep. 8, 20 é é iveN ov. 7 20 ; p é id , 8 R 4 2 M . 2, 20 0, é é - tiveM , 1 0 3

§ 3 R g tiorf orr ep s a ito

(a) When a regis ed attorney or agent acting in a representative capacity, pursuant to § 1.3 appears in person or signs papers in connection with the United States Patent and Trademark Office in a proceeding before the Trademark Trial and Appeal Board, the individual shall constitute a representation to the United States Patent and Trademark Office that the individual is authorized to present the application in law before the Trademark Trial and Appeal Board, is a registered trademark agent or is a duly qualified trademark attorney within the jurisdiction of the professional authority of the representative capacity required.

(b) When a registered attorney or agent shall have filed a declaration of authorization, declaration of sole representation or sole representation in accordance with § 1.3, he or she is a principal registered trademark agent or agent, so appointed may practice as a registered attorney or agent who shall be the preferred

4 FR 28 1981 p (a) R 3 1 Feb 8, 8 é é iveM . 6 8 ; r eiv d , 5 R 50 4 Sep. 8, 20 , é é iveN ov. 20]

§ 3 R o b i o b p v o a b z a o n i v l v l b a b n y o g a .

Appointed trademark agent, pursuant to § 1.3, the relevant trademark agent he or she is, and a registered trademark agent or agent in law, professional capacity of the individual is the same as that of the principal registered

attorney agent in law filed herewith of the office of the Trademark Trial and Appeal Board in connection with the filing of their trademark application or registration. A signature in connection with the application or registration previously entered into the trademark agent interest may be registered or not registered as a trademark agent for the purpose of the trademark agent.

4 FR 48 1982 é é iveF eb. 11, 9 8 é id , 65 FR 8 0, Sep. 82 000, é fe iveN ov. 7 20 ; r eiv d , 8 R 3 2 M . 25, 20 , é fe iveM 1 0 3

W O M Y R P Y O R P A N T

§ 4 A c t i o n p e n .

(a) A trademark is a mark used in commerce to identify the goods or services of one party.

(1) The trademark is a mark used in commerce to identify the goods or services of one party. The trademark is a mark used in commerce to identify the goods or services of one party. The trademark is a mark used in commerce to identify the goods or services of one party.

(2) The trademark is a mark used in commerce to identify the goods or services of one party. The trademark is a mark used in commerce to identify the goods or services of one party. The trademark is a mark used in commerce to identify the goods or services of one party.

(3) In a trademark application filed with the Trademark Trial and Appeal Board pursuant to § 1.3, the applicant shall file a declaration of authorization, declaration of sole representation or sole representation in accordance with § 1.3, he or she is a principal registered trademark agent or agent, so appointed may practice as a registered trademark agent or agent who shall be the preferred

amendment in the federal register of the... If the applicant is a nonresident alien, the amendment must comply with the requirements of section 1.303 and be accompanied by a statement of the reasons.

(1) An applicant may file a statement, to correct the information, then and there, or subsequently, and acknowledge that the information is original and in the applicant's possession.

(2) The provisions of section 1.303.

(c) No provision applies to a statement of a change of ownership of a partnership. If a partnership is organized in a jurisdiction, the partnership agreement or the certificate of formation must comply with the requirements of section 1.303 and be accompanied by a statement of the reasons.

(1) An application for a change of ownership shall set forth the details of the change.

(2) A statement from a partner regarding an amendment to the partnership agreement or a resolution of the partnership shall be accompanied by a statement of the reasons.

(3) An individual partner shall file a statement of the reasons for the change.

(4) The provisions of section 1.303.

(5) If a signature has been executed by the original partner, the written statement shall be signed by the partner.

(1) Possible provisions apply to a partnership. If a partner is a nonresident alien, the amendment must comply with the requirements of section 1.303 and be accompanied by a statement of the reasons.

(1) An application for a change of ownership shall set forth the details of the change. (b) The correct inventorship shall identify the inventor to the best of his knowledge and state that the inventor is the original inventor of the invention.

(2) The provisions of section 1.303. (c) No provision applies to a statement of a change of ownership of a partnership. If a partnership is organized in a jurisdiction, the partnership agreement or the certificate of formation must comply with the requirements of section 1.303 and be accompanied by a statement of the reasons.

(1) An application for a change of ownership shall set forth the details of the change.

(2) A statement from a partner regarding an amendment to the partnership agreement or a resolution of the partnership shall be accompanied by a statement of the reasons.

(3) The provisions of section 1.303.

(4) If a signature has been executed by the original partner, the written statement shall be signed by the partner.

(1) Possible provisions apply to a partnership. If a partner is a nonresident alien, the amendment must comply with the requirements of section 1.303 and be accompanied by a statement of the reasons.

(2) Possible provisions apply to a partnership. If a partner is a nonresident alien, the amendment must comply with the requirements of section 1.303 and be accompanied by a statement of the reasons.

(g) A title in the name of the registered office of the corporation shall be the same as the name of the corporation as stated in the articles of incorporation.

(h) Resolutions to amend the provisions of the articles of incorporation shall be subject to the provisions of § 1.7a and the provisions of the articles of incorporation.

(i) The corporation shall not be liable for the interference of the corporation with the relationship of the corporation with the other parties.

48 FR 94, 0, 98, 66 iv Feb 2 98 49 FR 6 De 2 98 66 iv 11, 98 50 FR 99, M. 7 8 66 iv M 8 9; (a) 57 FR 54, Nov. 0, 9 26 66 iv Jan 4, 99 eiv d, 66 FR 09, Apr. 2 19, 66 iv e 8 19; e id, 62 R 531, 10 ct 09 9 66 iv D e 1, 9 7 e sed 6 R 8 0 Sep. 8, 0 06 66 iv e Nov. 20; p. 1 1 e sed 7 R 2 0 an 4 0 2 66 iv Apr. 1 0 2

ARTICLE

§ 5. The requirements for the corporation

(a) Application for the corporation shall be made to the Secretary of State and the State Registrar of Corporations.

(b) A complete application for the corporation shall be filed with the Secretary of State and the State Registrar of Corporations:

(1) A specification of the purpose of the corporation as stated in the articles of incorporation, see § 1.7a and 1.7b;

(2) A name of the corporation as stated in the articles of incorporation;

(3) Drawings of the seal of the corporation as stated in the articles of incorporation;

(4) The prescribed fee, see § 1.8d.

(c) A complete visible application for the corporation shall be filed with the Secretary of State and the State Registrar of Corporations:

(1) A verified statement of the identity of the incorporator:

(i) The full name of the incorporator as stated in the articles of incorporation, see § 1.8a and 1.8b;

(ii) The name of the incorporator as stated in the articles of incorporation, see § 1.8a and 1.8b;

(iii) The address of the incorporator as stated in the articles of incorporation, see § 1.8a and 1.8b;

(v) The name of the corporation as stated in the articles of incorporation, see § 1.8a and 1.8b;

(vi) The date of the filing of the application for the corporation, see § 1.8a and 1.8b;

(vii) The name of the incorporator as stated in the articles of incorporation, see § 1.8a and 1.8b;

(viii) The address of the incorporator as stated in the articles of incorporation, see § 1.8a and 1.8b;

(ix) The date of the filing of the application for the corporation, see § 1.8a and 1.8b;

(x) The name of the corporation as stated in the articles of incorporation, see § 1.8a and 1.8b;

(xi) The date of the filing of the application for the corporation, see § 1.8a and 1.8b;

(xii) The name of the incorporator as stated in the articles of incorporation, see § 1.8a and 1.8b;

(xiii) The address of the incorporator as stated in the articles of incorporation, see § 1.8a and 1.8b;

(xiv) The date of the filing of the application for the corporation, see § 1.8a and 1.8b;

(xv) The name of the corporation as stated in the articles of incorporation, see § 1.8a and 1.8b;

(xvi) The date of the filing of the application for the corporation, see § 1.8a and 1.8b;

(xvii) The name of the incorporator as stated in the articles of incorporation, see § 1.8a and 1.8b;

(xviii) The address of the incorporator as stated in the articles of incorporation, see § 1.8a and 1.8b;

(xix) The date of the filing of the application for the corporation, see § 1.8a and 1.8b;

(xx) The name of the corporation as stated in the articles of incorporation, see § 1.8a and 1.8b;

(xxi) The date of the filing of the application for the corporation, see § 1.8a and 1.8b;

(xxii) The name of the incorporator as stated in the articles of incorporation, see § 1.8a and 1.8b;

(xxiii) The address of the incorporator as stated in the articles of incorporation, see § 1.8a and 1.8b;

(xxiv) The date of the filing of the application for the corporation, see § 1.8a and 1.8b;

(xxv) The name of the corporation as stated in the articles of incorporation, see § 1.8a and 1.8b;

(xxvi) The date of the filing of the application for the corporation, see § 1.8a and 1.8b;

(xxvii) The name of the incorporator as stated in the articles of incorporation, see § 1.8a and 1.8b;

(xxviii) The address of the incorporator as stated in the articles of incorporation, see § 1.8a and 1.8b;

(5) The basic ten ten as sep- rate is the o e o b g e o b s in ted as the first of the p e h in a e s a p p c a t i o n o r e n t i p r o e d i g § 2 b)

(6) Other than in an issue p l i a b n o r r e n t i p r o e d i g , t h e g r a p h o f t h e p e - f i c a t i o n e r t h a n t h e a n o r b t r a , m a y b e n u m b e r e d a t t h e t i m e t h e a p p c a t i o n i s f i l e d a d s o d e d i v i d l y a d o s e t u v e l y n u m b e d s i n g a b c e n a s s a t o u n t a n g b y d e - f i n e a p g r a p h n u m b e r t o s t a t l e t f o e n r a s e n t e d i n s a e b a k s , i n c i d e d g e s (e g . , [0] . T h e n u m b e r s a d d e d t o g e a k s s o d a p r t o t h e r i g h t o f t h e l e f t m a r g i n a t t h e f i r s t l i n e a p a g e p e t o b e t h e f i r s t o f t h e p a g e a d b e d b e h i g h l y d i n b d a g p e q u a b i t a p i o - t a n e l y f o s p e s b d o l o w h e n . N - e x t e n e s (e g . , a b l e s , m a t h e m a t i c a l o c h e n i c a f o r n a , b e n a s o t u r e , a d e q a d a) a e c o d e r e d p a r t o f t h e n u m b e r p a g e r a p a d o r a b t e n s , e s b o d t h e h e d e l y a u m b e r d f a o t e n t e n e s t o b l e f t m a r g i n i t s o d t e n u m b e r s a s p a t e a n d i e d p e p a g r a p h . I t i s a l s o t r e a t e d a s p a r t o f t h e p a g e a d a b t e h e i s t a b o d t e i p e d l y n u m b e r a g a o s t i o n h e a d e s (i t e s) , w h e t h e r a b o u t n g t h e l e f t m a r g i n o c e t r e e b n t h e p a g e a e o t e d e r e d p a g e b a d b o d t e n e d .

(7) If p e s t h a d t o b n y i v h p a - g e s (b) (1) t h o g (b) (5) o f t h i s s e t i o n r e b - i n t e d a p t o h e p i a b n a p i c a , o r p e t h o w a , o r r e q u e s t e i n a e x a m n a b p - o e d g i w l b e t o f i e d a d g a p i d i t e n w i t h i n w h i c h t o p r o v i d e s u b t i t u t e p a p e r s t h a t c o m p l y w i t h a g a s (b) (1) t h o g (5) o f t h i s s e t i o n i n o e d t o a d a b a e n t o t a p i c a b i n t h e a s t a n p i a o r p e t t e r m i n a t i o n p - o e d g i n t h e a s o a p e h o w a i n a e a m i a - t i o n p r o e d i g , o r e u s a l o c e d r a t i o n t h e p e p s i n t h e e d a t h i c p t y e e t e r i n a e - a m i n a t i o n e e d g

(c) (1) A n t e r l i n e i t e r a o e e l l a t o r o b r a e a t i o n o f t h a p a t i o p e r s f i l e d e n t b e e h e b e b e s i g g e p n g h o r d e b a b o p a n t o s e e r i g o t h e p l i - c a t i o n p s d s b d b e d a t e d d i n i t a e d o r

s i g e d t h e a p i c a o t h e a e e t o p p . A i a b n p e r s o b i n g a l t e r a t i o n s h a e r t h e i g o f a n o a t h o r e l a r a i d e r r i g t b e e p p c a t i o n p s m u s b e p o e d a s p e n - t a l e h o r d e b a b o e d s e h e a r s i t u a i o a s b i t t e p e f a i t o s 1 . 2 i s r e q u i r e d f i e p p c a t i o n e r s d o n o t o m p l y h p a g e b e) a n d b) o f t h i s s e c t i o n

(2) A f t e r t h e s i g o f t h e a t o e l a r a - t i o e e r i g o t h e a p a t i o p s , e n t h s g r o y e a i n t h e n r p o e d s 1 2

(3) N o t w h s a g t h e p o i s e o f t h i s p a g e p i f a n o h o e l a r a i d s a c t o b t h e a t h o d e a a b f r o m a p o r a p a t i o t h e p i - a t o b t w c h s u b p y i s s i n e d g o t a n a t e a t e t h a d n o t i n r o e d e n t e t h a t w d h a d e a n t e r i n t h e p o r p i a b n

(d) A p o i s e l o p r o i s e l p p c a t i o n g n b n a g g o b a r t h a g i s h

(1) A r o i s e p i c a b f a o p - i s e l p p c a t i o n f i l e d i n a g g o b a n g l i s h a n g i s t a g g t a l a t i o n t h e o - E n g l i s h a g u a g a p p c a t i o n , a s t a t e m e n t h a t t h e t r a n s a b i s a o a t e , a d e p e s i g e e f o t h i n s e) a e e i g e d . I f t h e e t e a r e o t f e d w i t h t h e a p i c a b , p i a w l e o t f e d a n d g a a p r o i t e n w i t h t w c h s y e n t f e d i n o e d t o i d a e n t

(2) P o i s e l p p c a i o f a p o i s e l p p c a t i o n i s f i l e d n a l a g g o b a t h a g i s h a g l i s h a g g t a b a t i o n t h e o g i s h l a g g p v i s a p l i a b n t w l n o t e r e q u e d i n t h e p o i s e p l i a b n s s e x o r t h e r e q u e r t e n s o b a i m g b b e a f t e s t o p o - s i o a p i c a b i n a o p v i s a p l i a b i o

(3) E e r o c d o e n t a t a e o b e o e n p a t i t h e p m a t b e d s t a e p a e t h e r e l - m a k O f f i c e r e c o r d s i n t h e f i e o a p a t e n t a p p l i c a t i o n o r e n t i p r o e d i g .

(1) T h e f o l o w i n g d c u m e n t s m a y b e s u b m i t - t e d O f f i c e a n p a c t i c i o n p l i a n e w h t h i s p a g e p h

- (i) A n t e r p a g e a l s i g (s e e § 2 6)
- (ii) A S e q e s t i g s i n e d a e d s e 2 2 ; o

(a) A licentiate under this act shall be subject to the provisions of the act relating to the practice of the profession for which he is licensed.

(b) A licentiate filing a request for a license shall be subject to the provisions of the act relating to the practice of the profession for which he is licensed. The provisions of the act relating to the practice of the profession for which he is licensed shall apply to a license applicant who is a resident of this State. The provisions of the act relating to the practice of the profession for which he is licensed shall apply to a license applicant who is a resident of this State. The provisions of the act relating to the practice of the profession for which he is licensed shall apply to a license applicant who is a resident of this State.

(1) A license or other registration shall be subject to the provisions of the act relating to the practice of the profession for which it is issued.

(2) A license or other registration shall be subject to the provisions of the act relating to the practice of the profession for which it is issued.

(c) A license or other registration shall be subject to the provisions of the act relating to the practice of the profession for which it is issued.

(1) A license or other registration shall be subject to the provisions of the act relating to the practice of the profession for which it is issued.

(2) An application for a license shall be subject to the provisions of the act relating to the practice of the profession for which it is issued.

(i) A license or other registration shall be subject to the provisions of the act relating to the practice of the profession for which it is issued.

(ii) A license or other registration shall be subject to the provisions of the act relating to the practice of the profession for which it is issued.

(iii) A license or other registration shall be subject to the provisions of the act relating to the practice of the profession for which it is issued.

(v) The filing of a request for a license shall be subject to the provisions of the act relating to the practice of the profession for which it is issued.

(3) A license or other registration shall be subject to the provisions of the act relating to the practice of the profession for which it is issued.

(4) A license or other registration shall be subject to the provisions of the act relating to the practice of the profession for which it is issued.

cat of iled with the request for a... this paragraph... a la p... tute se fa...

(6) The filig of ac... ap... inced a waive... of the p... § 1.2... is entitled... of § 1.2... or sim...

(7) A req... e this... § 1.2... of this... d... o...

(8) In d... the p... a mbe... of ur... ap... t...

- (i) Title...
(ii) Name of applicant...
(iii) Coe...

(9) En... b yr... fe for... ap... of this... tran...

(10) Se... b r req... limited... ito in... filed... r this... p...

(e) Falu re b mee flig date req irem ens.

(1) If a... d p... p... of this... the req... s... p... o... to... e, a... be... fied... resp... d... res... n... d... g... ap... r d... time... in... which... o... rect... flig... e... If... b... w... , a... e... t... a... p... c... a... d... p... a... g... ph... (d)... is... t... c... t... e... req... r... e... m... s... of... th... p... a... g... b... e... a... st... h... e... p... l... i... a... i... c... h... t... h... e...

req... av... fed... not... a... s... g... p... a... tip... d... f... the... applic... a... n... in... which... the... e... quest... w... as... fe... d... was... it... e... f... filed... no... a... t... e... r... J... e... §... 5... here... t... a... p... i... a... t... i... o... n... d... p... a... a... g... p... (d) of this... s... e... t... b... w... l... be... treat... e... d... s... a... e... q... u... e... s... t... f... o... r... d... i... e... l... e... m... i... n... a... t... i... o... n... d... §... 1... 14.

(2) Any... e... q... s... for... e... t... w... b... a... o... i... f... a... i... t... o... p... s... a... h... t... o... p... a... g... p... (e) of this... s... e... t... i... o... a... b... i... f... i... c... a... t... i... o... n... h... t... h... e... b... g... i... n... a... p... p... c... a... t... i... o... n... a... p... s... l... a... c... k... a... p... -... t... i... o... n... f... the... p... c... i... f... i... c... a... t... i... o... n... d... r... a... w... i... n... g... \$... ,... m... u... s... t... b... y... w... b... a... p... e... t... i... o... n... p... a... n... t... o... h... i... s... p... a... g... p... a... e... n... -... i... n... d... y... b... f... e... e... s... e... t... o... t... h... i... n... §... 7... . It... h... e... a... b... s... e... o... f... a... t... t... e... n... y... §... 1... 8... f...)... p... i... t... i... c... o... p... a... n... t... o... h... i... s... p... a... -... g... r... a... p... h... e... f... i... g... d... t... e... b... a... n... a... p... p... c... a... t... i... o... n... i... n... w... h... i... c... h... the... p... p... c... a... n... t... a... v... s... b... f... e... d... b... a... f... i... l... l... e... o... p... a... n... t... t... o... p... a... g... p... (e) of this... s... e... t... b... w... l... t... h... e... d... a... t... e... h... e... f... i... -... l... i... g... e... r... r... o... r... i... s... o... r... e... e... d

(3) If a... p... l... i... a... t... i... o... n... i... f... e... d... a... f... i... l... i... g... e... o... r... p... s... a... h... t... o... p... a... g... p... (e) (1) of this... s... e... t... i... c... b... u... t... a... l... s... to... c... o... r... e... t... h... e... f... i... l... i... g... e... r... r... o... r... i... w... i... t... h... n... e... g... e... r... t... i... e... n... p... e... r... i... o... d... o... o... t... h... e... w... s... e... t... i... n... y... (§... 1... 8... f...)... a... l... e... t... h... e... b... o... r... p... u... s... a... t... t... o... h... i... s... p... a... g... p... h... p... r... o... d... u... c... i... n... g... s... i... t... h... e... p... l... i... a... t... i... o... n... w... i... l... l... b... e... o... b... j... e... c... t... e... d... m... i... n... e... d... . Where... p... e... i... d... g... s... i... n... a... n... a... p... p... c... a... t... i... o... n... r... e... t... e... r... m... i... n... e... d... p... a... n... t... t... h... i... s... p... a... g... r... a... p... h... e... a... p... p... c... a... t... i... o... n... m... a... y... b... e... d... e... p... e... n... d... e... d... a... f... i... l... i... g... e... f... e... , l... e... s... t... h... e...n... a... d... l... i... g... e... e... s... t... f... o... r... t... h... §... 12... () , w... i... l... l... b... e... e... f... f... e... d

(f) Comp... i... t... o... f... a... p... p... c... a... t... i... o... n... s... u... b... e... q... u... e... n... t... o... f... i... -... l... i... g... e... r... o... i... s... a... (i... n... c... l... u... d... i... n... g... o... b... h... e...l... p... o... e... t... i... o... n... o... r... e... i... s... a... p... p... c... a... t... i... o... n... .

(1) If a... a... p... c... a... t... i... o... n... w... h... i... c... h... b... e... a... c... c... o... r... d... a... f... i... l... i... g... e... d... e... p... u... s... a... t... t... o... p... a... g... p... (b) o... f... (1) of this... s... e... t... b... i... n... d... o... s... t... b... i... l... d... e... d... i... s... d... i... f... f... i... g... e... e... o... f... a... n... a... p... p... c... a... t... i... o... n... w... h... i... c... h... b... e... a... d... e... d... e... d... i... l... l... e... p... -... s... u... b... t... o... p... a... g... p... (b) of this... s... e... t... b... i... n... d... o... s... o... t... b... i... l... d... e... a... t... h... o... l... d... c... a... t... i... o... n... y... the... a... p... c... a... t... i... o... n... p... a... t... t... o... §... 3... 1... 2... §... 7... 5... a... p... c... a... t... i... o... n... h... a... s... p... v... i... d... e... a... o... r... p... e... n... d... e... s... §... 1... 3... , p... l... i... c... a... n... t... w... i... l... b... e... o... i... f... f... e... d... o... n... l... y... e... r... a... p... r... i... d... e... i... t... e... w... i... t... h... i... n... w... h... i... c... h... t... o... p... a... y... t... h... e... f... i... l... i... g... e... e... f... e... a... t... h... o... l... d... l... a... r... a... b... i... o... n... i... n... a... n... a... p... p... c... a... t... i... o... n... e... p... e... r... g... r... a... p... h... o... f... h... i... s... e... t... b... , a... n... d... p... a... y... t... h... e... c... h... a... r... g... e... e... q... i... r... e... d... §... 1... 6... p... e... t... o... a... d... a... b... a... -... d... i... t... i... o... n... .

(2) If a... a... p... c... a... t... i... o... n... w... h... i... c... h... b... e... a... c... c... o... r... d... a... f... i... l... i... g... e... d... e... p... u... s... a... t... t... o... p... a... g... r... a... p... h... o... of this... s... e... c... t... i... o... n... d... e... s... t... b... i... n... d... e... l... e... b... i... c... f... l... i... g... e... e... o... a... n... e... t... h... o... d... -... l... a... r... a... t... i... o... n... y... the... a... p... c... a... t... i... o... n... p... a... t... t... o... §... 3... , a... n... d... r... §... 1... 2... a... p... c... a... t... i... o... n... s... h... a... l... l... b... e... o... r... e... s... p... -

de d d s s (), p l i a t i o n b
f r o m h e f i l i n g f e e t h e p l i a b i l i t y h i n t w a r t o
p a y t h e s e f i l i n g f e e , f e a o r r e l a t i o n a n d
p a y t h e c h a r g e r e q u i r e d b y § 1.5 (b) t o a d a b a -
d e n t .

(3) T h e p a g e p a r t i e s t o t h e i n t e r i o n o r
d i v i s i o n a p p l i c a t i o n s u b p a g e (b) o f t h i s s e c t i o n
a t t h e o f f i c e o f t h e r e c o r d i n g o f f i c e o f t h e s e c t i o n
a n d p a g e (c) o f t h i s s e c t i o n .

(4) S e e § 1.5 (d) e n g t h e s e n s i o
o f a p p l i c a t i o n o r d e a t a b f o r e p o r
a p p l i c a t i o n a o t h e r i t e m i s i o n a p p l i c a t i o n
a n d p a g e (c) o f t h i s s e c t i o n .

(5) I f a p a r t i e s t o t h e p a r t o f t h e a s c
f i l i n g o f t h e p r o c e s s i n g a n d r e t e n t i o n f e e s § 1.21 (l))
d i r e c t l y t h e p a y m e n t o f t h e a p p l i c a t i o n o f f i c e
g r a n t s t h e p a r t i e s t o

(g) C o m p l e t i o n o f a p p l i c a t i o n s u b s e q u e n t t o f i l i n g
i n s i a p p l i c a t i o n .

(1) I f a p a r t i e s t o a p p l i c a t i o n h a s
b e e n c o o d e d f i l i n g a t e p a r t o f p a g e (c)
o f t h i s s e c t i o n a n d s o t i n d e e t h e c o r r e s p o n s i b i l i t y
r e q u i r e d b y § 1.5 (c) o f t h e s e f i l i n g f e e (§
1.6 (k) , a n d p a r t i e s h a s t o r e s p o n d e
a d s (§ 1.5 (a)) p a r t i e s w i l l b e f i e d a n d
g r e a p i o d e t i a n t h e n t w a r t o p a r t i e s a s c
f i l i n g f e e i s a d a b e (§ 1.5 (c)) , a n d y e t h e
s u c c e s s f u l l y r e q u i r e d b y § 1.5 (b) t o a d a b a d e n t .

(2) I f a p a r t i e s t o a p p l i c a t i o n h a s
b e e n o d e a f t e r l e g a l e p a r t o f p a g e (c)
o f t h i s s e c t i o n a n d s o i n t e r i o n h e c o r r
s h e t r i a r e q u i r e d b y § 1.5 (c) o f t h e a s c f i l i n g f e e
(§ 1.6 (k) , a n d p a r t i e s h a s t o p a r t i e s a o r e s p o
n e a d s (§ 1.5 (a)) p a r t i e s c a n t h a s t w o
t h e f o r t h e f i l i n g a t e o f t h e p a r t i e s t o a p p l i c a t i o n
w i t h w h i c h t o p a y t h e s e f i l i n g f e e , f e a o v e r
s h e t § 1.5 (c) (1) , a n d y e t a c h a r g e r e q u i r e d
b y § 1.5 (a) t o a d a b a d e n t .

(3) I f a p a r t i e s t o a p p l i c a t i o n h a s
f e d i n g t h e p a y m e n t o f t h e p a r t i e s t o a p p l i c a t i o n o f f i c e
g r a n t s t h e p a r t i e s t o

(h) S e e q u i t t e m e n t o f a p p l i c a t i o n i n
p o s s i b i l (b i d g o t i d p o e i t h p l i
e a t i o n . A p a r t i e s t o a p p l i c a t i o n a n d r
p a g e (b) o f t h e s e c t i o n i t o b e p a d
o f f e s e n e n h a n t l a l l i t s e q u i r e d t o
c o m p l y i n g w i t h t h e r e l a t i o n t h e r e t o a r e
r e v i d e p t h a c e t a n m i o i n f o r m a t i o n s

b a v i d s p e t s s e q u e n t o r e c t i v e r
r e q u i r e d

(i) S e e q u i t t e m e n t o f a p p l i c a t i o n - P r o v i
s i o n a p p l i c a t i o n . A p a r t i e s t o a p p l i c a t i o n a n d r
p a r t i e s t o a p p l i c a t i o n (c) o f t h e s e c t i o n w i l l
o t h e r p a r t i e s o r e x i n a b a d e n t w i l l
b e e n a d a t e r t h a t w e a n t h e r
i t s f i l i n g a t e p a r t o f § 1.5 (b) (1) .

(j) F i l i n g o f i n t e n t i o n a p p l i c a t i o n i n t h e
f i l i n g a t e o f a n e n t i o n a l a p p l i c a t i o n i s g i t g
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a t e n t i o n e d S t a t e s o f A m e r i c a d e f i n e d i n
t h e 1 (3) , e p a p a r t o f n 35 (d) (e) .

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§ 5. Certain foreign priority.

(a) An application for a patent in the United States based on the disclosure specified in 19(a) through (f), 2 and 35) and (b).

(1)(i) In an original application filed under 35 U.S.C. 11(a), the claim for priority must be presented in the application of the applicant and within the later of the time specified in the application or six months from the filing date of the foreign application which priority is claimed, as well as any foreign application for the same invention made in any foreign country before the date of the application in which priority is claimed by the applicant. The applicant must identify the foreign application which priority is claimed, as well as any foreign application for the same invention made in any foreign country before the date of the application in which priority is claimed by the applicant. The applicant must identify the foreign application which priority is claimed, as well as any foreign application for the same invention made in any foreign country before the date of the application in which priority is claimed by the applicant.

- (A) A description of the invention.
- (B) A declaration of the inventor.

(ii) In an application in which the inventor is a citizen of the United States, the inventor must file a declaration of the inventor with the application and within the time limit set forth in the Patent and Trademark Office.

(2) The claim for priority and the related copy of the foreign application specified in 19(b) or (c) must be filed with the application for the patent or the related copy of the foreign application is filed after the date the issue is published it must be accompanied by the prosecuting attorney's certificate of the priority claim. The claim for priority and the related copy of the foreign application is filed after the date the issue is published it must be accompanied by the prosecuting attorney's certificate of the priority claim.

(3) Where the priority claim comes in order in a hearing under 35) or any other provision that the inventor is not a resident of the United States, the inventor must file a declaration of the inventor with the application and within the time limit set forth in the Patent and Trademark Office.

Office in the United States for the foreign application filed earlier than the date of the filing of this application.

(4) An application for a patent in the United States based on the disclosure specified in 19(a) through (f), 2 and 35) and (b) must be filed with a statement that the translation of the application is accurate.

(b) An application for a patent in the United States based on the disclosure specified in 19(a) through (f), 2 and 35) and (b) must be filed with a declaration of the inventor and a declaration of the inventor's citizenship. The applicant must identify the foreign application which priority is claimed, as well as any foreign application for the same invention made in any foreign country before the date of the application in which priority is claimed by the applicant. The applicant must identify the foreign application which priority is claimed, as well as any foreign application for the same invention made in any foreign country before the date of the application in which priority is claimed by the applicant.

(c) Where the inventor is a resident of the United States, the inventor must file a declaration of the inventor with the application and within the time limit set forth in the Patent and Trademark Office. The claim for priority and the related copy of the foreign application is filed after the date the issue is published it must be accompanied by the prosecuting attorney's certificate of the priority claim. The claim for priority and the related copy of the foreign application is filed after the date the issue is published it must be accompanied by the prosecuting attorney's certificate of the priority claim.

(1) The claim for priority and the related copy of the foreign application is filed after the date the issue is published it must be accompanied by the prosecuting attorney's certificate of the priority claim.

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(i) A o p h e d i s i o n g a i g a p i t-
i t o b a c c o d § 1 . 4 7 s t a t e s t h e p r o r a p p c a t i o n ,
a b s a l l i n h o s o b g e p e n a i t e a e f l e d
a e h o d e c l a a t i o n t o j i n h a n a p p l i c a t i o n
a o d e d s t a s d e s 1 7 a f l w c h t h e o h a -
t i o n o d i s i o n a p l i a b n t a s a b e f t e d r
3 2 2 , o b ; a n d

(ii) I f a o n e i a b r (s) o l e g l p -
e s e n t a t i v e s w h o r e f u s e d t o j o i n h e p r i o r a p p l i c a-
t i o n o o d n o t b e f o d o r e t h a s
s e a q h y j o i n e d h e p o p p c a t i o n a t e r
a p a t i o n l w b t h e o h a i t o o d i v i s a l
a p a t i o n a s e f t e d 3 5 2 , 1 2
o b ; a p y e h e s e q h y x e d o a t h e s)
o d a a b e s) f e d i a b r d e g l e p -
s e h a e b j i n h e a p c a b .

(4) W h e e h e p o w e o b a b m e y (o r a u t h o i-
z a t o b a g a) o c o r r e p d e e d e d s w a s
c h g e d d u r i g h e p e c t i o n t h e p o r p p c a-
i t o , t h e h a g e h p o w e o f a b n e y o r a t h o r i z a t i o n
o b g n t o c o r r e p d e e d r e s t n b i d e i t-
f i e d i t h e c b h a i o o d i v i s a p l i a i d -
e r i v s t h e o f f i c e g n n o t r e g z i n t h e
c b i a t i o o d i v i s a l p l i a b n t h e b g o f
p a f a b a y o a b i z a t o f g a) o o r e s-
p d e e d r e s d r g t h e p r e e i t o t h e p o r
a p a t i o

(5) A e w y e x e t e d a h o r d e c l a a t i o n
e n t b e f i l e d h a c b h a i o o d i s i o n a p p c a-
t i o n i n g a t o t o b e h n t h e p o p l i-
c a i t o

(e) A e y e x e t d e l o r e d a t i o n t
b e f i l e d n a y o h a i o n i n p t a p c a b , l w c h

p p c a t i o n a m e a l l , m o e , o r e e h a a l l o f
t h e a b r s e h h e p o p p c a t i o

4 8 F R 2 1 1 , a . 2 1 9 8 3 , d e d e e i v e f e b 2 7 ,
9 8 ; 3 R 4 2 , a . 3 1 , 9 8 p a s t b) a d ()
3 F R 2 2 , a . 7 , 9 2 e f e i v e M . 6 , 9 2 p a a
h e s e c t O F R 2 9 5 A p r . 2 5 , 1 9 , e e i v e l a 3
9 9 ; p . h & (i) e i s , p a a (e) d d 3 F R
3 3 , O c t 1 0 , 9 7 e i v e d e p 7 p . (b)
h , d h e i s , 5 R 3 0 3 t e 2 0 , e e i v e
N o v . 7 2 0 0]

§ 3 P e m a g b h o d a t i o n

(a) T a e h o d e c l a a t i o n § 3 3 i n c l d g
a y e p e n a l a t o r d e a a b § 3 , e n t
h e a l i a b a l i n e h o s e x p t a p -
i v e d r i n s a b § 3 .

(b) I f t h e s n k g t h e t o d l a r a t i o n
o p e n a l a t o r d e a t i o n s t h e
i a t o § 3 2 1 3 7 , o s b 7) t h e t o r
d e c l a r a t i o n b a l l s t a t e h e e h a t o n s h i p o f t h e p e s o n o
t h e i r e h o , d , p o i n f o r m a t i o n e i f t h e
f e s w b h e a b r i s r e q u i r e d t a t e . f t h e p e r-
s o s i g g t h e o a t h e a a b i s b e g p r e-
s e n t a e o a e a d i a t o , t h e a h o r
d e c l a r a t i o n s h a l a l s o s t a t e t h a t h e p e s o i s a e g a l
r e p e n t a t i v e a d b c i t i z e n p , r e s i d e , a n d
e n l i g a d e s o b h e g l r e p e s e a t i v e .

4 8 F R 2 1 1 , a . 2 1 9 8 3 , d e d e e i v e f e b 2 7 ,
9 8 ; e i s e d 5 F R 3 0 , S e p t 8 2 0 0 , e e i v e N o v .
7 2 0

§ 3 O i c e r s a h o i d o b e h s e e b

(a) T a o a t o a f f i r m a t i o n a y e n a d o r e
a y e s o w i t h h e d t e d S t a s a b i z e b y l a w
t o e h i s t e r a b . A h e h i n a f o e i g o -
t r y a h e b e g d p e n c o c a l a r
o f e o t h e d t e d S t a s a b i z e t o e h i s t e r
a b , o b o r e a y o f i c e r a i g e d f i c h a e l a n d
a b r i z b a d m i n s e e h s h b e i g o n t y
i n l w h e p l i a t e , l w e b i t y a l
l p r o e p e i t f i c t o f a d p m a t i o c a l a r
o f e o f h e d e s t a t e s , o b y a n p i t l e d a n
o f a l e i g n a d y a b e i g o n t y l w h y
t r e a t y c o t h a o d l e e f e t t o p o b i l l e s
o d i g a e d f i c i a l s i n h e d t e s t a s h e b h
s h a l l a t t e s e d i n a l a s i n t h i s a d b a o -
t r i e s t h e p p r o f f i c a e l o f t h e f e b o r e

and each data shall be a sub divided l
of stand to be on the y down to low ch
the atho d laraior eates

(b) Unsh e to fgr th hwl e aab in
a lag g to the th g lish is a bno ro id d or
ap d th e enta d reh rko fice, iten t
to ao mpia edya B g sht ransab to b r
w has taen nttha the ransab is a o ate,
exp ttha it hee so fae th or e la ratid led
o d § B th ransab gn e filed n h e d fice
o b e r than two n b f rom b d e p i a is
o i f d e f ile the t a latio

42 R 59 ,a . 2, 9 7 p a. b , R 2711, Jan
20, 9 8 e f e c t i v e Feb. 2 9 ; par d) e ised 62 FR
53 ,O ct 10, 9 ,e e i v e Dec. 1 9 7

§ 10 [Re re d]

E id tor so te: Substan eed o § 1. 9)

52 R 0 6 9 8, 1 8 ,e e i v e l y 1 8 7

SPE F C ATION

§ 7 D ailed des r p onep cificab n of
h e h v e b n.

(a) The p e f i c a b n must b l d eaw ritten
d e s r i p o f t h e h o b n o d o v e y a d b the
e n n e d p e s o n k g a d s g h e s a n
a d s r e q i r e t o b e i n s t f u l l , e a r , o i s e a n d
e x t e r m s a s t o e n b e g p s o n k l e d n the a t
o s e e t h w b h e n a t i o n d o v e y a p -
a i n s , o r w i t h w h i c h i t i s m o s t n e a r l y c o n e c t e d , o
k n e a d e t h e s a n

(b) The s p e c i f i c a t i o n m u s t e t f o t h l e p e i s e
i a h d o r w c h a p a e h i s s o l i c e d h s u b e n -
e a r t o d i s t i g b i t f r o m t a r i a t h i o s a d r o n
w h a i s o l d . I t m u s t d e s c b e c o m p l e t e l y a s p e c i f i c
e m b o d i m e n t o f t h e p r o e s , e n h i n e m a d i t u e
c o j n t i o n e n t e o p n e n t h t h e d , a n d
e n t e p i n t h e e h o p e a t i o n p n c i p e
l a w n e r p l i e b e h b e s c h e c o b n a e d b y
t h e a t o e a r i y g h i s i a h o n l e s t
o r t h .

(c) In t h e e s o a p n o t e n , t h e s p e c i f i c a t i o n
p a r t i c u l a r y p o t t h e p o p t s o f
t h e p e s e n h i n e n a t i e , o c o j n i t i o n o f
m a t e o w h i c h t h e i m p r o e m e n t r e l a e s a n d t h e

d e s i p o b e d b e c o n d t o t h e p e c i f i c
i m p r o e n a d o s u b p t s a e e a i r y p e -
a e i w h i t o a g n e n e a y o a p n e t e
o d s t a d g r d e s r i p o f t

(d) A c o p y h o n w k o i t e g h e
p a e n a s i g o b l i t y a e t p p a t i o n a l j a -
e n t o o p g t a d m a k w o k e n r a o a i e d
t h e e n b o c o n p a a g a p p a e p -
t i o b h p a t a p i a o d c l o s e b o e s i n
d i a v g s e s s e . . . t a t o t h e b i e
e n t b l i n e d t o n l y b s e e m e s p i e d o r
b y l a w . E x a m p l e , ' 8 h e 7 8
0) e l M h n e (7 9 9 9 w d e
p p r y l i n e d a d d e c u r e t s a t u s l e g l y
s u f f i c i e n t b i e s p r i g e n k l a w r e s p e -
t i e l y . b i s o n e a p r i g e n k w k o b i e
w i l b p i m t t e d b y i f h e a u t o z i a t i o n a g e
s e t f o r t h i n p a g r a h e) b h s s e b r i s b l d e t
t h e e g n g p r e e a b a b f s t p a r a g p o b h e
s p e c i a t i o

(e) T a b b i z a b r a I l r e d f o l l o w :

A p o b n o f t h e d i s c u s s u r e o f t h e p a t d o c u -
e n t o b t h i s s u b j e t o (c o p -
r i g h t o r e n w o r k) p o t e i o n t o p r i g h t o r
m a k w o k) o w n e r h a s n o o b j e n o b h e f a m e
p r d i o n b y g e o f t h e p e t h e d e n t o r
t h e p a t d i b s e a p p e n t h e e t a d
T r a n O e p t f i l e o e d s , t h e r
l a w e e s b o p r i g h t o r e n k w k g t s
l a w o e e .

(f) T a p e c i f i c a t i o n e n e a p -
a a e e t a b e e t i n c i d g r t o t h e p e f a -
t i o n o t o l u d e b e r p t s t h e p i a b n o r
o b i n o n b n h e t a m (s , b t r a c t a n d
s e q a l i s t g i f g) a b o b e i n t e d o n a
s h e i n c i d g r t o b a p i t o t h e p p a t i o

p a . (d) a e , 5 F R 4 0 8 N o v . 2 , 9 8 e f e -
t i v e n 1 9 9 8 p a . (d) 5 8 R 3 8 9 j u l y 2 , 1 9 9 3 ,
e e i v e O c t . 1 9 9 8 e d e c R 3 8 , w a
3 , 2 0 , e e i v e l y 3 0 3

§ 2 Title b s a .

(a) T a t i t e o f t h e i n e t h o m a y o t e x e d
o b r a c e s i l e g t a d n l a s h o d p -
c i f i c a p i b l e b a e s h a t c a n b e c a p e d
a n d e o r d e d i n t h e o f f e s a o m a t e d h o r m a b n
s y s t e m t e f e d i n t h e o f f e s e o d s i n

sub § en d n d o m t s c e d o y t h e d f i c e .
b l e s s h e t i t e s p l e d n e p p c a t i o n a s h e t
(§ 1 . 7 , t h e t i t l e o f t h e n e b r s b d a p a s a
b e d g o n t h e f i r s t g e o t h e s p e f i a t o

(b) A b r i e f a s t r a c t o t h e b n i c a l d i s l o s u e
i n t h e p e f a t o m t o m m e e o n a s p a t e
s h e t p e e b y o l i w g e t e n , e r t h e
b e d g A b r a c t o A b r a c t o t h e d i s o s u e .
T h e e t o s h e s p e s t i n g t h e b t r e g o t
i n c e d o b p a t s o t h e p c a b n o o t h e r m a e -
r i a l . T h e e s a t i n a p l i a b n f l e d a e d 3
S I 1 1 t h e x e e n v s i t e g h e
p p s e b b a b r a c t i s o a b e h e d t e d S t a s
P e t a o r a l e n K O f e d l a p i c g e a l y
t o d e i m e q k y f r o m a a s o r y i n s p e i o t h e
a t r e d y i s t o t h e c h b d i s o s u e .

§ 1 R 2 2 , O c t 4 , 1 9 ; 3 F R 2 0 4 3 1 1 ,
1 9 ; p a . (b) e h e d F R 4 2 7 9 A u g . 1 9 , 9 6
e e i v e p t 2 3 , 9 6 e i d , 6 5 F R 3 0 , S e p . 8
2 0 , e f e i v e N o v . 7 0 O p a . 3 e i d 6 5 F R
5 0 4 S e p . 2 0 e e i v e N o v . 2 , 2 0 p a a (b)
e i v e d , 8 F R 3 1 1 , 3 1 3 O , 2 3 e e i v e l y 3 0 ,
2 0]

§ 3 b b i n e b

A b e f e n y o t h e i n o i d e i n g i t s
a t r e a d s t a e , l w l m a y n b d e a s t e n t
o b o b j e t o f t h e i n e b , s o b p e e d t h e
e d a l e d s i p t i c s h e n y b u d , l w e s t
f o t h e n a e w i t h e i n e b c a e h
a d y o b j e t e i d i s b d h a o b i a t i o n
a s c a e h

§ 4 R e r e d d r a w n g

W h e t h e e a e d l w g t h e e b l l b a b i e f
e d s i p o o f t h e e a l i v e d h e d l w g a n d
t h e d a i l e d d e s i p o o t h e n e b n s h a l e e t o
t h e d f f e r a t i e w s b y s p e f i g t h e n e b t h e
f i g u e s e d t h e d i f f e a p t s e d e e e e e
e t e s o r a m e r a l s (p r e e a b l y t h e l a e r) .

§ 5 C e n s .

(a) T h e s p e f i c a o n c o d e d w i t h a
c l a m p t i c a l y p o i n t i n g t a d t i n t l y l a i m g
t h e s u b j e t m a t e w h i c h t h e a p p l i c a n t e g r d s a s h i s
i n t h e o r d i s e y .

(b) M e t h e o n e c l a i m g e p r s e e d -
i v e d l a y d f f e r s a b i a l y f r o m t o t h e r a d e
o t a b y n t i p l e d .

(c) O n o m e a i s t o p e n e d i n
e p d e o m e f e r i g e t o a d u t e l i m i t g
a b e r c a m o c l a i m i n t h e n p p c a t i o n
e p d e b a r t w h r e e s o e n t h e o e b a r
c a r t i n t i p e d e p d e c l a i m s h a l e e r o s h
o t h e r c l a i m s i n t h e a e n a t i v e n o n l y . A m u l t i p l e d e p e n -
d e n t i a m s h a l b s e r v e d i f o r a y o e r t n -
t i p e d p t e c l a m F o r e e a o l a i o p p s
a e d 3 e , a n i p e p e d t e l a r t w l e o -
s i d e o b b e l a t e n o b c a s t o l w c h i d e c t
r e f e e a i s e h t h e r e n b e e b a t i o n p -
p s , a s p a c l a i n e d p i g f r o a t n t i p l e
e p d e b a m i v l e e e d r e d o t h a e n r
o b c a r t o l w c h i d e t r e f e r e a i s e h e h t h a t
m u l t i p l e d e p e n t i a m . I n a d d i t o n o t h e o t h e r f l -
i g f e e s , a y o g i a l p c a b l w c h i s f i l e d l w h ,
o i s e h e d n b d e n p l e d p t e c a m
e n t h a e p d t h e r e n b e e s e t f o t h i n § 3 3 .
C a m s i n p e d t h f o m a l l b e e i t e d o
i n c e d l l b l i m i t a e d t h e a r i n o p e d t y
r e f e e a i n t o t h e p e d t h c l a i m u l t i p e d p -
e d t h c a m a l l b e e i t e d o i n o p a e b y r e f e r e
e e a l l b l i m a t i o n s o f e t o t h e p t i c u a c a m
i n r e l a t o l w c h i t i s b g e d e d .

(1) T h e c l a m o r c a m s m u s t c o n f o r m t o t h e
i n t i a s e t f o t h i n t h e r e a n e d o b p c f i -
a t o e d t h e t e r m s a d p h a s s e d i n t h e c a m
e n t f i d e a r p p o t a e c e d t h a s s i n t h e
d e s c p t i o n s o t h a t h e m e a n i n g o t h e t e r m s i n t h e
c a m a n y b e s e a h b e b y r e f e e o t h e
e d s i p o (S e § 3 3) .

(2) S e e § 4 o 3 a o b a i m g d f -
f e r e h i n b o s i n o p p c a t i o

(e) W h e t h e a t u r e o t h e a s e d m i s , a s i n
t h e a e b a i m p r o e n , p i e d p t e b a i m
s o c b a i n h e b l o g y o e d :

(1) A p e n e n i s i n g a g a l e d s i p -
t i o o a l l t h e e n s o s p o t h e t a m e d o b n -
a t i d w c h a e o a t i a l o b w

(2) A p a e s u b a s l w e e h e p n o -
e n o m p r e s , a n d

(3) T h o s e l e n a s , s t e p s , a n d / o e l a t i o n -
s h i p s l w b o b i t t e l a t p i t o b t h e t a m e d
o m b a t i d w c h a p a n t o a d e s t h e a
o i m p r o e p t i b .

se bri f p c b e, s d p red d y a s t i o n
b d g n p c e a d v b u t e d t n g o b d
p .

43 R 0 4 4 1 11, 1978, 4 FR 2 2 12,
19 ; pas . (h) a d () 3 R 22 , d . 0 19 , e e -
t i v e f e b 2 19 ; e i s e d 61 R 42 O A g 9 , 9 6
e e i v e s t 23 , 9 6 e i d , 65 FR 0 , Sep. 8
20 , e e i v e N o v . 20]

§ 8 C i n g r i t e l i e r f i l i g d e d
c r e - r e f e r e s t o b e a p c a i o n

(a) (1) A n p t o s e l p l i a b n o n e a -
t i o n a p i a b n e d i g n a g t e b l e d S t a s o f
A n c a m a y c a i t i c l s o s d r a o r
o n e p o r - f i l e d p e d g n p t o s e l p p c a t i o n s
o i n t e r n a t i o n a l a p a t i o n d e s i g n i g t h e
b l e d S t a s o f A n i a h d e r o a n p p c a t i o n
t o b a m t h e b e a f t o a p o r - f i l e d p d g n p -
i v i s e l p c a b o i n t e r n a t i o n a l a p c a b d i g -
a i t g h e b e s t a s o f A n c a e a p o r - f i l e d
a p a t i o n e s s a n i a t o a b e s t o n e
i n b r e h i n t e a e - f i l e d a p a t i o n d d i s -
c l o e t h e n a d i t o s i n t o c a d i n a t
l e t e c l a i n t h e a e r - f i l e d a p c a t i o n t h e
e n n e p r o d d i n e f s t a g p b 35 S
12 h a d i t e a p o b - f i l e d a p c a b m u s b

(i) A n n e n a e l a p a t i o n n i t e d t o
a f i l i n g d a t e a o d a e t v h e A t t e l 1 a n d
d e s i g n i g h e d i t e s t e s o f A n c a o

(i) C o m p l e e a s e t o t h i n § . 51 (b) o r

(i) E n t e d t o a f i l i n g d a t e a s s e t f o r t h i n
§ 1 5 b o r § . 5 d a d n e d t e b e i d i l i g e e
s e t o t h i n § 1 . 1 6 o r

(i v) I t i l e d a f l g t e s s t o t h i n
§ 1 5 b a l a e p a i d t h e e n t h e p e s i g a n d
r e t e n t i o n f e e s e t o t h i n § 2 (i v) h t h e i n
p r i c e e t o t h i n § 1 5 § .

(2) (i) E e p f o r a o t h e d p r e e i t o
a p a t i o n f i l e d e r § 1 . 5 d i n p t o s e l
a p a t i o n l a i m g h e b e a f t o a e n p o b -
f i l e d p d g n p t o s e l p p c a t i o n d i n t e r -
a t e l p c a b s d e s i g n i g t h e b l e d S t a t e s o f
A n c a m u s o b i n o b e h e d o c a a r e f e r e e
t o e a s u b p o r - f i l e d a p c a t i o n i d e i f y i n g
i t p l i a i o n u m b e r (c o i s t o t h e s r e o d
a d s i a l e n) o r h e n a t i a p i a b n o n n u m -
b e r a d i n t e r n a t i o n a l f l g d e a d i d e h g t h e
r e l a t i o b p o t h e p c a b s c e s r e f e e s t o

o b r e l a t e d p l i a i s s e m a d a p p -
p a e (§ 4)

(i) I n s e e r e a e n t b e s n t t e d l -
i g h e p e y o n e a e r - f i l e d a p c a b o I f t h e
l a t e r - f e d p l i a b n i s a n p i a b n f e d e d r
3 5 111 (a) t h i s r e f e e e n t a s s m i t -
e d w i t h t h e a e r o b u r m o t h s f r o m t h e a c t u a l f l -
i g d e o f t h e l a t e r - f e d p l i a b n o s i x t e n
t h b f r o m t h e f i l i g d e o t h e p o b - f i l e d a p c a -
t i o . f t h a e - f i l e d a p c a b d s a n p t o s e l
p p c a t i o n h e n t e e a t e l s e f o n a n
i n e n a e l p p c a t i o n e r o m p l a e i v h 3
S 3 h s e e e e e n t a s b e s n e d
i v h e l a t e r o f o t h b f c h h e d e o t v h
t h e n a t e l s t a g e c o m e n e d d e 5 5 3 71
(b) o (i) n t e a e - f i l e d i n t e r n a t i o n a l a p c a b o r
s i x e r t n b f r o t h e f i l i g d e o t h e p o r - f e d
p p c a t i o n e t i e p e r i d s a e n o t e e d b e
E e p a s p v i d e n p a g p (3) o t h i s s e i o
t h e f a l a e b t i m e l y s t n b e e r e a e e i g e d y
3 5 0 a d p a g p (a) 2 () o t h i s s e c t i o n
i s o b d e e d i n v e t a p e i t e d r 3 5
2 0 2 , o 3 5 o t o s u b p o r - f e d p l i a i o
t h i e n p i o d s h i s p a g r e h d o o t p y f i l e
a e r - f i l e d a p p l i c a t i o n s :

(A) A r a p c a b o o a d e s g a t e h ;

(B) A r p l i a i d f e d r 3 5
111 (a) b o e n t n 2 , 0 ; o r

(C) A n p t o s e l a p c a b o t v h
e e d t h e a t e l s t a g e e r o m p l a e i v h 3
S 3 7 f r o n t h e m a b a p l i a b n f e d
a d 5 5 C . 3 e f o e t h r 29, 0 0

(i i) I f t h e l a t e r - f e d a p c a b o i s a o -
p o s e l p p c a t i o n h e e e e r e q r e d t h i s
p a g p t n b e b l u d d i n a p l i a b n e d a
s h e § 1 . 3 , a t h e p e f a i t e n t o a r o b e
e n d t o o t a i n s h r e f e r e e i n t h e f i s t a -
e n c e o f l o w n g t h e i t e .

(i v) I t e e g t o a c t i o n e d p r e e -
t i o p c a b n e d r § 1 5 d i s t h e s p e f o r e f e r e
e e e q u r e d b 3 5 S 1 O t o t h e p o r - f e d
p p c a t i o n e d e i f i c a t i o n o f a p c a b b y
a p p l i c a t i o n n u m b e r u n d e r t h i s s e c t i o n i s t h e d e n t i f -
e a t i o n f e e p i a b n e s i g n e t h a p p c a t i o n
a m b e n e s y f o r a e f o r e f e e e i g e d b y
3 5 2 0 e y s u b a p a t i o a s e g t h a t
p p c a t i o n u n .

(d) Drawings intended to show the proper use of the product may be submitted to the Commission for its review and approval. The Commission may require the applicant to submit additional information if necessary.

43 FR 22, Oct 4, 1978 (a) 3 FR 40, 9 Nov. 2, 1978

§ 1.8. Drawing

(a) The drawing of a product is a representation of the product in a form which is suitable for use in the drawing. The drawing shall be a clear and legible illustration of the product as it is intended to be used.

(b) Where the drawing is a technical drawing, it shall be drawn to scale and shall show all the details of the product. The drawing shall be a clear and legible illustration of the product as it is intended to be used.

(c) Where the drawing is a perspective drawing, it shall be drawn to scale and shall show all the details of the product. The drawing shall be a clear and legible illustration of the product as it is intended to be used.

31R 22, Oct 4, 1978 (a) 3 FR 40, 9 Nov. 2, 1978

§ 1.8. Standard drawing

(a) Drawing shall be two acceptable series for presentation in utility and design patents.

(1) Black ink. The drawing shall be a clear and legible illustration of the product as it is intended to be used.

(2) Color. Color is a color drawing shall be as specified in the drawing.

the drawing shall be a clear and legible illustration of the product as it is intended to be used. The drawing shall be a clear and legible illustration of the product as it is intended to be used.

- (i) The drawing shall be a clear and legible illustration of the product as it is intended to be used.
- (ii) The drawing shall be a clear and legible illustration of the product as it is intended to be used.
- (iii) A black and white drawing shall be a clear and legible illustration of the product as it is intended to be used.
- (iv) A color drawing shall be a clear and legible illustration of the product as it is intended to be used.

The drawing shall be a clear and legible illustration of the product as it is intended to be used. The drawing shall be a clear and legible illustration of the product as it is intended to be used.

(b) Other drawings

(1) Black and white. The drawing shall be a clear and legible illustration of the product as it is intended to be used. The drawing shall be a clear and legible illustration of the product as it is intended to be used.

part of a view the view is a part of the view

(ii) As given in the view it is a part of the view

(3) Sectional views... (4) A view is a part of the view... (5) Mid field of view...

(i) A view of the view must not be a part of the view... (ii) A view of the view must not be a part of the view...

(j) For a view of the view... (k) Sectional views...

(l) Sectional views... (m) Sectional views...

(n) Sectional views... (o) Sectional views...

(p) Sectional views... (q) Sectional views...

47 FR 42, pt. 7, 12, effective Oct 19 83
53 FR 70, Nov. 2, 88 effective Jan 1, 99
evid, 65 FR 30, Sep. 80 effective Nov. 7
20; para(a) evid, 65R 50 4 pt 20, 0 0 0 0 -
tive Nov. 2, 0 0

§ 8 [Revised]

8 R 89, July 0, 1993, effective 1
19]

§ 9

§ 9 M so xbits g a l y h t d
a p t b p i c a b o t t

(a) A model o b t w l o b a d i n t e d a s
p t b h e o d o f a n p l i a i m b s i t

(1) Substantially conforms to the require-
ment so f § 1.52 r § 1.84

(2) Isspe f a l l y r e q i r e d y h e o f f i c e ; o

(3) I s f e d w i t h a p i t t e d t h i s e t i o n
i n c i d g

(i) T h e e s e t b t h i n § 1.1 () ; d

(ii) A p l a n a b o t w y e n t y o t h e
e h l o a b t h e f i l e r e c o d i s e e a y t o
d e n r a t e p e n t a l i t y .

(b) N o t w h e a d g t h e p o i s o o f p a -
g e h o t h i s e t b , a m o d e l , w g t h e l o r
o b t p i c a e k b m a y e i e d h e o f f e f
d e h e a s y f o r u p e i n e i n a o f
t h e p i c a b .

R e s e r 53, Oct 09, effective De
1, 97 p b () e i d , 5 R 50 4 e p . 8 0 0
e e i v e N o v . 2 0 0

§ 2 [Revised]

R e n v e d e e d , 2 F R 3 Oct 10, 97
e d e p]

§ 9 p c m e a

M h e o t i o r e l a t e s t o a c o p n i t b o t n -
t e r , t h e p l i a t m y e e q d b f i n s h p c i -
e n o t h e c o p n i t b , o o f i s i g d e n t s o r
i n e h a t , f o r t h e p p o h p i t o r e p i -
t n .

§ 9 R u n t h b , e b s o s p e i n .

M b e b t s , o r p e n s i n p i c a b s
t w c h a e b e n b e d e d a s i n t e r
p p c a t i o e o b i o b t p e c t i o n e
r e t u n d o t h e a p a n t p o e h d e l a t h s
e p s e t e s i t i s e m e d e a s a y t h a t y b e
p e e e d h e o f f i e . S h p c a l e k b s h o -
t e d c a s m a y b e t u a d o t h e p t i e s a t h i e r
e p s e f o t t a d v h i n a r e a b t i m e , t y
g n e l p e d o a h e d s e i o n o t h e o e t o r .

R e e R 13 2M . 2 , 2003, e 1
1 0 0

§ 9 p e b e b s

p i s o m o d s o t b p i c e k b s w i l l o t
o d a i l y e i n s h e d h e o f f e a d h
o b i t n a n p l i a b r o p e t h e l l o t a k e n
f r o m h e o f f e e p h t e a s o b f a n e y e
o t h e o f f i c e s p e a l y t a b z e d y t h e o e o r .

R e e R 13 2M . 2 , 2003, e 1
1 0 0

§ 9 e n i s o o f o m p u t e p g a n l s -
h g s

() G e a l D e s i p e o t h e p a i o n a n d
g e a l o b o f o n t e r p g a n i s t i g s o d
p p r i n t e d s i p o t o b r o t h e p c i f i e i o
A o m p e r p g a n i s t i g o r t h e p u e o t h i s
s e b r i s e f e d a p i n t o t h e l i s t i n p p p r a e
s e q e t h e i n s t r u c t i o s r e s a d e r c o b t s
o a p g e n o r a o m p u r . T h e p g a n i s t i g m a y
b e i t h e r a n b n e o r n h i n e i d e p e t (p e t
o s o p e l a g g t w c h w l a e a p n e t o
p f m a d i s e d p e d e o r t a s k s u b a b v e a
p b e n e g h e t h e f o w k h a c o p n e , o r
o n o l o m t o r e v e s . p t e r p g a n s i g s
g n e s o n t t e c h p e t h p p c a t i o a s o b t i n
p a g e p p a c t) o f t h i s e t b .

(4) Each applicant shall file a statement of the date of the invention with the application, and the date of the filing of the application shall be the date of the invention.

(5) Each applicant shall file a statement of the date of the invention with the application, and the date of the filing of the application shall be the date of the invention.

(c) Where the applicant is a foreign national, the applicant shall file a statement of the date of the invention with the application, and the date of the filing of the application shall be the date of the invention.

(d) A copy of the application shall be filed with the Office of the Director of the Patent and Trademark Office, and the date of the filing of the application shall be the date of the invention.

(1) The date of the invention shall be the date of the filing of the application, unless the applicant can show that the invention was made on an earlier date.

(2) The date of the invention shall be the date of the filing of the application, unless the applicant can show that the invention was made on an earlier date.

(e) The requirements of this section shall apply to all applications for patents, and the date of the invention shall be the date of the filing of the application, unless the applicant can show that the invention was made on an earlier date.

37 CFR 1.55, effective Feb. 23, 2000; 37 CFR 1.55, effective Nov. 7, 2000; paras. (a)(2) and (c) of 37 CFR 1.55, effective Nov. 7, 2000; paras. (a)(2) and (c) of 37 CFR 1.55, effective Nov. 7, 2000.

§ 9. The date of the invention shall be the date of the filing of the application, unless the applicant can show that the invention was made on an earlier date.

(a) An applicant who is a member of the public may file an application for a patent, and the date of the invention shall be the date of the filing of the application, unless the applicant can show that the invention was made on an earlier date.

(b) An applicant who is a member of the public may file an application for a patent, and the date of the invention shall be the date of the filing of the application, unless the applicant can show that the invention was made on an earlier date.

- (1) The date of the invention shall be the date of the filing of the application, unless the applicant can show that the invention was made on an earlier date.
(2) A list of the prior art shall be filed with the application, and the date of the invention shall be the date of the filing of the application, unless the applicant can show that the invention was made on an earlier date.
(3) A copy of the application shall be filed with the Office of the Director of the Patent and Trademark Office, and the date of the filing of the application shall be the date of the invention.

(4) An applicant who is a member of the public may file an application for a patent, and the date of the invention shall be the date of the filing of the application, unless the applicant can show that the invention was made on an earlier date.

(c) The date of the invention shall be the date of the filing of the application, unless the applicant can show that the invention was made on an earlier date.

(d) An applicant who is a member of the public may file an application for a patent, and the date of the invention shall be the date of the filing of the application, unless the applicant can show that the invention was made on an earlier date.

(e) An applicant who is a member of the public may file an application for a patent, and the date of the invention shall be the date of the filing of the application, unless the applicant can show that the invention was made on an earlier date.

(f) An applicant who is a member of the public may file an application for a patent, and the date of the invention shall be the date of the filing of the application, unless the applicant can show that the invention was made on an earlier date.

the a l e t f i l g d a e f o r t w h a b e f t i s t a m e d
a d t i t l e S b d S t a t e s t A e q t o r
d e r a b e x a n n a b n d e t h i s p a g p e n t
i n c e l t a p i a b r e e s t f o r t h i n § 1 . 8 a n d
t h e p o s i g e s o t h i s § 1 . 7) . A r e q u e s t f o r
d e r a b o x a n n a b o d e h i s p a g r a h i v l o t
b g a e d u n e s :

(1) The application is a original utility o
p a t e n t i a b n f i l e d d e S b p o r s u l t i n g
f o m e n t y o f a n i n v e n t i o n a l a p p l i c a t i o n h o t h e
a i t a l s t a g e a f t e r p r i a n e i n v h § 1 . 8

(2) T a p p c a n t h a s t o f i e d a p o b c a t i o n
q u e s t i o n e s t o b e a f e l a q u e s t
a d S b p o r e s c i p t e s i f i l e d p o b
l i c a t i o e q t

(3) T a p p c a n t i s i n d i t b f o r p l i c a t i o
a p r o d i n § 1 2 1 (c) ; d

(4) T a O f e a b i s a d e t h e a d f i c e
a c t i o n e s s 1 2 a n o t e o a l l o w e
a d S b . 5

(e) N o t e o f s p e n s i o n o n i n i t i a t i v e o f t h e
O f e t h O f e w l i b f y p p c a n t f t h e O f i c e
s u p e r v i s i o n b y t h e f e a n p i c a b o n i t s
o w n i n i t i a t i v e .

(f) S p e n s i o n o f t h e i n f o r p o b l i c s a f e t y o
d e s . T h e O f i c e m a y p a s s i t o t h e O f i c e
b y d e r o f t h e d e c t o f t h e b l i v g d i t o s
a e m e t

(1) T a p i a b n i s o w e l p t h e b l t e d
S t a t e s ;

(2) P u b l i c i t y o f t h e i n v e n t i o n m a t e r i a l
e n t a t o t h e p o b l i c s a f e t y o f t h e e a d

(3) T a p p p r a e d p a t e n t i o a g a y
r e q u e s s u b s p a n i o n .

(g) S t a t u t y i n v e n t i o n r e g i s t r a t i o n . O f i c e
w l s u p d a b r o p t h e O f f i c e o r t h e a i r e p -
e d g o p p c a t i o f t h e O f i c e a e p e a
r e q u e s t o p b l i a s a b o r y i n v e n t i o n r e g i s t r a t i o n
t h e p l i a i c e p o r p p e a i t g p e n t
i n t e f e e e p e e d g d e p i t t o h i s p t

24 R 0 2 , D e 2 1 1 9 9 3 R 8 A p r . 1 1 ,
1 8 ; p . 4) d p , 7 F R 4 2 6 S e p . 7 8 2
e e i v e O c t . 1 1 8 ; p a e d) 9 R 8 6 D e l . 2 ,
1 8 , e e i v e 1 1 . 1 1 , 8 5 p a (d) 6 R 9 8 , M .
7 , 9 8 e e i v e M 8 8 ; p a . 8 R 8 9 , F e b .
1 5 , 8 9 e e i v e A p r . 7 9 9 p i s e d F R
2 0 5 A p r . 2 , 9 5 e e i v e 1 8 9 9 p a . 8
e i v e d , 6 2 R 5 3 , 1 O c t . 0 , 1 9 , e e i v e D e . 1
1 9 ; e s e d 5 R 6 2 , A u g . 6 , 2 0 , e e i v e A u g

6 , 2 0 p a s (d) t h o g h t e s i g e d a t h r g h
(g) p (d) , 6 5 F R 5 2 4 t 2 0 , 2 0 f e -
t i v e N o v . 2 0 0 p a . (d) e s e d F R 2 0 . 4
2 0 , e e i v e A p r . 1 0 0 p i s e d 8 F R
4 3 M . 2 5 , 0 , e e i v e M 0 8

§ 0 Nature of invention

(a) Examination

(1) O r t a k g a n p i a b r o m i n a t i o n
a p e n t i n a r e e x a m a b p e i d g h e
e a n e a l l e n a t b g s y t h e r e f a n d
s h a l l e n a b o g i t i g a t i o n t a a i l a b e
p r i o r a r t e a i t i n g t o t h e s u b j e t m a t t e r o f t h e c l a i m e d
i n t i o n e s m a t i o n a l l e p o n e t e i n v h
r e p e b h e o p n a e o t h e a p c a b o r p e n t
a d r e m a t i o n w i t h t h e p c a e s t a t e s a n d
a l e s a n d t o t h e p e n t a b i l i t y o f t h e i n v e n t i o n a
c a e a t w s i v t r e p e t a n t e r s o f o m
a b s o t a i v s e i d a e d

(2) T a p i a b , o r i t h e s e a m i n a t i o n
p r o d i g , b o t h t h e p e n t a w a l t h e
e q u e s t e r , w l b n o t e d o f t h e e x a m i n e r s a c t i o n .
T h r e a s o r a p a e s a i t o o p p e i o r
r e q u e r e n w l b s a d h a O f f e a b n a n d
s u b i n f o r m a t i o n e e e n e l w l e g a m a y
b u s e l u i n a d g h e p l i a t o i n t h e a s o a
r e i n t i p r o d i g t h e p e t o w a , o g e
t h e p r i e y o t i n g h e p r e a t i o

(3) A n i n v e n t i a t y e s a h w l e h e
i n a l l a i t a l p i a b o s f e d a c h a f t e r 1
9 8

(4) A y a i t a a p c a b o g a s t a e
a i n v e n t i a t y p e r c h r e p t p p r e d t h e a t
t h e i a b t h e a t a l e m a t i o n t h e n t s ,
p a p e f o v i t e r e q s t e r e f o d p n t o f
t h e i n v e n t i a t y p e a b r e p t f e s e t f o r t h i n
§ 1 2 p . 8 . T h e p e n t a d T r a d e m a r k O f f i c e o t
r e q u e r e h a a o m a p o t o a i n v e n t i a t y e
s e b e p r e p a d i n d e r t o b a n a s a h e e
r e f r d n a b e f i l e d i n t e m a b a l p i a b n

(b) P r e t e a s o e x a n n e s a i t o . T h e
e a n e s a i t o w l b p n e t e a s t a l a n t e s
e p t t h a i n p p r a e r o m a e s s h a n -
j o n e d o t h o f e l a n a d e f e s i n b p i -
a i t a d h e i k e , t h e a t o h e a n r g n b e
l i m e d t o s h a n t e r s o e f i t a a i t o s h e .
T h e , m a t e s o f o m e a d n o t b a s e d b y t h e
e a n e t a l a c l a r i s o c h l l o w l e

(c) Rejected claim.

(1) If the claim is not clearly defined, or to side step the statute, the claim is to be rejected.

(2) The rejection of a claim for lack of novelty or obviousness, as determined by the prior art, is not to be based on a mere recitation of the elements of the claim without any explanation of the reasons for the rejection.

(3) In rejecting a claim, the examiner must state the reasons for the rejection, and the reasons must be stated in a clear and concise manner.

(4) Subject matter which is not new, or which is obvious, is to be rejected under 35 U.S.C. 103. A claim is to be rejected if the prior art teaches the claimed subject matter.

(5) The claims in any original application are to be rejected as to form if they do not comply with the requirements of the statute.

(i) Where a claim is not clearly defined, it is to be rejected.

(ii) Where a claim is not clearly defined, it is to be rejected.

(d) Claims referred to.

(1) If the claim is not clearly defined, it is to be rejected.

publicly known, or otherwise available to the public, the claim is to be rejected.

(2) Where a claim is not clearly defined, it is to be rejected.

(e) Rejection based on prior art. If the examiner determines that the claim is not novel or obvious, the claim is to be rejected.

43 FR 20, 1978 R 22, 29, 98; p a.(d) 7 FR 7 Sep. 7 92 66 ived e Oct. 1 2 p 5 OFR 98, M .71 9, 66 ived 98 98 p . 5, 57 R 20 21 ly 99 26 fe-tive 5 4 92 2 sed 2 FR 5313 Oct 10, 1997, 66 ived e1 19 ; par. (e) ived, FR 4 8 5 Mar. 2, 2000, effective May 2, 2000 (ad pted as final, 5 FR 62, A g 12 0) p . 5 (2) ived sed 5 R 8 0 Sep. 8, 2000 ived ov. 72 0 ; paa 5 (5 en d d paa 5) 2 sed 5 FR 2 Sep. 2, 2000, 66 ived ov. 2 0 0

§ 1.105 Req iren e tsfori nform a b n.

(a)(1) h b o s e of exin nihgo treatig a n terha ped gob d ep cab fled a d 3 5 11o 3 1 (i o l u d g a e s u e p l i c a t i o n , h a p e n o i z e a m a t i o p e d g t h e e x i n n e o b e o f e n o n g n e q u i r e t h e s m i s s i o n , f r o m h i d i d b i d e t f e d e s 1 5 p o a y s i g n e , o b i n f o r n b r e g n b e e n a y e s a y t o p p e l y e x i n n e o t a t t h e n t e , f o r a m p l e :

(i) r o c h a d b a s t h e e x i s t e n c e o f g p t o l a r l y r e l a t i o m m e r i c a d a t a b e k n o w o a y o h e a t o s t h a o d t s e b e d f o r a p i t c a r a s p e c t i f h e i n e b n

(i) S a b : W h e r a s a b o b i p o r a t w a s m a d e , a d f e s , w h a w a s e a r c h e d .

(i) R e l a e d i n o r m a b n : A p o b a n y o p a t e n l e a t e , p i s e d p i e b r o p e n t (U S o f o e i g h l a p o f t h e i n e t s , t h a r e l a e s o b h e b a m e d i n e t i o n

(v) I n f o r n b r e s e t o d t p i c a b o : A p o y o f p o p e n t l i t e r a t u e , p b s h e e p l i c a t i o p a t e h o f o r e i g h t a v s s e t o d a t t h e p l i a b n

(v) I n f o r n b r e l i n h a i t o p e s s : A p o y o f p o p e n t l i t e r a t u e , p b s h e e p l i c a t i o p o p e n (U . S . o b e i g t h a v a s d i n t h e i n i t o p r o s , s b a s y d i g i g a d o r p i o d g a s t i o n o a p n i s h a i a t i o n e s u l t

(v) I m p o e m e n t s : W h e e t h e c l a e h i n i t o i s a i m p r o e n , i d e n t i f a i t o b l a v i s b i n g n e d

(v) h U s e : d i a i f i c a t i o b a p u s e b t h e c l a e h a i n k o t o p o f t h e i n t o s a t t h e i m e b p l i a i o v f e d b i v h s t a d g t h e d e b e s .

(2) W h e e a s i g n e a s s e r t e d i t s r i g t t o p o e c t e p s i a t e s . 7 a o f t h i s a p e r , i n t e r s e t a p a g a s e () (i i i) , a d (v) o f t h i s s e b o n a I s o b p i e d o s u b a s s i g e

(3) A n y r e p y h a s t a t e s t h a t h e h o r m a b n r e q i r e t o b e s i n e d i s u l a v a d o i s o t r e l i a a b l e b e b p t y o p t i e s f o r h i t a v e e q s e d v l e a p e d a s a p n e t e r e p y .

(4) T h e e q i r e m e n t f o r i n f o r m a b n o f p a r a g p h e () o f t h i s s t i o n b i n e d d h a o f i c e a c t p e s e h e p a t e l y .

(c) A r e p y , o f a f a l a e t o e p , t a e q e - n f o r i n f o r n b o d t h i s s t i o w l e b y - e e d s §.1 5 a d i 3

R e n d e d e d , 2 F R 3 3 O c t 10, 1997, e e i v e D e 9 7 d d 5 F R 0 S e p . 22 000, e e i v e N o v . 7 0 0

§ 0 [R e r e d]

2 F R 0 3 , D e 22, 9 9 3 R 8 N o v . 26, 9 0 ; p a d e c t F R 2 3 2 0 , 1 2 , e f e - t i v e J u l y 11 2 ; p . (1) d e R 9 1 M . 7 9 8 , e e i v e d , 5 e n a d e e x e b 2 F R 3 3 , O c t 10, 1 9 , e e i v e D e 11 9 9 7]

§ 0 [R e r e d]

4 F R 2 2 2 2 , 1 8 ; p r e i v e d , 6 F R 2 9 O a g p , 9 e e i v e S e p t 23, 9 6 r e m e d a d v d 6 2 R 3 3 O c t 0 , 9 7 e e i v e d e l 9 9]

§ 0 [R e r e d]

5 F R 9 8 M . 7 9 8 e e i v e M 8 9 8 e n d e e e e b 2 R 3 3 , O c t 10, 1 9 , e f e - t i v e 11 9]

§ 0 [R e r e d]

4 F R 2 2 2 2 , 1 8 ; 1 r e m e d e s e v d 2 F R 5 3 , O c t 0 9 7 e e i v e d e l 9 7]

§.1 10 I n o s p e d e l b i n t a b r o t h e s p e c t m a t t e r f i d i d l c l a n

W h e n t h a o e a b r i s a m e d i a p i - a i t o p a t e h , h e e t h a d t r a d e n k o f i c e , l a n e s a y o p p e e d o f i c e p e d g g n e q i r e p p c a n t p a e t h e o a v o d a - i t y h e i n v e n t e e n t y e t h e s u b j e t m a t e o f e a c h c a r n t h e a p c a b o p a t W h e r e p r p i a e t h e a t h o d e s b e s p e c t m t e b e b a i m a d e a v b i p o f t h e s p e c t m a t e d e e t o f i n t i g e r e q r e c b t h e p c a n t p e e e o a v r . S e a I s o § 8 c e d 0 .

5 F R 9 8 M . 7 , 8 5 e e i v e d e M 8 9 8 e i d , 6 F R 4 2 O A u g 9 9 e e f e i v e S e p . 23, 9 0]

the case of rejection of a... as provided in §.114 r§.1 16. It is to be taken to the Director in the case of... or requirement... any claim (§.8) ... with §.114 paragraph 1 of this - ito. For the alternative interpretation see the... filed r§. 9 e §. 9

(b) In the case of a... shall report... sided... the... days... in... .

(c) Reply to a... intended... the... with... .

24 R 2 De2, 99 46 FR 2 2 9, 10 ; id , 62 R 5310 ct 9 9 e e ived e 1, 9 7 e sed 5 FR 4 B , M . 0 0 0 e e ived M 22 000 e p e s f n a l , F R 0 2 A u g 1 6, 20) p a r e i v e , F R 0 0 , D e 7, 0 e e - t i v e e 5 , 0 1 p a) e s e d 8 R 3 2 M . 25, 20 , e e ived 1 0 3

§.1 14 Rejection of an... in...

(a) If a... is... the... in §.1 7 p p o r b e e r e s s

- (1) Payment of the... of §. 3 s g r a e d
- (2) A... m e t h e t h e p i a b r o r
- (3) The... of... for the... of... of... to... of... to... .

(b) Pro... in... is... in this... n s t h a b p l i a b r i s e d r a p l , d h a t t h e a s O f e a b r i s a f a a i t d § . 1 1 1 3 , a n o t e o f a l o w e (§ 1 . 3) o a a i t o t h a t b e w i s e e p r o e t u o n t h e p c a b .

(c) A submission as... in this... includes, but is not limited to, an... s l o s e s a n , a n n t t o t h e v i t e r e l s i p - t i o n , d a s e d w i g s , n e w a n s , o w e v i d e i n p p o f p e a b i l i t y . f e p o a

Office... 5... so said... the... by... § 1.1 .

(d) If a... is... § 1.7... will... the... a... for... this... the... help... it... the... to... the... the... § 1... are... by... the... is... this... .

(e) The... of this... of... :

- (1) A... l a p a t i o
- (2) A... o r a u t i l i t y o r p a p e n t f i l e d u d 3 5 1 1 p e o r e J e s , 9 5
- (3) A... l a p c a b o f i l e d e r 3 5 3 o r e J e s , 9 5
- (4) A... o f a d e s p a t e n ; o r
- (5) A... r e a n t i o

A d d e R 3 5 M . 0 , 0 e e ived 9, 0 0 ; e s e d 5 F R 5 0 2 A u g 1 6, 0 0

VI VI

§.1 15 Preliminary...

(a) A... is... the... § 1.6... the... of... § 1.0

(b) A... may... the... of... the... will... the... - the... :

(i) The... of... § 1.6... the... of... ; and

(ii) The... of... the... of... the... .

(2) A... ment... is... p p v d f i t i s f i l e d o a e r t h a :

(ii) If ull tōg repaen p a -
 g p h v h an kig b l v b thec ha g e l i v e
 to thep e s e s i c b thep a g p h e x o f
 a y a d c a p c t i n t e r n t b b w n p d r h -
 i g h e d e d e x t r i e d e x t o a y e l e d i n t e n t
 b s t a s i r e t o g e e p t h a d t b e -
 e s p a e d e f o r e a d f e r h e d e t e d c h a r a e s m a y
 b e s e d b b w e l e t i o n o f i v e o r f e w r c e t i v e
 c h a e s t e e x o g d e d e d s p e c t i n t e r
 n t b s t a e n g p a d v i t h d b e b e -
 e t s f s i e h r g a t b e a s l y p c e i e d

(iii) T a f i l e t o g d o p a g p b
 i w b u t g u d l i n g a d

(i) If t e x f a p a g p t o b e l e t e d
 e n t n o t b e p e s e d i v i s i e t h r o u p a d
 i w i n d b e b r a c k s . I s t r u c t i o d e b e e n
 i d e i f y a p a g p b y i t s p a g p e n o r
 i n c e l a e w o d s f o t h e g i n g d e d f
 t h e p a g p f a e d o r p a a g p i d e n t i f a t i o
 p p s e .

2) A n t h y r e p e m e n t e t o r i f t h e
 s e b o b t h e p c i f i c a t i o n t a n s e b r a d i n g
 a s p r o d d i n § 1.7 b , § 5 () , o s b ()
 a m e d t s t o t a s p e f i c a t i o , o t a r t h a t h e
 c l a s s y o m a d y s m i t t i g

(i) A e e e e t o b e s t i o b a d n g
 a l o g v i a i n s t r u c t i o n v c h e n g b y i d e -
 t i f i e s t h e b o n t d e e t h a t s t o o f t h e p c i f i -
 c a t i o n a d o r e p l a e s b e l e d s e i o i v h a
 r e p a e n e t o b ; a d

(ii) A r e p a e n e t o b i v h a n k i g
 t o l v l b g s e a i t o b t h e p e v e s i o n o f
 t h e e b r i t t e x t o g a d d e j e t h t e r n t
 b s t a y a d l i n i g t h e d e x t T h e t e x t o f
 a y d e e d e n t e r m u s b e b w n p s i e t o g
 e x p t a t d t b e t o p a e d o e a d a f t e r t h e
 d e e d a r a e s m a y e s e t o b o d e t i o o f
 f i v e o e w o s e t u v e b r a e s . I t e x o f a n y
 d e e d e j e t h t e r n t b s t a y e p a d
 i w i n d b e b r a c k s f s i e t b g c a n o b
 e a s l y p c e i e d

3) A n t h b y b i t t e p e f a t o .
 I n e s p e f i c a t i o , o b r a n t h e c a s n m a y b o b
 a m e d y s i n t t i g :

(i) A r i t r u c t i o t o p l a e p e f a -
 t i o n ; a d

(ii) A s b i t t e p c f i c a t i o i n o m p l -
 a n e i v h § . 1 . 7 d ()

4) R i s t a e n t o p e o b s y d e l e e d p -
 g p o r e t o b . A p r e v i o b y e l e t e d p a g p o r
 s e b o n o b e r e i n s t a d o n l y b a s e b e q t
 e n t h d d g h e p e s y d e l e e d p a g p h
 o s t o b .

5) P e s t a t i o n s e q t e n t h t
 d e n t o a p a a g p o s e i o s a m e d i n
 a f s t a m e n t d e n t t h e p a g p o s e c t i o n
 s h a l d b e p s a e d n a s s e q t a m e d t
 d e n t b e s i t s e h o g i n o r a s b i t u t e
 s p e f i a t i o s p r o d .

6) C a n . A n e e h s t a b a m m u s t b e
 e h l e i v t i g t h e e d a i n i v h a l b g s
 (e g , d i t e d d e l e t e) a s i d e d i n t h i s b -
 s e b o n e e p l v e l h e t a m i s b g c a e l e d .
 I t a m e d t d e n t t h a i n t e l a c h a g t o
 a e x i s t i g : a m c a e b a t i o n e x i s t i g : a m o r
 d i d i o a d a m , e n t i n c a c o p n e l s -
 i g t b a m s e r p e n e d t d g h e x o f
 a l p d i n g t i v d e l a i n i n b p l i e i o
 I t c l a r h i s t i g i n b d i n g t h e e x t o t h e c a m s i n
 t h e n t h d o e n t h l v l s e r v e o r e p a e b l
 p i o n e s i o f i t a i n , i n t h e p c a b r i t h e
 c a r h i s t i g t h e s t a t e o e v e y a i m u s b i d -
 a e d a f t e r i t s t e n u e n l y i s g e o t h e f o l -
 b w i g i d e n t i f i e r s i n a p a e n t h e t a l e x p r e s i o n :
 (O r i g a) , (C r e t h y a m e d) (C a e e d) , (W i t h -
 d e v) , (P e i o s y p e n e d) , (l v) , a d (t
 a e d) .

7) C a n s i n g A l t h e a i s p e n e d
 i n a c l a r i t i g t a l l b p r s e d i n a s e d i g
 a m e r a o e d . S e i t e l a i n a i v g t h e s a n
 s t a s o a e d o b a e e d p o e g r e -
 g e d i t o o e s a e n (e g , C a m s 5 (a -
 e b) . I t c a m l i s t i g a l l e n e o a
 s e p a t e s h e t o f t h e e h m e n t d e n t a d i e
 s h e (s) t h a o t a i r t h e t e x t a p t i t h e c a n
 s h a l n o t o b a n a y o b p t i t h e e h m e n t

8) I f c l a m e x i v i h a n k i g i s
 e q u i r e d . A l c l a i s e g a r e n t y e h d i n a n
 e n t h p r a l e p e s e e h t h e c l a r h s -
 i g i d e e s t a t e o c r e t h y e n d e l b e
 s i n e d i v h a n k i g t o i d e t h e c h g e s t h a t
 h a e e h r e l a t i v e t o t h e e h a e p o r v e r -
 s i o b c l a i s e t e x t a y e d o e t h e n -
 t e r m u s e s t o y d e i n i n g e d e l e t i e
 t e x t a y e l e d m a t e m u s t b e b w n p s i e -
 t h o g e p h a d e c e p c e d t o r e a n d

R NSP RD IN

§ 2 Tra s it a p e d e s o l i n e d e n t i o n a t e r f i n a l r e j e c t i o n r e s t r i c t i o n p r a c t i c e .

(a) An a p p l i c a t i o n f o r r e i s s u e a d i g p e t h , t h a s e p e d g f o r a t l e t t w o r s a s o f t h e , a k g i n o a o n t a e r e o e n e i n s t a p a t i o n a n y e a r i e r f i l e d p l i a i n d r 5 2 1 a n d 8 5) , i s a t t e d t o h a v e a f i r s t s e n i s o t e r e d a d c i s d e d o t h e m e r s a t e r f i a l j e c t i o n a d t h e f o l o w i n g c u m s t a n s : T h e O f f i c e w l c o n d e r s u b a s e n i s n , i f t h e f i s t s e n i s a n d t h e e s t o t h i n § 1 . 7) a r e f i l e d p o t o t h e f i g o b a a p p a b r i e f a d p o r t o b a d m e t o f t h e a p a t i o n e f a i t y o t h e f i n a l r e j e c t i o n a u b i c a l l y v d a v p o t h a t m e y f l i g h b i m i s o d p m e n t o t h e e s t o t h i n § 7 () I f a s e a t f h a j e c t i o n e n t h e p c a t i o n , p l i a i s e t t e d o h a e s d e n i s o e a t e r e d a d c o n s i d e r e d o t h e m e r s a f t e r t h e s u b s e q u e n t f i n a l e j e c t i o n d e h e b l o w i n g c o n s t a n s : T h e O f f i c e w l o s i d e s u b a s e n i s p i f t h e o d s e n i s o t e s e s e t o t h i n § 1 7 () a e f e d p r i o r t h e f i g a n a p t o e f a d p o r t o b a d m e n t o f t h e p c a b . T h e f i n a l t y o t h e s e a t f h a r e j e c t i o n i s a n i t c a l y v d a v u p t i e n y f l i g h s e n s i o a d p m e n t o t h e s e o d f e e f o t h i n § 1 7) . A s e n i s o f i l e d a e r a f i n a l j e c t i o n e n e i a n p i e b r e s e q e t t h e f e s t f o t h i n § 1 . 7) a i g e n i v c e p d i w l e t r e e s s e t f o r t h i n § 1 1 . 6 . A s e n i s a s e d i n t h e s p a a g r a p h i n c l u d e s , b u t i s n o t l i m i t e d , a n o r m a t i o n d i s c o u s e s a m e t a m e n d m e n t t o t h e w r i t e n d e s c r i p t i o n a l a i n d w g s a d a v b a t i v e a r g u t o a w i e d e e n s p t o p a t e h a l i t y .

(b) I n a p p l i c a t i o n b e r t h a o e s e o r a e d i g p e t h , t h a s e p e d g o a l e t t h r e e a s s o f e s , 9 , a k g i n o a o n t a n y r e f e e a e n i n t h e a p a t i o n o p a e l e f i l e d a p a t i o n e s s o , 1 2 8 () , o r e q u i r e n f o r e s t r i c t i o n o f r e a f i l i g o d i v s i o a p p c a t i o n s h a l b e h e o r e n n a e d i n t h e a p a t i o n a f t e r t h e 8 9 e e p t v e

(i) T h e r e q u e r e m e n t s f i r s t e n i n t h e p p c a t i o n r a y a f i e r f i l e d a p c a b e r 5 2 2 e d e s p o b o a l 9 9

(ii) T h e e x a m e l a s n o t e n a e q e e n f o r r e s t r i c t i o n t h e p e t o p e t h p p c a t i o n i o r o f a i l 8 1 9 d t o t e i s h e e p p c a n t o

(iii) T h e e q u e d e f o r e m a t i o n o f e a b e l i e l i a t h o a v o t p a i d .

(2) I f t h e p c a b o t a i s e n t h a o e i p e d t h a d d s o t i a t i o n r e q u e r e n t f o r e s t r i c t i o n f o r t h e f i l i g o i s i o a p p c a t i o n s a o t e e n c a n i n a i n d p e n t t o t h i s p a g e p i a t w i l l e s t b e f e d a d j e r a t m e p r o d t o :

(i) E l e t h e i n e t h o o n t h o b a t h e s e a d e e n e d f e e i t h e b e h e p o r t o b a t i c e d p t h e f e s e t f o r t h i n 7 () f o r e t h e e d t a d t i n t e n e t h o n d a i c h i n t h e p c a b i n e s s o o e t w c h p l i a t e e s ;

(ii) O r i m a n e e b o r m a e p o t h e o i t e a d p a y t h e f e e s f o t h i n § 1 7) f o r a h i p e d t h a d d i s t i n t i n t h e i o c a d i n t h e p p c a t i o n a d t o t o b o n e i a t i o n h p p c a n t e v o t e y e l e e d

(i) F l e a p e t i t o u n d e r t h i s s e c t i o n i t a e s g b e q u e m e n t f o r e q u e d p i t o i s f i l e d n a t i n a n n e , t h e o g i a l t i e p r i d r e e i t g a p j y g t h e f e e s o t h i n § 1 7) § w i l l b e e r r e d a d p l e s o o n t h e p i t i c a f f i n g o t h j y g t h e q u e r e n t i v l e a n e v t e n p i r d o b e e t h e n o b n o r i a t h o s t o b e s e a d e l e x a m n e a d p t h e f e s e t f o r t h i n § 7) § f o r a h i e d p t a d d s i n t i a t i o n t a d i n t h e p c a t i o n i n e x e s o e t w h p p c a n t e e s

(3) T h e a d i t a i a t h o s f o r t w c h t h e r e q u e r e e a o t h e p i d w i l l b e i n t h e w r f r o n o i s d e a b n o u e d § 4 2 . A p p c a n t w d i s e s e x a n n a i o o a n i a t i o s i v d a v f r o o e d r a i o c a n f i l e a d i s i o n a p p c a t i o n a d 3 C . 2

(c) T h e p o i n s o f t h i s e t i o n h a l n o t b e p p c a b l e t o p p l i a b r i l e a f t e r t h e 8 9

A d d e d t o F R O 9 A p r . 2 , 9 9 , e e i v e w a 8 9 9]

ADDITIONAL COMMENTS

§ 2. A fee to be imposed if a copy of a patent is published.

(a) Where a fee is imposed on a patent application is rejected or withdrawn prior to the date of publication, and the fee is not paid, the applicant shall be deemed to have abandoned the application.

(1) A fee shall be imposed on a patent application if the applicant fails to pay the fee within the time specified.

(2) A fee shall be imposed on a patent application if the applicant fails to pay the fee within the time specified.

(b) Where an application for a patent is abandoned, the applicant shall be deemed to have abandoned the application.

Added to R 2.0, Aug. 9, 1985 effective 2.3.86; amended, R 5.0 effective 2.20.86.

§ 3. A fee to be imposed on an invention.

(a) Where a fee is imposed on a patent application is rejected, the fee shall be paid by the applicant.

the date of the effective date of the publication of the patent application is the date of the publication of the patent application.

(1) The fee shall be paid by the applicant of the patent application.

(2) The rejection is a duty of the applicant.

(b) The law of the United States as to the publication of the patent application is the law of the United States.

24 R 0.3, Dec. 22, 1983 effective 2.20.86; amended, R 2.3, effective 2.20.86; amended, R 5.0 effective 2.20.86; amended, R 2.3, 3.1.86, effective 2.20.86; amended, R 2.3, 3.1.86, effective 2.20.86; amended, R 2.3, 3.1.86, effective 2.20.86.

§ 4. A fee shall be imposed on a single rejection.

Where a fee is imposed on a patent application is rejected, the fee shall be paid by the applicant.

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to be a and et hisse bn

FR 23 d . 2, 98, e e ive Feb 2 98
eiv d , 6 FR 42 O Aug 9 9 6 e fe ive Sep. 23,
19 ; e id , 65R 5 5 ep. 20 O e e ive Sep.
8, 20 reiv d 5 R 30 , Sep. 20, 20 , e e ive
Nov. 20 D

INR W S

§ 3 Interview

(a) (1) Interview in h e in e o a ing
ap a tis ab h r in t e p d g e b e the
Office must be o d d o Office prin ss and
with n O fe b sa s the e p c it e a m a r s n
d i s g e Interview I not b p mitt d a ny
o b r t i e r p a a v b ut the a b it y b h e d e c -
b r .

(2) An interview r h e i s c a i s o b t h e
p e e b i l i t y o a p e d o p p c a t i o n l b o o r
b e t h e f s t O f i c e a c t i o n b e h e p p c a t i o n s
a b i n o p s b i t u t e p p c a t i o n

(3) The x i n e p u r c h a t a i n t e r -
i v e s e t u b d n d a n e

(b) I n e r y i n s a e t v e e o s i d e a d i s
e q u e s t e d i n v i e w f a i n t e r v i e w i n a x a m i n e r , a
c o p y o f w r i t t e n s a n t o h e e o n s p e a e d t
t h e i n t e r v i e w a v r a n i g a o a b a i t o n t b
f i l e d b p c a . A n e v i e w s b e m o e
t h e s i t y r e p y t o O f i c e a c t i o n s a p c i f i e d i n
§ . 1 1 d 3 .

P a (b) e i d , 4 F R 53 10 c t O 19 , e e -
t i v e d e , 11 9 ; p r e i v d , 65 FR 50 4 e p . 8
20 , e e t i v e N o v . 70 0 ; p a . (a) r e v s e d F R
13 21 . 2 0 3 e i v e 11 , 0 3

ORR EPL Y R E ;
R E P C A T I O N

§ 3 Time p d f o r r e p t o e d i c e a i t o
A D f i c e a i t o w I n o t f b p c a f a n y
o s t a t t o y o s b e e s t a t t o y i t e p i d e t
f o r r e p y t a O f i c e i t d e s t h e a p a n t i s
o i t f d n i v t i g t h a a r e p y s e q d i l e s s h a
s i x t h b a n i m p e r d o i x o n t b i s
l a b w e d .

FR 42 , p t 71 2 , e e i v e O c t 1 , 9 8
e i d , 62 FR 33 , Oct 0 , 19 , e e i v e D e , 1
9 9]

§ 3 A o m b r f a i l a e o r e p y i v t n
i t m e p e r i o d .

(a) I f a a p c a n t a p e t p l i a b r a l s
t o p l y v h i n t e m p r o p o d d e § 3 4
a d s 18 , t h e p i a b r i v l b e n b e d d
o b s a n O f i c e a i t o d a e o b w e

(b) P r o s t i o n a p c a b t o a e t f r o m
b e d t n p u s a t o p a g p (a) o t h i s s e c t i o n
e n t h e t e s u b o m p e t a c p e e p a s t h e
o i d i t o b h p p c a t i o n m a y e q r e t h e a d i n -
s i o b o e s a l b e h t a y a m e h t a f t e r f a l
r e j e b r o a y a m e h t b e p n i s e o t h e d a s t
a i t o p r e l a e c p e d g s v I n o t e a t t o
s a e b p l i a b r f r d e t n .

(c) W h e p y b y t h e p l i a t i a b a f i d e
a t e p o d a o e t h e p i a b r t o f i a l a b r a n d
i s b s t a b l y a n e t e e p t o h e a f a l
O f i c e a b n b u t o s i d e a b o s o m m a t e o r
o m p l a e i v h e a q e m e h a s e n a d t e
a i t y i n e d p c a m a y b e g e n a n t e n
p i r d o r e p d r s 13 o p l y b e n i s o

P a . x , p a d e , 4 F R 42 , S e p . 7 1982,
e e i v e O c t . 1 9 8 p a a i d e t e d 4 F R 55 J a n 4
9 8 , e e i v e A p r . 1 8 4 e s e d 6 2 F R 53 10 c t
0 , 1 9 , e e i v e d e , 11 9]

§ 3 E s i s o i t e n

(a) (1) I f a n a p c a n t i s e q u e d t o r e p y i v t n
a n s t a t t o y o b r t e a d s t a t t o y t i e p i d
p p c a n t e x t e d b t i e n p i d o r r e p l y p t o
t h e a l e o t h e p r a t o b g i n o p i r d
e t p s t a t t e o f i v e m o n t h s a f t e r t h e t i m e p e r d s e t
f o r r e p y , i f a p e t i t i o b a e x e s o f t i e a d e
f e s e t h § 1.1 7) a r e f e d e s

(i) A p p t a n t i s n o t i f i e d o h e r w i s e i n a
O f i c e a i t o

(ii) T h e r e p y i s a r e p l y b e f s t n e d
p a a t o § 1 9 b

(iii) T h e r e p y i s e q s f o r a d a b a -
i g t n e d p s a t o § 1 9 b

(iv) T h e r e p y i s o a d i s i o n b y t h e B d
o b e t h a b e d h e r f e r a e s p a n t t o
§ 18 § 11.2 § 1.3 o

agable petition pursuant to this paragraph was made;

(4) Any claimant (applicant) who is required to pay a fee for this section.

(b) In the case of a delay in reply, publication of the patent application is not to be considered a failure to comply with the requirements of this section.

(1) The reply required to the said office action shall be filed.

(2) The period is set forth in § 7(n);

(3) As a matter of fact, the delay in filing the required reply from the due date of the publication of the application shall be considered a failure to comply with the requirements of this section.

(4) Any claimant (applicant) who is required to pay a fee for this section.

(c) Reply. In the case of a failure to file a reply within the time period specified in the notice of allowance, the applicant shall be deemed to have abandoned the application.

(d) Term of a claim.

(1) Any patent is to be considered to be a term of a claimant's fee set forth in § 1.211 of the Manual of Patent Examining Procedure.

for this section. The date of the publication of the patent shall be the date of the publication of the patent.

(i) The period of the publication of the patent.

(ii) The period of the publication of the patent shall be the date of the publication of the patent.

(2) Any terminal date is aimed at a paragraph (1) of this section. The period of the publication of the patent shall be the date of the publication of the patent.

(3) The period of the publication of the patent shall be the date of the publication of the patent.

(e) Request for reconsideration. A request for reconsideration of a decision of the Patent Office shall be filed within the time period specified in the notice of allowance.

(1) The period of the publication of the patent shall be the date of the publication of the patent.

(2) The period of the publication of the patent shall be the date of the publication of the patent.

(3) The period of the publication of the patent shall be the date of the publication of the patent.

(f) A method of failure to file the patent of a foreign filing. In the case of a failure to file the patent of a foreign filing, the period of the publication of the patent shall be the date of the publication of the patent.

§ 2 Requirement or restriction

(a) If two or more claims are directed to the same subject matter in a single application the examination of the application will require the applicant to identify the prior art to which the claims are directed, and to state the reasons why the claims are believed to be novel and non-obvious over the prior art. If the applicant fails to do so, the claims will be rejected under 35 U.S.C. 101.

(b) Claims to the same or similar subject matter, if they are not directed to the same or similar subject matter, are not considered to be directed to the same or similar subject matter for purposes of this section.

Part (a) is amended by adding the following: [19]

§ 3 Consideration required

If the applicant fails to comply with the requirements of this section, the examiner may reject the claims under 35 U.S.C. 101. If the applicant is unable to provide a satisfactory explanation, the claims will be rejected under 35 U.S.C. 101.

§ 4 Prior art reference in restriction

A restriction requirement is not to be applied to an application until the applicant has been notified of the prior art to which the claims are directed, and until the applicant has had an opportunity to amend the claims to overcome the prior art.

Revised 53, Oct 1978, effective Dec 1, 1978. See 38 FR 42, M. 20, 36, effective May 1, 1973.

§ 5 Identification of prior art

If, in an office action on an application, the examiner sets forth a list of prior art references, the applicant must identify the references to which the claims are directed, and state the reasons why the claims are believed to be novel and non-obvious over the prior art.

§ 6 Examination

In the first office action on an application, the examiner must set forth a list of prior art references, and must identify the references to which the claims are directed, and state the reasons why the claims are believed to be novel and non-obvious over the prior art.

38 FR 204, 11, 9, 8, revised, 2 FR 33, 1, 0, 19, 6, 11, 9

§ 7 Design

§ 7 Resemblance. The design must be represented by a drawing that is complete with the design, and must be a drawing that is a representation of the design as it appears in the prior art.

§ 8 Design

The design must be represented by a drawing that is complete with the design, and must be a drawing that is a representation of the design as it appears in the prior art.

6. A design that, in the prior art, is not a design for a product, is not a design for a product if it is not a design for a product that is a design for a product.

35 FR 20 Nov. 28, 1970; 36 FR 11799 July 29, 1971; 37 FR 5310 Oct. 1, 1972; 38 FR 5310 Oct. 1, 1973; 39 FR 5310 Oct. 1, 1974; 40 FR 5310 Oct. 1, 1975; 41 FR 5310 Oct. 1, 1976; 42 FR 5310 Oct. 1, 1977; 43 FR 5310 Oct. 1, 1978; 44 FR 5310 Oct. 1, 1979; 45 FR 5310 Oct. 1, 1980; 46 FR 5310 Oct. 1, 1981; 47 FR 5310 Oct. 1, 1982; 48 FR 5310 Oct. 1, 1983; 49 FR 5310 Oct. 1, 1984; 50 FR 5310 Oct. 1, 1985; 51 FR 5310 Oct. 1, 1986; 52 FR 5310 Oct. 1, 1987; 53 FR 5310 Oct. 1, 1988; 54 FR 5310 Oct. 1, 1989; 55 FR 5310 Oct. 1, 1990; 56 FR 5310 Oct. 1, 1991; 57 FR 5310 Oct. 1, 1992; 58 FR 5310 Oct. 1, 1993; 59 FR 5310 Oct. 1, 1994; 60 FR 5310 Oct. 1, 1995; 61 FR 5310 Oct. 1, 1996; 62 FR 5310 Oct. 1, 1997; 63 FR 5310 Oct. 1, 1998; 64 FR 5310 Oct. 1, 1999; 65 FR 5310 Oct. 1, 2000; 66 FR 5310 Oct. 1, 2001; 67 FR 5310 Oct. 1, 2002; 68 FR 5310 Oct. 1, 2003; 69 FR 5310 Oct. 1, 2004; 70 FR 5310 Oct. 1, 2005; 71 FR 5310 Oct. 1, 2006; 72 FR 5310 Oct. 1, 2007; 73 FR 5310 Oct. 1, 2008; 74 FR 5310 Oct. 1, 2009; 75 FR 5310 Oct. 1, 2010; 76 FR 5310 Oct. 1, 2011; 77 FR 5310 Oct. 1, 2012; 78 FR 5310 Oct. 1, 2013; 79 FR 5310 Oct. 1, 2014; 80 FR 5310 Oct. 1, 2015; 81 FR 5310 Oct. 1, 2016; 82 FR 5310 Oct. 1, 2017; 83 FR 5310 Oct. 1, 2018; 84 FR 5310 Oct. 1, 2019; 85 FR 5310 Oct. 1, 2020; 86 FR 5310 Oct. 1, 2021; 87 FR 5310 Oct. 1, 2022; 88 FR 5310 Oct. 1, 2023; 89 FR 5310 Oct. 1, 2024; 90 FR 5310 Oct. 1, 2025.

§ 3. Title, description, and classification.

(a) The title of the design must clearly and concisely identify the design in a manner that is consistent with the classification of the design.

(b) The classification of the design must be consistent with the classification of the design.

24 FR 1032 Dec. 2, 1959; 25 FR 1853 Dec. 9, 1960; 26 FR 48 FR 22 Dec. 20, 1961; 27 FR 11799 Dec. 2, 1962.

§ 5. A design for a product is a design for a product if it is a design for a product.

(a) The design for a product is a design for a product if it is a design for a product.

- (1) Design application form.
- (2) Fee application form.
- (3) Application fee.
- (4) Specification.
- (5) Drawing or photograph.
- (6) Oath or declaration (see § 1.101).

(b) The specification must include the following information:

- (1) Preamble stating the field of the design, a brief description of the invention, and the objectives of the design.

(2) Cross-reference to related publications (as indicated in the prior art search).

(3) Statement regarding federal research or development.

(4) Description of the design.

(5) Feature description.

(6) A single claim.

(c) The examination process is defined in paragraph (b) of this section. The design must be a design for a product.

24 FR 1032 Dec. 2, 1959; 25 FR 1853 Dec. 9, 1960; 26 FR 48 FR 22 Dec. 20, 1961; 27 FR 11799 Dec. 2, 1962; 28 FR 11799 Dec. 2, 1963; 29 FR 11799 Dec. 2, 1964; 30 FR 11799 Dec. 2, 1965; 31 FR 11799 Dec. 2, 1966; 32 FR 11799 Dec. 2, 1967; 33 FR 11799 Dec. 2, 1968; 34 FR 11799 Dec. 2, 1969; 35 FR 11799 Dec. 2, 1970; 36 FR 11799 Dec. 2, 1971; 37 FR 11799 Dec. 2, 1972; 38 FR 11799 Dec. 2, 1973; 39 FR 11799 Dec. 2, 1974; 40 FR 11799 Dec. 2, 1975; 41 FR 11799 Dec. 2, 1976; 42 FR 11799 Dec. 2, 1977; 43 FR 11799 Dec. 2, 1978; 44 FR 11799 Dec. 2, 1979; 45 FR 11799 Dec. 2, 1980; 46 FR 11799 Dec. 2, 1981; 47 FR 11799 Dec. 2, 1982; 48 FR 11799 Dec. 2, 1983; 49 FR 11799 Dec. 2, 1984; 50 FR 11799 Dec. 2, 1985; 51 FR 11799 Dec. 2, 1986; 52 FR 11799 Dec. 2, 1987; 53 FR 11799 Dec. 2, 1988; 54 FR 11799 Dec. 2, 1989; 55 FR 11799 Dec. 2, 1990; 56 FR 11799 Dec. 2, 1991; 57 FR 11799 Dec. 2, 1992; 58 FR 11799 Dec. 2, 1993; 59 FR 11799 Dec. 2, 1994; 60 FR 11799 Dec. 2, 1995; 61 FR 11799 Dec. 2, 1996; 62 FR 11799 Dec. 2, 1997; 63 FR 11799 Dec. 2, 1998; 64 FR 11799 Dec. 2, 1999; 65 FR 11799 Dec. 2, 2000; 66 FR 11799 Dec. 2, 2001; 67 FR 11799 Dec. 2, 2002; 68 FR 11799 Dec. 2, 2003; 69 FR 11799 Dec. 2, 2004; 70 FR 11799 Dec. 2, 2005; 71 FR 11799 Dec. 2, 2006; 72 FR 11799 Dec. 2, 2007; 73 FR 11799 Dec. 2, 2008; 74 FR 11799 Dec. 2, 2009; 75 FR 11799 Dec. 2, 2010; 76 FR 11799 Dec. 2, 2011; 77 FR 11799 Dec. 2, 2012; 78 FR 11799 Dec. 2, 2013; 79 FR 11799 Dec. 2, 2014; 80 FR 11799 Dec. 2, 2015; 81 FR 11799 Dec. 2, 2016; 82 FR 11799 Dec. 2, 2017; 83 FR 11799 Dec. 2, 2018; 84 FR 11799 Dec. 2, 2019; 85 FR 11799 Dec. 2, 2020; 86 FR 11799 Dec. 2, 2021; 87 FR 11799 Dec. 2, 2022; 88 FR 11799 Dec. 2, 2023; 89 FR 11799 Dec. 2, 2024; 90 FR 11799 Dec. 2, 2025.

§ 5. Design for a product is a design for a product if it is a design for a product.

(a) The applicant may elect to file a design for a product if it is a design for a product.

(1) The applicant must file a design for a product if it is a design for a product.

(2) The applicant must file a design for a product if it is a design for a product.

(3) The applicant must file a design for a product if it is a design for a product.

(i) The applicant must file a design for a product if it is a design for a product.

(ii) As to the examination process, the applicant must file a design for a product if it is a design for a product.

(b) The design for a product is a design for a product if it is a design for a product.

47 FR 7177 July 7, 1982; 48 FR 11799 Dec. 2, 1983; 49 FR 11799 Dec. 2, 1984; 50 FR 11799 Dec. 2, 1985; 51 FR 11799 Dec. 2, 1986; 52 FR 11799 Dec. 2, 1987; 53 FR 11799 Dec. 2, 1988; 54 FR 11799 Dec. 2, 1989; 55 FR 11799 Dec. 2, 1990; 56 FR 11799 Dec. 2, 1991; 57 FR 11799 Dec. 2, 1992; 58 FR 11799 Dec. 2, 1993; 59 FR 11799 Dec. 2, 1994; 60 FR 11799 Dec. 2, 1995; 61 FR 11799 Dec. 2, 1996; 62 FR 11799 Dec. 2, 1997; 63 FR 11799 Dec. 2, 1998; 64 FR 11799 Dec. 2, 1999; 65 FR 11799 Dec. 2, 2000; 66 FR 11799 Dec. 2, 2001; 67 FR 11799 Dec. 2, 2002; 68 FR 11799 Dec. 2, 2003; 69 FR 11799 Dec. 2, 2004; 70 FR 11799 Dec. 2, 2005; 71 FR 11799 Dec. 2, 2006; 72 FR 11799 Dec. 2, 2007; 73 FR 11799 Dec. 2, 2008; 74 FR 11799 Dec. 2, 2009; 75 FR 11799 Dec. 2, 2010; 76 FR 11799 Dec. 2, 2011; 77 FR 11799 Dec. 2, 2012; 78 FR 11799 Dec. 2, 2013; 79 FR 11799 Dec. 2, 2014; 80 FR 11799 Dec. 2, 2015; 81 FR 11799 Dec. 2, 2016; 82 FR 11799 Dec. 2, 2017; 83 FR 11799 Dec. 2, 2018; 84 FR 11799 Dec. 2, 2019; 85 FR 11799 Dec. 2, 2020; 86 FR 11799 Dec. 2, 2021; 87 FR 11799 Dec. 2, 2022; 88 FR 11799 Dec. 2, 2023; 89 FR 11799 Dec. 2, 2024; 90 FR 11799 Dec. 2, 2025.

AP AN

§ 18. Requirements.

Rules relating to application for patent for botanical inventions are subject to application for the sexes to be provided.

§ 18. Application, to be a

The applicant for a patent must be the person who has done the work or who has directed the work. The applicant must be the person who has made the invention or who has directed the work. The applicant must be the person who has made the invention or who has directed the work.

[48 R 2 3 an 0 9 8 e fe iv e 2 7, 1 9]

§ 18. Specification and application.

(a) The specification shall contain a full and complete disclosure as to the nature and character of the invention and the manner in which it is to be made, and shall include a drawing of the invention if the nature of the invention is such that it cannot be understood without a drawing.

(b) The specification shall contain a description of the invention in such terms as to enable one skilled in the art to make and use the same.

- (1) Plant application in a form.
- (2) Fertilizer in a form.
- (3) Application of the same.
- (4) Specification.
- (5) Drawings (if applicable).
- (6) Examination of the same.

(c) The specification shall contain a description of the invention in such terms as to enable one skilled in the art to make and use the same.

(1) Title of the invention shall include an indication of the nature of the invention, and shall be in such terms as to enable one skilled in the art to make and use the same.

(2) Cross-reference to related inventions (to be included in the application).

(3) Statement regarding foreign patents.

(4) Latin name of the genus and species of the plant.

- (5) Variety designation.
- (6) Background information.
- (7) Brief summary of the invention.
- (8) Brief description of the drawing.
- (9) Detailed description.
- (10) Abstract.
- (11) Claims.

(d) The title of the invention as it is defined in paragraph (c) of this title shall be the same as the title of the invention as it is defined in paragraph (c) of this title.

24 R 10 20 e 22, 9 9 p 2713, Jan 20, 9 8 e fe iv e 2 3 p . 1 1) d e 6 FR 2 9 CA 9 9 e fe iv e Sept 23, 9 8 ; p 1 e sec 2 FR 3 Oct 0, 9 9 e fe - tive 19 7 e sec 5 FR 3 0 , p t 8, 2000, e fe iv e Nov. 7 0 0

§ 18. Claim

The claims shall be in such terms as to define the invention, and shall be in such terms as to define the invention, and shall be in such terms as to define the invention.

§ 18. Drawing

(a) Plant drawings shall be in black and white, and shall be in such terms as to define the invention, and shall be in such terms as to define the invention.

(b) The drawing shall be in color. The drawing shall be in such terms as to define the invention, and shall be in such terms as to define the invention.

24 R 0 2 De 2 , 9 9 p 7 FR 4 2 7 Sep. 17, 9 8 , e fe iv e Oct. 11 9 ; pas . 1 1 0) an d 8 FR 9 July 20, 9 3 e fe iv e Oct. 1

19 ; par(b) e id , R 5702 ep.20,20 , e e -
tive Nov. 2 , 0 0

§ 6 p cmes

The ap c h g e i q ed to fi nish c n ns
b b p nt or it f w r of r u t i n a g h i t y a h ta
t i e n i n t s t a g e b g w h a s m a y e d i g n a e d r
s t d y a d i s p e i t o b i s p e e n , p r p e y
p e e d , m u s b f o r w a l e d h c b m y i v h
h i n s t r u c t i o n f u n i s h e d t o t h e p l i c a t i v e i t i s n o t
p i s b e t o b w a d s u b p c i m e n s p n t s e n t b
e h e a b a b l e b o f i c i a l i n s p e b r w r e g r o w .

§ 7 a minab .

A l i a b s n e s i n e d o t h e a t a n d
T r a e n k o f e t o t h e b p t e n t o g i c u l t u e
f o r s y a d e p i t .

24 R 0 2 , D e c 22, 1 9 ; 34 R 8 3 N o v . 26,
1 0 ; e i d , 62 R 5313 O c t 0 9 9 e e i v e d e
1, 9 9

R S S U S

§ 7 p c h a o f f o r r e i s .

A p l i a i o f o r r e i s e n t o t a n b s a e n
p i t s e q e d f o r a p l i a i o f o r a o g i a l p e h ,
c o m p l y i w i t h t h e r e l a t i n g t h e r e e p a s
b b i v s e p b d a d i n d i t i o , e n t p n y
w i t h t h e r e q u i r e m e n t s o f t h e a b s e a i n g t o e i s s e
a p a t i o .

47 R 4 2 , s t 7 1 0 , e e i v e d O c t , 1 9 2
e i v d , R 0 3 e d , 0 3 F R 9 2 M d 7
1 0 , e f e i v e A p r . 17, 9 9 6 R 6 3 2 0 2 3 , 9 , 1
e f f e c t i v e D e c . 6 , 9 9 ; r e i v s e d 62 R 53131, O c t 0 ,
1 9 , e 1 1 9]

§ 2 p c h a s a i g s

(a) A e i s u e t h e b e i g a d v n t o
o d l a a b n m a d y t h e n a t o o r i n t o s
e x p t a b b w s e p v i d e s e S S 2 , 1 3
1 7 , a d n b e a o m p a e d t h e i v t t e r o -
s e t h o b a s i g e , i f a y , o w i g a n u d i d e d
i n t e e s i n t h e p e t , b u t a e i s e h m a y e m a d
a d v n t o d l a a b n m a d y t h e s e p f
t h e e n i t r e h e s t i f b p i a b r e s o s e s t o
e n l a r g e t h e s p o f i n e d a m s o f t h e g n a p e h .
A l a i g s e a i n g t h e e i s u e a b i s h

the n o w s p i n t e r e s i t h e p a t f i l i g i n t h e
r e i s e p p c a t i o a s e n i s o i n a o d n e i v h
t h e r o i s e o § 37 () o f t h i s b o e r .

(b) A r e i s s u e w i l l b e g r a n e d t h e r i g h a l p t -
e e d b y a l r e p e a t i e s a i s g s i n t e r e -
e t m a y p p .

24 R 1 0 2 0 e 21 959, p 4 8 FR 2713,
J a n 0 , 1 9 8 3 , e f e i v e F e b . 27, 9 8 p (a) r e i v s e d
2 FR 53 , O c t 0 9 , e e i v e d e l 9 7

§ 3 R i s s u e p e f a i o n , i v n g , d
e n c h e n t s .

(1) O t a s e a r e s a p c h a o n . A n a p p l -
a t i o b r e i s e n c o a h e e n i t e p e f a -
t i o , h e d g t h e c l a i m e t h e d w i g s o f t h e
p e h b w a n t e s h a l b i n t r o d u d i n o t h e
p p c a t i o n e i s e p e n t b a l e g r a e d a r g -
i g b s e p o f t h e c a s e f o b o g i a l p e n t
u n l e s a p p e d f o r w i n i n t w o y a r s f r o m t h e g r a n t o
t h e r i g h a p e h , p e s a t o 55 C . 2

(1) p e f a i o i n c i d g c l a e n t h e
e i t e s p e f i c a p i n c i d g h e a m s , t h e p e n t
f o r t w c h r e i s s u e s e q e d e n t f u n i s h i n t h e
f o r a f a p y o t h e p r i n e p e n i d e b u m
f o m t e a c h p g o n l y e s e d o a s g e s h e o f
p p . I f a n t h o t h e r e i s a p c h a o i s t o
b b i d e i t e n t e n e p s a t o p a g p h
(b) o f t h i s s e b r i n e f o r m a e i q e m e n t f o r p p s
e n g u p h e s s a p l i a b r o b a h n t s e t
f o t h i n t h i s s e b a e t o i n 55 . A t t a l y ,
a o p o a y d c l a i m e r § 1 3 , c e r t i f i c a t e d c o r -
r e b n § 1 . 2 t h o g 3 2 , o r e e m i n a t i o n
e i t f i a e § 1 0) i s e n t h e p e h m u s b e
i n t e d d S e a I s o § 1 3 .

(2) D r a w i n g . A l i a t e n t s m i t a c l e n
o p o e a d r a v g s h e t o t h e p i n e p e n t a t
t h e t h h e e i s a p c h a o s f e d s u b o p
o m p l e s i v t h 53 , o f t h e d w i g s w l b e
r e i q r e d e d i n t h e r e i s s u e p p c a t i o n
i s t o i n t e d e a n y c h a g e s e l a t i v e o t h e p a t h b e i g
r e i s e t h e l a g o b a d a v g n b m a d n
e a o d a d v h p a g e d () o f t h i s e b n t h e
O f i c e w l b t a f e t h e d i n g f o b p e n t
f e o t h e e i s s u e p p l i c a t i o n .

(b) M g e n n t s i n a r e i s s u e p p c a -
t i o n . A e n t h i r a e i s a p p c a t i o i s e h e
e t h e b y p a l l y n o p a g t h e g s h o t h e
s p e f i a t o w e t h e p c a t i o i s f e d o b a

sement p p . If an th is made
ino p r a b r n g s p a n t t o p a g p (d) of
this s e b r n b s d f e h m e n t i s h y a
ameth p p , b p e r n t d i r e t h a p c i f i e d
b a n g s b m a d e .

(1) p e f a i t o b e r t h a t h e c a m .
b g s b b p c i f i e b r o b t h a t o t h e a n
m u s b m a d p s u b m i s s i o n o t h e e n i t e x o f a n
a d o r e i v t t e p a g p , b l d i g m a k g p -
s u b t o p a r a g p (d) o f t h i s e t i o e p t t h a a
e n i t e p a g p n b e l e t e d p a s t a t e n t e l e t
i g t h e p a a g p i v t o u t p r e s a i o n o t b e x o f
t h e p a a g p n e p e s p i t i n t h e p e f a i t o
e n t i d i f i e d w h e a n d e o b r e i v t t e n p a
g p h i s l o c a t e d b p a g p p e s w h e b t h e
e n a d m e n t i s s u b m i t t e d o p a p e r o c o m p a c t d i s
(s e S S p p e l e b p p o t o f o r d i s s a -
m t a d e l S l . p p e)

(2) C a m . A a m e t h t p a p e r e n t
i n t e l t h e n i t e e x t o e t c a r b g b g l y
s u b n t h p p a c t e t c i a g l e d
p s b e h m e n t p e r . b a y c l a i r o h a g l y
t h e e h m e n t p e r , a p a e t h e t i a l p e r s i o
a m e n d e d , t w i c e m e n d e d , e c , s b o d l o w t h e
c l a m m b e . b h b g o p a e t h c a m e l e b
a d c a m e n t i d e n k i g p u s a t t o p a -
g p h (d) o f t h s e t o b , e x e p t h a a p a e t h c l a r o r
a d c l a i n t o c a n e d e s a n a -
c e l g h e a m i v t o p r e s a t i o n t h e t e x t h e
c a i m .

(3) D r a w i n g . O o m o e p a t e h d i a v g
s h a l b a m e d i n t h e f o l l o w g e n e p
c h g e s t o a p e t d r a v g n t b s n t t e c a s a
r e p a e n b e o d i a v g l w c h a l l b e a
a t t a m e t t h e e h m e n t d o e n t h A n y e p e -
m e n t b t o d i a v g n u s t n o m p l a e i w t h S
. 1 p a s h a l b l u d e a l l o t h e f i g s a p a g o
t h e r i g i n a e s i o f t h e b t e n f o l o n e f i g -
u e i s e h e h e d f i g u e s n t b e i d e i f i e d
a s A m e l , a d a y a d f i g e n t b e i d e i f -
i e d w h t h e e n t h a f g e s c a n e d ,
t h e f g e n t e s r o d p o b e t s a d i d e i f -
i e d a s b e d A l b g s o t h e d i a v g)
s h a l b e p a d i n d a i l , g i n i g o a s p a t e
s h e t a e n j y g h e p e r s i b d i n g h e h -
m e t h o t h e d a w i n g s .

(i) A n k e l p c p o f a y e h e d
d i a v g f g e h t d h g a b a b o s i d i c a t i g t h e

b g e s m a d g n b i n t e l . b e n k e l p o p
e n t b e b e l y l a b e l a s A b a d M a k e u p
D i a v g a d n t o p e n e d t h e a m e t h t
o e m a k s e t o t h a p l a i s b b a g t o t h e
d i a v g

(ii) A n k e l p c p o p a e h d
d i a v g f g e h l u d i n g a b a b o s i d i c a t i g h e
b g e s h e n t b e p i o d w h e r e q i r e d y t h e
e n e .

(c) S t a s b c a n a d p p o b a i m
b g s . W h e n e l t h e i s a e h n t o t h e
c a s p s a t o p a g p p o b h s s e i c t h e e
m u s a l s o b s u p l i e d , o p a g s e p a a e f o m t h e
p g o t a n g t h e c h a g b s a s (i e . , p d g
o c a e l e d) a b t h e e t o t h e a m e t h t o b a l
p e t t a m s a d e l d c l a i m a d a n e p a -
t i o t h e s p t i n t h e s c l o s e d t h e p e n t o r
t h e b a n g e s m a d e o t h e c a m s .

(d) b g s b o y a n k g . A b g s
r e l a t e o t h e p e t h i n g e s u d w h i c h e m a d o
t h e p e f a i t o n b i d g h e a i n , u p l i g , o r
p a a m e t h p a p e r t h e e s s u e p l i e i p
e n t i n t e l t h e l a v g n k i g

(1) T a n t e r o b e i n t e d p e i s s e n t
b e a l o s e l t o r a c k s a d

(2) T a n t e t o b e d p e i s s u e n t b e
a d l i n e , e p o r a m e t h s b m i t t e d o
o m p a d i s c s s . 1 p a s (c) . M t e r e d d
p r e i s e o n c o p n t i s e n t b e p e c e d i v h
< b a c e d v t h < U > t o p p l y d e i f y t h e
e n e r i a l b i n g l e d

(e) b h r i g o p e t c a n p e r e d
p e t a i n g n n o t e e n e d e n r i g
o a y c l a i r a d i n t h e e i s s u e p c a b e n f o l -
l o w h e n u b n o t h e g s e n e p e t c l a i m

(f) A n t h o d i s c b s e g n e r e q r e d .
b i d c l o s e e n b e n e d , t w e e g e d y
t h e d f e , t o o r e c t i n a o i a e b d c r i p b a n d
d f i n i t o b s a e b s t a t i a l o r e s p e d e
b e t w e n t e c a m s , t h e e m a d e r o f t h e p e f a -
t i o , d t h e d i a v g

(g) A n t h s e h e r e l a t i v e t o b e p e t . A l
a m a d m e n t s m u s t b e m a d e r e l a t e t o t h e p e n t p e c -
i f i e i c h t o d i n g h e c l a i s a d e l w i g s , t v h
a e h e f f e t a b t h e d e o f i l l i n g o f t h e r e i s e
p p c a t i o

Revised FR 50 4 p t 8 0 0 é fe ivéN ov. 7, 2000, par 3)e sed FR 38 ,U 0 ,0 3 é é iveWly 0 ,0 0

§ 7 [Re re d]

24 R 10320 e 2 9 9 p a. FR 2 3 Jan 2 0, 19 , é é iveF eb 21 983; en da d e e d 5 FR 50 4S ep. 8, 0 0 é é iveN ov. 7 20]

§ 8 Re issue also red t a b n

(a) The issue to d laration ad ito to n yigiv hther eq e n s0 § 1.66n t also \$ a d h a :

(1) The p c h b ivest hoo g i a l p ent to b w ly o p ty ip e tive n al d y re o d a d e ctive p c f i a b r o d i a v g p r by re o d h e p e n t e c i a n g n e o l l e s s t h a t h e p e n t e h a d h e r i g t t o c i a n i n h e p a t e n t , s t a i g n t e a o n e e r r o r e i g e l i d p a t h i s o r e i s e e d

(2) All e o s b i g c o r e e d i n t r e i s s u e a p a t i o n e t i e n o f i l i g n t h e h e l - l a r a t i o d e h i s p a g r a h a r e a v h o a y e l p - t i v e i n t h o d h e p a t o h e p b c a n t

(b) 1) B r a g e o c o r e e d w c h i s n o t o - e r e d b y h e o a t h o d e a a b s i n e d e d p a - g r h e) o t h i s s e c o p p i a n s i n a s p e n t a t h o d l a r a t i o n a i g t h a e v e y s u b e o r a s i v h o a y e l e p i v e n e t i c o t h e p i t o t h e a p a n t a s p e n t a l o a t h o r d e c a t a c e i g e d b y t h i s p a g r a m u s t b e - i n t e d e f e a o a v e a n y e n t e d

(i) W h a n y a n e d m e n t p r i o r t o a b w - a n e o

(ii) I n o e t o w e o e r e j e b n e l r 3 5 2 e n d l t h e e m i a r w h e e t i s i d - c a e d t h a t h e s t n i s c o f a s p e n a l o h o r d e c a t a c a s r e q e d t h i s p a g r a h w l o v e - c o e h h e e j e b n

(2) F o r a y e o g l t o b o r e c t e d e r a l l o w e a s p e n a l o h o d l a r a t i o n t a p n y t h e e q t e d o r e c t o s t a i g n t t h e e r r o f s o b e c o r e e d a e i v h o a y e l p i v e i n t e h o d t h e p o t h e a p c h .

(c) H a g o e s a e l a e r r o r p w h t h e r e i s e s b e d a s e t f o t h i n p a g r a (a) (1) , a b s h e r r o s p i e s j s t a t e d i n t h e a t h o d l a - r a t i o a e o l g e b e i g o r e d a s b e q t

o h e d l a a b n o d p a g r a h (b) n s s e c t i o n e o b s p e c i f i c a l y d e f i n e t h e e o r o e o r s b i g o r e c t e d

(d) T h e h o d l a a b n e i g e d p a - g r a (e) o t h s e t i o m a y e s i n e d e d t h e p i o i s o f s b (f)

24 R 0 3 , D e 2 , 1 9 9 ; 2 F R 1 0 3 D e 2 9 , 1 9 6 ; 3 4 F R 8 7 , N o v . 2 , 1 9 9 p a . 4 7 F R 2 7 2 M 1 1 9 , 1 2 , é f e i v e l u l y , 1 2 ; p a . (a) 3 F R 2 7 1 3 , J a n 2 0 3 é f e i v e F e b 2 7 , 9 3 p a . 1 7 , 3 F R 2 2 , a . 7 1 2 , é é i v e M . 1 1 2 ; r e v s e d 2 F R 5 3 , D c t . 1 9 7 é i v e d e l 1 9 7

§ 9 A m i n a t i o n r e i s s e .

(a) A r e i s s e a p p l i c a t i o n w l b e e x a m i n e d i n t h e s a m e n e s a e r e i s s e , o p t o s e l p p c a t i o n d v l e b j e t t o a l t h e r e q e n s o f t h e e s e a e d o n e i s s e a p p l i c a t i o n s . A p p l - a i t o f e i s s e w i l l b e d e d b y h e e n e n d i a e o f o b e p p c a t i o n .

(b) R e t i c t i o e w n p e t m a t e o t h e o r i g i n a l p e t c l a i m c p t e s y a c i a n d s - j e m a t e g n b e e q e d (r e s t r i c t i o i n i v g b y s u b j e c t m a t e o f t h e o r i g i n a l p a t e n t c l a i m s w l o t e r e q r e d . f e s t i c i o i s e i g e d h e s p e n t e r o f t h e o r i g i n a l p a t e n t c l a i m s w l b e l d t o b e c o n s t r u c t i v e e e d u n e s a d b a i m e o a l t h e p e n t c l a i m f i l e c h t h e e u p l i a i d w h d i s - c l a i m a t o b w h e d w r a p c h .

4 2 R 5 9 , J a n 2 , 1 9 ; e i d , 6 5 F R 3 0 4 S e p . 8 , 0 0 , é é i v e N o v . 2 0]

§ 7 I s n e t i n t i p e r e i s s u e e t s

(a) T h e O f f c e m a y e i s s e a p a t e n a m u l t i p l e r e i s s e e t s . I f p c h f i l e s e n t h a e p i - a t i o n t h e e i s s e a s g e p e n t , e a s h p p c a t i o m u s o t a i n o b e a m e d t o c h a r i n t h e f i r s t e t e o t h e p c i f i a i o n i t e s t a t i g t h a m o e t h a n e r e i s s u e p c a t i a s e n f e d a d d e i f y i g e b o t h e i s s u e a p a t i e p r e l a t e h p a p c i a c a n r a d f l g l e . T h e O f f c e n o r e c t i c e r t i f i e e o r e i t o e l r § 1 2 g e i s s e p e n r e s i t i g f o a n p p c a - t i d o l w c h t h i s p a g r a p i s h a t e d s o o - t a i n t h e r e q r e d i t e

(b) I f a p p l i c a t f e s m o e t h a n o e a p p l i c a t i o n f o r t h e r e i s s u e a s g e p e n t , a b t a m o t h e

petitioner is an... be p... s... d... n... h... he... re... ep... p... c... i... s... an... th... edu... n... en... do... r... cae... led... (st... n... b... a... l... s)... t... a... m... ,... w... th... e... h... s... b... cl... a... r... i... gh... an... nu... m... b... a... n... t... h... p... e... t... h... ng... re... i... s... th... e... a... m... e... t... a... m... of... th... e... a... t... h... b... g... r... e... i... s... d... gn... not... b... p... s... a... t... e... d... i... ts... o... r... i... g... n... a... un... an... d... f... om... b... r... a... m... i... n... a... t... i... o... n... i... n... m... o... r... e... t... h... a... n... o... e... of... s... ch... m... u... l... t... p... l... e... re... i... s... ep... p... c... i... s... t... h... a... m... b... e... g... o... f... a... y... d... ed... cl... a... i... n... n... g... t... h... e... n... p... l... e... i... s... ep... l... i... a... t... i... o... n... t... follow... h... e... a... m... b... e... r... o... t... h... e... h... g... t... a... m... b... e... d... g... n... a... l... p... e... t... i... o... n... i... m...

(c) If... of... s... e... a... l... re... i... s... s... u... e... p... i... t... i... o... n... s... by... i... t... s... l... f... a... l... s... o... c... o... r... r... e... c... t... a... e... o... r... i... n... t... h... e... o... r... i... g... i... n... a... l... p... a... t... e... n... t... a... s... q... u... r... e... d... b... y... 3... 5... C... 2... 1... b... i... s... t... h... w... e... i... n... o... -... d... t... i... o... n... b... a... l... w... e... ,... t... h... e... O... f... f... e... m... a... y... s... p... a... d... i... t... o... i... n... t... h... e... a... b... l... e... p... l... i... a... t... i... o... n... l... a... l... i... s... s... a... e... r... e... s... d... a... t... a... t... i... e... t... o... n... e... b... t... h... e... m... a... n... g... r... e... i... s... s... u... e... a... p... p... a... t... i... o... n... t... h... e... O... f... f... i... c... e... n... t... a... o... n... g... e... t... w... o... r... r... o... n... e... o... f... t... h... e... n... p... l... e... i... s... ep... l... i... a... t... i... o... n... t... o... a... s... g... e... n... e... r... a... s... s... u... e... a... p... p... a... t... i... o... n... N... r... e... i... s... e... a... p... p... a... t... i... o... n... t... o... a... n... g... o... l... y... a... n... d... e... p... e... n... t... c... l... a... i... m... s... a... b... t... o... r... e... h... g... a... e... o... r... i... n... t... h... e... o... r... i... g... i... n... a... l... p... a... t... e... n... t... w... i... l... b... e... p... a... s... s... e... d... t... o... b... e... s... u... e... b... y... i... t... s... f... .

47 FR 28 3 7 , 9 2 e e ived ate Oct . 1 1 2 ; e sed 3 FR 69 , Feb 5 , 9 9 , 3 FR 9 2 7 , 9 9 e fe ive Apr. 17 , 9 9 e sed 6 FR 2 0 5A pr. 2 , 1 9 , e e ive th e 8 9 9 e sed 65FR 50 4 5 t 8 0 e e ive Nov. 7 0 0

§ 8 D ginā p eth coh u gl yō p li- a nt.

(a) Th ap cāb for a e i s s b d b an n i e d e the an b fert o s r e d t h b o g i - a l p e t h o r t h e o g i a l p e t i t s e l f , o f t h b o g i - a l i s b s o r n e s i b l e , b y a s a t t e n t h a e f e . Th e a p p a t i o m a y b a e p d f o r a m i n a t i o n i n t h e e a t t e o r i g i n a p a t e n t c o t e m e n t , b t o e o t h e o t h e r t h e n b e s p i e d t o r e t h e p p c a - i t o i s a b w e d . f a e i s s e a p p c a b n i s r e f u s e d , t h e o r i g i n a l p e n t , f s u r e d e d w l b e u e d t o a p a n t p e e t .

(b) I n a y e i s s p i t i o n b r e t h e o f f i c e , t h e p l i c a t m u s a l l t o t h e a e n b n o f t h e O f f e a y p o r o o a e n t p e d g s h w c h t h e p e t h (f o w b r e i s s u e i s r e q e d) i s o w a s i t o s , o l i g i t o n s a n d t h e e s i t s b s c h p r o e e d i g s (s e l a s 5 7 §) (1) .

24 R 0 2 , D e 22 , 9 9 3 R 8 5 N o v . 26 , 9 0 ; e i s e d 5 F R 8 0 , S e p t 8 0 0 , e e i v e N o v . 7 0 0

§ 9 N ice b re i s s u e p l i c a t i o n W h e a n p l i a b r o r a r e i s e s f e d , t h r e w i l l b p e d h b f e t h e b g i n a p e n t a n o t e s a - i g h t a a n p i a b n o e i s s u e a s e n f e d w e n t h e e i s s u e s g r a n e d o r t h e e i s s e a p p l i c a t i o n i s t h e i v s e t e r m i a t e d , t h e f e w l b e d o t o t h e n o t i c e i n t h e f i l e o f t h e o r i g i n a l p a t e n t .

PE SA MA MB Y H DIR OR

§ 8 P i t i t o n e t o .

(a) P e t i t i o n m a y b e a k e n t o t h e D i r e c t o r .

(1) F r o m a n y a b n o r e q u e n t t o a n y e i n t e i n t h e e p e s e i o d a p p c a - t i o , d i n e x p e o n e r p a r t e s p e e i t o d a r e n t i o p e e g w c h i s n o t p e t t o p p l i t h e b d o f p e t h a b s e d I n f e e - e s o o t h o r t

(2) I n a s i n w h i c h a s t a t e o t h e r u l e s p e c i f y t h a t t h e m a t t e r i s t o b e d e t e r m i n e d d i r e c t l y b y o e i v e d i t h e d e t o d

(3) T o n t h e p e r v i s y a u t h o r i t y o f t h e D e t o r i n a p p p r a e i r c t n a e s b p i t i o n s i n i n f e e e s § 4

(b) A n y u p t i t i o n o t a n a s a e n t o t h e f a c t s i n o l d a d t h e p o n t o r p o i n t s t o b e r e i v e d t h e a t t o e q u s e d b e f s o r e n m o - r a d , i f a n y , h p t h e t h b b d e n y o r b e n d i n t h e p i t t o a d v e f a s a t o b e p o r t h e p o f n t h e f o r m o b a f i d i v s o d l a r a - t i o s e d e b i t s , i f a y e n t a e n y h e p i - t i o n .

(c) W h e n p i t i o n i s t a k e r f o r a c t o r r e q u e r t h e o a e i n r i n t h e e p a r t e p r o e - i t o n b a n a p p l i c a t i o n o i t h e e p e o n e r p e s p e o t i b r o a e i n n a b o r p e e d g i t g o e r e q r e d t h a t h e e h a e b n a p p e r e q s o r r e i s d e a b § 1 1) e l a r e p a e t i d y t h e e i n e . t h e e i n e g n b d e c t e d b y t h e D e t o r o f i n i s t a v i t e r s e m e , w h i h a p c i - f i e d t i m e , s e t t i g o i t h t h e r e s o f o r h s o h e r d i - s i o p t h e e n t e r s a r r e d i n t h e p i t i o s p i y g a t h p i t i e .

(d) Where a seizure for a patent in the District Court is set aside, the patent will be voided if the seizure was made in violation of the provisions of this section.

(e) Oral testimony taken in the District Court shall be admissible in the District Court.

(f) The Commission may, in its discretion, require the applicant to file a reply to the oral testimony taken in the District Court within a specified period of time.

(g) The District Court may, in its discretion, refer the matter to a referee or to a master.

24 R 0 2 , Dec 22, 19 ; 34 R 8 3 Nov. 26, 19 ; pas (1) (g)) 47 R 2 3 , Sep. 7 , 19 2 6 6 ived Oct. 1 9 2 8 p 1 9 FR 4846 Dec 2, 19 , 6 6 ived Feb 1 1, 19 5 5 (f) rev sed 67 R 50 4 6 ep. 2 0 , 6 6 ived Nov. 7, 20 0 0 p 3 1 1 d (c) 2 sed 67 R 7 5 Dec. 7 2 0 , 6 6 ived Feb 5 20 ; pas . 1 1 1 1 (c) 8 8 2 8 FR 13 21 . 2 0 3 6 6 ived 1 1 , 2 0 0 0

§ 20. **Patent infringement.**

A suit in a District Court for infringement of a patent shall be filed in a District Court in which the defendant resides or has a principal place of business, or in which the defendant is doing or has a substantial part of his or her business, or in which the defendant is domiciled or has a substantial part of his or her business, or in which the defendant is doing or has a substantial part of his or her business, or in which the defendant is domiciled or has a substantial part of his or her business.

47 R 2 3 p 1 7 , 19 2 8 6 6 ived late Oct. 1 19 2 8 ; 62 R 531, Oct 19 2 9 6 6 ived e 1, 19 7 2 sed 6 8 FR 4 2 , M . 2 0 3 6 6 ived May 1 , 20 0 0]

§ 21. **Discovery.**

In a suit for infringement of a patent, the court may, in its discretion, order the parties to file a statement of the issues in the case, and may, in its discretion, order the parties to file a statement of the issues in the case.

je to sub ota rre eq rein sa mayei mpe d. A p ition d e h s e t i o n t b e a p n n e d b y t h e p i t i f e e s t f o t h i n § 1 7 h

47 R 4 2 , p 1 7 1 2 , 6 6 ived Oct 1, 19 2 8 e id , 67 R 4 2 , M . 25, 2 0 0 , effe ived M 1 , 2 0 0]

§ 22. **Reference.**

Referred to, 2 FRB 3 Oct 10, 1997, 6 6 ived 11 9]

R E F O R M A T I O N R E L A T I N G T O P A T E N T S

§ 23. **Patent infringement.**

(a) Every applicant for a patent or for a reissue of a patent, and every owner of a patent or of a reissue of a patent, shall be deemed to have accepted the provisions of this section in respect of any application for a patent or for a reissue of a patent, or in respect of any application for a reissue of a patent, which is filed in the United States before the date of the enactment of this Act. The provisions of this section shall apply to any application for a patent or for a reissue of a patent, or to any application for a reissue of a patent, which is filed in the United States before the date of the enactment of this Act.

(b) The signature required by § 136 shall be a signature of the inventor or of the applicant, or of the assignee, or of the attorney-in-fact, or of the agent, or of the broker, or of the dealer, or of the licensee, or of the assignee, or of the attorney-in-fact, or of the agent, or of the broker, or of the dealer, or of the licensee.

(c) Any person who is not the inventor or the applicant, or the assignee, or the attorney-in-fact, or the agent, or the broker, or the dealer, or the licensee, shall not be permitted to sign the application for a patent or for a reissue of a patent, or to sign the application for a reissue of a patent, or to sign the application for a reissue of a patent.

(d) The invention described in § 136 shall be deemed to be the invention of the inventor, or of the applicant, or of the assignee, or of the attorney-in-fact, or of the agent, or of the broker, or of the dealer, or of the licensee.

... the ... of ...

(e) In ...

46 R 20 ...

§ 2 ...

(a) Appellant ...

(b) On ...

(c) The ...

(1) ...

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(3) ...

(4) ...

(5) ...

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(7) ...

(8) ...

(i) ...

(A) ...

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e nces b rs ub purpose.

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actio n o t f a , cap lyd e § 1 13 f the
D fice actio n f a ; or

(ii) B us tre h s a t n t h e p p l. f
reins a t n of b ap l i r eq s b t q us t
n t h e n n e d p p e t n a ap l b e f
b t n o m m e h n s , a f i d a v s § § 13 O, 1 31
o . 1 2 o b e r e d e e a r e p mitted.

2 4 R 0 2 , D e 2 , 9 9 7 R 18 B N ov. 26,
10 ; par 4 7 R 25 20 , 8 21 e d e -
t i v e W y 1 8 2 p a b) 5 O F R 8 2 M . 7 8 5
e e i v e d 8 5 R 2 3 , June 23, 8 8 e -
t i v e s e p . 2 , 8 8 p . i d e t e d 57 F R 0 21 a n l 7,
12 , e e i v e M . 69 2 p b) e s e d F R
50 4 O c t 22, 9 3 e i v e d . 3 9 9 r e v i d , 8 F R
53 10 c t 0 19 , e f e i v e d e 1, 9 7 p (b))
e i v d , 65 F R 3 0 , Sep. 80 O e f e i v e Nov. 7
20 ; p (a l) e i s e d F R 3 2 M . 2 0 3
e e i v e M 0 3

§ 9 D l b a n g

(a) A n o b a r i g h t b d r e q s e o b n j n
t h e i r c t n a s i n t w c h p e l a t e a d r s a b
a b a g p e s a y o d i r a b e d a p p r e s e n a -
t i o n t h e a p b . A n p a d i d d v b t a o l
b a i g w i l l e e e t h e s a e c i s d e a b n y t h e
B r o b f B e t h p l s d n e f e e e s a p b s
d i c d a e r o b a b r i g

(b) I f p l a d i s e s a n o b a b a i g , p p -
l a t n t f i l e , a s p a t e p r , a v r i t t e r e q t o r
s u b b a r i g e n i d b t h e e s e t o t h i n
§ 17 d l v h i n t w o m t h f r o m b d e o t h e
e x i n e s a w e . I f p p l a n t r e e q s s o a b a -
i g d l n t s t h e w h b e s e t f o t h i n
§ 17 d l , a o b a a g n b p e n t e d , o r
o b e a f o f , t h e p m y x m i a r f o s d e d
d i s a b b e t h e t h e p m a y e x n e o t h e B d

§ e s 1 B) o e x e i s o b t i m b r r e q u s i t g
a o b a a i g i n a p e t h a p c a b o d § 10 (c)
f o r e x e i s o b t i m e b e e q s i g a n o b a b r i n g
i n a r e e x i n n a b p e d g

(c) I f n o e e q s d e e f o r o l h a i n g a e
b a t i m l y f i l e d b p p l a n t b p b w l b e
a s i g d f o r o s i d e a o d d i s i o n . I f p e l a t
h a s r e q u e s t e d a n o r a l h e a r i n g a n d h a s s u b m i t t e d t h e
f e e t o t h i s 7 d , a d a y b a i g w l b e s ,
a d d t h e b r e o f g e n t a p l a t d t o t h e
p i n r y e x n e . A a i g v l b e b a s s a d n
t h e b c a d e l a g u m w l b l i m d t o t w o y
i n u e s b a p l a a d f e n i m b e n t p i -
m y x m i a r b e s b a w i s e d e r e d e b e t h e
b a i g g i s . I f t h e B d d e d h a d a h a n g s
o t a e a y , b B d v l n o t f y p e l l a t

4 2 R 5 9 , Jan 2 9 7 p . b 8 7 R
4 2 8 S e p . 7 , 9 2 e e i v e O c t 1 8 2 p a a (a)
9 F R 6 D e 2 , 9 3 e e i v e f e b 11, 8 5 p a a
b) e i s e d 3 F R 2 3 , M e 2 , 8 8 e e i v e s e p . 12,
9 8 ; p b e i s e d 8 F R 0 O c t 2 , 9 9 e f e -
t i v e J a n 30 9 e i s e d 62 R 3 3 O c t 0 , 1997,
e e i v e 11 9]

§ 9 A f i d s o d b a t i o n a f t a p .

A f i d i v s , d b a b e o , o r b i b s s o n t t e d e r
t h e c a s e a s b e a p p e a d w i l l n o t b d m i t d w i t h -
o t a b i w t h g d a r s u f f i c e n t r e a s s u w b y
w e e o t a f e r p r e a t e d .

3 4 R 8 3 N o v . 2 , 9 0]

§ 10 D i s i o b y t h B e d B e t h p e a s
d t h e e n e s .

(a) T h B a d o f B e n t p l s d n e f e -
e s , i n i t s d i s p n a f i r m o r e s e t h e d i c -
s i o o f t h e e x n e i n t w l e o i n p i t o t h e
g o e d d h e t e p e f e d b t h e m i n e r
o r e a h b p l i a i c t o t h e e x n e b r f u t b r
o i a d e a b n t h a f i r m a n e o t h e r e j e c t i o n b
c a m o n a n d t h e g d s p c f i e d o s i t u e s a
g e a l a f f r m a n e f i l e d i s o d b i n n e o
t h a c l a i m e p a t o g g d s p e f i a l y
e v e r s e d .

(b) S b t t h e B d o B e n t p l a s a n d
I n f e e e s a w k w g o g g o s o t
i b d i n t h e a p l o r e j e t i n g a y e d g
c a n t n n e d i n t h e d i s c a s t a t e n t t o

(c) A law ve fledv hæ eq \$ for a \$ to y
 in h or eg \$ idv l b effctie , pp b
 cation of hes atup in th b reg \$ itot o av ve
 the b r s i g r e c e i v e a b n o t h e i n -
 tion b i a c h n t h e s t a t u s r y i n e t h o r e g \$ a i d n
 a y a p c i a o b a n o g i a l p a t e n t v c h i s p -
 i g o r f i e d a t e r , t h e d e b p c a b o t h e
 s t a t u s r y i n t i o r e g \$ a i t o A v v e f l e d v h a
 r e q e o r a s t o y i n o g i s t r a t i o w i l l o t
 a f f e c t h e r i g t s o b e r n t o e v a f t h e s -
 j e t n t e r o t h e s t a t u s r y i n o r e g i s t r a t i o n d
 a n a p i a t i o n o a b e r h n o a r e t n y
 w e d A v v e f l e d v h a e q u s t f o r a s t o y
 i n h o r e g \$ a i d v l b a f e p r i g s i n a
 p e t o t h e n e t o w c h i s a d p i o r t h e d e o f
 p b c a t i o n t h e s t a t u s r y i n o r e g \$ a i t o
 o l e s r e i s e p l i a b r i f i l e d s e i g t o a h g e
 t h e s p o t h e c l a i m t h e p e t h . S e a s
 § 1 0 (5) .

50 FR 92 Mar. 7, 8 5 e i v e d a t e M 8 9 B
 p a r e i v d , 5 R 5 3 , 1 0 c t 0 , 9 7 e i v e
 d , 1 9]

§ 2 i m i n a b o f r e q s f o r p l a i o n o f
 a s t a t u s r y i n t i o n r e g \$ a i d
 p e t p c i a o r t w c h t h e r e q s i s
 d i r e c t d .

(a) A y r e q e o b a t u t o y n t o b r e g i s t r a t i o n w i l b e a m i n e d t o d e t e r m i n e t h e r e q u i r e m e n t s o f § 1 2 h a v e b e n e n . T h e p l i a b n t o w c h t h e e q u s t i s d e t e d i v l b e x n n e t o d e t e r m i n e () f h e s u b j e t m a t t e r o f t h e p l i a b n i s a p p a t e f o r p b c a t i o n (2) i f t h e e q e e n s o r p b c a t i o n a r e m e t d b f t h e r e q i r e n s o f 3 5 U . S . 1 2 a d s 2 o h s p a t a e n .

(b) A p l a t w i l l b e d f e d b t h e r e s u l t s o f t h e n a b n s e t o t h i n p a g r a p h (a) t h s e - t i o n . I f t h e r e q e e n s o f § 2 9 a t h i s e t i o n a r e o m e t b y t h e r e q s f l e d t h e n o t f a i t o t o p p l i c a t w i l s e t a p e r d o f t i m e w i t h i n w h i c h o c o p n w i t t h e r e q e e n s o d r o a d a b a - d e n o t h e a p a t i o f t h e p c a t i o n o t e n t h e r e q i r e n s o f 3 5 U . S . 1 2 t h e n o t f a - t i o n o a p a n t w i l h b d e a r e j e b n e d r t h e a p p a t e p i s e o f 3 5 U . S . 1 2 t h e p i o d s

for p ly e abise p a n t o h s e t i o n r e b -
 j e t o b e e a b n o t i m e p v i s b s o § 1 3
 A e e p t h e p l i a t t h e p c a t i o n l a g a n
 b o s i d e f o r p i a b r b a s t a t u s r y i n t i o n
 r e g \$ a i t o f t h e r e q e e n s o f § 1 2 3 a t h i s
 s e t o r e o t i m e y m e t , t h e f i a t p b s w i l l
 b e m e t a . f b r e q i r e n s o f 3 5 U . S . 1 2
 a e b t n , t h e j e t i o n a n t o s 3 5 U . S . 1 1 2
 w i l b e n e f i n a l

(c) I f t h e e x n h a b p u s a t t o h i s s e c t i o n
 r e s u l t s i n p o l o f t h e e q s o r a s t a t u s r y i n
 t i o e g i t r a t i o n t h e p c a n t w i l l b e d f e d b t h e
 i n e t o p i s t a s t u t o y n t o r e g \$ a i t o

50 FR 92 M . 7, 8 5 e i v e d e y M 8 9 B
 p a (b) e s e d 5 R 5 3 , 1 0 c t 0 9 9 e e i v e
 D e l , 9 9]

§ 2 R i w o d e i s o f i a l y r e f u s g t o
 p i s t a s t a o y n t o b r e g i s t r a t i o

(a) A y r e q u s t i s d e t e r m i n e d w h e t h e r
 f i a l r e f u s a l t o p l i a s t u t o y n t i o r e g \$ a -
 t i o f o r r e a o b e h n c o p n i a e t v l b 3 5
 1 2 m a y o b a h e i e w b t h e e f i a l t o p b s h t h e
 s t a t u s r y i n t i o r e g \$ a i t o b y i l i n g a p i t o t o
 t h e D e t o a o m p i a e d b y t h e s e t o t h i n §
 1 . 7 (h) w i t h o e m o t h o a c h o t h e r t i m e a s i s s e t
 i n t h e d i s i o e f i n g p b c a t i o n s u b p o s i t i o n
 s t a d o m p l y w h t h e r e q i r e n s o f 3 5 U . S . 1 2 .
 T h e p e t i t o m a y i n c l u d e a r e q u e s t t h a t t h e p o t b n
 f e b e d e d f h e f i n a l e f i a l t o p b s h a s t u -
 t o y n e t h o e g i t r a t i o n e e n s o b e h a c o m p i a e
 w i t h 3 5 U . S . 1 2 i s d e r m i n e d t o s u l t
 f r o m n e o r t h e e n t a d r e l m a o f e .

(b) A y e q t e r w i s d s a f i e d w i t h a
 d i c i s o f i n a l l y e c t i g b i m p a n t o 3 5
 1 2 a n b a m e i v e d t h e d i c i s o f f i g a n
 p p l o t h e s d o f p e t a b e s a d I n f e -
 e e p a n t t o § 1 9 f b e d i s o r e j e c t i n g
 c a s n p a n t o 3 5 U . S . 1 2 i s r e v e r s e d t h e
 r e q s f o r a s t o y n e t h o r e g \$ a i t o w i l l b e
 p p v e d a t e g i s t a t i o n p l i a d i f a l l o f t h e
 o b e p i o s e o f § 2 a d h i s e t i o n r e t n

50 FR 92 M . 7 9 8 e e i v e d M 8 9 B
 p a (a) r e i v d , 6 8 F R 4 2 , M . 2 0 3 e e i v e
 M 2 0]

§ 20. Withdrawal of request for a prior art search by the applicant.

An applicant who has filed a request for a prior art search may withdraw the request at any time before the search is completed. The request may be withdrawn at any time before the search is completed. The request may be withdrawn at any time before the search is completed.

FOR 98 Mar. 7, 1998 effective M 8 98
eivd, 5 R 9 3F eb1 5, 19, e e iveA pr. 17,
19 ; 56 R 6 2D e3 , 19 , e fe ive De 16,
19]

§ 21. Definition of statutory invention registration.

(a) If the inventor of a statutory invention registration surrenders his or her right to the invention, the inventor shall be deemed to have assigned the invention to the applicant.

(b) Each statutory invention registration shall include a statement relating to the attribution of the invention to the inventor.

A statutory invention registration is not a patent. It has the defensive attributes of a patent but does not have the offensive attributes of a patent. It is not subject to the same rules of prior art as a patent.

FOR 98 M . 7, 98 e e iveM 8 98
50FR 38 6 Aug, 19, e e iveO ct 5, 98

REGISTERED PATENT RULES

§ 20. Withdrawal of request for a prior art search by the applicant.

An applicant who has filed a request for a prior art search may withdraw the request at any time before the search is completed. The request may be withdrawn at any time before the search is completed. The request may be withdrawn at any time before the search is completed.

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9 FR 48 d el 2, 19, e e iveF eb 11, 9 5 6 FR
98, M . 7 9 5 e ive 98 8 5 3 FR 2 5 2
July 3, 19, e e ive Aug. 20, 9 9 e sed 5F R
7 3 d 20 O, e fe ive Feb. 50 0 e ised 68FR
4 3 M . 25, 0 3 e iveM 0 0

§ 21. Definition of statutory invention registration.

(a) When a patent is taken in the Court of the inventor, the inventor shall be deemed to have assigned the invention to the applicant.

(b) In the event of a statutory invention registration, the inventor shall be deemed to have assigned the invention to the applicant.

(c) Notice of a statutory invention registration shall be given to the inventor and the applicant.

24 R 0 2 De2 2, 19 ; p 7 R 7 8.1
Oct 2 19, e fe iveO ct 2, 19 ; 49R 48 6 De
2, 9 26 e iveF eb1 1, 9 8 6 FR 98, M . 7
98, e e iveM 8 8 5 par(c) d d 3 R 6 4.4
98, 8 8 p as 8) e id, 5 R 13 2M .
2, 20, e e iveM 1, 0 3

disclaim, to be read in the Patent Trademark Office, must:

- (1) Be signed by the patent attorney or agent;
- (2) Identify the claim or claims in question and state the reasons why the claim or claims are not admissible under the law; and
- (3) Be a part of the application.

(b) An applicant may assign or convey an interest in a patent or application for a patent, or may convey an interest in an invention, to a third party, in whole or in part, by a written instrument, which may be recorded in the Patent Office, in:

- (1) By assignment;
- (i) By the inventor;
- (ii) If the inventor is dead, by the inventor's estate; or
- (iii) If the inventor is deceased and the estate is not known, by the executor, administrator, or guardian;
- (2) Specify the portion of the invention to be assigned;
- (3) State the present and future interest of the assignee in the invention; and
- (4) Be a part of the application.

(c) A claim is amended to be a judicially created exception to a patentable subject matter in a patent or application for a patent, if the amendment is made in accordance with the following provisions:

- (1) Copy with the provisions of paragraph (b)(2) of this section.
- (2) Be signed and dated by the applicant in accordance with paragraph (a)(1) of this section if filed in a reexamination proceeding.
- (3) Be a part of the application and be recorded in the Patent Office.

in violation of the provisions of this section.

[FR 42, § 1.71, effective Oct 1, 1982; FR 50, § 1.71, effective 3/9/84; FR 61, § 1.71, effective 8/9/88]

IN PATENT

§ 32 Certificate of Correction in a Patent.

(a) The Director may issue a certificate of correction to a patent, in whole or in part, if the Director determines that the patent contains a clerical error, and the correction is necessary to give the patent the effect intended by the inventor.

- (i) At the request of the patent owner or the inventor.
- (ii) A certificate of correction may be issued only if the correction is necessary to give the patent the effect intended by the inventor.
- (iii) A certificate of correction may be issued only if the correction is necessary to give the patent the effect intended by the inventor.

(2) The Director may issue a certificate of correction to a patent, in whole or in part, if the Director determines that the patent contains a clerical error, and the correction is necessary to give the patent the effect intended by the inventor.

(ii) A certificate of correction may be issued only if the correction is necessary to give the patent the effect intended by the inventor.

(3) If the correction is made in accordance with the provisions of this section, the correction shall be deemed to be a part of the original patent.

(4) The Director will issue a certificate of correction to a patent, in whole or in part, if the Director determines that the patent contains a clerical error, and the correction is necessary to give the patent the effect intended by the inventor.

(b) If the Director determines that the patent contains a clerical error, and the correction is necessary to give the patent the effect intended by the inventor, the Director may issue a certificate of correction to the patent.

24 R 0 2 , Dec 2, 19 ; 3 FR 50 , M . 22, 10 ; p . x , 9 FR 6 Del 2, 1984, e e tiv e b 11, 10 ; p . x i e sed 6 5 FR 5460 p t 8 0 0 e e . 7 0 Q a s . (a)) & b) e ed 8 FR 13 2M . 2 0 3 e e ive M , 0 0

§ 2 E tificat e b cor ecit o b p p ch s in stake

The Office may issue a certificate of correction of the claim if the applicant has shown that the error is clerical in nature and the correction does not change the substance of the claim. The Office may also issue a certificate of correction if the applicant has shown that the error is clerical in nature and the correction does not change the substance of the claim.

34 R 5 0 M . 2, 9 9 49 FR 8 6 , Dec 2, 19 , e e ive 5 . 11, 8 5 e iv d , 65 FR 0 , Sep. 8, 0 0 e e ive Nov. 7, 0 0]

§ 2 4 Co re b r o int o b p h p et h , p - sub 5 5 5

(a) Where the error appears to be a clerical error, the Director may, in his discretion, correct the error if the error is clerical in nature and the correction does not change the substance of the claim. The Director may also correct the error if the error is clerical in nature and the correction does not change the substance of the claim.

(b) Any petition for correction of a claim under this section shall be filed with the petition for correction of the claim.

(1) Where the error appears to be a clerical error, the Director may, in his discretion, correct the error if the error is clerical in nature and the correction does not change the substance of the claim. The Director may also correct the error if the error is clerical in nature and the correction does not change the substance of the claim.

(2) A statement from the current applicant or the inventor is required to show that the error is clerical in nature and the correction does not change the substance of the claim.

(3) A statement from the parties is required to show that the error is clerical in nature and the correction does not change the substance of the claim. The Director may also correct the error if the error is clerical in nature and the correction does not change the substance of the claim.

(4) The Director may also correct the error if the error is clerical in nature and the correction does not change the substance of the claim. The Director may also correct the error if the error is clerical in nature and the correction does not change the substance of the claim.

47 R 4 2 , p t 71 2 , e e ive Oct 1, 9 2 3 FR 2 3 Jan 9 8 , e e iv e b 2 8 4 R 4 0 e 12, 9 8 50 R 22 3M , 1985, e fe - tive e b 1, 1, 10 ; e sed 2 R 3 3 , Oct 0 1997, e e iv d e 19 7 d igi par 1 e sed 65 FR 3 0 , p t 8, 0 0 e e ive S ep. 20 0 p a . d d 5 FR 50 4 p t 8 0 0 e e ive S ept 8 0 0 p a (a) r e iv d , 68 FR 4 2 , M . 2 0 0 e e ive M 20]

§ 2 D e m a k e b o r e d M take b b tha t b p o d d o r i n § 3 2 3 2 . 2 d h o t a f f i d g e l g r o f o r e i s - s u e o f o r r e i n a p i v l b b e o r e c t e d a f t e r t h e a t b h e p t

48 R 2 7 , d . 20, 0 3 e e iv e d e Feb 27, 9 8]

R B I R A T I O A W R D

§ 3 [Re r e d]

24 R 0 2 , Dec 19 ; 4 R 0 6 3M 1, 9 8 ; 4 R 4 2 , Sep. 17, 1982; d e t e d 3 R 2 0 2 July 6, 12 , e e iv e S ep. 4 2]

§ 3 [Re r e d]

47 R 2 8 , Sep. 17, 19 ; d e t e d 3 R 2 0 2 July 6, 12 , e e iv e S ep. 4 2]

§ 3 [Re r e d]

D e e d 5 R 2 0 2 July 6, 9 2 e e iv e S ept 4 9 2]

§ 3 [Re r e d]

47 FR 42, § 17.12, effective Oct. 19 89, para. (c), 53 FR 893, Feb. 15, 1989, effective Apr. 7, 1989; amended 57 FR 22, July 6, 1992, effective Sep. 4 1992.]

§ 3.5 Filing of false information

(a) Written information submitted to the Patent and Trademark Office by an applicant, inventor, or assignee of a patent or trademark, or by a representative of any of them, who is required to file such information, is false if the applicant, inventor, or assignee, or the representative, at the time the information is submitted, knows or should know that the information is false.

(b) If a written statement submitted to the Patent and Trademark Office by a party is false, the party requesting the official action is liable for the cost of the proceedings, including the cost of the examination, if the party is found to be in violation of this section.

(c) Any written statement submitted to the Patent and Trademark Office which is found to be in violation of this section shall be considered to be false if the party who submitted the statement is found to be in violation of this section.

47 FR 28, Jan. 29, 1982, effective Feb. 9, 1982

§ 3.5 Filing of false information

§ 3.5 The following regulations shall apply to all amendments to the regulations in this part which are published in the Official Gazette of the United States Patent and Trademark Office.

§ 3.5 [Reserved]

Paragraph 1, 53 FR 10, Oct. 22, 1988, effective Mar. 9, 1989, amended 53 FR 10, Oct. 10, 1988, effective Nov. 9, 1988]

MINUTES

§ 3.5 Time for filing of an appeal

(a) The time for filing an appeal from a final decision of the Patent and Trademark Office is 30 days after the date of the decision, or 60 days after the date of the decision if the decision is a decision on a motion for reconsideration.

(b) The time for filing an appeal from a decision of the Patent and Trademark Office is 30 days after the date of the decision, or 60 days after the date of the decision if the decision is a decision on a motion for reconsideration.

(c) The time for filing an appeal from a decision of the Patent and Trademark Office is 30 days after the date of the decision, or 60 days after the date of the decision if the decision is a decision on a motion for reconsideration.

(1) For an appeal from a decision of the Patent and Trademark Office, the time for filing an appeal is 30 days after the date of the decision, or 60 days after the date of the decision if the decision is a decision on a motion for reconsideration.

(2) For an appeal from a decision of the Patent and Trademark Office, the time for filing an appeal is 30 days after the date of the decision, or 60 days after the date of the decision if the decision is a decision on a motion for reconsideration.

(3) For an appeal from a decision of the Patent and Trademark Office, the time for filing an appeal is 30 days after the date of the decision, or 60 days after the date of the decision if the decision is a decision on a motion for reconsideration.

(4) For an appeal from a decision of the Patent and Trademark Office, the time for filing an appeal is 30 days after the date of the decision, or 60 days after the date of the decision if the decision is a decision on a motion for reconsideration.

(5) For an appeal from a decision of the Patent and Trademark Office, the time for filing an appeal is 30 days after the date of the decision, or 60 days after the date of the decision if the decision is a decision on a motion for reconsideration.

(d) The time for filing an appeal from a decision of the Patent and Trademark Office is 30 days after the date of the decision, or 60 days after the date of the decision if the decision is a decision on a motion for reconsideration.

(1) 30 days after the date of the decision, or 60 days after the date of the decision if the decision is a decision on a motion for reconsideration.

(2) 70 days after the date of the decision, or 140 days after the date of the decision if the decision is a decision on a motion for reconsideration.

(3) 11 years after the date of the decision, or 11 years after the date of the decision if the decision is a decision on a motion for reconsideration.

§ 4 The United States Patent and Trademark Office is hereby notified that the

(a) The United States Patent and Trademark Office will accept for filing in the United States American substance or design or design

(b) The United States Patent and Trademark Office, through its designated office in the United States or by the United States or by the United States

(c) The inventor of the United States Patent Office is hereby notified that the United States

- (1) Receiving is hereby notified that the United States
- (2) Accepting for filing is hereby notified that the United States

FR 07 8, 19, 19, 19

§ 5 The International Bureau

(a) The International Bureau is the World Intellectual Property Organization established in 1886, under the terms of the Convention for the Protection of Industrial Property signed at Paris on March 20, 1883 (Paris Convention of 1883).

(b) The functions of the International Bureau are:

- (1) Publishing international patents
- (2) Translating patents into the official languages
- (3) Storing data in alphabetical order
- (4) Translating information into the official languages

§ 6 The United States International Preliminary Examining Authority

(a) Pursuant to the provisions of the United States Patent and Trademark Office will accept for filing in the United States International Preliminary Examining Authority for international applications filed in the United States or by the United States or by the United States

(b) The United States International Preliminary Examining Authority, will be identified by the full title United States International Preliminary Examining Authority

(c) The functions of the International Preliminary Examining Authority are:

- (1) Receiving and examining applications
- (2) Forwarding applications to the United States Patent and Trademark Office
- (3) Carrying out the international preliminary examination of the United States International Preliminary Examining Authority
- (4) Informing applicant of results of the examination
- (5) Carrying out the international preliminary examination
- (6) Providing international preliminary examination reports to the United States Patent and Trademark Office
- (7) Transmitting the international preliminary examination report to the United States Patent and Trademark Office

Added FR 07 28, 19, 19, 19 (c) revised FR 07 11, 19, 19, 19 (a) revised FR 07 11, 19, 19, 19

§ 7 The International Preliminary Examining Authority

The International Preliminary Examining Authority will be identified by the full title United States International Preliminary Examining Authority

it p t a s (5) a) d , u n e s i t e s i n g s t n t e d p s t a t e s 1 9 9 0 c l e a r l y d e f i n e d s e e i n - s i o p s a t h t o B S 5 (4) . D i v s e t h e s e n i s o w i l l b e t r e a t e d a s i l l g u d 3 5 S 1 1 1 (a) . S i b s e n i s a b d e m k e d M I S t a t e .

[A d d e d 5 R 5 7 0 2 4 , S e p . 2 0 , 2 0 0 0 , e f f e c t i v e N o v . 2 9 , 2 0 0 0 ; s e e R 2 0 0 0 . 4 2 e i v e A p r . 1 2 0 0 ; r e v i s e d R 3 2 M a r . 2 5 , 2 0 0 1 , e f f e c t i v e 1 , 2 0 0 1]

§ 4 D e p o s i t o f c u r r e n t l y a i d t o r o l m - b e r d r t h e p w k e t i t a t (a) P u s u a n t t o t h e p a p e r w o r k R e d c t i o n A c t 9 4 U . S . C . 1 1 e s e q) t h e c o l e c t i o n o f i n f o r m a t i o n i n t h i s s p e c i f i c e n e i v a n d a p p o y t h e O f f e o f M e n t a l t a d a t a o t r o l n 6 0 0

(b) N o t w i t h s a i d g a p t a r p v i s i b l e l a w , o p s i d s e q u e d t o r e p d t o b a l a p s o b e s p e c t o a p e a l t y f o r a l u e t o n y i w i t h a c o l e c t i o n o f i n f o r m a t i o n e t t e r e q u e r n s t o t h e p w k e t u c t o r a b e s t h a c o l e c t i o n i n d m a d i s p a c u r a b l y a i d d i c e t o M e n t a l t a d a t a o t r o l m b e . i s - i t o c o n s t i t u e s t h e d i s p l a y e q u e r e d b y 4 4 U . S . C . 3 2 a d 5 5 5 b (2) (b) t h e c o l e c t i o n o f i n f o r m a t i o n e d f i e o f M a g e n a n d B g e o t r o l n u m 6 0 2 (s e 5 R 3 0 2 2 (i i) (D)) .

[A d d e d 5 R 2 4 1 1 e t 9 e i v e l u l y 1 9 9 0 p e d e f i n a l , 5 F R 6 0 0 e 1 1 9]

W O R K I N G P A P E R A T I O N

§ 2 A c t i o n i n t e n a t i o n a l a p p l i c a t i o n (a) O n y e i d e n t i f i c a t i o n s o n e d t e d S t a t e s o f A m e r i c a n y f e i t e m a b l e p i e b s i n t h e d t e d S t a t e s R e v i g d f i e f a n i e a - t i o n a l a p p l i c a t i o n d o n o t i n c l u d e a p p l i a t i v s i d e d s e i n g e s e t t o a i o n a t h e d t e d S t a t e s o f A m e r i c a t o n e a p a n t (1) H a n d i t e d r e s i d e n t a t i o n a l y n a t i o n a t i g S t a t e o r (2) H a n e s e d e a t i o n a l y d i c a e d a p a n t w i l b e s o f d e d , f i e i n e a t i e l

p p c a t i o n d d e a e e a m o d e q i a e i t t o t h a t r e q u e r s 1 . 5 a d , i n t e n a t i o n a l a p p l i c a t i o n w i l b e f o r w a r d e d f o r p e s i g t o t h e i n t e n a t i o n a l B a u e n g a s a R e v i g O f f e . (S e e a o S i . 2 6) .

(b) A l t h o u g h t h e d t e d S t a t e s R e v i g O f f e w i l l a c c e p t i n t e r n a t i o n a l a p p l i c a t i o n s f e d b y a y e i s d o n a t i o n a l f i e d t e d S t a t e s f a n - c i a d r i n t e n a t i o n a l p r o c e s s i n g , a n i n t e n a t i o n a l a p p l i c a t i o n d i g a t i g t h e d t e d S t a t e s o f A m e r i c a w i l l b e a p p e d t h e e t a d t r a n k o f i e f o r t h e a i o n a t e g b y i f f e d y t h e a o r o r a s p o d i n S i . 2 6 .

(c) I n t e r n a t i o n a l a p p l i c a t i o n s w h o t o d - i g e h e d U n i t e d S t a t e s o f A m e r i c a e d l e d y t h a s g e o r a r .

(d) T h e a p p l i c a n t o f t h e a p p l i c a t i o n m a y s i g n t h e a t i o n p i e b o n R e q t a d f i e i n t e r n a t i o n a l a p p l i c a t i o n f o r t h e a p p l i c a t i o n t h e n e r a t i o n a l a p p l i c a t i o n w h o f l e d s e p a r a t e l y a s e p a r a t e p a r t o f a b o n y t o t h a t a b o n y o a g e n t f r o m t h e a p p l i c a n t s e p a r a t e p o w e r t o a t o a y f r o m t h e a p p l i c a t i o n e s i n e d e r f i l l i n g i f s u f f i c i e n t a s s e s t a t e s i n t e r m i t t i n g t a t h e t i e d f i l g n e a t e p g r a p p e t h i s e c t i o n r e q u e s t t h e a p p l i c a n t t h e i a o r f t h e U n i t e d S t a t e s o f A m e r i c a s d e s i g n a t e d .

(e) A g r e e m e n t o f d i f f e r e n t p l i a t e s r t h e p u p o s e d i f f e r e n t i g t e d O f f i c e s n t b e s h o n t h e R e q s p i t o o f t h e i n t e n a t i o n a l a p p l i c a t i o n

(f) C h a g i r t h e p s o p e n o a d s o f t h e a p p l i c a n t o f a n i n t e n a t i o n a l a p p l i c a t i o n s h a l l b e i n h a o d a e i w i t h 2 b s .

(g) T h e w o r d i g o f 9 2 b s i s a f o l - l o w s

9 2 b s - a d g r e e n e a n l i d a b a n t h e R e q s d h e e n

9 b s R e d i g o f e g y t h e l n t e n a t i o n a l B e a

(a) T h e i n t e n a t i o n a l B a u e n g a s a R e v i g O f f e , o n t h e r e q u e s t t h e a p p l i c a t i o n t o t h e R e v i g O f f e , e o d b g e s t h e f o l l o w i n g i d a t i o n s a p r i g h t h e r e q u e s t o n e d :

(i) P e r s o n a m e , r e s i d e n t a i o n a t y o r e d e s s o b a p l i a t

in §§ 5, 9, and 1 a d s i s a n d
of the administrative.

(b) In the event of a dispute between the States in respect of the application of the provisions of this Regulation, the competent authorities of the States concerned shall consult each other with a view to reaching a mutually satisfactory solution.

Para (a) see R 11, June 1, 1988 (ive July 1, 1988) Opted a f a , R 60 , Dec 19]

§ 8. The text

The text of the application shall be in the official language of the State of origin or in the official language of the State of destination or in the official language of the State of transit.

§ 9. The language

(a) Subject to paragraph (b) of this section, the application shall be in the official language of the State of origin or in the official language of the State of destination or in the official language of the State of transit.

(b) Documents missing from the application of paragraph 1 shall be supplied by the applicant at the time of first receipt of the application or as soon as possible thereafter. The applicant shall be liable for the cost of the missing documents.

(c) The applicant shall be liable for the cost of the application if it is not in the official language of the State of origin or in the official language of the State of destination or in the official language of the State of transit.

§ 10. The text

(a) Requirements of form of the abstract are set forth in PCTR rule 8, and shall be adhered to.

(b) Lack of an abstract of filing of an international application will affect the filing of a patent. However, failure to furnish an abstract will not constitute a ground for refusal of the Receiving Office with the international application if the applicant has complied with the requirements of paragraph 1.

5

§ 11. The national patent application fee

(a) The following fees and charges of notification are established by the Director of the Patent Office:

(1) A transmittal fee of \$ 3 U.S.C. 361(d) (e) 14) \$ 0

(2) A search fee of \$ 50 C. 30 and \$ 0

(i) Where appropriate prior art is searched by the Patent Office, the fee shall be \$ 111 (a) in the fee schedule (r 1 64) a sub n filed \$ 0

(ii) In all situations not provided for in paragraph (a) (2) (i) the fee shall be \$ 0

(3) A special search fee is required for a patent application \$ 0

(4) A confirmation fee (PCTR rule 96) equal to fifty percent of the search fee shall be paid for the international application to be examined (§ 4 8).

(5) A fee equivalent to the transmittal fee in paragraph (1) shall be paid at the time of international publication to the International Bureau for publication of the application as an international publication office (PCTR rule 94)

(b) The basic fee of international filing of the international application shall be as specified in Rule 15.

FR 26 M 11, 1988 para. (a) 7 FR 482 Sep. 1988 fee iver Oct 1, 1988 para. 4 - 6) FR 93 M . 7, 1988 fee iver 19 ; 50 FR 386A ug. 69 B fee iver Oct 5, 1988 para. 8 FR 200 , May 28, 1988 para. 8) FR 89 Feb. 5 1988 R 201 ch7 1989, fee iver Apr. 71 1989, para. 5 6 FR 542D et 3, 1989, fee iver 2 1989 para. 5 FR 300 Aug 2, 1989, fee iver Oct 1, 1989 para. 8 FR 35, M . 4, 1989 fee iver 1989 para. 3 pas (all) (3) 5 9 FR 43 6A ug 2 5, 1989, fee iver Oct 1, 1989 para. 8) FR 283 , M 2, 1988 fee iver Jan 11 1995; para. 8 ch 1 ed 0 R 40 , Aug. 11, 1989, fee iver Oct 1, 1989 ; para. 8 ch 1 ed 0 R 98 5th ly 31 1989, fee iver Oct 1, 1989 para. 8 ch 1 ed 0 FR 200 July 29, 1987 fee iver Oct 1, 1987 ; para. 8 ch 1 ed 63 R 296 1st , 1987, fee iver July 1, 1987 para. 8 ch 1 ed 63 R 60 , Dec 1

19) (a) sec 8FR 4 2 ,M . 2 0 ,é é -
tiveM , 1 0 3

(2) Th éh s oia ded notto la e
b es bn tted(PQR e 4 4).

§ 8 R éb iné nâb l p p cã b r f l g
a ç é s s i f ees.

4 3 R 0 6 M 1,1 0 ; p 6 , 7 FR 4 2 2
Sep. 17, 9 2 é fe iveO ct , 19 2 ; pa 6), 50 FR
9 8 , M . 7 0 é é ive 5 0 5 0 FR 3 2 6
Aug. 8 9 , é é iveO ct 5 9 ; pa (d) n é h d
p a (e) d d , 58 FR 3 3 Jan 7 9 9 é é iveM
1 19 ; p a 7 reid a d p 6) d d 65 FR 3 0 4
Sep. 8, 0 0 é fe iveN ov. 7 0 0 p a. 7 é sec 8
FR 1432 M . 2 0 0 é fe iveM , 0 0]

(a) Mè y p id é r i n t e m à b a p p c a t i o n
f e , l v e p a d l y a c t u a l n t a k e o i n e x e s s i b
a s a p n t b e q d l y a w r t r e a t y a d i s e g -
l u a b e n t e f e d a m e e l a g o f p p e
à é r t h e p a y m e n t é a f e e w i l n o t e n t é a p a t y é a
r e f d é s h é e t é o f i c e w l n o t r e f i d
a m o t s b l v y f i v e é b a s o r l e s b e s a r e f i d
i s s p e f i c a y r e q é e a d v l é o i t y t h e p r
é s h é n s l f t h e p o r p a t y r e q u é i g a
r e f d é o t p r o é t h e b a k g i n é m a o e -
e a y f o r é n g r e f i d l e e t i b é f d t a -
f e r , t h e é f i c e a n y s e b b a k g i n f o m t i o n
p i é d d o t h e p n t i n s t r u t i o n t o m a k e a n y
r e f d y b e t i b é f d t a f e r .

R O R Y

§ 8 é p o r y b i n é p o r y é h t
h a n h t e r n a t i o n a l a p p l i c a t i o n .

(b) A y r e q é f o r r e f d é e p a g p á)
é t h i s s t i o m u s t b e f i l e d i n t w o y e s f é h e
d é t h e f e a w p d f t h e é f i c e b r g a p i t
a o n t l y a é n é b a r t h a n a é n t h p c i f i -
c a l y i d é d i n a a b r i a b n e d r \$ 2 5 6)
a y e é t f o r r e f d é e p o s h a r e g n t
é f i l e d i n t w o y a s f r o m é d é é t h e p i t
a o n t s a é n i d é i n g s u b a r g é b l u d e
a p é t h a t é p i t a é s a é n t h é i t é n
p r i é s t f o t h i n t h i s p a g r a p é n o t e x t é d b e

(a) Th é a r é p r i o r y é n , s p é t o p a -
g p (d) é t h i s s t i p é h é n o n t h e é u s t
(P Q R e 4 0) h a n é a c o m p l y g t v h e t b s
1 0 d i t o f t h e m i n s t a i v é n s u t b s .

(c) R é d é t h e s p é n a l e a t f e w l
b e m a d e f s u c h r e f u d i s é t é r m i n é d é b e w a r a é d
l y t h e é t o r o t h e é t o s é d i s e g a i t g
a d é e 0 2 c)

(b) W é é b p o r i t y é a e a r l i e r é t e d
S t a t e s a t h a p p c a t i o n h é n a t i a p p c a t i o n
f i é d w i t h t h e U n i t é d S t a t e s R e c e i v i n g O f f e é s
é a é h n a i n t e m à b a l p é c a b , é p é l i a t
g n e q s h a b e t é t r a n s i t t a l a é n i n g
t h e i n t e n a i a l a p é c a o u p f i l i n g i n t h e
é t e d S t a t e s R é i v g O f f e o r h a s e p a é l e t t e r
f i é d i n t h e U n i t é d S t a t e s R e e i v i n g O f f i c e n o t l a t e r
h a n 1 6 m o n t h s a f é r t h e p r i o r y d a t e , h a t t h e U n i t é d
S t a t e s P a t h a é r a l é n é o f i c e p r e p a é a e t f i é d
o p é t h e p o r a p é a t i o é r t a m i t a l é h e
I n é n a a l é b a P C T A i c e 8 a d é R e
7) t h é f e f o r p a h g c e r t i f i e d p é s é f o t h
i n § 1 . 0 1) .

(d) Th é i n t e m à b a l a d é a r b f e e s w l b
r e f d é f n o t h é n a i a b f l g é t é s a o d é o r
i f t h e p é l i é b r i s i w l é n a v é o e t a m i t a l o f
t h e e o r d c o p y t o t h e n é n a b n a l B u e a u (P C T
R e s é d é 2) . t h e s a b é w l b é d é d
i f t h e p é l i é b r i s i w l é n a v é o e t a m i t a l o f
t h e s a p y t o t h é n é m a i a S a b g a b -
i t y . T h é a n s m i t a l f e e w i l n o t b e r e f u n d e d .

(c) I f a e t f i é d p y é t h e p é r y é n t
i s t h é m i t t e d g e t h e w i t h t h é n é m a i a b p é -
c a t i o n é f i l i n g , o r , f t h e p r i o r y a p p l i c a t i o n w a s f i l e d
i n t h e é t e d S t a t e s é a e q t a d é p p r i a e
p é n é p p a a b o f s b a e t f i é d p y é d
o t a é n y t h é n é a t i a l p p c a t i o n f i l g
o r a r e o t f é d w i t h é m o t h s é t h e p r i o r y d é ,
t h e c e r t i f i e d p é b p o r i t y é n m u s b e
f u n i é d l y t h e p é l i a t é b I n é a t i a l B a u
o t t h e é t e d S t a t e s R é i v g O f f i e w h n t h e
i t e m t i s p e c i f i é d i n P C T R u l e 7 . 1 4)

(e) Th é é l g f e (§ 2 6) w l b
r e f d é P C T R 2) o l y f :

(d) Th é p é c a g o r é o r é p r i o r y
é a r n a é d a d é w t é R 2 b s 1

(1) The Demand is withdrawn ebe the
é n é h a s é n s e t h y t h e n é m a i a P é m -
a y é n n i g a b i t y é b I n é a t i a l
B e a u , é

o d est he R ivig Of e h ll p e ed d r
e b s2

Pa .b)e id , 63FR 4 June 1, 9 8
e e ivel uly, 11 9 e p d s final, 8 R 6 0 , D e
1, 9 8]

§ 8 D s in mee ig it mel in s.
Deay in mee h g time l mits duringh ternab n al
pos ig of th emala p c ab s mayb ye
exa eda sp id n e e . Ed eay in
en tigt et mits in aa iona ap c h a p se
§ 13 .

VI MIN

§ 7 C re b s a d e h n s d ng
in e h b a p e s g

(a) Ex p a b etv se p ro id d h h s p a -
g p h a lo rectio s s mitted to h e d e s t e s
R e ivig Of e or h d St a e l n e a t i o l
s a b g h b o ty e n t b in g is h th e o m
o r e p a n s h e s in c o m a e w i t h e R s
O a d l 1, a e n n e d y e t e t h a t d a v
a t t e n t i o n t o t h e d i f f e r e n c e s b e t w n e r e p a d
s h e s a d t h e r e p a n s b e t s p l a e n t
s h e s a r e e i q u e d f o r t h e b i t o l i n e s o t e x ,
t h e o r e c t i o n o f s p e t y a p b a e r r o s , a n d n e
a d i t o r c h g e o o t o n e t h a f e w p r
s h e t h e c h g e s m a y b e s t a d h a b e t e d , i f
p r o p r i a t e , t h e U n i t e d S t a t e s R e e v i n g O f f i c e w i l
m a k e t h e d e b i t o r t r a n s f e r t h e c o r r e c t i o n o f t h e
i n t e n a t i o n a l p l i e i p p v i d e h t o h c o r e -
t i o n s d o o t a s e y a e t h e c a i t y d i d e c t
r e p d b l i t y o f t h e p l i c a t i o (P O R e 2).
e h m e n t s h a d b o n y i v t e s e s O
a d l 1 t o 1 1 3 g o t h e a e e d .

(b) A e h m e t h s o t a m s s h n t e d b t h e
I n t e n a t i o n a l B e a u a p r e s c b e b y e
R e 4 6 .

(c) C o e t b s o a d i t a b h e e u s t o f
a p d c a t i e d r e e b e b b d b -
i n t d t o h I n t e n a t i o n a l B e a u a p e c b e d y
e b e r .

Pa (a) s e e R 4 June 1, 9 8 e i v e
J u l y , 1 1 9 e p d a f a , 6 3 F R 6 6 0 0 D e c . 1 9 8
p a r (c) d e b 6 F R 0 0 M . 2 , 0 0 e e i v e M .
1 , 0 0

§ 2 e s i n p s o n , a d e s o f
p l i c h s a d e t h e .

All e q e s s f o r a c h a g e i n p e r s o , a m e o
d e d s s c a p c h a s a d n o r s b d e a t t o
t h e U n i t e d S t a t e s R e e v i n g O f f i c e u n t i l t h e t i m e o
i s s u a n e o f t h e n e n a t i o n a l s e a r b r e p o r t . T h e r e f e
r e q s s o s u b c h g e s b u d b s h n t e d t o t h e
I n t e n a t i o n a l B e a u .

4 3 F R 0 6 , M 1 , 1 9 7 8 ; d i g e d a 2 F R
0 0 M 2 9 8

NYD ON

§ 8 b t y o i a h o n e o r e t h e a -
t i o h a s c h g a h b t y , t h e a -
t i o h p e l i m a y n n g a i t y
d d n g h e a t a s g

(a) A n i n e a t i o n a l a n a t i o n s g e p i -
a t i o h a l l r e l a t e t o o n e i n e h b o l y o b a g u p
o i a t i o s e l e d a t o f o n a s g e g a l
i a t i v e o p t (e q e n t h o a i t y o i a -
t i o) . W h e r e a g p o f i a t i o s i s b i e h i a n
p p c a t i o n e r e q u i r e n o f b y o i a t i o n
s h a l f u f i l l e d y a t h e e s a b a l e h a -
t i o h p e r t b e h n b o s i b i v g e o r
o n e o t h e s m e o o r e s p d g e c i a l e h a l
f e u s h e p e s o s p i a l e h a f e a t u r e
s h a l e n t e e b i c a l f e u s t h a d i n e a o -
t r i b b r t w c h a b o f b d i a e h n t o b p o -
s i d e d a w e m a k e o r t h e p r i o r a .

(b) A n i n e n a t i o n a l o r a a i t a l s t g e p c a -
t i o o t a i n g l a i n o d i f e h a e g e s o i a -
t i o i w l b e c o d e r e d t o h a e b t y o i a h b i f
t h e c l a s s a r e d n a v b y o e o f t h e f o l o w n g
o m b a t i o n o f a g b e s .

(1) A p d t a d p e s s p e a l y e d p e d
f o r t h e m a n a u e a i d p d ; o

(2) A p d t e d p e s o f u s e o b a d
p d t o

(3) A p r d t , a p o s p e a l y d p e d f o r
t h e n u a t e o b a i p r d t , d a s e h e
s a i d p d t o

(4) A p e s a p p a t u s e n s p -
c i f i a l y e s g o r c a r y g o t t h e a d p e s s o

(5) A p r d t , a p o s p e a l y d p e d f o r
t h e n a t i e b t h e d p d t , a d p a r a t u s
o m e a s p e f i c a l y e s g f o r c a r y g o t h e
s a i d p e s

(c) If the invention is not a subject matter under section 101, the applicant shall be notified of the reasons therefor and the applicant may, within the time specified, file a written statement of the reasons why the invention is a subject matter under section 101.

(d) If multiple claims are presented in an application, the claims of the applicant which are first in order of priority shall be treated as the claims of the applicant in the determination of the patentability of the invention. (a) and (b).

(e) The determination of the patentability of an invention shall be made on the basis of the facts and circumstances as they exist at the time the determination is made.

Added FR 20, 11, 1987; effective July 1, 1987; passed by the Board of Patent and Trademark Appeal, FR 43, Jan 4, 1987, effective 1987.

§ 4 4 Determination of the patentability of an invention shall be made on the basis of the facts and circumstances as they exist at the time the determination is made.

(a) Before a hearing is held on an appeal, the Board of Patent and Trademark Appeal will determine whether the invention is a subject matter under section 101.

(b) If the hearing is held on an appeal, the Board of Patent and Trademark Appeal shall determine the patentability of the invention on the basis of the facts and circumstances as they exist at the time the determination is made.

(c) If the hearing is held on an appeal, the Board of Patent and Trademark Appeal shall determine the patentability of the invention on the basis of the facts and circumstances as they exist at the time the determination is made.

(d) Lack of novelty is a question of fact to be determined on the basis of the evidence presented in the application.

(e) Lack of novelty is a question of fact to be determined on the basis of the evidence presented in the application.

Intentional copying may raise the question of prior art.

[3FR 20, 11, 1987; effective July 1, 1987; passed by the Board of Patent and Trademark Appeal, FR 43, Jan 4, 1987, effective 1987.]

§ 4 5 Prior art is defined as any invention known to the public before the effective filing date of the claimed invention.

(a) If the prior art is a printed publication, it shall be considered to be prior art if it is available to the public before the effective filing date of the claimed invention.

(b) Prior art under paragraph (a) of this section will be in the mind of the Director of the Patent and Trademark Office. In the event that the prior art is a printed publication, it shall be considered to be prior art if it is available to the public before the effective filing date of the claimed invention.

(c) An applicant who is not a resident of the United States shall file a statement of the inventor's name and address with the application. The statement shall be in the form of a sworn declaration and shall be filed with the application.

[3FR 20, 11, 1987; effective July 1, 1987; passed by the Board of Patent and Trademark Appeal, FR 43, Jan 4, 1987, effective 1987.]

MINUTE REVISIONS

§ 4 6 The hearing is held on an appeal.

(a) On the filing of an appeal, the Board of Patent and Trademark Appeal shall determine the patentability of the invention on the basis of the facts and circumstances as they exist at the time the determination is made.

(b) The ... ad- ... Rule ... printed ...

(c) With ... the ... in ...

53 R 48 O ... Nov. 2, 1909 ... 58 FR 33 Jan 14, 1909 ...

§ 2 ... ment of ...

(a) The ... preminary ... shall be paid ...

(1) If ... the ...

(i) Fifty percent of the amount of the deficiency ...

(ii) As ...

(2) The ...

(b) If ...

... as if it had ...

53 R 20 ... 1908 ...

§ 2 ...

(i) The following fees and charges ...

(1) A preliminary examination fee is ...

(i) Where an ...

(ii) Where an ...

(2) And ...

(i) Where the ...

(ii) Where an ...

(b) The ...

(53 ...)

53 FR 6893, Feb 15, 1909 ...

ADMINISTRATIVE FEES

§ 49.101. In addition to the general administrative fee...

(a) Subject to § 49.101(1), the administrative fee for the preparation of a petition for a writ of habeas corpus...

(b) An international application for a writ of habeas corpus shall be filed in the appropriate court...

Added by R 260, 8/1987; see 6 FR 43, 5A, ug 3, 0, 0, 0; see 7 FR 52, 4, 0, 2, effective Apr. 1, 1987.

§ 49.102. Administrative fees.

The following fees shall be assessed for international applications submitted for a writ of habeas corpus...

(a) The basic fee

(1) When an international preliminary examination fee set forth in § 49.102 is paid to the international protection office...

International fee ... \$ 0
Third party ... \$ 0

(2) When no international preliminary examination fee set forth in § 49.102 is paid to the international protection office...

International fee ... \$ 0
Third party ... \$ 0

(3) When no international preliminary examination fee set forth in § 49.102 is paid to the international protection office...

International fee ... \$ 0
Third party ... \$ 0

(4) When an international preliminary examination fee set forth in § 49.102 is paid to the international protection office...

of \$, administrative fee, a definition of the term "international protection office" shall be defined in the regulations...

International fee ... \$ 0
Third party ... \$ 0

(5) When a representative of the international protection office is appointed...

International fee ... \$ 0
Third party ... \$ 0

(b) In addition to the administrative fee for filing a petition for a writ of habeas corpus...

International fee ... \$ 0
Third party ... \$ 0

(c) In addition to the administrative fee for filing a petition for a writ of habeas corpus...

International fee ... \$ 0
Third party ... \$ 0

(d) In addition to the basic fee, if the petition is also in connection with a claim...

International fee ... \$ 0
Third party ... \$ 0

(e) Subsequent to the expiration of the thirty-month period...

International fee ... \$ 0
Third party ... \$ 0

(f) For filing a petition for a writ of habeas corpus...

International fee ... \$ 0
Third party ... \$ 0

(g) If the administrative fees required by this section are not paid...

International fee ... \$ 0
Third party ... \$ 0

5 FR 206, May 2, 1987, effective July 1, 1988; (3) (d) (f), 54 FR 8, Feb 23, 1989.

ad s a p vid e f or n \$1 § 3 c in ana nd ad s o b p ty s e d n b id icat e d f ser-ive av t p is b , ad p a t e p y n b p -p e d b h e O f f e .

(c) I f t h e e q s d s o t h a t t h e e o r r e q u e s t i n g r e a n t i o n a l o f t h e p t s r e q u i r e d b y p a r a g r a p h (b) o f t h e s e c t i o n , b e p e r s o n a l l y a s r e q u e s t i n g r e m a i n t a n c e l i b e s o b f i e d a n d g u e r a n t e e d b y t y t o c o p y t h e e q u s t i v t h i a s p e f i d i t m e . I f t h e e o r r e q u e s t i n g e x a m i n a t i o n a s s e n p a i d b u t h e e i n t e r e q u e s t i s o -e c t e d w i t h i n t h e s p e f i d t i m e , t h e d e t e r m i n a t i o n w i l l b e m a d e b y t h e e x a m i n e r w i t h i n t h e t i m e s p e c i f i e d i n t h e r e q u e s t . I f t h e e o r r e q u e s t i n g e x a m i n a t i o n i s n o t c o m p l e t e d w i t h i n t h e t i m e s p e c i f i e d i n t h e r e q u e s t , t h e d e t e r m i n a t i o n w i l l b e m a d e b y t h e e x a m i n e r w i t h i n t h e t i m e s p e c i f i e d i n t h e r e q u e s t .

(d) T h e f i l i n g d a t e o f t h e e q u e s t i s :

(1) T h e d a t e o n w h i c h t h e r e q u e s t i n c i d i n g t h e d i r e c t o r r e q u e s t i n g e x a m i n a t i o n i s r e i v e d i n t h e e x a m i n e r a d m i n i s t r a t i o n o f f i c e ; o r

(2) T h e d a t e o n w h i c h t h e p e t i t i o n t o t h e f e d e r a l e x a m i n e r i s r e i v e d .

(e) A r e q u e s t f o r d e t e r m i n a t i o n w i l l b e i n t e r p o u n d e d i n a c c o r d a n c e w i t h § 1 0 .

(f) I f a r e q u e s t i s f i l e d b y a n a t t o r n e y a g e n t i n t h e n a m e o f t h e p a t e n t e e , t h e r e q u e s t i s b e n g f i l e d i n t h e n a m e o f t h e a t t o r n e y a g e n t i n t h e n a m e o f t h e p a t e n t e e .

4 4 F R 2 8 , M a y 2 1 9 8 , e f f e c t i v e l y 1 , 1 9 8 8 ; p a r a g r a p h 4 , F R 4 2 , S e p . 7 , 1 9 8 8 , e f f e c t i v e O c t . 1 1 1 9 8 8 ; p a r a g r a p h 3 , 6 2 F R 3 3 , O c t . 1 0 , 1 9 9 7 , e f f e c t i v e D e c . 1 9 9 7 ; p a r a g r a p h 4 , 5 4 F R 5 4 4 , S e p . 2 8 , 1 9 8 9 , e f f e c t i v e N o v . 7 1 9 8 9 ; p a r a g r a p h 1 , 5 4 F R 7 8 6 , D e c . 7 1 9 8 9 , e f f e c t i v e F e b . 5 1 9 9 0 .

§ 5 D e r m i n a t i o n o f t h e r e q u e s t o f e x p a r t e r e a n a t i o n

(a) W i t h i n t h r e e m o n t h s f o l l o w i n g t h e f i l i n g o f t h e r e q u e s t f o r a n e x a m i n a t i o n o f t h e p a t e n t e e , t h e e x a m i n e r w i l l o r d e r t h e e q u e s t i o n e e m i n e t h e p a t e n t e e ' s a b i l i t y t o i n v e n t t h e p a t e n t e e .

w i t h u t e d e t e r m i n a t i o n o f t h e p a t e n t e e ' s a b i l i t y . T h e d e t e r m i n a t i o n w i l l b e b a s e d o n t h e a m s i n e f f e c t a t t h e t i m e o f t h e e x a m i n a t i o n , w i t h o u t r e f e r e n c e t o t h e o f f i c i a l f i l e o f t h e p a t e n t . I t i s m a d e o n t h e p a t e n t e e ' s a b i l i t y a s a p p a r e n t f r o m t h e r e c o r d s o n f i l e f o r t h e p a t e n t e e .

(b) W h e n a p a t e n t e e w a n t s t o p a t e n t e e ' s a b i l i t y t o b e d e t e r m i n e d , a r e f e r e n c e t o a p o t e n t i a l f e d e r a l e x a m i n e r i s n e e d e d . I f t h e e x a m i n e r i s n o t a v a i l a b l e , t h e d e t e r m i n a t i o n w i l l b e m a d e b y t h e e x a m i n e r .

(c) T h e e q u e s t i o n o f r e v i s i o n o f t h e d e t e r m i n a t i o n i s n o t a p p e a l a b l e . I f t h e e x a m i n e r i s n o t a v a i l a b l e , t h e d e t e r m i n a t i o n w i l l b e m a d e b y t h e e x a m i n e r . I f t h e e x a m i n e r i s n o t a v a i l a b l e , t h e d e t e r m i n a t i o n w i l l b e m a d e b y t h e e x a m i n e r .

4 4 F R 2 8 , M a y 2 1 9 8 , e f f e c t i v e l y 1 , 1 9 8 8 ; p a r a g r a p h 4 , F R 4 2 , S e p . 7 , 1 9 8 8 , e f f e c t i v e F e b . 5 1 9 9 0 ; p a r a g r a p h 1 , 6 8 F R 4 2 , M a y 2 1 9 8 8 , e f f e c t i v e M a y 2 1 9 8 8 .

§ 1 0 E x p a r t e r e a n a t i o n a t t h e i n i t i a t i o n o f t h e r e q u e s t .

I f t h e e x a m i n e r d e t e r m i n e s t h a t t h e p a t e n t e e ' s a b i l i t y t o i n v e n t t h e p a t e n t e e i s i n q u e s t i o n , t h e e x a m i n e r w i l l o r d e r t h e e q u e s t i o n e e m i n e t h e p a t e n t e e ' s a b i l i t y t o i n v e n t t h e p a t e n t e e . T h e e x a m i n e r w i l l o r d e r t h e e q u e s t i o n e e m i n e t h e p a t e n t e e ' s a b i l i t y t o i n v e n t t h e p a t e n t e e . T h e e x a m i n e r w i l l o r d e r t h e e q u e s t i o n e e m i n e t h e p a t e n t e e ' s a b i l i t y t o i n v e n t t h e p a t e n t e e .

4 4 F R 2 8 , M a y 2 1 9 8 , e f f e c t i v e l y 1 , 1 9 8 8 ; p a r a g r a p h 4 , F R 4 2 , S e p . 7 , 1 9 8 8 , e f f e c t i v e F e b . 5 1 9 9 0 ; p a r a g r a p h 1 , 6 8 F R 4 2 , M a y 2 1 9 8 8 , e f f e c t i v e M a y 2 1 9 8 8 .

§ 6 6 id rā b n 6 respo esh ex parte reā n nā on

The fil e to timely file o s v e h e d o c u m e n t s set for h r s s o in § 1.5 3 a u l t i t h i e r b i n g r e f u s o i s d e a b n d l i n s s i o s o t h a r t h a t h e s t a t e m e n t p u s a t t o § 5 0 1 h e r e p y b y t h e e x a m i n a t i o n e q u e r p u s h t o § 1 5 w l b e o i s d e p r i o r t e x i n n ā b n

4 F R 2 8 , 1 8 , e f e i v a l l y 1 9 8 e i v d , 5 F R 5 D e 7 0 0 e e i v e f e b 2 0 0 1]

§ 6 6 t o 6 ex parte reā n nā on p o c e e d i n g .

(a) A l l e x p a r t e r e a n n ā b n t i p r o e d i g s , i n c l u d i n g p a t e n t a p p e a l s o b e b e d e n t e a s a d n t e f e e s w l b e c d e d v h p ā l d i s p a t h i v i n t h e o f f i c e . A f t e r i s s u a e o f t h e e x p a r t e r e a n n ā b n r e r a d i c a t i o n h e t e o r s t a n i t g a n e p e s , t h e e x i n n ā b n w l b e c d e d n a o d n e i v h § § 1 0 1 1 6 a d w i l l e s i t h t h e s u a n c e o f a e x p a r t e e x i n a t i o n c e r t i f i c a t e d r s l . 0

(b) T h e p a t e n t w a r i n a n e x p a r t e r e e x i n a t i o n p o c e e d i n g w i l l b e i n a t e a t h r i y d a y s o r e p d o a o f i c e i t d n e p n e t o a p e c t i o n , s b r e p e g i n c e d u t h e s a n s a d o p e d e n t h s o n e v l a s t o p l a e t h e p e t i n a d i t o w e a l l c a s h f e h e d a s p p e d w d p e t h e .

(c) T h a t i m e f o r t a k i n g a t t o p e n t w a r i n a e x p a r t e r e e x i n n ā b n p e d i g w l b e e n d e d b y o r s u f f i c i e n t a s e d o r a e s o - a b l e t i m p e f e d A y r e q s f o r a h e e i n o n e n t b e f i l e d o r e t h e w h c h a i t y t h e p e n t w a r i s d i n c a e w i l l b e n e f i l l i n g o f a u s t e f e e e n s i o s . 4) f o r e x e i s e t i e n o r f i l l i n g a b i c e d p a t o t h e s o t o p a b o r t h e e d a l c c u t o r f o r e n i g a c i v l a t i o n .

(d) I f t h e e t w a r i s t o f i l e a t i n a n d a p p a t e p e t y o f i c e a c t o a y w i t t e n s a n o f a n e r v i e w r e q i r e d r § 1 0 1 , t h e e x p a r t e r e e x i n n ā b n p e e d i g w l b e t e r m i n a t e d , a d t h e D e o r w l p e d t o i s s u e a c e r t i f i c a t e d r s l i n a o d a n d i v h t h e a s a i t o n o f t h e o f f i c e .

(e) I f a s p e t y p a e t w a r i s o t i t m e l y f e d i n t h e o f f i c e ,

(1) T h a t i f i n f l i g s h r e p a g o e e x a m i n a t i o n o t h e a t t e a b r o t h e D e c t o r t h a t h e l a y a s a o b l e p i t t o a p t a o b d y e l a g e p n s e n b f e d i n o m p l a e i v h § 7) ; o

(2) T h e r e p a g n e t h e s s b e a e p d f t h e e l y a v s i t n i t a l a p e t i t o t o a e p a u n i t a t i o n l y e l a g d e p e n b e f i l e d n c o p n a e v h § 1 3 1

(f) T h e e x a m i n a t i o n e q u e r w i l l b e e n o p s o o f i c e a c t i o n i s s u e d i g t h e e p a t e r e a n t i p r o e d i g . A e r f i l d a e q u e r e x p e r e a n n ā b n a t r o p t y e q u e r , a n y d e n f i l e d e i t h e h e p a t e w o r t h a t h i d p a t y r e q u e r e n t e s v e d o t h e b e r p a t y i n t h e e x i n n ā b n p e e d i g i n t h e e n r p v e d b y § 2 3 n e d e n n r e f e r s e r v i c e t h e d e n g o e r e f e d o s i d e i t o y t h e o f f i c e .

(g) T h a t e p a t i c i p a b r o t h e e x p a r t e r e - i n n ā b n q u e r e l s i v h e r e p y a n t t o § 1 5 a d o u t h e s i n s n s o e a f o t h e r e a n t i o e q u e r w l b e a c h w e l g o o - s i d e d e t a r , o n i s o a b e a f f a n y t h i r d p a r t i e s w l b e e l y g d o r e d e d a b s s u b n s s i o a e

(1) i n e o d a e v h § 0 § 1 . 5 o
(2) e t h e e d i n t h e p a e n t f i l e p b r o t h e d a e o t h e o d r o e p e r e a n t i o p s a t o § 1 2

(h) S u m i s i o b y t h i r d p a r t i e s f i l e d a f t e r t h e d e c i s i o n f o r e x p a r t e e x a m i n a t i o n p r s u a h t o § 2 3 n e n t h e e q u e n t a d w l b e t r e a t e d n a o d a e v h § 0 3

4 F R 2 8 , M a y 2 1 8 , e f e i v a l l y 1 , 9 8 p a r R 5 , J a n 4 1 8 , e e i v e A p r . 1 9 8 p a (a) 4 R 4 3 6 D e l 2 , 8 4 e e i v e f e b 1 1 , 9 8 ; p a . (c) 5 R 2 3 J u l y 3 , 1 8 , e f e i v e A u g 0 , 1 8 ; p . 1 , 6) & e i d , 2 F R 5 3 , 0 0 , 9 , e e i v e d e c 1 , 1 9 9 7 ; p a a . (a) () r e v s e d 5 F R 3 0 , S e p . 8 0 O e f e i v e N o v . 7 0 0 e i d , 5 F R 3 3 , D e 2 0 0 e e t i v e F e b 5 , 0 0 p a (1 & 2) e i d , 5 F R 3 2 M . 2 2 0 0 3 , e e i v e M 1 0 3

§ 2 6 6 r e m i n a b n i n e x p a r t e r e - i n n ā o r p r e d i g s

(a) C a m s i n a e x p a r t e r e e x i n n ā b n p e e d i g w l b e i n n e d o t h e s o f p a e t h s o r

tion p o d g thw l b b d s n e b e d
q e i d n a o d n e t v h \$ 1 . 0 0 .

4 6 R 2 8 , 9 2 1 8 , e e i v e l y , 1 9 8
4 7 R 2 5 , 3 0 9 2 , e e i v e l u l y , 1 9 8 0 .
(4) 4 9 F R 5 , J a n 4 9 , e e i v e A p r . 1 9 8
e i v d 5 7 F R 0 2 J a n 7 , 1 9 8 0 , e e i v e M . 1 6 , 9 2
h e l n g p a a (c) e i s e d 5 R 7 5 , D e 7 0 0
e e i v e 5 . 5 0]

§ 5 0 I n t e r v i e w i n e x p a r t e r e e x a m i n a t i o n p o c e d u r e .

(a) I n t e r v i e w s h a v e p a r t e e x a m i n a t i o n p o c e d u r e p l a c e d a t h e o f f i c e o f w e e x a m i n a t o r s o u n d e r s u p e r v i s i o n o f t h e r e a d i n g s o f f i c e a t s u c h t i m e s w i t h O f f i c e h o u r s a t t h e p e c t e e x a m i n a t o r s i g n a t e t h e v i e w n o t e p r o v i d i n g t h e r e a s o n s f o r t h e a b s e n c e o f t h e D i e t o . h e v i e w o f t h e d i s c u s s i o n o f t h e p a r t i c i p a n t i n t e r v i e w s h a v e t o b e p r i o r t o t h e f i r s t o f f i c e i n t e r v i e w o f t h e a r r a g d i n g a n d e a r l y e x a m i n a t i o n e q u e s t i o n s p a r t i c i p a t e i n i n t e r v i e w s w i t h e x a m i n a t o r s w i t h i n t e r v i e w s .

(b) I n e v e n s o o f a n i n t e r v i e w h a s e x a m i n a t o r e x p e c t e e x a m i n a t o r e d g a c o m p l e t e w r i t e r s a n d t o t h e e n s p e c t e d t h e i n t e r v i e w a n d i n g a n d a t t a c h m e n t s t o b e f i l e d w i t h e p e t i t i o n . A n i n t e r v i e w d o e s n o t r e a d i n g a s e s i t y f o r e s p e c t o f f i c e a c t i o n s s p e c i f i c i n § 1 . 1 1 1 P a r t o f s e p a r a t e a c t i o n o f f i c e a c t i o n a t t e r i n t e r v i e w o r t h e n t h e r e i s t y f o r f i l i n g i n t h e s a m e . I n t e r v i e w s a n d t h e f i l e d a p a r t o f t h e a r e s p e c t o f f i c e a c t i o n u s a d a t t h e t i m e o f t h e i n t e r v i e w , o r a s a s e p a r a t e p a p e r w i t h o u t . I f n o t h e d e b t i n t e r v i e w , i n t e r v i e w i s a e r .

4 6 R 2 8 , 9 2 1 8 , e e i v e l y , 1 9 8
e i v d , 5 7 R 7 5 0 2 0 , e e i v e F e b . 5 0 0
p a a (a) e i v d , 6 8 R 4 2 , M . 2 0 0 3 e e i v e
M a y 1 , 0 0]

§ 5 0 a n t o f f i c e p e e d g t w c h
i n t e r v i e w e x p a r t e r e e x a m i n a t i o n p o c e d u r e

(a) I n a p e t i t i o n p e e d g t w b e f o r e t h e o f f i c e h e p e t h o w e n t h e O f f i c e o f p r o c e e d i n g e d g i n t w c h t h e p e t i t i o n o v e r a i n t e f e a s , i s s u e s , e x p e e x a m i n a t o n s , h e r p a r t e e x a m i n a t o n s , o r l i t i g a t i o n a n d t h e r e s u l t s o f s u b p e e d g . 5 5 0 f o r o f f a t i o n f p i o r o o m e t p e d g s i n a i n t e r p e s r e e x a m i n a t i o n p e d g

(b) I f a p e t i t i o n e s s e p e r e m i n a t o r r e o n e s i n o v e r l i t i g a t i o n , t h e o c c u r s h a l d d e t e r m i n e w h e t h e r o r n o t t o s u p e n d t h e r e i n t e r p e s f o r h e r p e s e x a m i n a t o r o d g s .

(c) I f a p e r e i n t i o s o d e d w l e a p o r e p e r e i n t i o o d g i s p e d g a d p s e t u d i n t o r p a r t e r e e x a m i n a t o n p e e d g a o t e n t e r m i n a t e d , t h e p e r e i n t i o n p e e d g w l b e o b i t e d e s u l t i n t h e s e n e o f a s i g l e e t f i c a e u d § 5 0 5 m e r g e o i n t e r p e s r e e x a m i n a t o n p r o d g s , s e e § . 5 . 5 0 e x p e r e e x a m i n a t o n a d h e r p e s r e i n t i o p o d g , s e § 1 9 0 .

(d) I f a r e i s s u e p a t i a t a p a t e r e i n n a t o r e i d g d w c h a d r p a n t t o § 1 2 0 a n d a p p l y o o e h y o a p e n a d d i s o w l o n l y b e t h e o m g e t h e r e i d g t o s u p e r t h e r e e d g . W h e m e r g e o a e i s u e p a t i a n d a e x p e e x a m i n a t o n e d g i s o d e h e m g e x a m i n a t o r i n t e r v i e w o d e h a o d e w i t h § 1 . 7 t o g l . 9 a t h e p a t i o n r w i l t e i g e d p e a n n a i t h e s a n i n t h e s u e p l i a b r a d t h e p e r e e x a m i n a t i o n p r o d g d u r g t h e p d a y o t h e m g e d p e e d g i n n e s a i t a d e p n s y t h e t h e w i n a n g e d p e e d g i p l y o b l t h e r e i s s u e p a t i a t h e e p e e x a m i n a t o r o d g e p i s a y e r e d n t o b h f e s . A n y e x p e r e i n t i o p e e d g n g e d w i t h a r e i s s u e p a t i a b a l b e t e r m i n a t e d b y t h e g a b h e r e i s s u e p a t i a m e g e o a r e i s e p p a t i o n a d a i n t e r p e s r e e x a m i n a t o n , s e e § 1 9

alred yin the p... ed iv h the g -
g set laira of lairw yh eb a b... d
b m epp p r a t o b e d i s g t b o r e p d o
a a t i n a j n e f e e e w c m y e d a d

(b) T a s g s o b a t m y t h e a m i a r
f o r t h e p p s e b a i n e f e e w l b s g t h e
p i r d o r e p s t o a y o s t a d n g o f e a t o
W h a a s g g e t b a m s t i m l y p s e d e p r t e
p o d g i t h e p c a d v l e s t y c p d g
a d e r m i n a t i o b w t a r a n i n e f e e w l b
d t a d

49 FR 6 De 2 8 4 d e f e i v F e b 1, 19
; p x e i d , 6 R 4 8 , M . 7 , 9 9 , e e -
t i v e A . p r . 2 , 9 9

§ 60 I n t e r r e l e b w e a a p c a t i o n a l
a p a e n j e t a n t e b i n e e -
e n e

B e f o r e a n r e f e r e n c e d b e t w e n a
a p a t i o n a n u n p r e d e t h , a a m i a r
m u s t d e m o n s t r a t e t h e i s i n t e r f e r i n g j e m a t t e r
c l a i m i n t h e p l i a t s p e c i f i c t i n t h e
i n t e r f e e e . T h e i n t e r f e r i n g s u b j e c t m a t e w l b
d e f i n e d b y o e r m o e o u s t h e p c a b r e n t
c o b a , o b e a n d t o c o b a , a e s e b a i m
t h a t i p e a b l o v e t h e p o r a t a l c o r p o r t o
e a o t t h e t a m i n t h e p l i a t i o n e h o t b e ,
a d m o s t o f t e n w i l l n o t b e , i d e n t i a l t o a c l a i m i n t h e
p a t e n t . A t i m i t h e p i a b r e d p e n w c h
d e f e t h e e p t a b l e i n t h e c o r t o b a l
b e d i g n a t e d o c o r s p o b a o n t

49 FR 6 De 2 8 4 d e f e i v F e b 1, 19
; s e c 6 O F R 8 M . 7 , 9 9 e f e i v e A . p r .
2 1 , 1 9 ; s e c 6 5 F R 5 8 2 5 e p . 2 0 , 2 0 , e e i v e
O c t 2 0 , 0 0 a p t e d s f n a l , 5 F R 8 9 N o v . 2 4 ,
2 0]

§ 60 R e u s b y a p c a t i o n i n t e r f e e e
i n t h e n

(a) A n p i a n s e t h e a n i n t e r f e -
e n e d b e d b e t w e n a p l i a b n a d a -
p r e d e t h y ,

- (1) I d e n t i f y t h e p e n t ,
- (2) P r e s e n t i n g a p p e l o t
- (3) I d e n t i f y t h e a t l e a s t o n e l a i m i n t h e p e n t
c o r s p o n s o r s ,

(4) P r e s e n t i n g a t l e a s t o n e c o r s p o n -
s o r s o t h e p p e l o t o d e m o n s t r a t e t h e
c a m p a i n e d p a t e n t i n i t s a p p l i c a t i o n b e t o r e s t
o t h e p p e n t , i f t h e a m o u n t o f t h e
p a t e n t a p p l i c a t i o n i s a o r e p d i g t o
t h e p p e n t o n t h e o r s e x a m i n e t h e
p p e l o t i n t h e a n g w a b s u b t a n o r -
r e p e t t h e p p e t o , a d

(5) A p p l y i n g t h e s e n o r a p p l i c a t i o n
c a m

(i) I d e n t i f i e d a c o r s p o n s o r t o t h e
o t o d

(i) N o t p r e v i o u s l y i n t h e a p p l i c a t i o n o t h e
d i s b u r e o t h e p p l i c a t i o n

(6) E x p l a i n g b e t w e n t h e r e q u i r e m e n t s o f
3 5 5 5 p a r a g r a p h 1 , f i n d a m p s e d o r
i d e n t i f i e d r p a a g e (4) o f t h e s e t i o n s
o t p r e s e n t i n t h e p l i a t o l i m e t h a t e r
a f t e r t h e i s s u e d a t o t h e p e n t

(b) W h e n a p p l i c a n t s e e s a n i n t e r f e e e
w i t h a p e n t , e x a m i n a t i o n o t h e p l i a b r i n c d -
i g n a p p l i c a t i o n b e d , s h a l l b e c o n d u c t e d i n
s p e c i a l d i s p a t c h i n t h e I n t e l l e c t u a l P r o p e r t y
O f f i c e . T h e e x a m i n e r s h a l l d e t e r m i n e w h e t h e r t h e e s
i n t e r f e r i n g s u b j e c t m a t e r i a l i n t h e p p l i c a t i o n
a d t h e p a t e n t w i t h i s p e n t b e t o t h e p l i a t
s p e c i f i c a t i o n i n a n i n t e r f e e e . I f t h e e x a m -
i n e r d e t e r m i n e s t h a t t h e e s a y i n t e r f e r i n g s u b j e c t
m a t e r , a n i n t e r f e e e c e w i l l b e d e c l a r e d . I f t h e e x a m -
i n e r d e t e r m i n e s t h a t t h e r e i s n o i n t e r f e r i n g s u b j e c t
m a t e r , t h e e x a m i n e r s h a l l s t a t e t h a t t h e r e i s n o
i n t e r f e e e i s t o b e i n t h e r e d a d t h e i n v e n t o r y
o t h e p l i c a t i o n

(c) W h e n a p p l i c a t i o n s e e s a b i n t e r f e e e
o r s e d e t a l y o b s t a t i a l y o a c a m o b a
p e n t h e p l i a t a l l d e m o n s t r a t e t h a t t h e
a m o u n t o f t h e p e n t i s a m u n e s t h e t a m i s p r e s e n t
d e n e p s t o a s g i s o y b e m i n e .
T h e e x a m i n e r s h a l l f y t h e D e t o r o g i n s a e
w h e n a p p l i c a t i o n f a i l s t o i d e n t i f y t h e p e n t

(d) A n o t i c e t a p e n t i s s e k g o p -
o k a n i n t e r f e e e w i t h a p e n t w l b p e d i n
t h e t o t h e p e n t o t h e t o t h e c o w i l b e
s e n t t o t h e p a t e n t e e . T h e d a t e o f t h e a p p l i c a t i o n
o t b e d i s b u r e d n e s a n t e r f e e e i s d e a d f a
f i a l d c i s o s e n o t t o d l a r e a n t e f e n e , a
n o t i c e t o t h a t e f e w l b e p e d i n t h e p a t e n t f i l e
a d v l e s e t h e t o t h e p e n t e .

49 R 6 De 2 8 4 d e fe iv ebl 1, 19 ; paaen d3 R 23 5J a2 , 8 8 e e iveS p. 12, 8 8 paae X e edB FR 50 40 ct 22, 9 9 e e ivel an3 19 ; paae 4 e iv d , paa(a) d d 0 FR 8 M . 17, 9 5 e e iveA pr. 2 , 19 ; paae isedB FR 13 2 M . 25, 2003, e e iveM 0 3

o n ormatio ab eli e . If an e n r fida n p p catio o be n cd itof ord ba tio an inf e e e, the e n r w l e de h e e vide e a d e p a tio b yoh e e et of d ermining w t a ra baiss p w ch e ap ca d w d be a it t d o a j d gmet e a it e t o the p e e e is a leg d l , f ab ass i s alleg da n n e fee e may be det a d .

§ 8 In e e re e b wea ap cationa ap et h ; p a e i e w ng p li a nt .

49 R 48 d e 2 8 4 d e fe iv e . 11, 9 8 ; e sed OFR 1448 M . 7 9 5 e fe iveA pr. 2 , 19]

(a) Wa the f e t e fil g e b ap p ca tion is the e n b o b s after h e e e tive fl g d e b a p et h , be e a i h e r e r e n e w l b d e t a d e h e r the p l i a t o r the p l i a t s a t t o r n e y o r g e n t o f e c o d s h a l f i l e a s t a e n a t a e g i n g t h a t h e i s a b s p o n s i b l e p a r t i c i p a n t i n s e i t t e d o a j d g m e n t r e l a t i v e t o t h e p a t e n t e .

§ 8 [R e r e d]

49 R 48 d e 2 8 4 d e fe iv e . 11, 9 8 ; p a s e X X 3) e e d FR 4 8 , M a r . 17, 9 9 , e fe iveA pr. 2 19 ; r e m e d l r e s v d 65 FR 5672 s t 0 , 0 0 e fe iv e 0 c t 0 , 20]

(b) Wa the f e t e fil g e b ap p ca tio is moe th an threem onths af e r h e e e f e c t i v e f l i g d e b a p et h , the p p c a n t b o e a n e r f e r e n e w i l b d e t a d , s h a l f i l e e v i d e n e w l c h m a y o b s t r u c t e d s o p i t h e d p c a b s , o b r d m e n t s , a b e e n a f f i d i s w c h d e n r a t e h a p c a i s p a n a c i e n t i t e d t o a j g h n t r e l a t i v e o t h e p e t e a d a e p a t i o n s t a t i g w i t h p a t i c i p a r i t y t h e b i s p n w c h t h e p p l i c a t i s p m a f a c i e a i t t e d b t h e j u g h a . W e r e t h o a s s u p o n w h i c h a p p l i c a t i s e n t e d b j g h n t r e l a t i v e t a p e t e i s p i r i t y o f i n t i o n , t h e d e e s h a l h b d e f i d i t s p t h e p l i c a t i , f p i s b e a d e o m o e c o r r b a t i n g w t s s e s p e d y d e n a r y e d a e i f a v a b b , e s e t t i n g u t a f e a l d e s r p o b e s a d c t n a e s p e r f o b b e e d y t h e f a n t w c h l e c t e w d p i m a c i e a i t t e h e a p a n t i g m e t o n p b i t i v t h e s e p t t o t h e e f e c t i v e f l g d a e o f t h e p a t e n t . T o f a c i l i t e p r e p a r a t i o o a r e d (s 8 8)) f o r f a l l a i g a a p a n t s o f e f i d i t s o p a p w h e 18 2 2 a (8 1 2 x 11 h e s) t h i s i g f a e o f a p p h e l p c a b o o t a r d e n w c h i s s e l f a t t e i n g u v h i n t e e n n h g R 8 o f t h e e b e s o e d e e o s 1 7 1 (d) a d a n y p e t s h a l e d i s c e d i n e a f f a i t o t h e e p a t i o n t e d p c a b o o b a d e n t w c h i s o e f a t t a t i g s h a l b a u t h a c a t e d a d i s e d i v h p a t i c i p a r i t y h a f i d a i v t U p o a b w i g t g d e a s e a n a f i d a i v t a n y o b e d

§ 8 A i g n m e n t o i n t e f e e e o t h i s i s t r a e p e t h j g , i t m e p i d o r c o m p e t e e e n e

(a) E a c h i n e f e e w l b d e a d y a n d m i n s a t i o p e n t j g e n e r a l l i n t e r l o o r y o r d s i n t h e i n t e f e e e , e p h a b y t h e b r d s h a l b o a g m e t a t f i n a l a i g a e r a d i s o d e s 1 7 , 8 8 , 8 2 8 6) o b s o r e n e r a y b e r d e r w l t e r m i a e s h e n e f e e e .

(b) A s e e s y , a b e r i n i s t r a t i o p e n t j g a c t i n p e o t h e o d w e l a r e d t h e i n t e r f e r e n e . A t t h e d i s c e i t o o f t h e a d m i n i s t r a t i o p e t j g e s i g n e t o t h e n e f e e e , a p b o s i s i g o t w o o m e n r s o t h e e r d m a y a e r i n t e f o t r y o r d s .

(c) U h e s o b i v s e p v i d e i n t h i s s p a , i t m e s o r a k n g a t i o n b y a p r t y i n t h e n e r f e r e n e w l b e e e e p e e e i s t h e d m i n s a t i v e p e t h j g s s i g e t o t h e n e f e e e . T i m e s f o r a k g e b n s h a l b e t a d t h e d m i n s a i v e p e t j g b l l e c e c o p l o r t h e n e f e e e e s u t h a t h e p d a y t h e n e f e e e e b o r e t h e d e l e s o o t n l y e d t y e s

(d) A r t h i s t r a t i v e p e t j g e a n y o b d a o b r e n e w t h t h e p t e s t e i s d e r i s m p l f a i t o o a y i s e s , t h e n e s i t y o r d i r a b l i t y o f e n t h s o o t s t h e p i s b i t y o b a n g a d i n s i o s o f a c t a d g i n e s o d m e n t s w h

will be deemed to be a copy of the original if it is a true and correct copy of the original as shown by the evidence. A true and correct copy of the original as shown by the evidence is one which is a true and correct copy of the original as shown by the evidence.

(e) The following provisions shall apply to the original of a document which is a true and correct copy of the original as shown by the evidence.

§ 1.61 De 2 8 4 d e fe iv f eb 1, 19 5 2 ; e sed OFR 8 M . 7 , 9 9 e fe ive A pr. 2 , 9 9 5]

§ 1.61 De laa io o nte e ene

(a) No one shall be allowed to file a copy of a document which is a true and correct copy of the original as shown by the evidence.

(b) Where a copy of a document is returned to the party who filed it, the party shall be deemed to have accepted it as a true and correct copy of the original as shown by the evidence.

(c) The following provisions shall apply:

(1) The name of the party shall be stated in the copy.

(2) The name of the party shall be stated in the copy of any document which is a true and correct copy of the original as shown by the evidence.

(3) The copy shall be recorded in the original file.

(4) The copy shall be filed in the original file.

(5) Where a party is a defendant in the original file, the copy shall be filed in the original file.

(6) The copy shall be filed in the original file.

(7) The copy shall be filed in the original file.

(8) The copy shall be filed in the original file.

(9) The following provisions shall apply:

(d) The following provisions shall apply:

(1) Filings shall be made in accordance with the following provisions:

(2) Service of process shall be made in accordance with the following provisions:

(3) Filings shall be made in accordance with the following provisions:

(e) No one shall be allowed to file a copy of a document which is a true and correct copy of the original as shown by the evidence.

§ 1.61 De 2 8 4 d e fe iv f eb. 11, 9 8 6 FR 2 2 M 3 8 5 par. 6) (c) (3, 4 (9 & 1 2 sed 6 FR 1448 M . 17, 1995, e fe ive A pr. 2 , 9 9 5]

§ 1.61 De laa io o nte e ene

(a) After an interference is declared, each party shall be deemed to have accepted the copy of the original as shown by the evidence.

(b) After the hearing is held, the copy shall be filed in the original file.

(c) Any copy of a document which is a true and correct copy of the original as shown by the evidence shall be filed in the original file.

(d) The copy shall be filed in the original file.

(e) The copy shall be filed in the original file.

§ 1.61 De 2 8 4 d e fe iv f eb. 11, 9 8 6 FR 2 2 M 3, 9 8 ; p 8 an d 3 FR 2 3 51 e 2 3, 9 8, e fe ive t 2 8 8 p 8 e id , 60 R 4 M . 7 19 , e fe ive Apr. 21, 9 9]

§ 8 The attorney, same as on your report -
ing different parties in interference,
with law of the state.

(a) Each type of conduct is one
attorney of record shall attorney
agent

(b) The same as on your report on
the same matter may be set
two or more parties in interference
be permitted to be.

(c) And minimum to be made
as any inquiry to be made there
as to be a fiduciary party
in interference. If a minimum to be
of the party to be made as to be
of a party to be made as to be
the matter to the Director. The Director will make
a final decision as to be made as to be
as to be a party to be made as to be

(d) No attorney of record in interference
enough to be made as to be
exp with the party to be made as to be
of a party to be made as to be
of a party to be made as to be
of a party to be made as to be
of a party to be made as to be
of a party to be made as to be

§ 8 De 2011 effective 1,
10; (c) & (d) section R 48 M .17, 9 5
effective Apr. 2, 19; part 1 section FR 13 2
M .25, 2003, effective 0 3

§ 8 This section is hereby

(a) The Board of Jurisdiction of the
interference with the state is a
§ 1.611.

(b) Where the interference is a
interference is a state as to be
§ 3

(c) The same as on your report on
the same matter may be set
two or more parties in interference
be permitted to be.

§ 8 De 2011 effective 1,
10; part 1, section R 13 M .7, 9 5
effective Apr. 2, 19

§ 8 *ex parte* procedure

(a) Where interference is a
party to be made as to be
of a party to be made as to be
of a party to be made as to be
of a party to be made as to be
of a party to be made as to be
of a party to be made as to be

(b) Where interference is a
party to be made as to be
of a party to be made as to be
of a party to be made as to be
of a party to be made as to be
of a party to be made as to be
of a party to be made as to be

§ 8 De 2011 effective 11,
9 8; § FR 22, 10 8 section FR 48 8
M .17, 19, effective Apr. 2, 19 9

§ 8 This section is hereby

(a) And minimum to be made
of a party to be made as to be
of a party to be made as to be
of a party to be made as to be
of a party to be made as to be
of a party to be made as to be
of a party to be made as to be

(1) Where interference is a
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(2) Where interference is a
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(3) Where interference is a
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of a party to be made as to be

(4) Where interference is a
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of a party to be made as to be
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(5) Where interference is a
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of a party to be made as to be

(6) Where interference is a
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of a party to be made as to be
of a party to be made as to be
of a party to be made as to be
of a party to be made as to be

(b) And minimum to be made
of a party to be made as to be
of a party to be made as to be
of a party to be made as to be
of a party to be made as to be
of a party to be made as to be
of a party to be made as to be

(c) Where interference is a
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of a party to be made as to be
of a party to be made as to be
of a party to be made as to be
of a party to be made as to be
of a party to be made as to be
of a party to be made as to be

autho rize d h e n e f e e e o p e c h t h e m l
e n n e d r t h e g u b e r n m e n t .

(h) O h y a n p l i a t i v f e d e d n e d r
§ 10 p r e q u i r e s a b a i g l f a t p l i a t
r e q u i r e s a b a i g l e b o n y o d a b a i g p o r
t o t h e r y o d e i s o o d p a r a g r a p h (g) o f t h i s e -
t i o n . t h e a d m i n i s t r a t i v e p e t i t i o n s h a l s e t a d e
a d e f i n i t i o n o f t h e g . b s o t h a t v s e r d e d y
t h e a d m i n i s t r a t i v e p e t i t i o n o f t h e b o t h e
a p p a r t a d g a p o t h i v l e a d e e n t i t e d o o
m e t h a t o n t o o f o a g u n a h e a i g .

§ 4 F R 4 8 D e 2 8 A d e f e i v e F e b 1 ,
1 9 8 8 ; 6 F R 2 2 2 8 p . (a) (d) (e)
(g) & h e i s e d 6 R 4 8 M . 1 7 , 1 9 8 8 i v e
A p r . 2 9 5

§ 8 R u n o u n b o d p s

(a) A d m i n i s t r a t i v e p e t i t i o n s h a l r e t u n t o p a r t y p e p s e n e d t h e p a r t y
l a n t h e f i l i g o t h e p p i s n o t a b r i e d p , o i s
o t r o m p l a e i w t h t h e q u e n e t o , h s b -
p i t . p r e u m d v l n o t h r e f e b e o d -
e r e d i n t h e n e f e e e . A p a r t y m a y p e t i t i o
f i l e a o r e d p e r e d r e h o d i t e a g n b
e d e h p p a e p a d m i n i s t r a t i v e p e t i t i o g e
o t h e r d .

(b) W h e n p e t i t i o n a p a p e r i n a i n t e r f e e e ,
a p a r t y h a s t o b e t i v h t h e p a c p o f a
p a p e r e s y f e d h e n e f e e e .

§ 4 F R 4 8 D e 2 8 A d e f e i v e F e b 1 ,
1 9 8 8 ; e d , 6 R 1 8 M . 7 9 5 e i v e A p r .
2 , 9 9 5

§ 2 P e l i m i n a y s t e m p t i m e o f i g
o i t o f f i l i g .

(a) W h e n i n t h e t i m e s e t o r f i g p e m i n a y
o n i o n s d r s 6 3 a p p a r t y n f i l e a p e m -
a y s t a e n t i p e m i n g s t a e n t i p e
s i g d b y a y n i d i d a l a i g l v e g e b t h e
f e s r e e d b e r e i n o p a a t o e y o g a o f
r e d

(b) W h e n a p a r t y f i l e s a p e m i n a y s t a e n t ,
t h e p a r t y a l l a s o s m u l t a b y f i l e s e v e n
a l l p a r t s i n t h e n e f e e e a b c e s a i n t h a a
p e m i n a y s t e m p t e m e n t a s e f i l e d A c c o r d i n g
t o t h e p e m i n a y s t a e n t e d t o b e s e d o i t l
o e d t h e h e a t i s t r a t i v e p e t i t i o n .

§ 4 F R 4 8 D e 2 8 A d e f e i v e F e b 1 ,
1 9 8 8 ; 6 F R 2 2 2 8 p . 8 i e s e c 6 F R 4 8 8
M . 1 7 , 1 9 8 8 i v e A p r . 2 9 5

§ 2 P e l i m i n a y s t e m p t w h o c h n o -
t i o n e i n t h e o r d e r .

(a) A p a r t y s p r e m i n a y s t a e n t m u s t i d e n t i f y
t h e i n t e r p a r t y t o w h o e t h e i n t e r p a r t y f e d
p a r t y a c t s a c t i v e s a e d a l f o t h e i n t e r
t h e a c t s e q u e n t p a r a g r a p h 6 § 2 , 6 2
a d b s a p o e p r i a d e m i n a y s t a e n t
i d e n t i f i e d i n t h e p r e m i n a y s t a e n t i s n o t a n i n v e n -
t o r n a d m i n i s t r a t i v e p e t i t i o n p e t i t i o n t h e
p a r t y s h a l f e a m o t o u d § 8 4 t o c o r e t
i n t o a p

(b) T h e p e m i n a y s t a e n t a l s a e
l a n t h e n e f e e e o n a v e n i n t h e U n i t e d
S t a t e s , a n d A c c o r d i n g t o t h e A o -
t r y , a W O n o b y a d f s o , l v c h W T O
e n r o d y) o n a p a e o b a r t h a t h e U n i t e d
S t a t e s , a n d A c c o r d i n g t o W T O o t y .
f m a d i n a p l a e o t a r t h a t h e U n i t e d S t a t e s , a
n d A o t y , o a W T O n r o d y , t h e p r e -
l i m a y s t a e n t h a s a e a l l t h e p a r t y i s
e i t t e d t h e b f e 5 9 0) (2) .

§ 4 F R 4 8 D e 2 8 A d e f e i v e F e b 1 ,
1 9 8 8 ; p a . (b) e s e c 6 F R 4 8 , M a r . 7 , 9 5
f e - t i v e A p r . 2 9 5

§ 2 P e l i m i n a y s t a e n t i n e n t i o n m a d
i n t h e s t a e , a n d A c c o r d i n g t o a
W O n o t r y .

(a) W h e n h e n t i o v a s h i n t h e U n i t e d
S t a t e s , a n d A c c o r d i n g t o W T O o t y ,
o a p a r t y i s e i t t e d t o b e b e i t 6 5 5
1 0 4 (a 2) , t h e p r e m i n a y s t a e n t m u s t s t a t e t h e
f o l l o w i n g s a s o b e h e b o n d f e b y e h
o u :

- (1) T h e d e o l v c h i e f i r s t d r a w i n g o f t h e
i n t i o v s h .
- (2) T h e d e o l v c h i e f s t w i t e n
d i s i p o s i t i o n s t h e n t h e a n d
- (3) T h e d e o l v c h i e f i n t i o v a s f s t
d i s b e d y t h e i n t e r p a r t y o a b e r p s o .
- (4) T h e d e o l v c h i e f i n t i o v a s f s t
o e i e d y t h e i n t e r p a r t y .
- (5) T h e d e o l v c h i e f i n t i o v a s f s t
a t a l y r e d u c e d t o p a r t i c i p a t i n g i n t i o v o t

(5) The date of which in this first case is to be determined.

(6) The date of which in this first communication is to be determined.

(b) If a party intends to oppose a preliminary statement in a proceeding under § 203 of the Rules.

(c) Where a party has filed a preliminary statement in a proceeding under § 203 of the Rules, the party shall file a written description of the facts and circumstances of the case in support of the preliminary statement. If the party has filed a preliminary statement in a proceeding under § 1.628(b) of the Rules, the party shall file a written description of the facts and circumstances of the case in support of the preliminary statement.

FR 203 De 20, effective Feb. 11, 1983; para. (a) revised, 60 FR 188 M. 17, 1995 effective Apr. 2, 1995.

§ 203 Preliminary Statement; Correction of Error.

Where a party's statement is found to be defective in any respect, the party shall be given an opportunity to correct the statement. If the party fails to do so, the statement may be stricken. If the party files a corrected statement, the preliminary statement may be stricken as to the portion that is defective.

FR 203 De 20, effective Feb. 11, 1983; see OFR 188 M. 7, 1995 effective Apr. 2, 1995.

§ 203 Preliminary Statement; Subsequent Refiling.

(a) The preliminary statement may be refiled in a proceeding if the party has corrected the statement and the party has not been found to be in violation of the Rules. If the party has been found to be in violation of the Rules, the preliminary statement may not be refiled.

shall be subject to the loss in a case under § 203(iii).

(b) A preliminary statement may be opposed by a party to the proceeding.

FR 203 De 20, effective Feb. 11, 1983; para. (b) revised, 60 FR 188 M. 7, 1995 effective Apr. 2, 1995; para. (c) revised, 60 FR 250, effective Apr. 12, 2003.

§ 203 Preliminary Statement; Correction of Error.

(a) A material error arising from a preliminary statement may be corrected by a party to the proceeding. If the party files a corrected statement, the preliminary statement may be stricken as to the portion that is defective. If the party does not file a corrected statement, the preliminary statement may be stricken as to the portion that is defective. If the party files a corrected statement, the preliminary statement may be stricken as to the portion that is defective.

(b) Where a party attaches a preliminary statement to a proceeding, the party shall file a written description of the facts and circumstances of the case in support of the preliminary statement. If the party has filed a preliminary statement in a proceeding under § 1.628(b) of the Rules, the party shall file a written description of the facts and circumstances of the case in support of the preliminary statement.

FR 203 De 20, effective Feb. 11, 1983; see OFR 1448 M. 7, 1995 effective Apr. 2, 1995.

(2) A p l i m a r y t n i o s e k g b a m e n d a n p p c a t i o t i n o r s p i g t o a o n t o d i g a c l a i n t o b e d i s g t t o c o r s p t o a o t b a l l :

- (i) P r p e a n e n d e a d d e a m .
- (ii) S i v t h a t e t i n p p d t o b a m e d o d d i n e s t a m e p e t a b e i a t i o n s t o t .

(i) S o w h e p a e n t a b i l i t y t h e a p p i c a n t o a l t e p p e d b e e h e o b a d a n d a p y t h e t e r m s t e a m p p e t o b e e h e d o d e t o t h e d s e u r e o t h e p l i a b n l v a e s a y a n g e t y e c a b a l l f i l e w i t t h e t n i o n a p p e d e n t h t o t h e p p c a t i o n a m e d g h e t a o r p e d i g b t h e o t o r a d g t h e p p e a d i t a l a i n t o t h e p p c a t i o .

(3) A p l i m a r y t n o s k g b d i g a e a p l i a b n o p e t h a i n t o c o r s p t o a o t b a l l :

- (i) I d i f y t h e t e a d h e t .
- (ii) S i v t e a n d i e s t h e e n p e n a t i e t h e a b e r t a m l v e d e s g t o a s c o r s p i g t h e o t h e n i g p t y e s o t d i p e .

(4) A p l i m a r y t n o s k g b d i g a e a p a t i o r p e t d a r a n o t c o r s p i i g t o a o t s h a l

- (i) I d i f y t h e t e a d h e t .
- (ii) S i v t a t e a m d o s t e i n t h e s a e p a t e h e i e t h o a p t h e d a r a n v e d i s g i t d t h e b e d e a h g t h e n e f e e a s c o r s p i g t h e o t t h e p t y e t o d i p e .

(5) A p l i m a r y t n i o s e i g t o r e q u i r e a n p e w h o s a n p i a t o a d e t a m a n d d i s g e t e a m a s c o r s p i g t a o t b a l l :

- (i) P r p e a t a m t o b e d d b y t h e p p t i
- (i) S h o w t h e p a e n t a b i l i t y t h e o p p o n e t h o t h e t a n a p y t h e t e r m s o t h e t a t o t h e d i s b e e t h e p p t i s a p c a b .
- (iii) I d i f y t h e o t o l v c h t e a i m s h a l b e d i s g e d t o c o r s p i .
- (iv) S i v t e a n d i e s t h e e n p e n a t i e i n e t h e r t h e o t o w h i c h t w l e d i g t t o o r s p d

(d) A p e m n g t n i o d r s i t o s t i t u t e a d f f e r e n t e p c a t i o t h e t n g e t y b a l l :

- (1) I d i f y t h e t e a d p p c a t i o
- (2) C e t i f y t a t a n e t e p y t h e f i l e o f t h e d i f f e t p p c a t i o e e p o r d o n t s f e d a d § 1 3 § 8 h a s e n s e r v e d l p e t .

(3) S h o w t h e p e n t a b i l i t y t h e a p p i c a t o a l t a m s i n o p p e t o b e d d o t h e d i f e a t p p c a t i o t v h e o r s p t o e a o b a d p y t h e e r m s o f t h e t a m s o t h e t i s b s u e o f t h e d i f f e a t p l i a b n l v a e s a y t a p a n t a l f i l e w i t h t h e m o t o n t h e d g t a m t o t h e d i f f e t p l i a i o

(e) A p e m n a y t n i o t o d l a e a a d t i o a i n f e e a d § 8 (e) s h a l p l a i n l v a d i t i o a t h e r e f e r e n s e a e s a y .

(1) W a t h e p r e i m i n a y m o t o s e e k s a n d i t i a i n f e e e u d § 8 (e) (1) t h e m o t o n s h a l

- (i) I d i f y t h e t e a d i t a l a p c a b .
- (i) C e t i f y t a t a c o m p l e t e c o p y t h e f e o t h a d i t a l p p c a t i o e o r d o n s f i l e d u r s 3 o § 8 t n a s e a s e d o a l p p t .
- (iii) P r p e a o t i f o r t h e a d i t a l i n f e e e .

(v) S h o w t h e p e n t a b i l i t y t h e a p p i c a n t o a l c l a i m n o p p e t o b e d e t o t h e a d t i o a p p c a t i o w h i c h o r s p t o a b p p e d o t o t h e r t h e a d i t a l i n t e r f e e e a d a p y t h e t e r m s o t h e c l a i m t h e d i s o s u e o t h e a d i t a l p p c a t i o t v a e s a y t h e a p c a b a f i l e w i t h t h e t n i o a n a m e t e l i g a y c l a i n t o t h e a d i t a l a p a t i o

(v) W a t h e p e t i s a p c a b , s t a t h e p e t h e l i t y t o t h e p t o b a y c a m i n o r p r p e d t o b e d e t o t h e p t e s p p c a t i o t v c h c o r s p d t o t h e p p e t o t i a n d a p p l y t h e t e m s o f t h e t a m s t o t h e d i s c b s u r e o t h e p p t i s a p c a b .

(vi) I d i f y a l l t a m s i n t h e p e t s p p c a t i o o p e n t w h i c h s t d o e d e s g e d t o o r s p o b e t p p d o t ; f t h e p e t s p p c a t i o e d s o c o a n a y s h e t a n t h e t n i o a l l p p e t a m t o b e d e t o t h e p e t h s p c a b .

(vi) Show that the interference is material to the patent.

(vii) Be a complete bar to the patent.

(ix) If an earlier filed patent is prior art, the interference is material to the earlier filed patent.

(2) Where the preliminary motion is granted, the motion shall

(i) Identify the parties to the interference.

(ii) Prepare a list of the parties to the interference.

(iii) Where the moving party is the applicant, the ability of the patent to be maintained, the party's position with respect to the patent, the maintenance of the patent, and the effect of the patent on the patent.

(iv) Identify all claims in the patent, the ability of the patent to be maintained, the party's position with respect to the patent, the maintenance of the patent, and the effect of the patent on the patent.

(v) Designate the claims to be maintained, the ability of the patent to be maintained, the party's position with respect to the patent, the maintenance of the patent, and the effect of the patent on the patent.

(vi) Show that the interference is material to the patent.

(vi) Be a complete bar to the patent.

(vii) If an earlier filed patent is prior art, the interference is material to the earlier filed patent.

(f) A preliminary motion to be granted shall

(1) Identify the parties to the interference.

(2) Where the moving party is the applicant, the ability of the patent to be maintained, the party's position with respect to the patent, the maintenance of the patent, and the effect of the patent on the patent.

(3) Show that the interference is material to the patent.

(g) A preliminary motion to attack the patent shall

(h) A preliminary motion to attack the patent shall

(1) Identify the parties to the interference.

(2) Certify that the patent is material to the patent.

(3) Show that the ability of the patent to be maintained, the party's position with respect to the patent, the maintenance of the patent, and the effect of the patent on the patent.

(4) Be a complete bar to the patent.

(3) The party is a party to the ...

(e) Where ...

(1) If ...

(i) Request ...

(ii) If ...

(2) Any ...

(3) The ...

Any ...

(4) If ...

FR 48 ...

Section ...

(a) During ...

(b) If ...

(c) After ...

FR 48 ...

Section ...

During ...

an ad in application of patent law interfere with or obstruct a may be a right to be protected

49 FR 20 De 20 Ad d e fe iv F ebl 1, 19 ; e sec6 OFR 8 M . 7 , 9 9 e fe iveA pr. 2 , 9 95]

§ 3. Procedure in interference

(a) An appeal from the order of the Board in an interference proceeding shall be taken to the court of appeals within the time prescribed by the rules of procedure of the court of appeals.

(b) An appeal from the order of the Board in an interference proceeding shall be taken to the court of appeals within the time prescribed by the rules of procedure of the court of appeals.

49 FR 20 De 20 Ad d e fe iv F ebl 1, 19 ; p a.(b) e ised 6 FR 4 8 8 M . 17, 9 5 e e - tiveA pr. 2 , 9 9

§ 3. Appeal from decision

(a) There is no appeal to the Director in an interference proceeding. The Director will not consider a petition for rehearing.

(1) The petition for a decision of an administrative proceeding shall be filed with the Director within the time prescribed by the rules of procedure of the Director.

(2) The petition for a decision shall be filed with the Director within the time prescribed by the rules of procedure of the Director.

the possibility of evidence and the admissibility of the evidence

(3) The petition shall be filed with the Director

(b) A petition for a decision shall be filed with the Director within the time prescribed by the rules of procedure of the Director.

(c) The filing of a petition shall constitute the exhaustion of administrative remedies.

(d) Any petition must contain a statement of the facts and the law and the points to be reviewed and the issues to be presented.

(e) A petition for a decision shall be filed with the Director within the time prescribed by the rules of procedure of the Director.

(f) A petition for a decision shall be filed with the Director within the time prescribed by the rules of procedure of the Director.

(g) Where a request for a decision is made, the Director shall advise the petitioner of the time for filing a petition for a decision.

is issued at this site by a witness... after the... party files... the... party may file... If the... shall be... party.

De 2 8 4 d é fe iv F eb l 1, 18 ; seob OFR 8 M . 7 , 9 9 é fe iveA pr. 2 , 9 95]

§ 8 R ordi eb s.

(a) The imon shall be of affidavit... (b) An affidavit shall be filed as set forth in § 18. A certified transcript... (c) In addition to the items specified in paragraph (b) of this section...

(1) And... (2) And... (3) The... (4) Each... testified or... party at ra-

scripts... by a witness... party, a... ories, c... - a... deda ves

5) [Reserved] (6) Any... (7) Each... admission and the... by... the... party... § 18

(d) The... of... be... - tie... ed... e... p... s... be

(e) The... a... witness shall... a... the... to... ag... e... h... f... d... rans... p...

f) [Reserved]

(g) The... of... be... d... l... p... h... a... p... h... o... r... e... p... e... s... b... e... o... p... d... ga... clear... b... a... k... p... man... a... t... in... ge... A... l... p... h... e... m... a... t... e... e... p... w... e... r... s... t... e... p... a... in... a... e... at... 11... p... t... t... p... p... e... ,... g... a... e... p... e... r... b... o... e... s... go... t... e... p... h... e... d... n... t... y... smaller... t... h... e... t... h... e... p... g... s... i... e... b... a... l... l... b... e... s... m... 81... 2... 1... 1... in... s...)... (e... e... r... s... z...)... w... t... p... r... i... n... e... d... n... t... e... r... b... 5... 2... 4... 1... c... h... 61/2... 2... h... e...)... r... e... d... b... a... l... l... d... w... i... t... h... e... s... a... t... h... e... r... e... f... t... g... s... i... n... e... n... r... a... t... i... o... n... e... flat... w... h... e... p... n... t... o... a... y... g... a... d... h... e... o... m... e... b... - e... n... b... o... c... a... h... e... i... s... e... (a... p... i... n... e... l... y... 0... p... e... g... p... e... r... o... b... i... n... s... s... g... e... d...). When... t... h... e... r... e... i... s... m... e... t... h... a... n... e... o... b... i... t... i... o... n... s... o... f... t... h... e... p... a... g... s... o... t... a... i... e... d... n... e... a... h... o... b... i... t... i... o... n... b... a... l... l... p... p... e... r... a... t... t... h... e... o... p... t... h... e... c... o... r... f... o... r... e... h... o... b... i... t... i... o... n...

h) [Reserved]

(i) Each party... shall be... with the... re... ds... p... e... f... i... e... d... h... e... p... a... g... p... e...)... b... i... s... e... i... o... b... i... t... i... o... n... s... b... i... d... e... d... m... e... n... s... a... d... h... i... g... s... i... d... n... t... i... f... i... e... d... i... n... a... f... f... i... d... i... t... s... o... t... h... e... r... e... c... o... d... u... r... i... n... g... t... h... e... i... g... g... o... r... a... l... d... e... p... i... t... b... s... a... w... l... s... o... b... i... l... r... e... d... a... d... p... b... c... a... t... i... o... n... s... e... d... p... a... t... y... d... e... s... 18... a... . O... n... e... p... o... f... a... b... o... d... m... e... n... t... a... y... e... b... i... t... i... o... n... s... e... v... e... d... D... o... n... - a... y... e... b... i... t... i... o... n... s... s... h... a... l... l... b... e... f... e... d... h... a... e... v... e... l... o... p... o... f... o... d... e... a... d... b... a... l... o... t... h... e... b... o... d... s... p... i... t... o... t... h... e... o... d... R... i... c... a... l... e... b... i... t... i... o... n... s... i... f... o... t... f... l... e... d... n... o... f... i... c... e... r... a... d... §... 8... 1... ,... s... h... a... l... l... b... e... f... e... d... w... i... t... h... e... r... e... d... b... e... h... e... k... b... s... h... a... l... o... - a... n... a... b... e... l... w... h... i... c... h... d... e... t... i... f... i... e... s... t... h... e... p... a... t... y... s... u... b... i... t... i... n... g... t... h... e... e... b... i... t... a... c... t... i... o... n... s... b... i... t... a... m... b... e... ,... h... e... s... p... o... f... i... n... t... e... r... f... e... r... e... e... (e... g... o... b... v... S... m... i... t... h... ,... a... t... h... e... i... n... t... e... r... f... e... e... e...

... mbe. When the ... is ... the ... right ... do ... ne ... the ...

(j) Any ... y, re d o ... ibt ... ch d ... comply ... h this s ... tion ay b ... retun d ...

§ 6 De 2 ... d ... e ... iv ... ebl 1, ... (b) ... (g) & ... 60 ... M ... 17, 19 ... iv ... pr. 2, ...

§ 6 F a a g .

(a) A ... p propriats ... tago ... then e ... rferene , the ... ites will ... be ... an op ... tih y o ... p p r ... b o e ... B ... dt o p e ... nt o l a g n ... nt a t a f a l ... b a g m i n ... s a i t e ... p a t j ... g e n a y s ... t a d e ... a d t ... i m e f o r ... f a ... b a g b ... e s s ... o t h ... i v ... s e d ... e r e d ... b y ... m i n ... s a i t e ... e t j ... g ... e o ... b ... B ... c a ... b ... p ... t y ... v ... l ... e ... t ... i ... t ... e ... n ... o ... m ... o ... e ... t ... h ... a ... 30 ... m ... i ... t ... e ... o ... f ... o ... a ... a ... r ... g ... t ... a ... f ... i ... a ... l ... a ... r ... i ... g ... A ... p ... t ... y ... w ... l ... o ... s ... o ... t ... f ... i ... l ... e ... a ... b ... e ... f ... o ... r ... f ... a ... b ... a ... r ... i ... g ... (... b ...) ... s ... h ... a ... l ... b ... e ... n ... i ... t ... e ... d ... o ... p ... a ... a ... f ... a ... b ... a ... g

(b) The ... op a g a g u m ... of a j u o ... p a t y ... s h a l ... i ... n ... c ... d ... e ... a ... r ... s ... a ... t ... i ... o ... n ... o ... f ... t ... h ... e ... u ... o ... p ... t ... y ... s ... e ... e ... a ... d ... j ... u ... o ... p ... a ... t ... y ... s ... p ... i ... t ... o ... w ... i ... t ...h ... r ...e ... p ... e ... t ... h ...e ... e ... p ... e ... s ... e ... o ... b ... n ...e ... a ...f ... o ...g ... t ...h ...e ...p ...a ...t ...y . A ...j ...u ...o ...p ...a ...t ...y ...g ...n ...e ...s ...v ...e ...p ...i ...t ...o ...f ...t ...s ...t ...i ...f ...i ...o ...r ...e ...b ...a ...l .

(c) A ... p ... t ... y ... i ... n ...o ...t ...i ...c ...e ... n ...t ...i ...t ...e ...d ... t ...o ...g ... h ...a ... a ... p ... p ... t ...h ...a ... b ...e ...d ... , ... s ...p ...e ...s ...e ...d ... , ...o ...r ...o ...e ...l ...e ...d ...a ...c ...t ...i ...a ...r ...e ...d ...i ...t ...o ...t ...o ...p ...r ...a ...i ...t ...e ...a ...b ...s ...a ...b ...i ...c ...e ...d ... r ... § ... 2 ... w ...i ...m ...e ...l ...y ...f ...e ...d .

(d) A ... f ... e ... r ... f ... a ... b ... a ... g ... , ... t ...h ...e ... r ... e ... n ...e ... b ...a ...l ... b ... t ...a ...k ...e ...n ...d ... r ...e ...l ...i ...s ...e ...n ... b ...y ... t ...h ...e ... B ... o ...a ...r ...di ...f ... u ...r ...t ...h ...e ...r ... p ...p ... s ...h ...a ...l ... b ...e ...f ...i ...l ...e ...d ... e ...p ...u ...d ... § ... 1 ... § ... 2 ... o ...s ... a ...u ...t ...h ...o ...z ...e ...d ... b ...y ... a ...n ... a ...d ...m ...i ...s ...a ...i ...t ...e ...p ...a ...t ...j ...g ...e ...o ...t ...h ...e ... B ... o ...a ...r ...d ... i ...t ...i ...o ...n ...a ...o ...a ...g ...m ...e ...t ...h ...a ...l ...b ...h ...a ...d ... a ...l ...e ...s ...o ...r ...e ...d ... b ...y ... t ...h ...e ... B ... o ...a ...r ...d ...

§ 6 De 2 ... d ... e ... r ... e ... i ... v ... e ... b ... l ... 1, ... (a) & ... i ... e ... s ... e ...d ... o ... R ... 4 ... § ... M 17, ... 9 ... 5 ... e ... i ... v ... e ... A ... p ... r ... 12, ... 9 ... 9

§ 6 M e s c o a ... d e ... d ... h ... r ... e ... d ... i ... g ... a ... f ... i ... a ... l ... d ... i ... s ... i ... o ... n .

(a) I ... n ... a ... d ... e ... i ... g ... a ... f ... i ... a ... d ... e ... i ... s ... o ... t ... h ...e ... B ... o ...a ...r ...d ... m ...a ...y ... o ...i ...s ...a ...d ... e ...p ...p ...e ...r ...y ... r ...a ...i ...s ...e ...d ... i ...s ...s ...u ...e ...n ...c ...i ...d ... g ...o ...r ...i ...t ...y ... o ...i ...a ...t ...i ...o ...d ... i ...a ...t ...o ...y ... a ...n ...p ...e ...t ...f ...r ...o ...m ...a ...t ...y ... t ...h ...e ... i ...l ...e ...d ... e ...i ...m ...n ...a ...y ...s ...e ...m ...e ...u ...d ... § ... 2 ... , ... p ...a ...t ...e ...a ...b ...i ...t ...y ... o ...f ... t ...h ...e ... i ...n ...p ...o ...t ...h ...i ...s ...b ...i ...l ...y ...t ...e ...v ...i ...d ... e ... , ... a ...y ...n ...e ...r ...o ...t ...e ...r ...e ...d ... o ...f ...i ...n ...a ...l ...r ...i ...g ...n ...d ... a ...y ...o ...b ...e ...a ...n ...t ...e ...s ...y ...t ...o ...e ...s ...v ...e ...h ...e ...n ...e ...f ...e ...e ...et ...h ...e ... B ... o ...a ...r ...d ... g ...n ...a ...o ...c ...c ...i ...d ... r ...w ...h ...e ...a ...i ...n ...e ...r ...o ...t ...o ...y ... o ...d ... s ...o ...d ... e ...h ...e ...f ...e ...d ... t ...h ...e ...b ...e ...d ... e ...s ...t ...w ...g ...t ...h ...a ...t ...a ...n ...e ...l ...o ...y ...o ...d ... e ...b ...u ...d ... e ...n ...i ...f ...i ...e ...d ... a ...l ...l ...e ...o ...t ...h ...e ...p ...t ...y ...a ...t ...e ...g ...t ...h ...e ...o ...dt ...h ...e ... B ... o ...a ...r ...d ... s ...e ...i ...t ...o ...s ...t ...a ...d ... d ...e ...a ...l ...a ...p ...y ...y ...t ...o ...p ...e ...d ... a ...m ...e ...s

(b) A ... p ... t ... y ... s ...h ...a ...l ... b ...e ...a ...i ...t ...e ...d ... t ...o ...a ...s ...e ... r ...o ...- ... s ...i ...d ... a ...i ...t ...o ...f ...a ...b ...a ...g ...a ...n ... t ...e ...r ...w ...c ...h ...p ...e ...r ...y ... o ...b ...h ...a ...d ... e ...a ...i ...s ...e ...m ...o ...i ...c ...e ...d ... r ...§ ... 3 ... o ...r ... § ... 3 ... a ...s ...t ...h ...e ...n ... t ...e ...r ...w ...s ...p ...e ...l ...y ...a ...e ...d ... i ...n ... a ...n ...i ...o ...h ...a ...w ...a ...s ...t ...i ...m ...y ...f ...i ...d ... b ...y ...t ...h ...e ...p ...t ...y ...e ...r ... § ... 1 ... § ... 3 ... o ...r ... § ... 3 ... e ...l ...a ...m ...o ...t ...o ...w ...e ...d ... o ...r ... d ... e ...r ... e ...d ... e ...r ... o ...f ...a ...h ...e ...i ...n ...g ...t ...h ...e ...n ...e ...w ...p ...e ...r ...y ... r ...a ...i ...s ...e ...d ... b ...y ...t ...h ...e ...p ...t ...y ...i ...n ...a ...t ...i ...m ...e ...l ...y ...f ...e ...d ... e ...p ...e ...t ...i ...o ...t ...o ...a ...n ...i ...o ...d ... r ...§ ... 2 ... o ...r ... § ... 2 ... e ...l ...e ...i ...n ...o ...w ...s ...g ...h ...e ...d ... o ...e ...t ...h ...e ...p ...i ...t ...b ...r ...e ...r ...e ...r ...e ...d ... t ...o ...f ...i ...n ...a ...l ...a ...- ... i ...g ...t ...h ...e ...p ...t ...y ...w ...g ...o ...d ... e ...t ...h ...e ...s ...e ...w ...s ...o ...t ...o ...p ...e ...r ...y ...a ...i ...s ...e ...d ... i ...n ...f ...e ...d ...n ...o ...i ...t ...o ...p ...i ...s ...t ...i ...o A ...p ...t ...y ...t ...h ...a ...l ...s ...t ...o ...c ...e ...t ...h ...e ...y ...w ...o ...a ...t ...i ...n ...y ...f ...i ...l ...e ...d ... e ...i ...m ...n ...a ...y ...t ...i ...n ...i ...c ...e ...d ... r ...§ ... 2 ... § ... 2 ... , ...t ...h ...e ...i ...g ...- ... a ...i ...t ...o ...f ...a ...t ...a ...m ...a ...s ...c ...o ...r ...e ...p ...i ...g ...t ...o ...a ...o ...d ... , ...o ...f ...i ...s ...t ...o ...i ...n ...a ...r ...g ...t ...h ...e ...s ...e ...p ...a ...t ...e ...t ...h ...e ...a ...b ...i ...l ...i ...t ...y ...o ...f ...a ...t ...a ...m ...a ...s ...c ...o ...r ...e ...p ...i ...g ...t ...o ...a ...o ...d ... , ...o ...f ...i ...s ...t ...o ...i ...n ...a ...r ...g ...t ...h ...e ...s ...e ...p ...a ...t ...e ...t ...h ...e ...a ...b ...i ...l ...i ...t ...y ...o ...f ...a ...t ...a ...m ...a ...s ...c ...o ...r ...e ...p ...i ...g ...t ...o ...a ...o ...d ... , ...o ...f ...i ...s ...t ...o ...i ...n ...a ...r ...g ...t ...h ...e ...s ...e ...p ...a ...t ...e ...t ...h ...e ...a ...b ...i ...l ...i ...t ...y ...o ...f ...a ...t ...a ...m ...a ...s ...c ...o ...r ...e ...p ...i ...g ...t ...o ...a ...o ...d ... o ...t ...h ...e ...o ...t ...i ...w ...i ...t ...h ...e ...s ...p ...e ...t ...t ...o ...t ...h ...e ...g ...o ...d .

(c) I ... n ... t ...h ...e ...n ...e ...e ...s ...t ...o ...f ...j ...u ...s ...t ...i ...c ...e ... , ...t ...h ...e ... B ... o ...a ...r ...d ... m ...a ...y ... e ...s ...e ...i ...t ...s ...i ...s ...e ...t ...i ...o ...n ... t ...o ...s ...i ...d ...e ...n ... t ...h ...e ...w ...o ...d ... o ...b ...w ...i ...t ...e ...d ... t ...o ...s ...i ...d ...e ...- ... a ...i ...o ...d ... t ...h ...e ...s ...t ...i ...o

§ 6 R 4 ... d ... e ... 2 ... § ... 2 ... d ... e ... r ... e ... i ... v ... e ... § 11, ... 9 ... 8 ; ... p ... a ... e ...) ... r ...e ...v ... e ...d ... , ... 58 ... R ... 4 ... § ... 2 ... § ... t ... 23, ... 9 ... 3 ... e ... f ... e ...- ... t ...i ...v ...e ... O ... c ...t ... 25, ... 9 ... 3 ... e ... i ...d ... o ... R ... 4 ... § ... M 17, 1995, ... e ... i ... v ... e ... A ... p ... r ... 2 ... 19 ; ... p ... a ... r ... t ...e ... s ...e ...d ... § ... FR 2 ... 0 ... 0 ... M 16, 19 ... e ... i ... v ... e ... M § ... 9 ... 9

§ 6 B e f s ... f ... o ... r ... t ...h ...e ... i ...g

(a) E ... a ...c ...h ...p ...a ...t ...y ...s ...h ...a ...l ...l ...e ...n ...t ...i ...t ...e ...d ... t ...o ...f ...l ...e ...b ...e ...s ...o ...r ... f ...i ...a ...l ...a ...r ...i ...g ...t ...h ...e ... a ...d ...m ...i ...s ...a ...i ...t ...e ...p ...a ...t ...j ...u ...g ...e ...a ...l

dem ne b b e s a d d a d a l l s e t t h e i t e a n d o d r f o r f l d i e s .

(b) T h e p a g e r i e f o a j i o p t y b a l c o a d r a p p a e l a d n g a d i n t h e o r d e r i d a d :

(1) A s t a e n t o i n e s t i d a i t g h e f u l l a e n e p t y e p s e n e d b a b e y i n t h e i n e r f e r e n c e a n d t h e n a m e o f t h e e a p a t y i n i n e s i f t h e p t y a d t h e e p o s t h e e a p a t y i n i n t e r e s t .

(2) A s t a e n t o e a e d c a s i d a i t g w h e t h e r t h e i n e r f e r e n c e w a s p r e v i o u s l y b e f o r e t h e B r d b f i n a l a r i g a d t h e n a d t n r o f a y e a e d p a o i n t e r f e a e t w c h i s p e d g b o p o t w c h a s e r e l i d e d , b B a d , o r t w c h i s p e d g e f o e , o w h i c h a b e n e d i d e d b y , t h e s s t o a b e s r h e F e d a l C i r c u i t o a d i s t r i c t o t h a p e e d g e s s 4 A r e l e d p a o i n t e r f e r e n c e n e w t w l d r e y a f e o b e d e c t l y a e t e d b o l a a b a g o t h e d a l ' s e d c i o n i n t h e p i d g i n t e r f e r e n c e .

(3) A a b o c o t a s i v h g r e f e e s , a d t a b e f a e a p a b i t a y a a g d i s a e s , a d d b a b i t e s c i t e d i v t h r e f e r e n c e t o t h e p a g e s o f t h e r i e f w h e t h e a r e c i t e d .

(4) A s t a e n t o f t h e i s s u e p e t e d b r d e c i s i o n i n t h e i n e r f e r e n c e .

(5) A s t a e n t o f t h e f a c t s i n u m b e r e d p a g e s , e e a t h t o t h e s e p e t e d o r d e c i s i o t w h p p r a e r e f e e s t o t h e r e c o d .

(6) A r a r e n t w h i c h h o e p e d b y a s u g n , w h i c h a l l o a r t h e o t a i t e d o f t h e p a t y i n h r e p e t b e s e s i t i s a s i g n o e i d e r a i o a t f a l l a i g h e e s o t h e r e o , t w h c i t a t i o s t o t h e e s s a e s , o t h e r a b i t e s a n d p a t s o f t h e r e c o d e l e o n .

(7) A s o t c o l i o n s a n g t h e p r e c i s e e l e e q u e s t e d .

(8) A n p p l k c t a n g a p o f t h e o b s

(c) T h e p i n g e i f o f t h e s i o p a t y b a l c o o t h e e q u e n t o f p a g e s (b) o f t h i s s e i n e p :

(1) A s t a e n t o f t h e i s s u e s a d b t h e a c t s a e d t o b e m a d b e s t h e p a t y s a d s a t i s f i e d t w h t h e s t a e n t i n t h e p i n g b e f e t h e j i o p a t y a d

(2) A n p p l k c t a n g a p o f t h e o b s n e d t o b e i n t e d d f t h e o p o b s i n t h e p a g e r i e f t h e j i o p a t y s o r e .

(d) U h e s o d e o b a t w d y e d m i n s a t i e p e n t j g , b e f s s h a l b e d e - s p e d (e x p f o r b t o e s w h i c h g r e e p e d) a d s h a l t n y w i t h t h e e q u e n t s o s 1 5 3) f o r r e c o d s e x p t t h e e q u e n t f o r b d n g

(e) A n o g i a l a d b a c p s o e h b e f e n t b f e d

(f) A n o r i e f t w b e d t o t n y i v h t h e r e q r e t n s o t h i s e t o g n b e r e t u e d e r s 1 5 3 .

(g) A n y p a t y , s e p a e f o n i t s p e n i n g o r i e f b t f e c t o a e t h y t h e t w t h , g n f i l e a o r i g i n a l a d f o o p s o f o i s e p r e d f i d i g s o f a c t a d b u s e o l a w . A n y p e f i d g o f f a c t s h a l b e i n t e d e d a g p a d s h a l b e p - p i t e p c i f i c e r e a e b t h e o d . p o - p e d c b u s i o s o l a w a l l b e i n d m b e d p a g e s e h a l t s p i t e d y c a t e o f a e s s t a t u s o o b r a b i t y . A y o p t h e s e p a t e f r o n i t s o p a g o e p y o e f t o f i l e d o c a e t h y t h e t w t h g n f i e a p e r a e p i g o r b j e t i g t o a y o p e f i n d i n g o f a t c c b u s i o s o l a w t w n p e i n g a e a o t n e i g a t h e s d g a l p t h e p e f i d i g o f a t a d b u s i o s o l a w t w e i n p t

(h) I f a p a r t y w a t s t h e B o a r d i n e d e r i n g t s f i a l e d i s i o t o r u l e o n t h e t h i s b l y b a y e v i d e a , t h e p a t y a l l f i l e t w h i t s e i n g o e f a n o r i g i a l a d f o o p s o a m o t (s 1 5 3 o p e - p e s t h e e d e f i n e p v i s o s s 1 5 3 b d o t p y o a t n i o t o p e s e d r h i s p a - g e . A p e i t o p v b i y a n d o t h e a d m s i b l y b e b e d e n e t a n p e t i s a v e d b e s t h e n i o e q u e d y t h i s p a r a g r a s f i l e d a t y t h a t f a i l e d t o c h a l e n g e t h e a d m i s s i b l y o f t h e e i d e o a p t o a g r o d t h a o d t a e b e a a e d i n a t i e n y p e b n o e d s 1 5 3 x , 1 5 3 c , 1 5 3 d o s b h m a y o t o n e d e r t h i s p a g e t o s p e t h e e v i d e e d h a g r o d a f a l a r i g a o g i a l a d b r o p s o a n p e t i o t o t h e n i o n g n b f e d v t h a p - e t h s e i n g b e f o r p l y b e f a s g n b e p r p i - a e

(i) W h e j i o p a t y a l s o t i e n y f e a n p a g e e , a d e m y i s s u e e q i g t h e j i o r

party to be ascertained... failure to file the briefs... the burden of proof...

49 FR 6 Dec 20 Ad d effective 1, 19 ; par (b) (1) (8) (d) (e) , (f) , (g) , (h) , & (i) revised , 6 FR 4 8 M . 7 , 19 , effective Apr. 21, 19]

§ 63 B deo pofa to de h n n

(a) A rebuttable presumption exists that, as to a bona fide holder in due course, the obligor is liable for their effective filing date...

(b) In a interference in violation of public policy... the parties shall be deemed to have agreed...

(c) In a interference in violation of public policy... the parties shall be deemed to have agreed...

49 FR 6 Dec 20 Ad d effective 1, 19 ; see 6 FR 4 8 M . 7 , 9 9 effective Apr. 2 , 9 9]

§ 63 F a d isio

(a) A fee filing hearing, the board is all entered... the hearing is a... the parties shall be deemed to have agreed...

(b) Any agreement for the sale of a decision... shall be filed within 14 days of the date of service...

(c) A judgment that settles all issues which (1) were raised and decided in the interference, (2) could be appealed... shall be deemed to have been agreed to by the parties...

49 FR 48 7D e 2 0 Ad d effective . 11, 9 8 ; par (b) 5 4 FR 29 3 July 31 989, effective Aug 2, 9 9 . 100 revised , 6 FR 4 8 , Mar. 17, 9 9 , effective Apr. 2 9 5

§ 63 R om ed io .

(a) Subject to the rules, the court may grant for rejection of a petition... the court shall be deemed to have agreed...

disbath bamsfde hgt d h h e n e f e -
ene A statutory id claimer iwl b b it a e d s a
req s for t r y b a d e r s e j d g n g a b the
p e b e u n e s i t e b s i n h e d b i t o o f a l l p e n t
cl a s s o r s p i g t a o u .

4 9 R 3 3 De 2 8 4 d e f e i v e f e b l 1,
1 9 ; p b e h e d 5 F R 2 3 , J u 2 3 , 8 8
e e i v e s e p . 2 9 8 p . 1 8 4 s e c t F R
1 8 3 M . 7 9 5 e i v e A p r . 2 , 1 9]

§ 6 St a s b c a m b d e t e d p i c h a e r
i n t e f e e e .

W h e r e a d e s e j d h i s a t e d a t o a
c o g i a s t a a p i c h f o r w c h o p p l
(35 U S C . 4 1 0 0 t a r r e i v e 5 5 4) h a s
b e o r a n t a k e n a t h e c l a i m o f t h e p c a t i o n
o r s p i d g t o t h e o t h e r s a d f a l s e l y i d p e d
o i w b u f u r t h a c t i o n t h a s m i n e . S t c l a s s
a r e b p o b i t h e r a p a t e p r e a i t o

4 9 R 3 3 De 2 8 4 d e f e i v e f e b l 1,
1 9]

§ 6 A i c h e r i n e e r a e .

(a) A f t e r t e m n a b n o a i n e f e e e , t h e
e x t e n e w i l l p o n l t a k e s h a i t o n a y o l i -
c a i t o p v o b y i t e c h h e i n e f e e a a n
b e a s g . b b s a e r e d y o r d r o a n d h i s -
t r a t i v e p a t e h j d g a m e h n s p s e n e d i n g h e
i n t e f e e e s h a l n o t b e a e d , b y g b e s b -
q t h l y p e n t e d t h e p p c a n t b j e c t o t h e p -
i v i s e o t h i s s p t p o d d p s e t u o o f t h e
a p a t i o i s t h e i v s e t e d .

(b) A f t e r j g h n t b p p c a t i o n f a p p a t y
g n b e b d p e t o f u r t h a e m i a t i o n b i d g
a n h e f e n e i v h a b b p i a b n

4 9 R 3 3 De 2 9 5 5 0 F R 2 2 3 1,
1 9 , d e e i v e f e b l 1 , 5 i e s e c t F R 1 8 3
M . 1 7 , 1 9 9 5 , e e A p r . 2 , 9 9]

§ 6 S i h e e e n e

A s d i n t e r f e e e b t v n b e p i t i e s
i w l n o t e t a d p o p p c a t i o n i n o v e d
i n a n a f e r i n t e f e e e f o r a t h o t i e d y a
c o o h e a f e r i n t e f e e e e . 6 5 8 3 .

4 9 R 3 3 De 2 8 4 d e f e i v e f e b l 1,
1 9]

§ 6 F l i g o i n t e r e e s t e m e t a g r e e -
t h s

(a) A n y a g e n o o d s t a d g e t v n
p a r t i e s o a n i n t e f e e e , i n c l d i n g a n y o l a e a
g e n s e e r d b t h e r e n d h n o n e i t o
i w h o i n t e n a i o b b t e r m i n a t i o n h e
i n t e f e e e , t n b e h i v t i g a d a t e o p
t h e t e n t b f e d b e b e h e t e r m i a t i o o f t h e
i n t e f e e e (§ . 1) a b t v n t h e p t i e s o f t h e
g e n o d s a d g

(b) I f a y o t y f i l i g h e g e e m e n t o r d e -
s t a d g u e l p a r a g p a) o f t h i s s e b n s o
r e q s t h e p w l b e k p p a e f o b e f i l e
o h e n t e f e e e , t n a d a b a b l e o n l y t o
e e n t e n e o w i t e n g u s t o t o g p s o
p o p i t i o a o m p a e d y b e e s t f o r t h i n
§ 1 7) h o a v g o f g d c a s .

(c) F a l u r e t o f i l e t h e c o p y o f t h e a g e m e n t o
a d s t a d g u e l p a r a g p a) o f t h i s s e c b w i l l
r e d r p e n n a l y a o r e b e s u b g e n t o r
a d s t a d g e l a p p a t e h o t h e p i t i e s i n o l e d
i n t h e i n t e f e e e r a p e n t e q e h j e d
o p p l i a t i o n t h e p t i e s o i n o v e l t h e
D e t o r m a y , t v e , p p e t i t e p n n e d y
t h e e s e t f o t h i n § . 1 7) h a d o a b w g o g d
c a u s e o r f a i l u r e o f b e w i t h i n t h e t i m e p e s c r i b e d ,
p i n t h e f i l i n g o t h e a g r e m t o d s a d g
d i r t h e s x n h e r i d s b e q t t o h e e m -
a i t o o f t h e r e f e r e n e b w e p t i t o h e
g e n o d s a d g

4 9 R 4 3 3 0 e 2 8 4 d e f e i v e f e b l . 1 1,
9 8 ; 5 0 F R 2 2 3 1 , 3 1 9 8 5 ; p b e h e d F R 6 8 9 3 ,
F e b 5 , 1 9 8 9 , e e i v e A p r . 1 7 , 9 8 e h e d F R
4 3 3 M . 7 9 5 e i v e A p r . 2 1 , 9 9 p a (a) &
b) h e , 2 0 5 A p r . 2 9 9 e e i v e l e b
9 9 ; p a (b) e i d , 6 5 F R 3 0 S e p . 8 , 2 0 , e f e -
t i v e l o v . 7 , 0 0 p a e i e s e c t 8 F R 1 8 3 M . 2 5 ,
0 0 , e M 1 2 0 0 3]

§ 6 E d e e n o m p l y i w t r u l e s

(a) E i v e d e c i s t s b a f i d i v s , t r a c r i p s
o d p t i e s , d e n s a d h i g .

(b) E x p s o t e i v s e p o d i n t h i s b -
p a r t , t h e F e d e a l R u l e s o f E v i d e n e b a l a p p l y o
i n t e f e e e p e e d g . t e p t i o s b b e l -
e a R e s o b e e e h a t i g t o c r i m i a l a c t i o s
j u r e , a d b a r n t e s o t r e l e a t h o h e f e n e s
s h a l n o t a p y .

fied is p an al affidavit sp en al
 of f i a e o d s a c p r i n e c p b c a t i o n a l l , t o t h e
 e x t e n s i o n s b e , b y e n e q t i a l n s b i g -
 i n g v l t h e a m b e f o l w g h d e s n u m b e r t h e
 e x h i b i t s m i t t e d a d p a a g e (b) o f t h i s s e c t i o n
 t h e a b i t t e n s s h a l a l s o e e a t h e e k b t
 a m b e s t a n t h e e x h i b i t s a r e f e d w i t h e p a t y s
 r e d t h e p e m e t h a f f a i t s a l l e n -
 h e l p a d x o t h e n o f h a v e s s e d a
 i e l x e k b s o t h e y p e f e d i n p a g e (b)
 o f t h i s e t c .

(d) After the expiration of 14 days objections
 and p an al affidavit s, o e l i e w n p r i -
 a t e h e a d m s a t e p e t h j g e s h a l e a i t e n
 w i t h i n t w o c h a y s a f t e r l e a e q s t o
 c r o s s e m i n e a a f f a t o o b a d e p i t o n f a n y
 p p t r e q u e s t s c o - e x m n a b i t a f f a t h e
 p a t y l l o i t e p o s i t a a r e a b o a i t o
 w i t h i n t h e t e d t a s e d § 1 8 e f o r t h e p -
 p o f c r o s s i n n a b i t a p p t h e e d i -
 r e a d e s s h a l e p a e a t t h e p o s i t a A
 a y e p t i o f o r t h e p p f c r o s e m i n a t i o n
 o a v e s t h e p a t y a l t o b e n i t t e d t o e l y o
 a y e n t o t h i n g t h e n b e d i n e o r n e
 o t h e a f f i d a v s f e d e d p a g e (b) a d (c) o f
 t h i s t i m e p t t h e e n t e e s a y o d t
 p p r e d e t . t h e t y g e o b i c a p -
 s i t i o s h a l b e r e p o b e d r p v d i g a t r a n s a o i f
 t h e w i t n e s s d e s n o t e s f y i n E n g l i s h , f o r b t a i n g a
 c o t r e p t e , d o f i l i n g a e t f i d i t a s i p t o f
 t h e p o s i t a e q u e s t 1. 7 W i t h i n 7
 o t h e c l o s e o f t h e p i d o r t a k g c r o s e m i a -
 t i o n , t h e p a t y l s e r e (t o b f i l e) a o p o b a b
 t r a n s r i p t e a p p t t g h e r i v h p s o f
 a y e d i t a l d m e n t a y e b i t s i d n t i f i e d b y t h e
 w i t n e s s d i g h e d e p i t o n t h e p a g e t r a -
 s c r i p t e d e t h s p a g e a l t o t h e e n t
 p i s b e e q u a l l y n u m b e r i n g i n g i v h
 t h e a m b e f o l l o w i g t h e l a s t p a g e m b e o f t h e
 p a t y s p e t h a a f f i d a v s s t a t e d p a -
 g e (c) o f t h i s s e c t i o n a m b e s s i g d t o t h e
 t r a n s r i p t g e s a l l a s e e a t h e e o d p a g e
 n u m b e r s o r t h e t r a n s r i p t s i n t h e p a t y s r e c o d f e d
 a d § 8 . A d d i t i o n a l e x h i b i t s i d n t i f i e d i n t h e
 t r a n s r i p t , s h a l , t o t h e e x t e n s i o n , b e i g e n
 s e q u e n t i a l n s b e i g i n g i v l t h e a m b e f o l -
 b w i g t h e l a s t n u m b e r o f t h e e x h i b i t s a m i t t e d
 a d p a g e (b) a d (c) o f t h i s s e c t i o n .

e b i t a m b e a s g d t o t h e a d i t i o n a l e b i t s
 s h a l b o s e r v e a t e k b a m b e s t a n t t h e
 e b i t s a e f l e d w i t h e p t y s e d i e p i s -
 t i o t a c r i p s s h a l b e a p e d e a n n o b f
 t h e n o f h a v e s s e s i g i g t h e n u m b e r o f t h e
 p a g e e c r o s s e m i n a t i o n e d i r e a d e e s o f
 e l i v e s e i g e a d a n o b t h e b o t h e
 t o p o f i e d n p a g e (b) o f t h i s s e c t i o n

(e) [Reserved]
 (f) When a party is subpoenaed to appear
 with the United States or death is subpoenaed if the
 parties are in writing to depose to be taken
 in accordance with the United States, or pro-
 ceedure to determine the, p r o b i c e
 a d n a y e n e , a d a v n o t a l s m a y e a d
 l i k e t o b e p o s i t a .

(g) If the parties agree in writing the affidavit
 testimony a y i v n e s m a y e b e m i t t e d i n b o t
 p a r t y o r c r o s s e m i n a t i o n

(h) If the parties agree in writing, testimony
 on the stand in the form of an agreed statement
 setting forth how a particular witness would testify, f
 a l e d , o r t h e f i t s i n t h e s e e o e o n e d h e
 p a t y s t h e a g r e d s t a t e m e n t s h a l b e f i l e d i n t h e
 p a t r a d r e l e n t o f e e s § 1 8 .

(i) In a non-allocation of a duty a
 statement of testimony to be taken in a deposition
 will be given in this case, and a ministerial
 deposition on ion § 8 . In a subpoenaed est-
 imon to be taken in a deposition .

49 FR 48 8 e 2 8 4 d e f e i v e . 11,
 9 8 ; 6 F R 2 2 , 8 8 B e s e c t o F R 4 8 8
 M . 17, 19 , e e i v e A p r . 2 , 9 9

§ 8 Notice of an in a b r o i v n e s .
 (a) A party is to be taken testimony
 in a deposition shall be on a y i g i v h
 p a g e (b) a d (g) o f t h i s s e c t i o n , f i l e d s e r v e a
 s i g n e d i e d p t i o s a i n g t h e t i e d p a e
 o e a d p t i o t o b e t a k e n e p t i o t o b e
 t a k e n i n t h e U n i t e d S t a t e s e o i e d o a r e a s h
 l e t a c p l a e r e b i t e d S t a t e s . A p i s -
 t i o m a y b e o t i e d o p o t h e r p a e t i v b o t
 p a p v a o f a n i s t r a t i v e p e t h j g e b i c e
 s h a l p c i f y t h e a d a d s o f a b i v n e s
 a d t h e g e r a l t u r e t h e t e s t i m o n y t o i g e r y
 t h e w i t n e s . I f t h e e o f a i v n e s i s n o t a
 g e a l d r i p t s u f f i c i e n t t o d e i f y t h e w i t n e s

of a class of persons who may be injured

(b) Unless the parties to a dispute voluntarily agree to the contrary, the party shall file, at least 14 days prior to the hearing of this section, a copy of this section with the court, or at least 4 days prior to the conference if service is to be made by first class mail.

(1) A list of the parties to the dispute, including the names and addresses of the parties, shall be filed with the court.

(2) A list of the names and addresses of the parties to the dispute, including the names and addresses of the parties, shall be filed with the court.

(c) A party shall not be permitted to file any motion or other pleading in this section.

(1) Unless the parties to a dispute agree to the contrary, the party to a dispute shall file with the court a copy of this section.

(2) Except as provided in § 7.1, the party to a dispute shall file with the court a copy of this section.

(d) Each party shall file a copy of this section with the court.

(e) A party shall not be permitted to file any motion or other pleading in this section.

(f) The parties shall not take any action in the dispute until the time has expired at the end of the hearing of this section.

(g) Before serving a notice of dispute and after filing with the court a copy of this section, a party shall not attempt to effect any settlement or other disposition of the dispute before the hearing of this section.

be. If the parties to a dispute mutually agree to the contrary, the parties shall not take any action in the dispute until the time has expired at the end of the hearing of this section.

(h) A copy of this section shall be filed with the court at the time of the hearing of this section.

49 FR 48 28 41 d effective .11, 98; passed is 60 FR 48 8 M .17, 99, effective pr. 2 9 5

§ 7.1 Dispute Resolution

(a) A dispute resolution procedure shall be used for the resolution of any dispute between the United States or of the parties to a dispute.

(b) Unless the parties agree in writing, the following shall apply to the dispute resolution procedure:

- (1) a dispute resolution procedure,
(2) a relative employee of a party,
(3) a person interested directly, in the interest of the parties, agents, or otherwise

49 FR 48 28 41 d effective .11, 98; passed is 60 FR 48 8 M .17, 99 effective pr. 2, 9 5

§ 7.2 Dispute Resolution

(a) Each party to a dispute shall file a copy of this section with the court.

(b) The parties shall not take any action in the dispute until the time has expired at the end of the hearing of this section.

(c) All parties to a dispute shall file a copy of this section with the court at the time of the hearing of this section.

tion to the p e idg shall be the e d
the fe .E da d je ted b b l be a b p e t
to a y e to

(d) Unless the parties agree in writing, the
relig ad ig n a u b y the liv nes o hree od at
the d p tip l w n the testimony b b a tra -
scrib ed rans r p b b p o s i t o s h a l , b e s t h e
w i t n e s s r e f u s e s t o e d a d r i s g t h e t r a n s r i p o f
the p o s i t i o n d b y t h e w i t n e s s a b n s i g d
by the witness in the form of:

(1) A n a f i d a v i t i n t h e p e e o f g o a y
o

(2) A d b a b o

4 9 R 4 8 D e 2 8 A d e f e i v e d l 1,
1 8 ; p a r t) e i s o f R 1 8 3 1 7 , 1 9 , e e -
t i v e A p r . 2 , 9 9

§ 7 E t i f i c a t i o n f l g o f e r , a n k -
i n g x b t s

(a) The officer shall prepare a certified ra-
script of the s i t e a b o u t a c r i p o f
the e p i t b r o y h o b i c o p o s i t i o n y
e k b s t o b a e d t h e e i f e d t a c r i p , a d
c e t i f i c a t i o n a d s a d h o f e r e b w -
i g

(1) The witness shall duly swear by the
o f e e o e e n e n o t e s i m o n y t h e
w i t n e s s

(2) The transcript shall be read to the esti-
m a t i o n y t h e w i t n e s s

(3) The officer shall read the es-
t i m a t i o n y a v e o d d e d , f o r r e c o r d b y t h e
o f f i c e , w h e r e t h e t e s t i m o n y w a s e o r d e r n t h e
p r e e d h o f e .

(4) The presence of the witness shall be .

(5) The parties shall be present and
a d h e a r d b y t h e w i t n e s s i n t h e p r e s e n c e
e d .

(6) The officer is to be qualified under
§ 1 8 .

(b) If the parties are in a written agree-
m e n t o f p a g e (s) o f t h i s s t i p u l a t i o n t h e e t f i c a t e
s h a l s o s a e

(c) The officer shall be a certified and
c i r c u m a e s d r w h i c h a l i v n e s r e f u s e s t o s i g a
t a s c r i p t

(d) Unless the parties agree in writing
o n t h e e o d a t h e p o s i t i o n b e f i e b a l

seely e at hee it fied a crip ha n a p e
e a d e l w i t h t h e s t y l e o f t h e r e f e r e n c e (e g , t h
v . J e) , t h e n t h e n e n u m , t h e a m e o f t h e
w i t n e s s a t t h e d a t e o f s a i g a d s h a l p r o v i d e
f o r w a r d t h e e a p e t o b a d s s e t u i n
§ 1 1 a) (i) O n e m a d a d t h i g p o d e f o r
i n s p e c t i o n o f t h e e x i n n a b r e a w i t n e s s b a ,
p r o e q u e b a p a r t y , e n k e l d r i d e i t f a i t o
a d a e e d t o b e e t f i e d t r a n s r i p a d y o e
i n s p e c t i o n i d b y p a r t y , e x p t h a t t h e
p e r s o n d i g h t e d e n s a d t h i g e s r e s t o
r e t a i n t h e t h e p s o n : (1) O f e r c p e t b e
e n k e l f o r i d e n t i f i c a t i o n a d a e d t o t h e e t f i e d
t a s c r i p t a n d t o s e r v e t h e a f t e r a o r i g i n a s f t h e
p e r s o n f o d s t h l p t i e s r p b i t y t o e i f y
t h e c o p e b y c o m p a r i s o n w i t h t h e o r i g i n a s o
2) O f f e r t h e o r i g i n a s b e m a r k e d o r i d e n t i f i c a t i o n ,
a f t e r i g i g a p a r t y e o p u t h y t o i n s p e c t a n d
o p t h e m , i n w h e r e t h e t o e n b e d t h i g s
y e a e n t h e a m e n n e a s f a e e d t h e
e t f i e d t r a n s r i p . e k b s a l l t h e b e f e d a s
s p e f i d i n § 1 6 (3) . I f t h e w i t n e s s h a d
e n o t h i g s h a l e s o b y p e n t h e d e n t
o t h i g f o d i g a e d o t h e e t f i e d t a c r i p ,
i t s h a l u n e s a v e d d e t h e r e c o r d a t h e p o s i t i o
o f a l l p a r t i e s b a u t h e i c a t e d h o f i e r e l f o r -
w a d e l t o t h e D i r e c t o r i n a p b e m a r k -
e d a d e n i n b e g

4 9 R 4 8 D e 2 8 A d e f e i v e d l . 1 1,
9 8 ; 5 0 F R 2 3 4 1 3 , 5 p a . 1 4 r e v s e d
o f F R 8 1 7 1 9 , e e i v e A p r . 2 , 1 9 ; i n t r o -
d u c t o r y t e x t o p (1) r e v s e d F R 1 3 2 1 . 2 5,
2 0 0 0 , e e 1 2 0 0 3]

§ 7 E m b a n f i d t o a t r a n s i p o f
e p i t o

(a) A n a f f a d i t o a t a c r i p t a p o s i t i o
e n t b e o p e r e o g e d b e p a p r a p o -
e n e l y 2 7 2 0 1 1 b h e) s i z e
(l e t t e r s i z e p i n e d m a t e a l l b e d e -
s p e c i a l s i d e o t h e p p i n t h e b e n
1 1 p i n t h e a n g h 6 3 . 8 m . (1 / 2 i n c h e)
o b e f e a d s i d e o t h e g . e g s o e h
t r a n s r i p m u s b o s e t u v e l y e n e d a t h e
a m e o t h e l i v n e s a l l p a a t h e p o f a h
p e g 6 5 (3) . I n t r a n s r i p s o f p o s i t i o n t h e
q u e s t i o n s p o e d a d i v n e s s e n t e o -
s t a i v e l y e n e d a b s p e p w i t h a m b e d

lines shall be followed by its answer.

(b) Exhibits to be filed shall be in the form and as required by § 16(b).

49 FR 20 De 20 Ad d effective 1, 19 ; 2 sec 6 OFR 8 M . 7 , 9 9 effective pr. 2 , 9 9 5]

§ 8 Timely filing of a petition.

Unless otherwise directed by administrative authority, a party filing a petition in the Trademark Office within the time after the date of a party's filing of a petition, the administrative authority shall file a certified transcript of the petition with the transcript of the petition.

49 FR 20 De 20 Ad d effective 1, 19 ; 2 sec 6 OFR 8 M . 7 , 9 9 effective pr. 2 , 9 9 5]

§ 8 Infringement.

A party filing a petition shall be held liable for the trademark infringement of the party. The trademark shall be registered in the Trademark Office by the administrative authority.

49 FR 20 De 20 Ad d effective 1, 19 ; 2 sec 6 OFR 8 M . 7 , 9 9 effective pr. 2 , 9 9 5]

§ 8 [Reserved]

49 FR 20 De 20 Ad d effective 1, 19 ; 2 sec 6 OFR 8 M . 7 , 9 9 effective pr. 21 , 9 5 m d a d e s d 5 FR 50 2 § t 20 , 0 0 , effective Oct 0 , 0 0]

§ 8 [Reserved]

49 FR 20 De 20 Ad d effective 1, 19 ; 2 sec 6 OFR 8 M . 7 , 9 9 effective pr.

2,19 ; m d d e s e v d 5 R 50 2 § t 20 , 0 0 , e e i v e d c t 20 , 2 0]

§ 8 [Reserved]

§ 8 Evidentiary requirements.

(a) A party in a trademark case shall file a petition for a writ of habeas corpus or a writ of certiorari.

(b) A party to a trademark case shall file a petition for a writ of habeas corpus or a writ of certiorari.

(1) The party shall file a petition for a writ of habeas corpus or a writ of certiorari.

(2) If a party files a petition for a writ of habeas corpus or a writ of certiorari, the party shall file a petition for a writ of habeas corpus or a writ of certiorari.

(c) A party to a trademark case shall file a petition for a writ of habeas corpus or a writ of certiorari.

(d) A party to a trademark case shall file a petition for a writ of habeas corpus or a writ of certiorari.

(e) A party to a trademark case shall file a petition for a writ of habeas corpus or a writ of certiorari.

49 FR 48 De 20 Ad d effective 11, 9 8 ; 6 FR 2 2 , 9 9 8 m d FR 4 8 8 M . 17 , 1 9 , e e i v e A pr. 2 , 9 9]

§ 8 Affidavits.

(a) A party is entitled to a writ of habeas corpus or a writ of certiorari.

(b) Where appropriate, the arbitrator may conduct discovery and examine witnesses under the same rules of procedure that apply in the Federal courts.

(c) Upon the request of either party, the arbitrator may refer to the arbitrator any question of law or fact that is necessary to the resolution of the dispute. The arbitrator may also refer to the arbitrator any question of law or fact that is necessary to the resolution of the dispute.

(d) The arbitrator may award costs or expenses incurred by or for any party. In the absence of agreement by the parties, the arbitrator shall award costs or expenses incurred by or for any party.

49 FR 7 Dec 28 1984 effective Feb 1, 1985. (d) See section 48, M. 17, 9 5 effective Apr. 2, 1985

SECTION 8 [Revised]

49 FR 37 Dec 21 1984 effective Feb 1, 1985; see also OFR 8 M. 7, 9 9 effective Apr. 21, 1985 and address of FR 50 2 20, 2000, effective Oct 2, 2000]

SECTION 10 Arbitration of Disputes

(a) Parties to a contract may determine their arbitration procedure. The arbitration shall be governed by the provisions of Title 9, United States Code, which may be modified, supplemented, or amended by the parties in writing, specify the issues to be arbitrated, the name of the arbitrator or arbitrators, the time, place, and procedure for the arbitration, and provide that the award shall be binding on the parties and that the arbitration is final and non-appealable. The parties shall be solely responsible for the selection of the arbitrator and the rules of procedure to be used in the arbitration. The arbitration shall be held in private unless the parties agree otherwise.

which he or she establishes in his or her report, as determined by the arbitrator and judge.

(b) Arbitration proceedings shall be conducted in a confidential and non-public manner.

(c) Arbitration proceedings shall be confidential and non-public unless the parties agree otherwise. The arbitrator shall give notice of the arbitration proceedings to the parties by filing with twenty (20) days from the date of the award of the award with the award by the arbitrator or arbitrators. Where an award is filed, the award shall be confidential and non-public unless the parties agree otherwise.

(d) Arbitration shall be held in private and confidential unless the parties agree otherwise.

49 FR 18 Dec 27, 1984; see also 60 FR 4 M. 7 19, effective Apr. 21, 1995]

SECTION 11 Arbitration of Disputes

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- (1) Arbitration shall be held in private unless the parties agree otherwise.
(2) The arbitration shall be held in private unless the parties agree otherwise.
(3) Arbitration shall be held in private unless the parties agree otherwise.

3.3.14. The term of a patent shall be extended to the extent necessary to allow the patent owner to exercise his or her right to a reasonable return on his or her investment in the patent.

(b) The term of a patent shall be extended to the extent necessary to allow the patent owner to exercise his or her right to a reasonable return on his or her investment in the patent.

(c) (1) The period of delay in the preparation of a patent application shall be the period of time from the date of the filing of the application to the date of the filing of the patent application.

(2) With respect to each interference in which the applicant is involved, the period of delay shall be the period of time from the date of the filing of the application to the date of the filing of the patent application.

(ii) The period of delay, if any, in the period beginning on the date of the filing of the application and ending on the date of the filing of the patent application shall be the period of time from the date of the filing of the application to the date of the filing of the patent application.

(2) The period of delay in the preparation of a patent application shall be the period of time from the date of the filing of the application to the date of the filing of the patent application.

(i) The number of days, if any, the applicant is allowed to file a patent application shall be the period of time from the date of the filing of the application to the date of the filing of the patent application.

(ii) The period of delay, if any, in the period beginning on the date of the filing of the application and ending on the date of the filing of the patent application shall be the period of time from the date of the filing of the application to the date of the filing of the patent application.

(iii) The period of delay, if any, in the period beginning on the date of the filing of the application and ending on the date of the filing of the patent application shall be the period of time from the date of the filing of the application to the date of the filing of the patent application.

(j) The period of delay, if any, in the period beginning on the date of the filing of the application and ending on the date of the filing of the patent application shall be the period of time from the date of the filing of the application to the date of the filing of the patent application.

(3) The period of delay in the preparation of a patent application shall be the period of time from the date of the filing of the application to the date of the filing of the patent application.

(d) The period of delay in the preparation of a patent application shall be the period of time from the date of the filing of the application to the date of the filing of the patent application.

(1) Any delay in the period of delay in the preparation of a patent application shall be the period of time from the date of the filing of the application to the date of the filing of the patent application.

(2) Any delay in the period of delay in the preparation of a patent application shall be the period of time from the date of the filing of the application to the date of the filing of the patent application.

(e) The period of delay in the preparation of a patent application shall be the period of time from the date of the filing of the application to the date of the filing of the patent application.

Added to FR 9 Apr. 2, 1994, effective 8/9/94; amended 5 FR 58, Sep. 8, 2000 effective 8/20/00; (d) amended, FR 13, 21, 2, 20, effective 1/10/03.

§ 2.6.1. The period of delay in the preparation of a patent application shall be the period of time from the date of the filing of the application to the date of the filing of the patent application.

(4) Failure to file certain applications within specified time frames shall be the period of time from the date of the filing of the application to the date of the filing of the patent application.

(1) The number, if any, of the period was in accordance with the provisions of 35 USC 1

(2) The number of days, if any, in the period beginning on the date of filing of an examination and ending on the date the subject was reexamined

(3) The number of days, if any, in the period beginning on the date of the filing of a notice of appeal and ending on the date the subject was reexamined

(4) The number of days, if any, in the period beginning on the date of the filing of a notice of appeal and ending on the date of the filing of a notice of appeal

(e) The period of time during which the applicant is entitled to file a notice of appeal from the final decision of the Board of Patent and Trademark Appeal is 30 days from the date of the mailing of the notice of appeal

(f) The period of time during which the applicant is entitled to file a notice of appeal from the final decision of the Board of Patent and Trademark Appeal is 30 days from the date of the mailing of the notice of appeal

(a) The period of time during which the applicant is entitled to file a notice of appeal from the final decision of the Board of Patent and Trademark Appeal is 30 days from the date of the mailing of the notice of appeal

(g) Notwithstanding to whom the appeal is directed, the applicant shall be deemed to have filed the appeal on the date of the filing of the appeal

Added to FR 58 65 Sept 8, 2000 effective Oct 8, 2000

§ 702.102 (b) The period of adjustment of the period

(a) The period of adjustment of the term of a patent is the period of time during which the patent is in force and is determined by the period of time during which the patent is in force and is determined by the period of time during which the patent is in force

(b) With respect to the period of adjustment of the term of a patent, the period of time during which the patent is in force and is determined by the period of time during which the patent is in force and is determined by the period of time during which the patent is in force

(c) Circumstances that constitute a failure of the applicant to file a notice of appeal from the final decision of the Board of Patent and Trademark Appeal is 30 days from the date of the mailing of the notice of appeal

(1) Subject to the provisions of 35 USC 413, the period of time during which the applicant is entitled to file a notice of appeal from the final decision of the Board of Patent and Trademark Appeal is 30 days from the date of the mailing of the notice of appeal

(2) The period of time during which the applicant is entitled to file a notice of appeal from the final decision of the Board of Patent and Trademark Appeal is 30 days from the date of the mailing of the notice of appeal

(3) A bill may be amended by the committee on the day of its report, but no amendment shall be in order after the report has been filed.

(i) The committee may, at any time, report a bill as amended.

(ii) The committee may, at any time, report a bill as amended and recommend that it be passed with or without amendments.

(4) Failure to file a petition to withdraw the bill shall not constitute a withdrawal of the bill, and the bill may be reported at any time thereafter.

(5) Consideration of a bill shall be deferred until the committee has reported thereon.

(6) Subsequent amendments may be made to a bill at any time before it is reported.

(i) The committee may, at any time, report a bill as amended.

(ii) The committee may, at any time, report a bill as amended and recommend that it be passed with or without amendments.

(7) Subsequent amendments may be made to a bill at any time before it is reported.

... the bill shall be reported as amended.

(8) Submission of a bill to the committee shall not constitute a withdrawal of the bill, and the bill may be reported at any time thereafter.

(9) Submission of a bill to the committee shall not constitute a withdrawal of the bill, and the bill may be reported at any time thereafter.

(i) The committee may, at any time, report a bill as amended.

(ii) The committee may, at any time, report a bill as amended and recommend that it be passed with or without amendments.

(10) Submission of a bill to the committee shall not constitute a withdrawal of the bill, and the bill may be reported at any time thereafter.

(i) The committee may, at any time, report a bill as amended.

(ii) The committee may, at any time, report a bill as amended and recommend that it be passed with or without amendments.

(11) The committee may, at any time, report a bill as amended.

(d) A p erob ian gb ya n6m b dis- closure s6m 6 th compl a ce with S S 1.7 a d 1.9v l6 b e s i d e d6 d l u e t o g g n r e a s o n a b l e e f f o r t s t o o b e d p o s t e r (p o s i t i o n e x i n a b) 6 t h e p l i a i o d r p a g e b (c) 6 , 6 X B , 6 X P o r (c) 6 6 h i s s e c t i o n f i t i s a p p r o p r i a t e t h a t e a i t e n 6 n o r e a s o n a b l e i n f o r m a t i o n i s c l o s e s t a t e m e n t a v c e d h a i n a i t o f r o a 6 e i g n p e t h 6 f e h a c t e p t a p c a b d h t h i s c o m u n i c a t i o n w a s t r e i v e l y p r o d u c e d i n S 6 6 i n e a n t h i r t y d a y p r i o r t o t h e f i l g 6 h i n f o m a t i o n d i s c o s u e s a t e n . T h i s t h i r t y d a y p e r i o d i s n o t e x t e n d a b l e .

(e) S u b j e c t t o a p p l i c a t i o n f o r p e n t e r m a d j u s t m e n t u n d e r S 6 6 (1) w i t h e q u e s t i o n 6 (5) f o r r e i n s t a t e m e n t 6 r e d u c e d p e n t e r m p l u s t e n) i n l i a t e o b s e d e f a i l u r e t o e g e i n e a n e e f f o r t s t o o c c u r r e a t i o (p o s i t i o n m a t i o n 6 t h e p p c a t i o n d r p a g e 6 (c) 6 6 t h i s e c t i o n .

A d d e d 6 F R 5 8 6 S e p t 8 , 0 0 6 6 i v e 0 c t 8 , 0 0 0]

S 6 5 6 p e n t e r m a d j u s t m e n t u n d e r n a b

(a) T h e o i t e 6 l a b a w i n l i n e d 6 i f i c a t i o n 6 a p p e t t e m p l u s t e n d e s 5 6 5 6 (5) .

(b) A n e q u e s t 6 r e i s d e a b n 6 t h e p e n t e r m p l u s t e n i d e d i n t h e 6 i c e o f a l l o w e p t a p v i d e n p a g e 6 6 6 t h i s s e c t i o n a d g e e q t 6 r e i n s t a t e m e n t o f a o r p a t 6 h e r e m r e d u c e d p e n t e r m 6 6 6) e n t 6 h a v y 6 a p p c a t i o n 6 p e n t e r m a d j u s t m e n t a p p c a t i o n 6 p e n t e r m a d j u s t m e n t u n d e r t h i s e c t i o n t 6 f e d a t e r t h a n t h e m e n t o f t h e e e b u t m a y n o t f e d a t e r t h a n t h e e 6 i n l i g o f t h e 6 i e 6 l a w e . A p p c a t i o n f o r p e n t e r m a d j u s t m e n t u n d e r t h i s e c t i o n m u s t b e a p p r o p r i a t e y :

(1) T h e e s e t 6 t h i n S 6 6 (1) d

2) A s t a t e m e n t o f t h e f a c t s i n v o l v e d , s p e c i f y i n g

(i) T h e c o r e t p e n t e r m p l u s t e n a n d t h e a s o r b a s e s o f S 6 6 o r t h e p l u s t e n ;

(i) T h e e l e v a n t d a t e s a p e c i f i e d i n S S 1.10 a n d 1.11) f o r t w o c h a d j u s t m e n t i s

s h o u l d a d j u s t m e n t a s p e c i f i e d i n 6 (1) t o w h i c h t h e a p p l i c a n t i s e n t i t l e d ;

(i) W h e t h e r t h e p e n t e r m i s s u b j e c t t o a t e r m i n a l d i s a i m e a d a y e p a i t o d e s p e c i f i e d i n t h e r e m i d i s a i m e ; a

(ii) A n a p p c a t i o n a s e d i g t h p o s s i b i l i t y t h a t t h e p e n t e r m r e s u l t i n g i n t h e e p e n t e r m c o n s t i t u t e a f a i l u r e t o e n g e i n r e a s o n a b l e e f f o r t s t o o b e d p o s i t i o n m a t i o n o f s u b p p c a t i o n a s f o r t h i n S 6 6 .

3) T h a t t h e e w e r e n o c i r c u m s t a n c e s c o n s t i t u t i n g a f a l u r e t o e n g e i n r e a s o n a b l e e f f o r t s t o o b e d p o s i t i o n m a t i o n o f s u b p p c a t i o n a s f o r t h i n S 6 6 .

(c) A n a p p c a t i o n f o r p e n t e r m a d j u s t m e n t u n d e r t h i s e c t i o n t h a t r e q u e s r e i n s t a t e m e n t o f a o r p a t 6 h e r e m r e d u c e d p e n t e r m a d j u s t m e n t u n d e r S 6 6 (1) 6 6 f o r a l i n g t o e p t o a r e j e i p 6 e i p a n , o o t h e r r e q u e s t s w i t h t h e r e m i d i e 6 m a l i n g t h e 6 f i c e c o m u n i c a t i o n 6 f i g t h e p c a t i o n 6 t h e p e c t i p 6 e o r a n t , o r o t h e r r e q u e s t s a s e a p p r o p r i a t e y :

(1) T h e e s e t 6 t h i n S 6 6 (1) d

(2) A s h o w g o t h e a t t e n t i o n 6 t h e D i r e c t o r h a , i n s p i t e o f a l d u e a r e , t h e a p p l i c a n t s a b e t e p t o t h e e p e t i p e i t e a g e n , o o t h e r r e q u e s t s w i t h t h e r e m i d i e 6 i n l i g o t h e 6 f i e n t a o m o f i g t h e p p c a n t o f t h e e j e i o b p e t i p a r e n t o r o t h e r r e q u e s t s . O f f e s h a l d g n t e r e q u e s t f o r r e i n s t a t e m e n t f o r m e t h a t h r e a d i t a l t h e f o r a t e p l y e g t h e e m o n t s f r o m t h e d e 6 m a l i n g t h e 6 f i c e c o m u n i c a t i o n 6 f i g t h e p c a t i o n 6 t h e p e c t i p 6 e o r a n t , o r o t h e r r e q u e s t s .

(d) I f t h e p a t i s s e d o a d e b e r t h a n t h e p e t e d a t e i s s u e a d i s c h a g e e i s t a t e s a r e i s o b t h e p e n t e r m a d j u s t m e n t i d e a e d i n t h e b i e o f a l o w e t h e p e n t e r m w i l l i d e e t h e e i s e d p e n t e r m a d j u s t m e n t . I f t h e p e n t e r m i d e a r e i s o b a t e t h t e r m p l u s t e n d e t o t h e p a t i s b i n g s s u e a d e o t h e r t h a t h e p e t e d a t e o f i s s u e a r e q u e s t f o r e s e d r a t i o n o f t h e p e n t e r m a d j u s t m e n t i d e a d i n t h e p e n t e r m m u s t b e f e d w i t h i n t h i r t y d a y o f t h e d e t h e p a t i s i s e a d m u s c o m p y w i t h t h e e q u i r e m e n t s o f p a g e 6 (1) a d b) 6 h i s s e c t i o n .

(e) The period set forth in this section is not extendable.

(f) No person is to be held liable for a third party's injury or death resulting from the use of a product if the person was not negligent at the time of the injury or death.

Added by FR 58, Sept 8, 2006, effective Oct 18, 2006; amended by FR 35, July 20, 2010, effective Aug 2, 2010.

SECTION 70. PATENT AND TRADEMARK RIGHTS

§ 70. The following provisions shall apply:

(a) A patent is eligible for extension if the patentee has filed an application for extension with the United States Patent and Trademark Office, and the patentee has not previously received permission for commercial marketing of a method or product, and the patentee has not previously received permission for the use of the product.

(b) The term "product" as used in paragraph (a) shall mean:

(1) The active ingredient of an evaluation drug as defined in the Drug Abuse Prevention and Control Act and the Public Health Service Act, including any derivative or combination product, and any other active ingredient in a combination product.

(2) The active ingredient of an evaluation drug as defined in the Drug Abuse Prevention and Control Act and the Public Health Service Act, including any derivative or combination product, and any other active ingredient in a combination product, which is not primarily used for the treatment of a disease or condition, and which is used for the treatment of a disease or condition.

(3) Any person who is a manufacturer, distributor, or provider of a product shall be liable for the use of the product if the person has not obtained the necessary permission.

Added by FR 94M, 2007, effective 6/28/08; amended by FR 35, July 20, 2010, effective Aug 2, 2010.

§ 70. The following provisions shall apply:

(a) The patent claim applied to a method of using or manufacturing a product shall be in § 10.

(b) The term "product" as used in this section shall mean:

(c) A product or method is not considered to be a product if it is not used for the treatment of a disease or condition.

(d) The product shall be eligible for review period as defined in 35 U.S.C. 512(b) or its commercial marketing use.

(e) The product shall be eligible for commercial marketing use if:

(1) The permission for the commercial marketing of a product is that it is received from the appropriate authority under the provisions of law which apply to the product.

(2) In the case of a product that is not a drug, the product shall be eligible for commercial marketing use if the first person to use the product has obtained the necessary permission.

(3) In the case of a product that is a drug, the product shall be eligible for commercial marketing use if the first person to use the drug or product for the treatment of a disease or condition has obtained the necessary permission.

(f) The application is submitted within the six-year period beginning on the date of the product.

the residence data shall as to the legibility of extensions, including whether the extension was determined;

(3) As a condition that a person may register a deed with the Department of the Interior, the Office of the Secretary of the Interior shall determine the eligibility of the person to be extended (see § 101.101)

(4) The person shall be eligible to register a deed with the Department of the Interior if the person is a citizen of the United States or a person who is eligible to become a citizen of the United States;

(5) The person shall be eligible to register a deed with the Department of the Interior if the person is a citizen of the United States or a person who is eligible to become a citizen of the United States;

(b) The application of this section to a person shall be subject to the provisions of the regulations of the Department of the Interior.

(c) If an application for registration of a deed is incomplete under this section, the Office of the Secretary of the Interior shall advise the applicant of the deficiency in the application within which the core of the formality of the application is determined at this time and the applicant shall be notified of the deficiency.

Added by R 95 Mar. 28, 1995, effective 6/10/95; amended, 58 FR 35, July 20, 1993, effective Aug. 22, 1993. (4) 58 FR 20, 13, 1993, effective Dec. 1, 1993; amended by text of paragraph (a) of section 101.101, (4) 58 FR 10, 10, 1993, effective Dec. 1, 1993; amended by section 101.101, 58 FR 10, 10, 1993, effective Dec. 1, 1993; amended by section 101.101, 58 FR 10, 10, 1993, effective Dec. 1, 1993.

§ 101.101 (b) The person shall be eligible to register a deed with the Department of the Interior if the person is a citizen of the United States or a person who is eligible to become a citizen of the United States.

(a) The filing date of an application for registration of a deed with the Department of the Interior shall be the date on which the application is received by the Department of the Interior pursuant to the provisions of this section. The application for registration of a deed shall include:

(1) An identification of the person who is the applicant;

(2) An identification of the Federal statute or law that is being invoked;

(3) An identification of the patent for which an extension is being sought;

(4) An identification of the name of the person who is the owner of the patent and the name of the person who is the applicant;

(5) Sufficient information to enable the Director to determine the basis for (a) and (b) of this section, the eligibility of the person to be extended, and the information on which the Secretary of the Interior may determine the eligibility of the person to be extended;

(6) A brief description of the activities to be undertaken in connection with the patent and the person's interest in the patent and the person's interest in the patent.

(b) If an application for registration of a deed is incomplete under this section, the Office of the Secretary of the Interior shall advise the applicant of the deficiency in the application within which the core of the formality of the application is determined at this time and the applicant shall be notified of the deficiency. If an application for registration of a deed is incomplete under this section, the Office of the Secretary of the Interior shall advise the applicant of the deficiency in the application within which the core of the formality of the application is determined at this time and the applicant shall be notified of the deficiency.

Added by R 95 Mar. 28, 1995, effective 6/10/95; amended, 58 FR 35, July 20, 1993, effective Aug. 22, 1993; amended by section 101.101, 58 FR 10, 10, 1993, effective Dec. 1, 1993; amended by section 101.101, 58 FR 10, 10, 1993, effective Dec. 1, 1993; amended by section 101.101, 58 FR 10, 10, 1993, effective Dec. 1, 1993.

§ 101.101 (b) Determination of eligibility or extension of a patent.

Administrative matters shall be subject to the provisions of the regulations of the Department of the Interior. Administrative matters shall be subject to the provisions of the regulations of the Department of the Interior.

permitted... the product...
ig... h... d... e...
subp... s... e... d...
cia... m... p... d

(d) The... the... d... a...
fd... it... e... d... d... d...

(1) Sub... r... h... n...
d... m... n... e... s... a... y... b... l...
S... i... v... c... e... s... t... o... b... h... b... e... g... a... p... e... i... e... w... p... i... d...

(i) The... r... g... s... i... n... t... h... e... p... r... e... s... b... f...
p... a... g... p... (c)(1) d... (c)(2) f... t... h... i... s... t... i... o... n... w... c... h...
w... e... o... a... d... t... o... e... t... h... e... d... a... t... e... o... f... w... c... h... t... h... e... p... e... n... t...
i... s... s... e... d;

(ii) The... r... g... s... i... n... t... h... e... p... r... e... s... b... f...
p... a... g... p... (1) a... d... (2) o... f... t... h... i... s... t... i... o... n... i... f...
w... c... h... i... s... d... e... t... e... r... m... i... n... e... d... e... (2)(B)
p... t... h... e... s... e... c... t... i... o... n... a... l... t... h... a... d... H... u... m... a... n... s... v... i... e... s... t... h... a...t...
a... p... p... a... n... t... i... d... t... o... a... t... t... w... h... e... d... i... l... l... i... g... e... a...

(iii) The... t... e... s... e... t... t... o... e... h... f...
t... h... e... m... b... e... o... f... d... y... e... m... n... i... n... g... t... h... e... p... e... r... i... o... d... e... f... a... c... t...
p... a... g... p... (1) o... f... t... h... i... s... t... i... o... n... e... r... t... h... a... p... e... r... i... o... d... i... s...
r... e... d... e... n... a... o... d... a... i... v... t... o... p... a... g... p... (1) (1) a... n... d...
(ii) t... h... i... s... t... i... p... a... f... d... s... w... l... b... i... g... e... d... f... o... r... p...
p... s... o... b... i... t... a... t... i... o... n

(2) By... d... g... t... h... e... m... b... e... r... o... f... d... y... e... m... n... i... n... g... t... h... e... p... e... r... i... o... d...
i... n... p... a... g... p... (1) (1) t... h... i... s... t... i... o... n... t... h... e... o... g... n... a... t... e... m...
o... t... h... e... p... a... t... t... e... s... b... e... d... p... a... t... e... m... n... a... d... i... s... a... m... e...

(3) By... d... g... t... h... e... m... b... e... r... o... f... d... y... e... m... n... i... n... g... t... h... e... p... e... r... i... o... d...
i... n... p... a... g... p... (1) (1) t... h... i... s... t... i... o... n... t... h... e... o... g... n... a... t... e... m...
o... t... h... e... p... a... t... t... e... s... b... e... d... p... a... t... e... m... n... a... d... i... s... a... m... e...; i... f...
b... o... t... h... e... s... e... c... t... i... o... n... s... w... e... r... e... s... o... l... v... e... d... a... n... d... o... m... m... e... r... i... c... a... m... a... r... k... e... t... i... n... g...
w... a... s... p... e... r... m... i... t... t... e... d... a... t... e... r... e... t... o... d... i... n... g... t... h... e... p... r... o... d... -
i... g... a... s... e... u... l... t... o... s... h... o... p... e... i... t... e... s... ,... t... h... e... d... e... s... b...
p... o... t... e... s... w... i... t... h... f... i... l... i... a... r... e... s... e... d... a... n... d... o... m... m... e... r... i... c... a...l...
m... a... r... k... e... t... i... n... g... w... a... s... p... e... r... m... i... t... t... e... d...

(4) By... o... m... p... a... g... t... h... e... d... e... s... f... o... r... t... h... e... s... o... b... i... t... a... t... i... o... n... f...
t... h... e... p... r... e... s... b... i... t... a... t... i... o... n... p... u... s... a... t... o... p... a... g... p... (d)(2) a... n... d...
(d)(3) o... f... t... h... i... s... t... i... o... n... t... o... t... h... e... a... d... v... e... r... t... i... s... e... t... t... h... e...
a... r... e... r... d... a... e...

(5) I... f... t... h... e... o... g... n... a... t... i... o... n... w... a... s... i... s... s... u... e... d... a... t... e... r...
S... e... p... t... e... m... b... e... r... 2... 8... 7...

(i) By... d... g... t... h... e... m... b... e... r... o... f... d... y... e... m... n... i... n... g... t... h... e... p... e... r... i... o... d...
i... n... p... a... g... p... (1) (1) t... h... i... s... t... i... o... n... t... h... e... o... g... n... a... t... e... m...
o... t... h... e... p... a... t... t... e... s... b... e... d... p... a... t... e... m... n... a... d... i... s... a... m... e...; a... n... d...

(ii) By... r... i... g... t... h... e... d... e... s... b... i... t... a... t... i... o... n... f...
t... h... e... p... r... e... s... b... i... t... a... t... i... o... n... p... u... s... a... t... o... p... a... g... p... s... (1) (1) t... h... i... s... t... i... o... n...
w... i... t... h... e... t... o... t... h... e... d... e... s... b... i... t... a... t... i... o... n... h... e... a... l... e... d... e...

(6) I... f... t... h... e... o... g... n... a... t... i... o... n... w... a... s... i... s... s... u... e... d... a... t... e... r...
S... e... p... t... e... m... b... e... r... 2... 8... 7... a... n... d...

(i) I... f... o... m... a... p... t... h... e... h... o... u... s... e... i... n... t... h... e... a...l...
e... f... f... e... c... t... s... e... t... w... a... s... h... i... t... a... t... e... d... a... n... d... n... o... p... o... l... i... t... i... c... a... n... o... r... a... e... g... u... l... a... t... i... o... n...
o... a... p... p... l... i... c... a... t... i... o... n... f... o... r... e... g... i... s... t... r... a... t... i... o... n... w... a... s... s... u... b... m... i... t... t... e... d...
o... n... S... e... p... t... e... m... b... e... r... 2... 8... 7...

(A) A... d... g... t... h... e... m... b... e... r... o... f... d... y... e... m... n... i... n... g... t... h... e... p... e... r... i... o... d...
i... n... p... a... g... p... (1) (1) t... h... i... s... t... i... o... n... t... h... e... o... g... n... a... t... e... m...
o... t... h... e... p... a... t... t... e... s... b... e... d... p... a... t... e... m... n... a... d... i... s... a... m... e...; a...

(B) B... y... c... o... m... p... a... g... t... h... e... d... e... s... b... i... t... a... t... i... o... n... f...
t... h... e... p... r... e... s... b... i... t... a... t... i... o... n... p... u... s... a... t... o... p... a... g... p... (1) (1) t... h... i... s... t... i... o... n...
w... i... t... h... e... t... o... t... h... e... d... e... s... b... i... t... a... t... i... o... n... h... e... a... l... e... d... e...; o...

(ii) I... f... a... n... o... r... h... e... t... h... o... u... s... e... i... n... t... h... e... a...l...
e... f... f... e... c... t... s... e... t... w... a... s... h... i... t... a... t... e... d... a... n... d... n... o... p... o... l... i... t... i... c... a... n... o... r... a... e... g... u... l... a... t... i... o... n...
o... a... p... p... l... i... c... a... t... i... o... n... f... o... r... e... g... i... s... t... r... a... t... i... o... n... w... a... s... s... u... b... m... i... t... t... e... d... b... y... S... -
t... e... m... b... e... r... 2... 8... 7... a... t... t... h... e... c... o... m... m... e... r... i... c... a... l... m... a... r... k... e... t... i... n... g... o... r...
s... e... c... t... i... o... n... h... e... p... o... t... e... s... w... e... r... e... s... e... t... t... h... e... p... e... r... i... o... d... b... e... f... o... r...e... S... e... p... t... e... m... b... e... r...
2... 4... 8... 7...

(A) A... d... g... t... h... e... m... b... e... r... o... f... d... y... e... m... n... i... n... g... t... h... e... p... e... r... i... o... d...
i... n... p... a... g... p... (1) (1) t... h... i... s... t... i... o... n... t... h... e... o... g... n... a... t... e... m...
o... t... h... e... p... a... t... t... e... s... b... e... d... p... a... t... e... m... n... a... d... i... s... a... m... e...; a...

(B) B... y... c... o... m... p... a... g... t... h... e... d... e... s... b... i... t... a... t... i... o... n... f...
t... h... e... p... r... e... s... b... i... t... a... t... i... o... n... p... u... s... a... t... o... p... a... g... p... s... (1) (1) t... h... i... s... t... i... o... n...
w... i... t... h... e... t... o... t... h... e... d... e... s... b... i... t... a... t... i... o... n... h... e... a... l... e... d... e...; o...

A... d... d... 2... F... R... 9... 7... M... . 24... 8... 7... e... e... i... v... e... M... 26...
9... 8...]

§ 7... c... l... a... t... i... o... n... p... a... t... e... r... m... e... s... i... n... a...
t... h... e... a... d... v... e... r... t... i... s... e...

(a) I... f... a... d... e... m... i... n... a... t... i... o... n... i... s... m... a... d... e... p... u... s... a... t... o...
§ 17... h... a... a... p... p... o... r... a... t... i... o... n... t... h... e... d... i... s... e... i... g... n... e... d... b... y...
f... o... r... e... t... h... e... r... e... s... i... t... e... d... e... d... t... h... e... n...
a... c... c... u... l... a... t... e... d... i... n... d... a... y... i... n... t... h... e... n... n... e... i... d... e... d... t... h... i... s...
s... e... t... o... n... t... h... e... e... n... t... e... r... m... e... s... b... i... t... a... t... i... o... n... f... r... o... m... t... h... e...
o... r... i... g... i... n... a... l... p... e... r... i... o... d... t... h... e... p... e... r... i... o... d... e... l... e... d... a... s...
s... e... t... t... e... m... n... a... d... i... s... a... m... e... § 2...)

(b) T... h... e... t... e... m... b... e... r... o... f... t... h... e... p... e... n... t... f... o... r... a... m... e... d... i... c... a... l... e...
i... w... l... b... e... x... e... d... t... h... e... l... e... g... i... s... t... r... a... t... i... o... n... f... o... r... t... h... e... e... g... a... b... y...
r... e... v... i... e... w... i... d... f... o... r... t... h... e... p... e... r... i... o... d... t... h... e... m... e... m... b... e... r...
S... e... t... a... r... y... o... f... t... h... e... h... e... a... l... S... e... r... v... i... c... e... s... d... u... e... d... a... s...
p... p... r... a... e... p... r... e... s... e... n... t... t... o... p... a... g... p... s... (1) t... h... o... u... g... h...
(d)(3) o... f... t... h... i... s... t... i... o... n...

(c) T... h... e... e... g... u... l... a... t... i... o... n... w... i... l... l... b... e... e... m... n... e... d... i... n... t... h... e... r... e... g... u... l... a... t... i... o... n...
f... o... r... a... m... e... d... i... c... a... l... e... w... i... l... l... b... e... e... m... n... e... d... i... n... t... h... e... r... e... g... u... l... a... t... i... o... n...
S... e... t... a... r... y... o... f... t... h... e... h... e... a... l... m... a... r... k... e... t... i... n... g... v... i... s... i... t... . 3... 5... 3...
5... 6...) (3) t... h... i... s... t... i... o... n... o... f...

(1) The number of days in the period beginning on the date each clinical investigation begins in which the investigator shall file a report to the Director shall be the number of days specified in the protocol.

(2) The number of days in the period beginning on the date each participant initially is treated in respect to the investigation shall be the number of days in which the participant shall be available for the period beginning on the date of completion of a procedure on the participant was initially treated in section 5(5) of the Act and the number of days in which the participant shall be available for the period beginning on the date of completion of a procedure on the participant was initially treated in section 5(6) of the Act.

(d) The term of the patent shall be a minimum of twelve months.

(1) Subject to the provisions of this section, the Director may, in his discretion, extend the period of the patent for a period of not more than six months.

(i) The term of the patent shall be for a period of not more than six months from the date of the completion of the procedure on the participant was initially treated in section 5(5) of the Act.

(ii) The term of the patent shall be for a period of not more than six months from the date of the completion of the procedure on the participant was initially treated in section 5(6) of the Act.

(iii) On a day after the expiration of the period of the patent, the Director may, in his discretion, extend the period of the patent for a period of not more than six months.

(2) By a day after the expiration of the period of the patent, the Director may, in his discretion, extend the period of the patent for a period of not more than six months.

(3) By a day after the expiration of the period of the patent, the Director may, in his discretion, extend the period of the patent for a period of not more than six months.

(4) By a day after the expiration of the period of the patent, the Director may, in his discretion, extend the period of the patent for a period of not more than six months.

(5) If the original patent is issued after September 2, 1980.

(i) By a day after the expiration of the period of the patent, the Director may, in his discretion, extend the period of the patent for a period of not more than six months.

(ii) By a day after the expiration of the period of the patent, the Director may, in his discretion, extend the period of the patent for a period of not more than six months.

(6) If the original patent is issued before September 2, 1980.

(i) If a clinical investigation is conducted by a person who is not a citizen of the United States, the term of the patent shall be for a period of not more than six months from the date of the completion of the procedure on the participant was initially treated in section 5(5) of the Act.

(A) A day after the expiration of the period of the patent, the Director may, in his discretion, extend the period of the patent for a period of not more than six months.

(B) By a day after the expiration of the period of the patent, the Director may, in his discretion, extend the period of the patent for a period of not more than six months.

(ii) If a clinical investigation is conducted by a person who is not a citizen of the United States, the term of the patent shall be for a period of not more than six months from the date of the completion of the procedure on the participant was initially treated in section 5(6) of the Act.

(A) A day after the expiration of the period of the patent, the Director may, in his discretion, extend the period of the patent for a period of not more than six months.

(B) By a day after the expiration of the period of the patent, the Director may, in his discretion, extend the period of the patent for a period of not more than six months.

Added R 99 M. 20, 7, 6, 98]

§ 8. The clause shall be amended to read as follows:

(a) If a claim is made pursuant to section 10, the patent shall be deemed to have expired on the date of the expiration of the period of the patent, unless the patent is extended by the Director under section 7.

(b) The number of... will be... retained...

(c) The... for a... 56)(4)...

(1) The number of... in... 512...

(2) The number of... in... ap...

(d) The... a...

(1) Sub... 6 d...

(i) The... f...

(ii) The... f...

(iii) Oa... s...

(2) By... d...

(3) By... f...

(4) By... f...

(5) If... f...

(i) Ad... f...

(ii) On... f...

(6) If... f...

(i) If... f...

(A) Ad... f...

(B) Co... f...

(ii) If... f...

(A) Ad... f...

(B) Co... f...

Added... July 20, 1966...

§ 9... a...

(a) If... f...

... eligible for extension, the term shall be extended by that measure calculated with eman- arid ... his ...

(b) The term hereinafter defined ... the length of the ...

(c) The eligible ... the ...

(1) The number of ... in ...

(2) The number of ... in ...

(d) The term ...

(1) Substantive ...

(i) The ...

(ii) The ...

(iii) On ...

(2) By ...

(3) By ...

(4) By ...

(5) If ...

(i) Ad ...

(ii) On ...

(6) If ...

(i) If ...

(A) Ad ...

(B) Con ...

(i) fa ...

(A) Ad ...

(B) Con ...

Added ...

§ 7 0 ...

If ...

satisfy 112 of the provisions of the Act relating to the segregation of assets

Added by Act No. 2 of 1996, Section 101

Section 101. A depositary.

(a) A depositary shall be a person who is registered in accordance with the provisions of the Act.

(1) Any person who is a depositary shall be deemed to be a depositary under the Act.

(2) Any depositary shall be deemed to be a depositary under the Act.

(i) He shall be a person who is registered in accordance with the provisions of the Act.

(ii) He shall be a person who is registered in accordance with the provisions of the Act.

(iii) The depositary shall be a person who is registered in accordance with the provisions of the Act.

(iv) The depositary shall be a person who is registered in accordance with the provisions of the Act.

(v) The depositary shall be a person who is registered in accordance with the provisions of the Act.

(vi) The depositary shall be a person who is registered in accordance with the provisions of the Act.

(vii) The depositary shall be a person who is registered in accordance with the provisions of the Act.

(b) A depositary shall be a person who is registered in accordance with the provisions of the Act.

(1) The depositary shall be a person who is registered in accordance with the provisions of the Act.

(2) The depositary shall be a person who is registered in accordance with the provisions of the Act.

(3) The depositary shall be a person who is registered in accordance with the provisions of the Act.

(4) The depositary shall be a person who is registered in accordance with the provisions of the Act.

(5) The depositary shall be a person who is registered in accordance with the provisions of the Act.

(c) A depositary shall be a person who is registered in accordance with the provisions of the Act.

(d) The depositary shall be a person who is registered in accordance with the provisions of the Act.

Added by Act No. 2 of 1996, Section 101

Section 101. Time for registration.

(a) The depositary shall be a person who is registered in accordance with the provisions of the Act.

(b) The depositary shall be a person who is registered in accordance with the provisions of the Act.

Added by Act No. 2 of 1996, Section 101

Section 101. A depositary.

(a) A depositary shall be a person who is registered in accordance with the provisions of the Act.

for issuance to the r... mia... o... g... that the depositary... is... g... ad... p... t... r... can... furnish a... n... st... here... for... a... fu... sh... a... n... st... here... for... but the deposit... is... b... o... o... a... mia... ted... ch... as... lost its... ability... to... fu... ion... as... s... id... n... h... p... e... fa... tion, shall notify the... office in writing... re... p... ca... tion... to... r... p... e... ta... f... e... d... n... sub... a... s... o... r... w... re... b... o... f... e... o... th... iv... sel... ears, d... ing... h... ep... -... d... g... o... b... a... p... ia... b... n... f... or... p... e... n... ap... a... tio... for... re... is... ep... et... h... o... re... ex... an... ab... pro... d... g... ,... h... t... the... d... p... it... g... p... s... sig... a... d... p... t... e... b... r... can... o... fi... nish... sap... est... e... of... o... car... u... n... is... a... m... p... t... he... e... f... b... the... d... p... it... is... b... o... o... t... a... m... in... a... d... ch... as... os... it... sc... ap... -... b... ly... to... fu... n... c... ion... a... d... s... c... r... i... b... e... d... n... h... e... p... e... c... i... f... i... c... a... tion... h... e... e... d... f... or... k... n... ig... a... p... l... a... n... to... sp... e... n... al... d... p... it... will... be... g... u... a... n... d... by... h... s... a... e... o... is... d... e... a... b... s... g... e... n... i... g... h... e... n... e... d... o... k... n... g... a... o... r... i... g... h... a... p... i... s... t... a... d... h... e... p... r... o... v... i... s... e... s... e... t... o... t... h... i... n... §... 8... 0...).

A... r... p... a... c... e... n... or... p... e... m... e... n... t... p... o... s... t... e... d... i... n... g... the... p... e... y... o... b... a... p... l... i... a... b... n... f... or... p... e... n... b... a... l... n... o... t... b... e... ae... p... d... a... b... s... i... t... m... e... s... t... h... e... r... e... q... i... r... e... n... s... for... k... n... g... a... n... o... g... i... a... l... p... i... s... t... u... d... the... r... e... g... u... l... a... t... i... o... n... ,... i... n... c... i... d... g... the... i... q... u... e... m... e... n... t... s... e... t... o... t... h... e... r... s... e... c... t... i... o... n... .

As... p... e... n... t... o... s... p... e... n... al... d... p... it... e... h... e... n... o... n... e... i... t... o... w... i... t... h... a... p... a... t... e... h... ,... w... h... e... r... o... b... e... h... d... i... n... g... t... h... e... p... e... d... g... of... a... ap... p... l... i... c... a... t... i... o... n... for... i... s... s... u... e... e... t... o... r... a... e... a... n... i... a... t... i... o... n... p... r... o... d... u... c... t... i... o... n... o... b... o... t... h... ,... s... h... a... l... l... b... e... a... e... p... e... d... a... b... s... a... e... t... i... f... i... c... a... t... i... o... n... o... r... e... i... t... o... u... d... §... 1... 2... i... s... r... e... q... i... r... e... d... e... x... c... e... p... t... i... v... e... w... h... i... c... h... e... n... t... s... the... m... s... o... f... p... a... g... e... s... 1... 0... (c) of... this... s... e... c... t... i... o... n... .

(b) A request for acetate... rect... r... this... s... e... c... t... i... o... n... b... a... o... t... b... e... g... a... e... d... b... s... h... e... c... e... t... f... i... e... i... d... e... i... f... e...

- (1) The... is... o... n... for... b... e... p... e... n... t... o... s... p... e... n... al... d... p... o... s... t...
- (2) The... d... e... t... h... e... p... i... s... t... a... d...
- (3) The... a... m... e... a... d... e... s... s... the... p... i... s... t... y... .

(c) A request for acetate... e... o... f... c... o... r... e... i... t... o... a... d... this... s... e... c... t... i... o... n... b... a... l... l... o... b... e... g... n... e... d... u... n... l... e... s... the... r... e... q... u... e... s... t... s... m... a... d... e... p... o... m... p... t... l... y... a... f... t... e... r... h... e... e... p... l... a... c... e... m... e... n... t... o... s... p... e... n... al... d... p... it... a... b... n... e... h... e... d... b... e... e... q... u... i... s... :

- (1) It... d... s... a... t... e... n... t... o... t... h... e... e... a... o... f... r... k... n... i... g... h... e... p... e... m... e... n... t... s... p... e... n... al... d... p... it... ;
- (2) It... d... s... a... t... e... n... f... o... m... a... p... s... o... i... n... a... p... i... s... t... o... c... o... r... b... a... e... b... a... t... ,... a... d... s... a... i... n... g... t... h... a... the... r... e... p... a... r... t... o... s... p... e... n... al... d... p... it... s... o... b... i... b... l... y... a... l... m... a... t... e... r... i... a... w... h... i... c... h... i... s... i... d... e... n... t... i... a... l... o... b... i... t... a... t... o... r... i... g... i... n... a... l... y... d... e... p... o... s... i... t... e... d... ;

(3) It... d... s... a... t... e... n... g... t... h... a... t... the... p... a... t... e... h... w... r... a... e... d... l... i... g... h... t... y...

(i) It... h... e... a... s... o... a... r... e... p... a... r... t... o... f... i... t... ,... i... n... m... a... k... i... n... g... t... h... e... p... o... s... t... a... t... e... r... e... c... e... i... v... i... n... g... o... f... i... t... h... a... s... a... m... p... l... e... s... o... f... d... e... l... i... v... e... r... u... m... i... s... t... e... d... f... o... r... a... l... e... d... p... o... s... t... o...

(ii) In... t... h... e... s... e... c... t... i... o... n... s... p... e... n... al... d... e... p... o... s... t... i... t... ,... i... n... m... a... k... i... n... g... the... p... o... s... t... a... t... e... r... e... c... e... i... v... i... n... g... o... f... i... t... h... a... s... a... l... l... e... a... f... t... e... r... d... e... p... o... s... i... t... e... d... b... o... o... t... a... m... i... n... a... t... e... d... o... b... l... i... g... a... t... i... o... n... a... s... d... e... s... i... b... i... l... i... t... y... i... n... h... e... p... e... r... f... o... r... m... a... t... i... o... n... ;

(4) I... n... c... l... u... d... e... s... a... s... t... a... t... e... m... e... n... t... t... h... a... t... the... t... e... r... m... o... f... the... r... e... p... a... r... t... o... r... s... p... e... n... al... d... e... p... o... s... t... i... s... p... r... e... s... e... n... t... a... r... l... i... e... r... t... h... a... t... h... e... t... e... r... m... o... f... h... e... d... p... o... s... t... i... t... e... g... e... p... a... e... d... s... p... e... n... t... i... ;... a... n... d...

(5) O... t... h... e... w... e... s... t... a... b... l... i... s... h... e... c... o... m... p... a... e... i... v... h... the... r... e... g... u... l... a... t... i... o... n...

(d) A... p... o... s... t... i... t... s... f... a... i... l... u... r... e... o... p... l... a... c... e... d... p... o... s... t... ,... o... r... i... n... t... h... e... c... a... s... e... o... f... a... p... e... n... t... ,... t... o... d... i... l... i... g... l... y... r... e... p... a... r... t... i... s... t... a... p... p... r... o... v... i... d... e... d... y... the... e... r... r... e... q... u... i... s... i... t... y... c... e... r... t... i... f... i... c... a... t... i... o... n... o... r... e... t... i... o... n... w... h... i... c... h... e... s... t... e... s... s... e... p... a... g... e... s... (e... c...)... o... f... t... h... i... s... s... e... c... t... i... o... n... a... f... t... e... r... b... e... i... n... g... t... o... f... i... c... t... h... a... t... the... p... o... s... t... i... t... y... p... r... o... v... i... d... e... s... t... h... a... t... the... p... o... s... t... i... t... a... n... d... u... m... i... s... t... r... a... p... p... o... s... t... h... e... o... ,... s... h... a... l... l... a... t... t... h... e... p... o... s... t... i... t... i... o... n... b... e... t... r... e... a... t... e... d... n... a... y... o... f... e... p... e... d... g... a... i... f... n... o... d... p... o... s... t... i... t... e... e... h... .

(e) I... n... t... h... e... e... n... t... a... p... o... s... t... i... s... r... e... p... a... r... t... o... d... i... n... g... t... o... b... e... s... e... r... e... g... u... l... a... t... e... d... h... e... o... f... i... c... e... w... i... l... l... p... l... y... r... e... b... t... e... p... e... n... t... o... f... i... d... e... n... t... i... t... y... w... e... n... t... h... e... o... g... n... a... l... e... r... e... p... a... r... t... o... f... i... t... w... h... e... r... e... a... p... p... o... s... t... i... t... m... a... k... i... n... g... t... h... e... r... e... o... e... t... o... h... e... d... p... o... s... t... i... t... e... d... p... r... o... d... u... c... t... i... o... n... g... a... y... o... f... e... p... e... d... g... .

(f) A... p... e... n... t... o... s... p... e... n... al... d... e... p... o... s... t... i... t... e... h... d... u... r... i... n... g... t... h... e... p... e... d... g... o... f... a... n... a... p... p... l... i... c... a... t... i... o... n... for... p... e... n... t... g... n... e... r... a... t... i... o... n... e... f... o... r... a... n... y... r... e... a... s... o... .

(g) I... n... o... s... e... s... a... e... p... e... n... t... o... s... p... e... n... al... d... e... p... o... s... t... i... t... o... b... i... b... l... y... a... l... l... i... n... r... a... n... e... s... a... y... w... h... e... r... e... b... b... i... g... a... t... e... n... e... r... a... ,... i... n... a... o... d... a... e... w... i... t... h... §... 8... 0... ,... a... d... o... t... b... e... d... p... o... s... t... e... d... .

(h) N... o... p... l... a... e... n... t... p... o... s... t... i... t... o... f... a... b... i... b... l... y... a... l... l... m... a... t... e... r... i... a... l... i... s... e... s... g... i... v... e... a... p... o... s... t... i... t... y... a... f... u... r... n... i... s... h... s... a... m... p... l... e... s... t... h... e... e... f... u... t... h... e... p... o... s... t... i... t... y... o... b... a... i... t... a... s... a... -... r... i... t... y... ,... b... a... t... h... o... i... a... o... t... h... e... a... l... a... e... y... r... e... a... s... o... i... s... a... b... e... t... o... p... r... o... v... i... d... e... n... e... s... t... o... r... e... q... u... i... s... e... s... s... e... t... o... h... e... g... u... r... i... s... t... i... c... t... i... o... n... w... h... e... r... e... h... e... p... o... s... t... i... t... y... i... s... l... o... a... e... d... .

(i) T... h... e... o... f... f... i... e... w... i... l... l... b... e... g... n... e... r... a... t... e... d... n... a... y... o... f... i... c... e... p... e... e... d... g... a... r... e... p... a... r... t... o... f... i... t... o... a... b... i... b... l... y... a... l... l... .

anerial... is to y... being epe d

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§ 8 Test p ist

Ap oisteh be e o d ig ped of a ap a tio b p e th b ll b eh b a e n b at la t thirty 0) g r s e b a f (5) a s e r them os re te a t b the nish g e b the d ep it av e e e d b p o s t o y . In any cae , p n es n t b store uel g en ns that w l o n the n lab e y d b en b ce abe life of the a e n b w c h t he p i s t a v e n .

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§ 8 Viability p it.

(a) A p i s t o b g c a n e r i a l i t i c a p - b e b e f - r e p l i a t i o e b r d i r e l y o i d e t y e n t b e v i a b l e a t h e i m e b d p t a d i n g t h e t e r m o f d p i t . V i a b i l i t y e s d b p i s - t o r y . T h e s e n t o c l e b y h a t h e d p t e d e r i a l i s a p e b e p t i o n . N e d e i s e e s a r i y e q u i r d g a r d i n g t h e b i l i t y b t h e d p i t e n e r i a l t o p f o r g a i t e d s i b e d i n t h e p t e n t a p p l i c a t i o n .

(b) A b i l i t y s a n f o r a b p i s t f a b b i g b a n e r i a l e i a d i n p a r a g r a () o f t h i s s e b n b m a d e d b B u p s T r e a t y o t h e I n t e n a a l g n i t i o n t h e d p t b M i c r o - g i n s i o r t h e d p s e b d e t h P e d e n t b f i l e d i t h e p i a b n e l e n o t a n

- (1) T a a m e d e l e s s t h e d p i t ;
- (2) T a a m e d e l e s s t h e d p i t o
- (3) T a d e t e l e p i t ;
- (4) T a d i t i o n b p i s t a c h e s e - s i o n i g a t h e p i s b y ;
- (5) T a d e t h e i a b i l i t y e s t
- (6) T a p e d e s e d t o b a i a p n e i f t h e e s t i s n o t e d b h e d e p i t o y d
- (7) A s a e n t t h a b p o s t i s a p l e o f r e p d i t o

(c) If a v i a b l y t e s t i n d i c a t e s t h a t h e d e p o s i t i s o t i v b e p r e e p , o t h e e n r a b , b r

scientific... a p h e s a e n t b i v i b l i t y r e e d f r o m h e p l i a t t h e m i n e r s h a l p e e d s f n o p o s t a s e n e h . T h e e n d w l a p t e b u s i o s t o t h i n a v i a b i l i t y s a e n t i s s u e d b a d p t o y e g e d a d 3 0 3

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§ 8 E n i s t g b n e s

(a) A p i s t m u s b e h e u d r d i t o s t h a a s e t h a :

(1) A c e b b p o s t i v l b a i l a b e d i r g p e a y b t h e p e t h p l i a b r n i g r e f e e t o t h e p o s t b e e l e r m i n d b t h D e c t o r b b e i t t e e b a d \$ 4 a d 5 2 2 a d

(2) S b j e t b p a g r a () o f t h i s s e i o b l e s i t e s p n e l y t h e d e p i t o t h e i a l - b i l i t y e p b t b t h e p i s t m a t e r i a l w i l l b e i r r e o b y r e a n o t h e g r a i t g t h e p a e n .

(b) T a d e p i t o g n o b a t i v t h e p i s - t o y t o e q u i r d t a m p e s e p i s e d b i g a l e r i a l a l l b f u n s h e d b y i f a q u s t a s m - p e d u r g b e r o t h e p e n

- (1) I s i n i v t i g o r b a r t a g b e f o n a n d e t e d
- (2) C o i a s b e n e d e s b t h e r e a s i g p i t y a d t h e e e s n o m b e r b t h e d p i t ; a n d

(3) I s c o i n t a d i v t i g b e d p - i t o y t h e d e p i t o a g v t h e d a t e o n w c h e s a p n a v f u n s h e d b a m e a c h e d s s b t h e p i t y o t h e s a p n e a v u n s h e d

(c) U p o n e q u e s t m a d b t h e o f f e , t h e o f f e i w l c e r t i f y t a r a p o s t a s e n s t a t e d t o b e b e a m a d e d c d i t e w c h e n e i t a i l a b e b t h e p u b l i c a s o f t h e i s s u e d e b t h e p e n t g r a n t p i o d h e r e e q s o i a s :

- (1) T a e n e d e l e s s t h e d p i t ;
- (2) T a e s i o n e n i g a t o t h e d p i t ;
- (3) T a p e t h e n r a d i s e d e b t h e p e t r e f e r r i g t o t h e d e p i t ; a d
- (4) T a e n a d d r e s s c h e r e q u e s t i g p i t y .

ig p ts o a o e otid seq a b al b p ed
immed telye w hoo resp id op dV e
a o d p nsa in ron, the in ca cid syon b al
b to do elovt hep ita o the d o b ang
two b id des.

(4) A o b id des q ua es b a b i s e d v h
a in mum b o c d sor 60 b s p rline, w h a
spa ep vide b w era bo do g p b o
b s s

(5) A nuc b id eseq a b ll b p e n e d
o ly b as inge strad in the 5 t o 3 id e t b , from
e f b r igh t

(6) T a e n a b o n u c b id e b a s s
sh a l s t a t t h e f i r s t b a s e i t h e s q e i v i n n u m -
b e r . T h e m e r a t i o n s h a l l b e c o n t a i n t h o g h
t h e w b e q u a e i n t h e d e t b 5 t o 3 e -
e n a t i o n s h a l l b e m k e d i n t h e r i g h t m g h , n e x t
t o t h e i n e b a n g t h e e f e r o e f o r t h e b a s s
a d j i v g h e n u b n o b a s s e o f t h a l a .

(7) F o r t h e b e o t i d e s q u a e s h a a e
c i r c u a n o i g t i p b a m e r a t i o n b e s t
f o t h i n p a g e (6) o f t h e s e b r e m a s p l i -
c a b e l v h t h e e p i t o t h a b e i g b a o o f t h e
f i r s t b e o t h e o b i d e s e q a g n b e h a t
h e p t i o n o f t h e a p p t a n t

(1) R p e n a i t o o f a n a d s . (1) T h e
a m i o a c i d s n a p t e i r o r p e p i d e q e s h a l b
l s e d u s h g t h e h r e e - l e t t e r b b r e v a t i o n w h t h e f i r s t
l e t t e r a s a p r e e h a a e , a s i n W E S t a d d
\$ 2 (1) , a d x t a b e s .

(2) A p o i e n o p i d e s q a b l b
l i s t e d w i t h a n i n f a m i o a d s p l i n e ,
w i t h a p e p o b e t w e e r e b a n a d .

(3) A n a m i o a c i d q u a e b a l b p -
s e t e d i n t h e a m b o a b o d e c t i p f d h e f t o
r i g h t a b i n o b b p b a n o t b
p s e d i n t h e q u a e .

(4) T h e e n t i o b a m b a d g n
s t a r t a t h e f s t a n a d h e f s t a n u e p r o b e n
w i t t h e n 1 . W h e p s e e x t h e n o a c i d s
p e i d g t h e m a t r i e p t e n e g , p - s e q a s ,
p o e q u a e s , p r e - p o e q u a e s a d i s g l
s e q a s , b a b e g i t e a m b e , o i t g
b a v e l s t a r t i g w i t h t h e e n b a c d a x t o n u m -
b e r . 1 0 i v s e t h e n r a i o n o f i n o a c i d s
b a l l s a t t h e f s t a m i o a c i d a h e a n h o e m h a
a s a m b e . 1 l t a l l b e n k e l b o v r h e q u a e
e v e y 5 a n o b e l t h e e n r a i o n o f o r

in ca cid e q a s t h a i s e t f o r t h i n t h s s e c t i o n
r e i n n s p l i c a b l e o r a m i o a c i d e q a s t a e
c i r c u a n o i g t i p w h t h e e p o r t a t h e
d i s t i o o f t h e f i s t a n o a c i d o t h e q u a e
g n b e h e a t h e o p i t o f t h e p i c a .

(5) A n a n a i d e q u a e t h a o b a s
i n e n b e m i n a o n b s (e g . , T e r , * , o . ,
e) e n y n o t b e p s a e d a s a s i g e i n o a d
s e q a , b u t b a l b e n t e d a s e p a e i n n o
a i d e q u a e s .

(e) A s e q a i v h a g p o g s s h a l l p r e -
s e t e b a p a b t y e s e p a e s e q a s i v t s e p -
r a t e e q e d a i t f e s t i v h t h e a m b e o f s p a t e
s e q a s b e i g e b i n n u b n t o t h e e n o f
o i n o s s i g n s e q e d a . A q u a e t h a t
i s e h u p t o e n e o b i g e s e g n \$ o f
a l a r g e r s e q a e o r g n n s f r o m d i f e a t
s e q a s h a l b p e n t e d s a e p a e e q u a e .

A d d e d 5 F R 1 8 o M a y 1 , 1 9 9 6 e i v e o c t . 1
1 9 9 ; r e v i d , 8 R 2 2 , w e l 1 9 9 6 e i v e l u l y , 1
1 9 9]

\$ 2 e r i e n n s f o r n u c b i d e r
i n n o d s e q a a s p a t o b p i -
a i t o

(a) (1) I f t h e s e q a e i s t i g e q e d y \$
8 2 e i s b m i t t e d o p p : t h e s e q e a d s -
i g s e t i g o t h t h e o b i d e a d o n o a d
s e q a a d a o i a t e d n o r m a t i o i n a o d e
w i t h p a g e (6) o f t h i s s e o n t a b i g n o a
e v e g a d m u s b e t i t l e d S e q a L s i g . T h e
p e g o b e S e q a L s i g p f e r a b l y b o d e
a m b e d i d p e l y o t h e n u b n i g o t h e
r e i n e d o t h e a p i c a o b e g e o t h e
S e q a L s i g s a b a n o o n e h a n o
l i e s a d t h i e b a l l o t a n o m o d h a n 2 a -
a e s . T h e b e o r s h e s p e a i g a e q u a e l s -
i g g m o t i n e d m a t e r i a b e r t h a n p t o t h e
s e q a l i s t i g A f i e w d h o t h a d e s d
e t a v e y t h o g t t h e s e q e l s i g

(2) I f t h e q a e l s i g r e q u i r e d b y
\$ 1 8 e i s s u b m i t t e d o n c o p y t i d s t h e
S e q a L s i g m u s b e s u b m i t t e d o n a c o p y
t i d s i n o m p l i a n e w i n \$ 5 2 6) t h e o p n t i d c
g h a s o a i n t a b e n o r m a t i o n t h e p p c a t i o n
o b i n s t a b e n o r m a t i o n t a n y e s u b m i t t o a
o m p a e l c \$ 1 8 e 1) (i i i) . T h e p e f a i t o
e n t o t a n a i n o p a b b y f e e e o h e

Section 8.2. The Secretary shall, except as otherwise provided in this section, make available for the use of the Commission the materials and information contained in the files of the Commission, including the files of the Commission's staff, in accordance with the provisions of this section.

(b) The Secretary shall, except as otherwise provided in this section, make available for the use of the Commission the materials and information contained in the files of the Commission, including the files of the Commission's staff, in accordance with the provisions of this section.

items of information in the files of the Secretary shall be made available to the Commission in accordance with the provisions of this section. The Secretary shall, except as otherwise provided in this section, make available for the use of the Commission the materials and information contained in the files of the Commission, including the files of the Commission's staff, in accordance with the provisions of this section.

Numeric Code	Definition	Compliance Code	Mandatory or Optional (O)
20	Applicant	See appendix 10.1; one name line; if omitted - name Other and initials	M
20	Title	M
20	Reference	Reference file	Not applicable
20>	Credibility	Specify as US 0 /99 ,99 or E T / US 0 99 9	Not applicable
20	Currency	Specify as yy mm	Not applicable
20>	Priority	Specify as US 0 /99 ,99 or E T / US 0 99 9	Mandatory in the priority document of the U.S.C. 1910
20>	Priority	Specify as yy mm	Not applicable
20>	Number of	Unit to describe number of	M
20	Review	Review of	O
20	Response	Response to	M
20>	Response	Response to	M

(4) File o mps si i s a p abe tw a
sing dik e th ab gh on es d e s
in a s f e k actig m ah tw l d opn so
o eo f b y s en d cr d in pa a g p p of this
se b n

(5) Page n r gm us o t p a w h n
then tere d lf om sict h e a e
L s h g ile.

(6) Al compute read b le d m s mus have a
lab l p erman tly a f d b re to dw ch b e a
h ad p nted o p ed h e a s o the a p i a , the
title d h e a t i t h e d e o w h e d a t a w e
r e d d on the p n e r e l b e f o m , h e o p e a -
i g s y s e s d , a r e f e r e a n r , d a p p a c i o n
a m b e d f l g d e , f b w n . I f b n t i p l e
d k e e a e s b n e d t h e d i s k e e a b s e n i d -
c a e h i e r o d r (e g , b f X .

(b) C p n e r e l b l e b n s b n i o n s n t
e n t h e f o r m a t r e q u i r e n s :

(1) C o m p e n p a b l i t y I B M e X T
A T o r a l e M a c i n t o s h

(2) O p a i t g s s e m p i b l i t y M
M W h e n i o r M i n i s h

(3) L i n e T e r m i n a t o : A S C I I C a r a g R t n
p s b e e d d

(4) P a g e n b : o t i o s f i l e (o h a d
p g r e a k d s p i m t t e l .

(c) C o m p u t e r a d a b l e f o m f i l e s s u b m i t t e d
g n b n a n d t h e o l d w g h i a :

(1) D i s k e t e 3.5 i n p 4 4 M s o g ;
3.5 i n h , 2 s o g ; 2 i n b , 1.2 M b s o g ;
5.25 i n b o s e g e

(2) M e g e t i c a p t h , p 2 e ;
D i s t r i b u t i o n s p e r i n b , 9 b ; 5 m a :
b x a r e n d ; p e f b o k g f a c t o o t
b b k s i z e ; b T e m n a o S l e r a g
R t n p s b e e d .

(3) 8 m m D a t a C a t r i g e : F o m a t U n i x t a r
c o m a d s p e f y b l o k g t o o t b o k s e) ;
L e t e r m i n a t o : S l e r a g e r u m p s l
L e t .

(4) C o n t d i s : b m a t I S O 6 0 H g
S e a b m a t

(5) M e g e t o p i a l D i s : S e s o a g
p e f a i t e 2 5 i n b M

(d) C o n t e r e l b l e b n s h a t a e s b n t e d
t o t h e f i c e w l b e e t u n d o b p l i a t

A d d e d 5 F R 1 8 O M a y 1 , 1 9 9 0 e f e i v e O c t . 1
1 9 9 0 ; r e v i s e d , 8 F R 2 9 6 0 J u n e 1 9 9 0 e f e i v e J u l y 1
1 9 9 0 ; r e v i s e d , 6 5 R 5 4 6 6 S e p . 3 0 1 9 9 0 e f e i v e S e p .
8 2 0 (e f f e i v e d e o d , F R 8 8 , D e l . 8 ,
2 0 0)

S e c . 2 1 1 s t o r e p a r t i c u l a r o f
s e q u e n c i n g a c o m p r e s s e d
o u t h e e f

(a) A n y o n e w h o a p p l i e s f o r t h e
S e c . 2 1 1 (c) s h e e t s s h a l l i n c l u d e a
s t a t e m e n t t h a t t h e s u b s t i t u t e s h e e t s i n c l u d e n o a w n a t e r .

(b) A n y o n e w h o a p p l i e s f o r t h e
S e c . 2 1 1 (c) s h e e t s s h a l l i n c l u d e a
s t a t e m e n t t h a t t h e s u b s t i t u t e s h e e t s i n c l u d e n o a w n a t e r .

(c) A n y p a p e r s s u b m i t t e d t o t h e
S e c . 2 1 1 i n a p p l i c a t i o n f o r r e c o n s i d e r a t i o n
o f a p p l i c a t i o n f o r r e c o n s i d e r a t i o n
i n c l u d e a l p e a s u r e s t a t e m e n t t h a t t h e
e n t i r e i n c o r p o r a t e d e n t i t y i s a
s t a t e m e n t t h a t t h e e n t i r e i n c o r p o r a t e d e n t i t y i s
t h e m e a s u r e i n t h e e n t i r e e n t i t y .

(d) A n y p a p e r s s u b m i t t e d t o t h e
S e c . 2 1 1 i n a p p l i c a t i o n f o r r e c o n s i d e r a t i o n
o f a p p l i c a t i o n f o r r e c o n s i d e r a t i o n
i n c l u d e a l p e a s u r e s t a t e m e n t t h a t t h e
e n t i r e i n c o r p o r a t e d e n t i t y i s a
s t a t e m e n t t h a t t h e e n t i r e i n c o r p o r a t e d e n t i t y i s
t h e m e a s u r e i n t h e e n t i r e e n t i t y .

(e) I f p r e p a r e d , t h e o m p u t e r e d b e f o r m
i s t o b e d a g n o n e a d a p p c a n t e n t
p r o d u c t i n h i s h i e r a r c h i v e s e t t h e d e t o , a s -
s t i t u t e p y o t h e d a t a i n o m p u t e r e d b e f o r m
a n n o u n c e m e n t t h a t t h e s u b s t i t u t e d a i s
i d e n t i c a l t o t h a t o r i g i n a l f i l e d

A d d e d 5 F R 1 8 O M a y 1 , 1 9 9 0 e f e i v e O c t . 1
1 9 9 0 ; r e v i s e d , 8 F R 2 9 6 0 J u n e 1 9 9 0 e f e i v e J u l y 1
1 9 9 0 ; p . (a) a d (b) e s e d 6 5 F R 3 0 , S e p . 8
2 0 0 , e f e i v e d O c t . 1 9 9 0
5 F R 3 9 8 0 e 8 , 2 0 0 p a r t (e) e s e d 6 8 F R
4 3 2 1 . 2 5 , 2 0 0 e f e i v e M a y 1 9 9 0

APPENDIX A TO SUBPART G TO PART 1 —
SAMPLE SEQUENCE LISTING

```

<110> Smith, John
      Smith, Jane

<120> Example of a Sequence Listing

<130> 01-00001

<140> US 08/999,999

<141> 1998-02-28

<150> EP 91000000
<151> 1997-12-31

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<302> Isolation and Characterization of a Gene Encoding a
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<303> Journal of Fictional Genes
<304> 1
<305> 4
<306> 1 - 7
<307> 1988-06-20

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ctgactgact ctgagatagt cgagcccgta cgagaccogt cgaggggtgac agagagtggg 180
cgcgtgcgcg cagagcgccg cgccggtgcg cgcgcgagtg cgcggtgggc cgcgcgaggg 240
ctttcgcggc agcggcgggc ctttcggcg cgcgcccgtc cgcccctaga cctgagaggt 300
cttctcttcc ctctcttca ctagagaggt ctatatatac atg gtt tca atg ttc 355
                                     Met Val Ser Met Phe
                                     1           5
    
```


Inter Partes Examination

§ 90.101 Purpose of inter partes examination

Claims of the owner in a proceeding under this section shall be examined in a third party reexamination under § 90.102 or § 90.103 if the applicant has requested a reexamination under § 90.102 or § 90.103, or if the third party request under § 90.102 or § 90.103 is granted. The examination shall be terminated if the applicant is not a party to the proceeding.

Added: 5 FR 78 107, 01 01 iv Feb 5 2011

Reexamination Proceedings

§ 90.102 Third party reexamination

The applicant and the third party shall be permitted to file a request for a reexamination under § 90.102 or § 90.103 if the applicant has requested a reexamination under § 90.102 or § 90.103, or if the third party request under § 90.102 or § 90.103 is granted. The examination shall be terminated if the applicant is not a party to the proceeding.

Added: 5 FR 78 107, 01 01 iv Feb 5 2011

Added: 5 FR 78 107, 01 01 iv Feb 5 2011

§ 90.103 Notice of inter partes reexamination in Official Gazette

Notice of inter partes reexamination shall be published in the Official Gazette. The notice shall be published in the Official Gazette under § 11.1(c) if the applicant is not a party to the proceeding.

Added: 5 FR 78 107, 01 01 iv Feb 5 2011

§ 90.104 Examination of claims by the third party

Unless the applicant requests a reexamination under § 90.102 or § 90.103, the third party shall not be permitted to file a request for a reexamination under § 90.102 or § 90.103. The third party shall not be permitted to file a request for a reexamination under § 90.102 or § 90.103 if the applicant has requested a reexamination under § 90.102 or § 90.103, or if the third party request under § 90.102 or § 90.103 is granted.

Added: 5 FR 78 107, 01 01 iv Feb 5 2011

§ 90.105 Scope of reexamination in inter partes reexamination

(a) Claims in a reexamination shall be limited to those claims that are the subject of the third party request, with respect to the same or related claims in the examination proceedings.

(b) Claims in a reexamination shall be limited to those claims that are the subject of the third party request, with respect to the same or related claims in the examination proceedings.

(c) Issues that are identified in paragraph (a) shall be resolved in an inter partes reexamination proceeding if such issues are raised by the patent owner or the third party requestor in a proceeding, the issues shall be resolved in a minor in the next Office action, in which case the patent owner shall be able to file a response.

A d d e R 7 6 d e 7 , 0 0 e i v f e b 5
20]

§ 9 Inter partes rein nā b p b it d

(a) O o e d t o e x i n n e b i s d
a d § 9 i e i a r t h e t h i r d p a r t y e q u e r , o i t s
p i v e s s n f e a s q t r e q s t o i n t e r p e s
r e i n i a o f t h e p e t u n i t l a i n t e r p e s r e -
a m i n a t i o e i t f i c i s i s u d e r s p 9 a e s
a u t h o z e d t h e d e o .

(b) O o e a f i a l d i c i o b a b n t e r e d
a g i a a p a t y i n a c i v i l i o i a s i g i n t w l e o i n
p i t u d h a t h e p t y h a s s i -
t a i n d i t s o d n o p o g i a i d i t y o a y e e n t
c l a i m n - s u i t h e n i a t h e r t h a t p t y o i t s p i v e s
s n t h e a f e r e q u e i n t e r p a r e s r e e x a m i n a b o f
a y s t o e t c l a i m h e a s s o f i s d w c h t h a t
p t y , o i t s p i v e s , a s o b o d e a s d n a b
c i v i l a c t i o , d a n i n t e r p e s r e e x a m i n a b n
r e q u e d t h a p t y , o i t s p i v e s , o t h e a s s o f
s u b i s s u e s t t h e a f e e n t a i n d t h e
O f i c e .

(c) I f a i a l d i s i o n i a i n t e r p a r t e s r e i n -
i n a b n p e i d g i n s t i t u d b y a t h i r d p t y e q u e r
i s a b l e t o p e t a b i l i t y o f a o g i a l p p e d
a m e d , o t c a s o t a p e t h , t h e n e i t e r
t h a p t y o i t s p i v e s s n h e e t e r e q s i n t e r
p a r t e s r e i n i a o f a y s h p e t a m s d h e
h i s s i s d w c h a p t y , o i t s p i v e s a i s d
o o d h a e a s e d i n s h i n t e r p e s r e e x a m i n a -
t i o n p e e d g

A d d e R 7 6 d e 7 , 0 0 e i v f e b 5
20 ; p e i d , 8 R 4 2 , M . 2 , 0 0 , e e -
t i v e M , 1 0 3

§ 9 E o n s e i g b l e o f i l e r e q s f o r i n t e r
p a r t e s e x a m i n a t i o n .

E p a s p r o i d d f o r i n § 9 7 a p p e r s o s n ,
a t a n t i e d u r g t h e p i d t e n f o c a l i t y o a
p e t i t w h i s s u d f o a o g i a l p c a b f l e d
i n t h e d t e d S t a e c o a e r t a l e n 2 9 9
f e a e q u e s t o r i t e p a r t e s r e i n n a b n t y t h e
O f i c e o f a y c l a i m t h e p a t e h o t h a s s o p o r
a r t p e t o r p n t e d p i e b a c t e d a d § 5 0

A d d e R 7 6 d e 7 , 0 0 e i v f e b 5
20]

§ 9 6 t o b r e q t f o r i n t e r p a r t e s r e -
i n n a o n

(a) T h r e q u e s t e n t o a p n e d b y t h e e
f o r q u e s t i n g i n t e r p a r t e s r e i n t i o t e f o t h i n
§ 1 0 2 .

(b) A q u e s t i o n e r p a r t e s r e e x a m i n a b n
e n t i n e d h e t l w g o t s

(1) A r i d e n t i f a i t o o f t h e p e t i t y p e n t
o m b e a d e p c l a i m r i v c h r e i n t i d i s
r e q u e d

(2) A c a i t o b h e p e t s e p r i n e d -
l i c a t e t w c h a e p s a d t o p i o d a t a s t a t i a l
e a y i s o p a t e h b l i t y .

(3) A s a t e n p i n g o e t h s t a t i a l
e a w q e i c o p e t a b l i t y e c d t h e c e d p a t e
e s a d p r i n e d c a b s e d a i l e d e p a -
t i o t o t h e p i t h e a d m a n r o p l y g h e
p e t a d p i n e d p l a i s t o e v e y t a n r
t w c h r e e x a m i n a b i s e q e d .

(4) A o p e r y o a t e h o p r i n e d b c a -
t i o r e l i e d p o e r r e d t i n p a g e 1 (1)
t h o g 3) o t h i s s e c t i o a p n e d b y a n
E l i s h a g e t r a n s a b o r b a l t a e s s a y a n d
p i t h e p t s o p a e E i s h l a g e d -
t n .

(5) A o p o b a e i t e p e t i o l d i g t h e
f r o t a e d t w g a p c i f i e b o l a i e n o -
b e o t n f o n) f o r t w c h r e i n t a o i s
r e q u e d a o p p d s a m e , e t f i c i o f
o r e i p o r e x a m i n a b e t f i c a e s s u d i n t h e
p e t a l c p e n t a e a p o p a l y t e n
o b y a s e d a t e t o p r .

(6) A e t f a i t o b t h e t h r d p t y
r e q u e s e t h a t a p t h e e q s h a s e s e r v e d i n
i t s e n t i r e t y o h e p e t h w a t h e a d e s p -
i v e d f o r i n § 3 (c) t h n a m e d a d e s o f t h e
p t y s v e n t h n d a t e d e s v i e w t o -
s i b e d c a e o p t h e e q t e n b e s p e d
o t h e O f f e .

(7) A e t f a i t o b t h e t h r d p t y
r e q u e s e t h a t t h e s p p e p v i s b o § 7 d
o t p o b t t h e t e r p e s e x a m i n a t i o n .

(8) A s t a t e m e n t i n t i f y i n g t h e t h r d p t y i n
i n e s t o t h e e x t h e e s a y f o r a s t e q t p e r -
s o f i l i n g a t h e r p e s r e i n t i o e q u e s t t o
d e m e w t e r t h a p s o s a p v y .

(c) I f a n i n t e r p e e q u e s t i s f e d b y a t h r -
e a y o a g e i d e i f y g t h e p t y o n t w e

be filed by the applicant hereafter on the grounds that the applicant is not a party to the proceedings and is not entitled to be added as a party to the proceedings.

(d) If the inter partes request does not contain all the information specified in paragraph 10(b), the person identified as the applicant in the request shall be notified by the Registrar in writing of the requirements of the request within a specified time. Failure to comply with the requirements may result in the inter partes request being refused.

Added to R 70(1), (2) & (3) of the Rules 2011

§ 99 Filing of request for *inter partes* re-examination

(a) The filing of a request for *inter partes* re-examination is held to be valid if the request satisfies the following conditions:

(b) If the request is not granted, the request will be paid in the appropriate fee as a condition of prior art if it complies with the requirements of § 100.

Added to R 70(1), (2) & (3) of the Rules 2011

§ 99 Examination of the request for *inter partes* re-examination

Within the time following the filing of a request for re-examination under § 99, the examiner will consider the request and determine whether or not a substantial new patentable invention has been claimed by the applicant. The examiner's determination will be based on the claims in effect at the time of the determination, and will be made on the basis of the prior art as defined in § 100(1) and (2) and on the prior art as defined in § 100(3) and (4). If the examiner determines that a substantial new invention is present, the examiner shall refuse the request and shall not initiate re-examination.

Added to R 70(1), (2) & (3) of the Rules 2011

§ 99 Partial refusal of request for *inter partes* re-examination

When a request for re-examination is refused, a partial refusal may be made if the examiner is of the opinion that the invention is novel and inventive over the prior art.

Added to R 70(1), (2) & (3) of the Rules 2011

§ 99 Appeal against refusal of *inter partes* re-examination

The applicant may appeal against a refusal of re-examination under § 99 within the time limit for filing an appeal against a refusal of re-examination under § 100(1)(b) of the Rules 2011. If the appeal is successful, the examiner shall be required to re-examine the invention.

Added to R 70(1), (2) & (3) of the Rules 2011; revised to R 70(1), (2) & (3) of the Rules 2011

IN RE APPEALS FROM PATENT OFFICE

§ 99 Appeal against refusal of *inter partes* re-examination

(a) If a substantial new invention is found, the determination of novelty and inventive step shall be based on the prior art as defined in § 100(1) and (2) and on the prior art as defined in § 100(3) and (4).

(b) If the order for re-examination results in a finding that the invention is novel and inventive over the prior art, the examiner shall be required to re-examine the invention.

Added to R 70(1), (2) & (3) of the Rules 2011

(c) Applicant shall file with the court a copy of the proposed order of appointment of the referee. A copy of the proposed order shall be filed with the referee. The proposed order shall be filed with the referee within fifteen days of the date of the filing of the proposed order. If the proposed order is not filed with the referee within the time specified, the referee shall be deemed to have accepted the proposed order.

Added to R 700, effective 5/20/00

§ 9. Rule 9.01. In an *inter partes* proceeding...

The party owner of the patent shall file a copy of the proposed order of appointment of the referee with the court within fifteen days of the date of the filing of the proposed order.

Added to R 700, effective 5/20/00

§ 9. In a proceeding by third party request for a preliminary injunction in an *inter partes* proceeding...

Whenever a party files a motion for a preliminary injunction in an *inter partes* proceeding, the party shall file a copy of the proposed order of appointment of the referee with the court within fifteen days of the date of the filing of the proposed order. The proposed order shall be filed with the referee within fifteen days of the date of the filing of the proposed order. If the proposed order is not filed with the referee within the time specified, the referee shall be deemed to have accepted the proposed order.

Added to R 700, effective 5/20/00

§ 9. Limitation on discovery or other third party request in an *inter partes* proceeding...

(a) After the hearing on a motion for a preliminary injunction in an *inter partes* proceeding, the court shall set a date for the hearing on the motion for a preliminary injunction. The hearing shall be held no later than the date set by the court.

Comments section is added to § 9.01 and is limited to the following:

(1) which is necessary to the relief granted by the court;

(2) which is necessary to the relief granted by the court;

(3) which is necessary to the relief granted by the court.

(b) [Redacted]

Added to 5FR 700, effective 5/20/00

§ 9. In a motion for summary judgment or summary judgment in an *inter partes* proceeding...

The party moving for summary judgment shall file a copy of the proposed order of appointment of the referee with the court within fifteen days of the date of the filing of the proposed order. The proposed order shall be filed with the referee within fifteen days of the date of the filing of the proposed order. If the proposed order is not filed with the referee within the time specified, the referee shall be deemed to have accepted the proposed order.

Added to 5FR 700, effective 5/20/00

§ 9. Discovery in an *inter partes* proceeding...

(a) After an order of appointment of a referee in an *inter partes* proceeding, the court shall set a date for the hearing on the motion for a preliminary injunction. The hearing shall be held no later than the date set by the court.

(b) Where the patent was filed in a third party equity case...

Added to R 70 of 2003...

§ 9. In mine s Right of a Party in inter partes examination.

(a) Upon receipt of the patent application...

(b) Excepted to Appeal: Any time after the patent owner...

(c) The Right of a Party is a legal right...

to be a claimant... the party to appeal...

Added 5FR 70 of 2003...

INR SR OHB NTR PR S RM NATO

§ 9. In view of the inter partes...

The review of the inter partes...

Added 5FR 70 of 2003...

PRO D S, P D NST O REVIEW N N P R NATO

§ 9. Patent fees of time in inter partes...

The time to take action by a party...

Added 5FR 70 of 2003...

6 Patent A base d h e fees s, a b s g d
cas e s b w

(b) A p a t y s e p l s h a l s t a d l i n s s e q o
a i l u r e b h a t p a t y t o f e a a p p e l a t s b i e f, a c c o m -
p a n d h e e i s e e e a v i n t h e i t m e b a w e d

(c) The app l a t s b i e f s h a l c o n t a i n t h e f o l -
l o w i n g i t e m e p p r a e b d i g a d n t h e
o e d r h d a t e d o w, b s t o r i e f i s f e d a
p a t y v o s n o t e p s a d b a r e g i s e d p a t i b -
e r. T h e b e f i n n c l d e a p d x b a n g
o l y t b e p i t e f t h e r e c o d o n t w h e l a e
h a s e m a d

(1) R e p t y n i n e r e s t. A s t a n t i d e i t -
f y i g h e r e a l p a t y n i n e e s

(2) R e h e d a e a s d l n e f e e e s A
s t a t e n t i d e i f y o n u n a d f i l i g d a t e a l
b e r p e s o i n t e f e e e s t o w t o h e p l a ,
t h e p e l l a t s e g r e p s e a t i e , o r a i g e v c h
i w l d i r e l y a f f e c t o b e d i r e l y a f f e c t e d b o h a e a
b a g o t h e d i s o b h e b r d o f p e n t
A b a s a d n e f e e e s i n t h e p l i g p e .

(3) S t a s o f e i s m A s a n t o t h e s t a -
t u s o b a l t h e c l a i m p d o r a e d f t h e p p -
l a t i s t h e p e t h w , t h e p l a t i n a s
i d e n t i f y b r e j e d t e n t w e r e j e t i d s b n g
a p l e d. I f t h e p l a i s a h r d p t y e q u e r, t h e
p e p e l a t m u s i d e n t i f y t h e c l a i m s t h a t t h e e x a m i n e
h a s m a d e r m i n a t i o n o b e t p e n t a b i l i t y,
w h i c h d e t e m h a b n i s b e i n g a p p e a d.

(4) S t a t e m e n t s. A s t a m e n t o f t h e
s t a t e a y e n t h f i l e d s b e q u i t o b h e c l a e
o p e r a t i o n

(5) S i m a r y o f l n e i t o A c o i s e e p -
a i t o h e n t i o p e t h t e r e d f e l n t h e
c l a i m s i n v o l v e d i n t h e p e a l, w h i c h b a l l r e f e r b t h e
s p e f i a t i o n c o l u m n a l l a e n r, a d t o t h e
d i a v g s, f a y, b e e r e a d a e s

(6) I s e A c o i s e s t a m e n t o f t h i s s u e
p e a e d o r r e i v w. t h e v g o b e j e t i o n
b e p p e d y a t h i r d p t y e q u e r p e p l a n t

(7) G r i g o C l a i m I f t h e p e l a t i s
t h e p e n t w , f o r a t g o b r e j e c t i o n t h e
R t g o f a b n i c e t w h e p l a t o e s a n d
t w c h e s t o a g r o p o t o m e c l a i m s, t h e
B r d o p e t h a b a d n e f e e s s h a l b e c t
a i s g e c l a i m f r o t h e g p a d s h a l e d i d t h e
a p l a t o h e g o b r e j e c t i o n t h e b i s o f
t h a c l a i m e o b e s a s t a n t i s i n c l t h a t t h e

t a s o t h e y r o p o b s e d o f a l l t g t h e a d
i n t a r e n t e r a g r a p h (c) (8) o f h i s e i o
p e p l a n t e p a s t h e c l a i m f h i s g p a e
b e l i e v e d t o b e s p a a t e l y p e n t a b l e . M e l y p i n t i n g
o u t d i f f e r e n c e s i n w h a t t h e c l a i m s c o v e r i s n o t a
a g n a t o w h y t c l a i m e s p a t e l y p a t e n t -
a b e .

(8) A g n t t h e o a i t o b p e l a t
i w h s p e t t o e a o h i s e p r e s t a e d o r r e i v w
i n p a g r a p h (c) (6) o f h i s e t i p o f h e b e s t a r e -
d o r, w i t h c a i t o s o f t h e a u t h o r i t e s s t a t u t e , a d p a r t s
o f t h e e o d e l e b . I s s u e s b o d e t r e a d
a d a s e p a e l n e d e d i g .

(i) F o e a r e j e t i o d e 3 5
1 2 f i r s t p a g e , o f o r e a d e t e m n a b r a o -
b e t o p e t a b l i t y, i n c l d g a t e r m i n a t i o n t
t o t a n a p p e r e j e t i o n d e 3 5 5 1 2
f i r s t p a g e h t w c h a p l a o b s t s, t h e a g -
m e n t b a p e f y t h e e o r s i n t h e j e t i o n t h e
d e m a b a d h o w t h e f i s t p a g r a h o f 3
U. S. C. 112 i s c o m p l e d w i t h, i f t h e p e l a t i s t h e
p a t e n t w n e r, o r i s o t c o m p l e d w i t h, f t h e a p p l a n t
i s a t h i r d p t y e q u e r, i n c l d g a p r i a e
b w i t h p c i f i a t i o n d i a v g), f g ,

(A) D e c b , f t h e p e l a t i s t h e
p e t h w r, o f a i l t o d e s i b e, i f t h e p l a i s a
t h i r d p a t y e q u e r, t h e s p e c t i n e d f e d b y
e t o t h e p a d c l a i m d

(B) E n a b l e, f t h e a p p l a n t i s t h e p a t h
w r, o f a i l t o e n b e, i f t h e p e l a t a t h i r d p t y
r e q u e s e, a p p e s o s k l e d i n t h e a r t o m a k a n d
s e t h e p e t e n t e r e i a d y e t o t h e p e d
c l a i m

(ii) E e a r e j e t i o d e 3 5
1 2 s d p a g e p o f o r e b e t e r m i n a t i o n
f a o b e t o p e t a b l i t y i n c l d g a t e r m i n a t i o n
o t o t a n a p p e d e j e t i o n d e 3 5 1 2
s e d p a g r a h t w c h e p l a n t o b s, t h a g -
t h s h a l p f y t h e e o s i n t h e e j e t i o f t h e
p e p l a n t i s t h e p e t h w , o t h e d e m n a b r i f
t h e a p l a i s a t h i r d p t y e q u e s e, a c h o v h e
c a s o f t h e p l a i s t h e p e n t w r, o d
o t i f t h e p l a i s a t h i r d p t y e q u e r, p t i c u -
l a r l y p i t o e d s h i c l a r t a p e t h t e r
t w c h t h e i n e t h o e g d a s t h e t h o .

(iii) F o e h r e j e t i o n 3 5 . S 1 0 2
o r f o r e a c h d e r m i n a t i o n f a v o r a b e t o p a t e n t a b i l i t y
i n c l d g a t e r m i n a t i o n t o m a k a p p e d

affected by the right is not the burden of proof but all interferences in the proceedings.

3) Statement of facts. As taken the proper dispute of patent is then the statement of facts is disputed. Errors in the statement to be specified with particularity.

4) Statement of facts. A statement to be proper dispute of patent statement of the statement of facts. If the statement of facts is disputed, the proper dispute of statement must be specified with particularity.

5) Summary of issues. A statement to be proper dispute of patent summary of the issues. If the statement of facts is disputed, the summary of issues must be specified with particularity.

6) Issues. A statement accepting or disputing the issues. If the statement of facts is disputed, the proper dispute of issues must be specified. A statement of facts is not to be made. Now go to the proper dispute of issues.

7) Arguments. As taken the proper dispute of issues. If the statement of facts is disputed, the proper dispute of issues must be specified. Each issue will be treated separately. Arguments will have to be made in the course of the statement of facts. The statement of facts is not to be made. Now go to the proper dispute of issues.

8) Evidence. Evidence is to be applied to the proper dispute of issues. Evidence is to be applied to the proper dispute of issues.

(c) If a response to a brief is filed, the proper dispute of issues must be specified.

this action will be filed in the form of an answer to the complaint. If the proper dispute of issues is not specified, the proper dispute of issues must be specified.

Added 5FR 78 Dec 7, 2000 effective 5/00]

§ 90. Mine summary in inter partes reexamination.

(a) The primary reason for an inter partes reexamination is to determine whether the prior art is material to the patent. If the primary reason is to determine whether the prior art is material to the patent, the proper dispute of issues must be specified.

(b) An answer to a summary of issues must include a response to the proper dispute of issues.

(c) An answer to a summary of issues must include a response to the proper dispute of issues.

(d) Any response to a summary of issues must include a response to the proper dispute of issues.

Added 5FR 78 Dec 7, 2000 effective 5/00; (a) added, 8R 42, M. 2, 2000 effective 1/03

§ 90. The brief in inter partes reexamination.

When the examiner issues an inter partes reexamination, a patentee may file a brief in triplicate. The brief in triplicate must include a response to the summary of issues and a response to the proper dispute of issues.

CONFIDENTIAL PROVISIONAL
SACRAMENTO INTELLECTUAL
REVIEW ACT

§ 9. Notification of proposed opposition
in *inter partes* reexamination

(a) In any *inter partes* reexamination proceeding, the Office shall call the attention of the Office to any proposed ground for opposition limited to interference, issue reexamination, or litigation of the subject matter.

(b) Notwithstanding any provision of the rules, any person may file a proposed *inter partes* reexamination petition if the Office has previously issued a decision in the same patent or was issued, but is not limited to interference, issue reexamination, or litigation and the results of subsequent proceedings. Subsequent to the filing of a proposed *inter partes* reexamination petition, the Office may, at its discretion, conduct a hearing on the merits of the proposed reexamination.

Added FR 78 Dec 7, 2006 effective 5/20/07

§ 9. Scope of *inter partes* reexamination proceedings

If applicable in the case of *inter partes* reexamination, the Office shall determine the scope of the reexamination proceedings.

Added FR 78 Dec 7, 2006 effective 5/20/07; revised FR 82 Mar. 25, 2006 effective 1/08

§ 9. Manner of conducting reexamination proceedings

(a) If a reexamination is ordered, the Office shall conduct the reexamination proceedings in accordance with the provisions of the rules. The reexamination proceedings shall be conducted in accordance with the provisions of the rules. The reexamination proceedings shall be conducted in accordance with the provisions of the rules.

(b) An *inter partes* reexamination proceeding filed under § 9.3 will result in the proposed ground being added by § 9.10(h), except that the rights of any third party required to be examined shall be governed by § 9.10(h)(1).

Added 5FR 78 Dec 7, 2006 effective 5/20/07

§ 9. Manner of conducting reexamination proceedings

If a reexamination is ordered, the Office shall conduct the reexamination proceedings in accordance with the provisions of the rules. The reexamination proceedings shall be conducted in accordance with the provisions of the rules. The reexamination proceedings shall be conducted in accordance with the provisions of the rules.

Added 5FR 78 Dec 7, 2006 effective 5/20/07

§ 9. Scope of *inter partes* reexamination proceedings

If applicable in the case of *inter partes* reexamination, the Office shall determine the scope of the reexamination proceedings.

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a d § 8 b s p dt he th erferene b b e
p s e d t o, a d d eneb y, a th is tratie p ent
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d i s c o p a th is tratie p e t j g ed i n g
them io for sup e io or s b b a t i m e a t h e
adm s a i t p a t e h j g n y s t

A d d e d R 7 8 d e 7 , 0 0 e i v f e b 5
20 ; r e v s d B R 3 2 M a r . 2 5 , 2 0 , e e i v e M
1 , 0 3

§ 9 T h i r d p a r t y r e q u e r s p a r t i c i p a t i o n
r i g h t s p r e r e d m e n t p e e d g

W a t h i r d p a r t y u s e i s t o e d r a o r
m e p o d g , i n t e d g a n i n t e r p a r t e e x a m i -
a i t o p e e d g t h e m g e b a h p e d g s
w i l l e b i n i s h e s o s t o p e r e b t h i r d p a r t y
e q u e s t e r s i g h t t o p a r t i c i p a t e t h e e t e n t s p e f i c a l
y o u t o f o r n t h e e g a b s t e m g e d p -
c e d g i n t o i n g i l f e a t e e q s s , g p a p e r
f i l e d p a r t y h e m g e d p e e d g s h a l b
s e r v e n a l o t h p a r t i e s o f t h e m e r g e d p e e d g .

A d d e d R 7 8 d e 7 , 0 0 e i v f e b 5
20]

R E G I S T E R T I F I C A T I O N I N T E R
P A R T E S R E C O M M E N T A T I O N

§ 9 I s s u e o f i n t e r p a r t e s r e c o m m e n t a t i o n
c e r t i f i c a t e .

(a) U p o n a p p l i c a t i o n t h e r e p a r t e s r e -
m a i n a n p r o c e e d i n g t h e D i r e c t o r w i l l i s s u e a c e r t i f i -
c a t e i n a o r d e r w i t h i n 5 5 6 e t t i g o t h
t h e r e s u l t s o f t h e i n t e r p a r t e s r e c o m m e n t a t i o n r o d -
i g a t h e c o u r t o b e p e n d i n g h e n t e r
p a r t e s r e c o m m e n t a t i o n p e e d g

(b) A c e r t i f i c a t e w i l l i s s u e t o b e e n i n
w h e n t h e r e p a r t e s r e c o m m e n t a t i o n p e e d g s
b e e n d e d e s s . A n y s t a t u t o y d c l a i m e r
f i l e d h e r e a f t e r w i l b e a n o t t o b e c e r t i f i c a t e .

(c) T h e c e r t i f i c a t e w i l b e e n t o b e p e n t
w e r a t h e d r e s s p r o d d e d i n § 9 A
o p o f t h e c e r t i f i c a t e w i l a s b e s t h o t h e t h i r d
p a r t y e q s e b t h e n t e p e e x a m i n a n p r o -
c e d g

(d) I f a c e r t i f i c a t e a s b e s i s d e l e t e d h a -
e s a l s o b e a s o f t h e p a r t o f t h e r e d f i c e
p e e d g w i l b e o d e d w i t h t h e p a r t o n y
r e i s e p i a b s o g r e a n t i o r e q s s
r e l a t e d r e t o

(e) I f t h e i n t e r p a r t e s r e c o m m e n t a t i o n p e e d g
i s e m i n a t e d b y t h e g r a t o f a r e i s s u e d p a r t i a p r o -
v i d e d i n § 1 . 9 t h e i s s u e d p a r t e w i l o b s t i t u t e
t h e e x a m i n a t i o n c e r t i f i c a t e r e q u i r e d t h i s s e c t i o n
a d U . S .

(f) A n o t e o f t h e i s s u e o f a c e r t i f i c a t e
a d t h i s s e c t i o n w i l b e p u b l i s h e d i n t h e O f f i c i a l
G e t t e .

A d d e d 5 F R 7 8 d e 7 , 0 0 e i v f e b 5
0 0 ; (a) e i d , 8 R 4 2 , M . 2 , 0 3 e f e -
t i v e M 1 , 0 3

P A R T A M I N T E R
R E G I S T E R E

§
3.1 D e f i n i t i o n s .

M I N T E R

3.11 D o c u m e n t s w h i c h w i l b e r e c o r d e d .
3.16 A g n o s t i c i t y o f t e r m s a k s p r i o r t o f i l i n g a
g u a r a n t e e o f u s e

R E Q U I R E M E N T S O F D I N

3.21 D e f i n i t i o n o f p a t e n t s o f p a t e n t p l i c a t i o n .
3.24 R e q u i r e m e n t s o f d o c u m e n t s o f h e
r e h g b p a t e n t s a n d p a t e n t p l i c a t i o n s .
3.25 R e l a t i n g t o e n f o r c e m e n t o f p a t e n t
a p p l i c a t i o n s .
3.26 E n g l i s h l a g a g r e e m e n t .
3.27 M a g d r e s s o f o r a b m i n g d o c u m e n t s t o b e
e d .
3.28 R e q u i r e m e n t s o f d i n g

M I N T E R

3.31 C o n t r a d i c t o r y .
3.34 C o n t r a d i c t o r y o f h e r e o s .

E

E

REG

OR NG

3.41 Red if e .

REG

NG

3.51 Red igl ate.

3.54 Eff o dig .

3.56 Cd itioh a sigm s.

3.58 Gov rnen ntal reg s ers

M E C

E

3.61 D mestr epra tr e

R N R B ASS

3.71 P sa tion y a sig e

3.73 E tab ishig r h of a signet o take a ion

R E C

3.81 I suof p t to a sig e

3.85 Is e b reg stratiort o assig ee.

§ 3.1 Definitions

For purposes of this part, the following definitions shall apply:

Applicant means an individual person, an individual natural person, or an application to register a trademark or service mark.

Assignment means a transfer of ownership, title, or interest in a trademark or service mark, or an application to register a service mark.

Official record means a record which is required to be recorded in the official record of the United States Patent and Trademark Office.

Recorded document means a document which is recorded in the official record of the United States Patent and Trademark Office.

Registration means the registration of a trademark or service mark in the official record.

Added 57 FR 23, July 2, 1992, effective October 1, 1992.

§ 3.1 Duties of the Director

(a) Assignments of applications, patents, and registrations accomplished outside the United States, as provided in §§ 2.101-2.103, shall be recorded in the official record of the United States Patent and Trademark Office as provided in this part to the extent practicable.

(b) Executive Order 9266, May 8, 1944 (9 FR 3000, 3 CR 3000, part 1) requires each department and executive agency to establish a procedure for forwarding promptly to the Director for recording all licenses and assignments of patents and trademarks and assignments of patents and trademarks registered by the United States Patent and Trademark Office.

Added 57 FR 23, July 2, 1992, effective October 1, 1992; revised 62 FR 53,10 Oct 10, 1997 effective October 7, 1997; see 68 FR 43, May 2, 2003, effective May 20, 2003.

§ 3.1 Assignability of the right to file an application

Before a filing date is established under the Trademark Act of 1946, the Trademark Office shall file an application for a trademark or service mark.

Added 57 FR 23, July 2, 1992, effective October 1, 1992; revised 68 FR 30,000 Oct 8, 19, 1997 effective October 3, 1997.

REQUIREMENTS FOR FILING

§ 2. Identification of the applicant

An assignor relating to a trademark or service mark shall identify the party to whom the assignment is made.

§ 3 E b ish g rih of a ig eba k a ito

(a) Th ia b risp en d to be the w rof a p eth p lie ipa da yb ent th a gn ssue the e m nes b re is a s is gn th e o g nal ap a nt is p a med to b the wner o at raden k ap a tico r reg s ta ipa b s the e i s a s ig - en t

(b) 1 In o d or eq s o b e a itoi na p eth o t e h rkan te, the a igne mus s b - lish it s w b ip b ap ateh or t e l m a p r p e y o p ag a (a) b this e tic b the a t s a b n of the D e t o . Th e s a b shment of w s p lyt he a s g e g n b cobn diw h t he p p that req s or take s he a ito w rshp is e a b shed b s h n it g to the D fe a sig d s e m e id e it - fyig h e a s g e a o m p a e d y e h e

(i) Do n ary e dene b a b ino f it t e f on the or g h a l w n e r o b the a signee (e.g., o p o e x e t e d a s e n n t) . Th e e n t s b - in t e b e s t a b i s h w s h i p p b req r e d t o b r e d d p s t a to § 3 1 in the a s i g n t e o r d s o b the D fe a a d i t o t o p i n t i g h e a s g e t o a k e i t o n a n e p l i g b e b e t h e o f i c e ; o r

(ii) A s a n s p e f i y g l a v e d - e n t a y e d e n e b a r o t i t l e f o n the o g n a l w e r t o h e s i g n e i s r e d d i t h e a s i g n t r e d o h e o f i c e (e.g., r e e l a d f r a m e n t) .

(2) Th e n s s i o e s t a b i s h g w s h p m u s s h o w h a t h e p e s o i g n i n g h e s u b i s o i s a p s e a u t h o r i z e d t o b o b f o h e a s i g g y

(i) I b i d g a s a n t h a t h e p s o s i g i g b e n i s o s a u t h o r i z e d t a c t e b h f o h e a s i g e o

(ii) B g s i g d l a p s o h a i v g a p e t h a u t h o r i z e d t o s i g n o b h a f o b a s i g e e g . , a o f f e r o f t h e a s i g e e .

(c) For p eth m a t e s o l y

(1) E s t a b l e n t h o w s p l y t h e a s i g e e n t b e n t t e c p b t o , o r t h e s a m t i e n s , t h e p p r e q s i n g o a k g a c t i o n i s b - i m t t e d

(2) I f h e s t a b i s h i n g t h e a s i g e e n t i s a n a s s i g e d l e s s t h a n t h e i r e i t y , i t t e a d i n t e r e s t s u b a s i g e e m u s i n d i c a t e h e e n t (b y p e r c e t g) o i t s w s h i p i n t e e s , o b D f e g n r e f u s t o a e p t h e s t a b i s h m e n t o f w e s h p

A d d e d 57 F R 2 3 , p a r t 2 , e f e i v e t 4 9 2 ; p a r t 2 s e c 2 F R 3 , O c t 0 , 9 9 e f e - t i v e D e l 7 i s e d 5 F R 3 0 , p a r t 8 , 2 0 0 0 , e f e i v e N o v . 7 2 0 ; p a r t 0 1 r e i v e d , F R 4 3 2 M . 2 5 , 2 0 , e f e i v e M 1 0 3

ISSN E O ASSIN

§ 8 I s o p e t a s i g e .

(a) W i t h p a y m e n t o f t h e s e e e A p p c a - t i o m a y s e n t h e n s) t h e a s i g e s o - s i s e t i v h t h e p l i a i o s a s s i g m e t h e a r e q s f o r s u b i s s u a e i s s h n e d w h p a g n t o b h i s u e f e p r o d d e a s s i g m e t h s e n p i e s y e o d e h h e o f i c e . I f h a s i g n t h a s o b e n p i e s y r e d d , h e e q t s b d b e a p n i d t h e a s i g n t a d e b r a d e c t i o t r e c o d h a s i g n m e t h h e D f e p a n t t o § 3 2 r a s a n d e § 3 3 .

(b) A t e r p a y m e n t o f t h e s e e e A p p c a - t i o m a y s e n t h e n s) t h e a s i g e s o - s i s e t i v h t h e p l i a i o s a s s i g m e t h e a r e q s f o r s u b i s s u a e a g t v h h e p e s i g f e e t o b t h i n § 1 . 7) o b t h i s b e r i s s h n i t e d a t e r t h e d e o f p a y m e n t o t h e s u s e e , b p o r t o i s a e o f t h e p e t h , p r o d d t h e a s i g n t h a s b e a p v b i s y r e d d i n t h e D f e f t h e a s s i g - n t h a s o t h e p v i s y r e d d , t h e r e q u e t s b d e n n e d t h e a s i g n t e i t h e a d e t e b t r e c o d h e a s i g m e t h n t h e o f i c e p a - a t t o § 3 2 a s a n o d § 3 3)

(c) P a t a l a s i g e e s .

(1) I f o e o m o e a s i g n e e (s) t o g e t h e r w i t h o e o n e i a t o §) b d h e n t r e i t t i t l e , a n d i n t e r e s t h i n t h e a p p l i c a t i o n , t h e p a e n t m a y s e i n t h e a m e s o f t h e a s s i g e s d b h o s)

(2) I f n t i p e a i g e b d e t h i r e i t y , t i t l e , a n t e e s t h e a s i g e e h a h e n e n o s h e p a e n t m a y i s s u e h e a m e s o f t h e m u l t i p e a s i g e s

A d d e d 57 F R 2 3 , p a r t 2 , e f e i v e t 4 9 2 ; e n o F R 0 9 , A p r . 2 5 , 9 9 e i v e l e 8 1 9 9 5 ; e s e d 5 R 5 4 6 6 e p . 8 , 0 0 e i v e N o v . 7 0 0 0]

§ 8 I s o r e g i s t r a t i o n o a s i g e . I f e t i f a e r e g s a i t o g n i s e d o h e a s i g e o f t h e p a p c a n t o i n a w e n o h e

Application provided that the party files a written request in the trial court to set aside the judgment if the application is being prepared for issuance of the certificate of judgment. If the judgment is not set aside, the judgment is final and the party must satisfy the judgment as to costs and attorney's fees.

Added 57 FR 23, July 2, 1996, effective 10/1/96.]

PARTIAL REMEDY

§

- 4.1 Complaint regarding Invention Patents
- 4.2 Definitions
- 4.3 Submission of Complaints
- 4.4 Invention Patent Reply
- 4.5 Notice of Publication
- 4.6 Appeal

§ 4. Complaint regarding Invention Patents

This regulation governs the entry of a complaint in the Office of the Patent Trial and Appeal Board. The Board is authorized by the Act to provide a forum for the resolution of complaints concerning the operation of the Office. The Office will not consider a complaint if it is not filed within the time period. A complaint may be filed in a civil action for patent infringement if the party is unable to file a complaint in the Office.

Added 65 FR 2, Jan 2, 2000, effective 10/20/00.]

§ 2. Definition

(a) In this part, the term "applicant" means a person, partnership, or other entity who files a complaint for patent infringement. The term "respondent" means the party who is named in the complaint as the alleged infringer.

(1) Any complaint or answer to a complaint shall be filed in the Office of the Patent Trial and Appeal Board;

(2) Any complaint, answer, or other pleading filed in the Office of the Patent Trial and Appeal Board shall be filed in accordance with the Federal Rules of Civil Procedure;

(3) Any complaint filed in the Office of the Patent Trial and Appeal Board shall be filed in accordance with the Federal Rules of Civil Procedure;

(4) Any party who files a complaint in the Office of the Patent Trial and Appeal Board shall be deemed to have accepted the jurisdiction of the Office;

(5) Any party who files a complaint in the Office of the Patent Trial and Appeal Board shall be deemed to have accepted the jurisdiction of the Office;

(b) The term "applicant" includes any person who files a complaint in the Office of the Patent Trial and Appeal Board.

(c) Contract or other Provisional Service means a contract or other provision of service that is provided to a party who files a complaint in the Office of the Patent Trial and Appeal Board.

(d) In the Office of the Patent Trial and Appeal Board, the term "complaint" means a complaint filed in the Office of the Patent Trial and Appeal Board.

Added 65 FR 32, Jan 2, 2000, effective 10/28/00.]

§ 3. Filing of Complaints

(a) A person may file a complaint in the Office of the Patent Trial and Appeal Board. A complaint shall be filed in the Office of the Patent Trial and Appeal Board if the party is unable to file a complaint in the Office of the Patent Trial and Appeal Board.

(b) A complaint in the Office of the Patent Trial and Appeal Board shall be filed in accordance with the Federal Rules of Civil Procedure.

(1) The complaint shall be filed in the Office of the Patent Trial and Appeal Board;

(2) The complaint shall be filed in accordance with the Federal Rules of Civil Procedure;

(3) The complaint shall be filed in accordance with the Federal Rules of Civil Procedure;

- 5.2 Section 5.2
- 5.3 Section 5.3
- 5.4 Section 5.4
- 5.5 Section 5.5
- 5.6 Section 5.6
- 5.7 Section 5.7
- 5.8 Section 5.8

LOCAL

ORDINANCES

AND

- 5.11 Section 5.11
- 5.12 Section 5.12
- 5.13 Section 5.13
- 5.14 Section 5.14
- 5.15 Section 5.15
- 5.16 Section 5.16
- 5.17 Section 5.17
- 5.18 Section 5.18
- 5.19 Section 5.19
- 5.20 Section 5.20
- 5.25 Section 5.25

SECTION

- 5.31 Section 5.31
- 5.32 Section 5.32
- 5.33 Section 5.33

SECRET

§ 5 Applications for... involving...

(a) All or part of the... in this part...

(b) Applications... in this part...

tion... the... of...

(c) Patent... the... of...

(d) The... in... is... of...

(e) Applications... will not... of...

§ 4 Petition for rescission

(a) A petition for rescission of a security order...

(b) The petition shall state the facts...

(c) The petitioner shall identify the act...

(d) Appeal to the Secretary of Commerce...

24 FR 1081, Dec 2, 1959, p. 1081 (d) revised, 62 FR 531, Oct 10, 1997, effective Dec 1, 1997]

§ 5.5 Permit to disclosure of modification of security order

(a) Consent to disclosure to the foreign...

(b) Petitioner shall permit the foreign...

the order therefor in the event...

(c) In a petition for modification of a security order...

(d) Consent to the disclosure of subject matter...

(e) Organization is required to be...

24 FR 1081, Dec 2, 1959, p. 1081 (e) revised, 62 FR 531, Oct 10, 1997, effective Dec 1, 1997]

§ 5 [Redacted]

Revised, 62 FR 531, Oct 10, 1997, effective Dec 1, 1997]

§ 5 [Redacted]

Revised, 62 FR 531, Oct 10, 1997, effective Dec 1, 1997]

§ 5 [Redacted]

Revised, 62 FR 531, Oct 10, 1997, effective Dec 1, 1997]

§ 2 Petition for license

(a) Filing of an application for a license in the United States shall be made to the appropriate authority in the State of the applicant. The filing of the application will indicate if a license is granted. If the initial application is not granted, the applicant may file a petition for reconsideration.

(b) A petition for license must include the fee set forth in the regulations of the State, the name and address of the applicant, and a statement of the reasons why the applicant is entitled to the license.

49 FR 2414, 218; and 49 FR 182 Apr. 4, 1984; revised, 49 FR 33, Oct. 10, 1984; 65 FR 504 Sep. 8, 2000; 65 FR 11900 Nov. 20, 2000

§ 3 Petition for license; no residency requirement

If an applicant is an international applicant who has been filed in the United States, the petition for license under § 51.2 must be accompanied by a statement of the reasons why the applicant is entitled to the license.

49 FR 2414, 218, 1978; 49 FR 33, Apr. 4, 1984; revised, 62 FR 5310, Oct. 10, 1997; 65 FR 11900, Nov. 20, 2000

§ 4 Petition for license; no residency requirement

(a) Where there is a corresponding United States application of file, a petition for license under § 5.2 must also identify the applicant by application number, filing date, and the date of the application. The applicant must also identify the license which is being applied for and the date of the application.

(b) The United States petition shall be filed in the same petition for license unless they are to be combined in the foreign or international application in which the petition is filed as stated in the identification of the

United States petition to be separate paragraphs.

(c) Where the application is filed or reported on the matter is considered in the United States application report, including the date of completion of two United States applications in the same matter not disclosed by the petition for license as it is to be filed in the foreign country or international application is to be transmitted to the relevant office, unless otherwise provided. If, however, all other terms in the international application are filed is readily identifiable, the new matter may be submitted in detail and the same matter by reference to the pertinent United States application report.

49 FR 2414, May 11, 1984; 49 FR 33, Apr. 4, 1984; revised, 62 FR 33, Oct. 10, 1997; 65 FR 11900, Nov. 20, 2000

§ 5 Special licenses

(a) Applications for special licenses are reviewed pursuant to § 51.2(h)(5) 4, which were not required to be submitted for review only if the applicant is a U.S. citizen, lawfully eligible for admission as a permanent resident, or a permanent resident alien. The applicant must also identify the license which is being applied for and the date of the application. The applicant must also identify the license which is being applied for and the date of the application.

(1) The applicant shall file a copy of the application in the foreign country in which the license is to be issued.

(2) The applicant shall identify the license and the date of the application in the international application in which the license is to be issued.

tion, com is o p la ab 6 s p ct in ter
disbed it he p i b r a n d

(3) To k a actio in the p e ctio of
the b e g in e n t a l p l i e i o p r o d d that
the d o b j e c t i n e o t a k o f a i t o
u d p a g a s () or (2) b h i s e t i o o t
c h g e t h e g a l t a u e o t h e i n e t i o d i s o s e d
i n t a p a t i o n a n e t w c h w d r e q u i r e
s u b p p c a t i o n a e b n m a d a i l a b e r
i n s p e b n u d 35 n c i d e b a l
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() Defense servics or a it b s d e i g n a t e d
i n t h e d S t a e M b i t e l \$ p l i e t a t t h e
t i e n o f o r e g n f l i g , t h e b i c a e d e p a i t o o f
t w c h i s p b b e c h a n t t o t h e n b t o -
t r o l A , a e h c a d e p a t s l t h o g h
3 0

() Resit ed Daa, e n s i t v e n u c e a e c h -
o g y o t e c h g u s e l u i t h e r d b i o d i l i -
z a t i o o f p e b a b a r n e r i a l o a i n e g ,
d i s t i n a t o f t w c h i s s p c t o r e s t r i c t i o n f t h e
A i n B e y A o p a a m e d d a t h e
d l e a r b l e l i f e a b n A t o s , a i m p -
e n t e l t h e r e g a i t e o b d a s i f e a i v i t i e s
i n B e i g a m i c B r y P g a o p a t
8 0 n e e t a t t h a t m e b o e g f i l g

(b) A p l a b s o o b a m a e r a s h w c h w e
r e q u i r e d b e h e a l a b e r i n s p e i t o d r
3 3 8 i v I b e l i g b l e f o r a l e a o f t h e
s c p p i o e t h s p a g a . b n t o t h i s l i c e e
a u t h o z e s t e p a d f l g a n p c a b i n a
f o e g r o t y o t h e r a n i m t i g o a i n e a t i a l
a p a t i o t o a n d e i g p e t e g e y o r i n e a -
t i o n a p e t h e n g . E t e , t h i s l i c e a i n t e d s
a u t h o r i t y o p o t a d f l e a l p c a e a d o m l
p p s h f o e i g c o r e o i w t h f o e i g a d n t e r -
a i t a l p e t a g a i e s d b a n e e n t h s ,
c h f i a t e , e s p a n s t o , f e d i v i s e o f ,
a d t a k a y a i t o i n t h e p e c t i o n o t h e b e i g n
o i n t e r n a t i o n a l a p a t i o p o d s p c t i n t e r
a d i t a t o t h a e e d g t h e l i e e i s o t
i b e d

(c) A l e e g a e d d e s s p p u s a t
t o § 53 o § 54 b l a v e t h e s c p e i d a e d n
p a g a) t h i s c b , i f i t i s c i f i e d t h e
l i c e a p i t i a o m p a e c b y t h e e q e d e e
(§ 7 1) , g n a s e f i d t o b g a l e s a -
i g s p n d a t e d p a g a b) o f t h e s e t i o n

to a l i c e s e a i v g t h e s c p i n d a t e d n p a g p h
(a) o h s s e i o t s u b p i t i o w l e g r a n e d f
t h e p o t h e n e r i a l f i l e d s a t 3 3 n y
o r p o d g t e d S t a s p i a b r a w e q e d
t o e m a d a a b l e f o r n p e c t i o n e l 3 3
§ 1 1 e c h g e i n t h e s p o a l e s w l b e
e e t v e a o f t h e d e b t h e g a t o t h e p i t i o

(d) I n t h e c a s e s i n t w c h o l i e e i s
r e q u i r e d f i l e t h e b e g p c a t i o n t r a n s i t h e
i n e n t a a l a p c a p n o l e s i r e q u i r e d o f i l e
p p s i n o n e i d w h t h e p e c t i o n o t h e f o r -
e g n e m a i l a p a t i o n i n t o i n g t h e d i s -
t o e a o d i a t i o a p e t h e r .

(e) A p p a r f i l e d a b o b t a m i t e d a n
i n e n t a a l p a t e h g n g o l o g y t h e f i l i g o a
f o e i g n o n e a t i a l p p c a t i o n c h o g s h e
g e n e r a t u r e o t h e s u b j e t m a e r d i s c l o s e d a t t h e
t i e n o f l i g h a n n e t w c h w d e i g e s h
p p c a t i o n e b e a a b l e o r i n s p e i t o
u d 3 U . S S t o t w c h i t o e t h e d i s b e e
o b j e c t a n t e l i s t e d n p a g p e (a) § () o (i)
o t h i s e t i o m u s t b e p a r a t e l y l e d i n t h e s a m e
e n e a s a d e i g o r i n e n a t i a p l i e b r e -
t h e , i f n o l e e n a s o a g r a n e d d r s 5 2 p o
f i l i n g t h e o r e s p d g b t e d S t a s p l i e i o
a y a p f e c h a d o t w h a t h e m a b a p e n t
g e a y t w c h i t o e t h e d i s o s u e o a d i t a l
s p e m a e n t b l i c e s d n b e n e e a s
a b e i g o r i n e n t a a l a p c a b .

(f) L i e s p a e l y g a e d i n o n e i t o
i w t h o r o n e b t e d S t a s a p c a s g o e
e e s e d g o n n h g o d i v i d g h e d i s o s e s s
d i s e p o d

(1) S u b j e t t e r t w c h a g s h e g a l
a t i e d t h e s p e t e n t e r d c l o s e d t h e t e o f
f i l i n g o t w b i b e s p e e n t e r l e d i n p a -
g a s § (3) (d) o f t h e s e t i o n t h r o d d
a d

(2) I n t h e c a s e t w e a l e s a o t h e
l i c e a b a e d d s s p , a d i t a l s -
j e c t m a e s n o t i t o d u c e d .

(g) A l e e d e o t p t o a s d e s o r e
t h e l i c e a g r a e d s § 2 7 o r p e t i t i o s o r
r e t r o t i e l e s s

4 9 R 3 2 p a r . 4 , 8 p (e d)
5 FR 12 , J a n 1 8 , 9 1 6 e i v e 5 . 9 , 1 9 ; p .
§ 1 1 (e) e s e c d FR 3 3 , O c t 0 , 9 1 6 f e -
1 0 , 1 1 9]

§ 5 [Reserved]

Revised, 28 FRB 3 Oct 10, 1970

§ 5 [Reserved]

49 FR 1348A pr. 49 3 en ed s ev d 62 FR 53 1 Oct 0 9 76 fe ivd el 9 7

§ 5 An , a min it p d imp ments of av .

(a) The port of arrival... is subject to the International Traffic in Arms Regulations of the Department of State 22 CFR parts 20 through 22... (b) Where a port of arrival is... 22 CFR part 22 is subject to the requirements of 22 CFR part 22.1

(b) Where a port of arrival is... 22 CFR part 22 is subject to the requirements of 22 CFR part 22.1

35 FR 60, Apr. 2 1970 2 sec 2R 53 1 Oct 10 19 76 fe ivd el 9 9 part 2 sec 8 FRB 2 M .2, 2 0 fe ivd el 12 0]

§ 9 Port of arrival a.

(a) Under regulations (15 CFR 0 0) established by the port of arrival... a license is required in the case of... (b) The port of arrival is in accordance with the regulations (22 CFR 111)...

(b) An port of arrival is not required for... from the origin... returned to the United States for subsequent filing in the U.S. Patent and Trademark Office (15 CFR 79A.36).

49 FR 7269N ov. 30 0 8 () rev d , 8 R 5 0 10 ct 22, 1993, 6 fe ivd el .3 9 4 2 id , 2 FR 5 3 , 10 ct 10, 19 76 fe ivd De , 11 997]

§ 10 Port of arrival a relationship is - tie to ear to by.

The regulations (15 CFR 0 0) established by the United States Department of Energy, are... 22 CFR 201.11 through 22 CFR 201.12 of the Department of State and... 22 CFR 201.13 through 22 CFR 201.14 of the Department of State...

49 FR 13 3A pr. 41 9 ; 2 sec 6 2 FR 5 3 1 0 0, 19 76 fe ivd el 11 9]

§ 2 Petition or other vehicle

(a) A petition for review is... 22 CFR 201.11 through 22 CFR 201.12...

(1) A listing of the foreign entities in which the business is... 22 CFR 201.11 through 22 CFR 201.12...

(2) The person who... 22 CFR 201.11 through 22 CFR 201.12...

(3) A verified statement (other than a... 22 CFR 201.11 through 22 CFR 201.12...

(i) A review of the petition... 22 CFR 201.11 through 22 CFR 201.12...

(ii) A review of the petition... 22 CFR 201.11 through 22 CFR 201.12...

(iii) A review of the petition... 22 CFR 201.11 through 22 CFR 201.12...

(4) The e q e d e (§.1 7h).

The ea b e p a tio mus inced a stw go f
f a sr abe tha a en e a e g ion fa it at ho gh
errora div h to d epivei n e h. h lv go f
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en tsjt b e p es e a ig p sona b vld go f
thea se g dig fil ghab eigo ity and
s b dbe p n d po p s b e s a y
sp itig d n s b a lette s b ita mita lor
in stru ctio s b r f l ng. Thea cts whic h are b e g ed b
o b ittre e or iw b ut d epivei n t e b s b c t o r
the p iod leadh go to ad b ludh g e a o the p -
scri b e d e ig f l g .

b) If ap e it b n b r ar etroa tive l e nse is
d i n e d i t e p e r d n o t e s t h a n t h i r y g s b a l
b e s , d i n g w h i c h b p i t i o n m a y e r e a w e d
Failure to e a w t h e p e t i t o w i t h t h e s e t t i m e p e r i o d
w l r e s u l t i n a f i a l d b a o f t h e p i t t o A f a l
d i n b o f a p i t t o s a s b e s a p i t t o i s f l e d
a d §.1 s b h i n t w o m o h s b b d e o f t h e
denial. f h e p e t i t o n f o r a r e b a c t i v e l i c e n s e i s
d i n e d w i t h r e p e t o t h e h a b n o f a p d g
a p a t i o n d o p i t i o n d r s b h a s b e
f i l e d a f i n a l r e j e b n o t h e p l i b o n d r
§.3 s b v l e h e .

49 R 13 A pr. 4 8 ; p 6 FR 12 , Jan
8 , 9 , 1 e f e i v e f e b 9 , 1 9 ; p a . (c r e a t e d b FR
§.3 , 10 ct 10, 1 9 , e e i v e D e , 11 9 9 7]

AL

§ 3 [Re re d]

24 R 0 8 , De 22, 9 9 e e s g n a e h 49 FR
3 6 A pr. 4 8 ; r e a n e d i s e d , b FR §.3 , 1
0 , 0, 1 9 , e e 11 9]

§ 2 [Re re d]

24 R 0 8 , De 22, 9 9 e e s g n a e h 49 FR
3 6 A pr. 4 8 ; r e a n e d i s e d , b FR §.3 , 1
0 , 0, 1 9 , e e 11 9]

§ 3 [Re re d]

49 R 3 3 Apr. 4, 8 4 e h e d b FR 5 3 9
1 , 1 0 , e e 2 , 1 0 ; e n e d a d
s e x d 6 2 R 53 , 10 0, 1 9 , e e 1
9 9]

PR TR SR V D

P a 7 r e a n e d i s e d , b R 53 , 10 ct 10,
9 9 , e e , 19]

0 0 P AIR ULES

EXIBRA N O PAN

A

Abad ch pite is :

Ad th y failure p 3 5

Ad th uh ga fe 1 2 3

Abad th for luet op issue 3 6

Ep sd onma 3 8

Es sig of eff ee 1 2 1)

Ref th issud p 1 4

Reto f 3 7

Wha p th is pb 1 4

Ad th f p lib n th d d p p os)

Ad th f th iscb ure 1.2, 7 7, 3

Ad stop dig p s (limitd) 1 4

Ad th p 1.11- 3 8

Ad res bro s p d iw th

Ad Sta th d rth D e 1.1

Bo d o Pat t App d th e 1.1 1)

Ad sta tr ep th t 1.2 2)

1.2 3)

Ad th Sta s th d

Tr th D e 1 (a)

Ad e 10 (b, 0 2 (a)

Ad al y 1 (a)

Ad sig d R iw 5 (a)

Ad th f th eto s e 1 (b)

0 2 (c) 1 0 2 b)

Ad th f th 1 (b)

Ad th tops

Ad th p 4 6

Ad th p 8 1.1 3

Ad th p 2 3 (c)

Ad I Stp Assig th Rel a ion

Ad th is 1. 1, 2 7

Ad th p E A 1.1 9)

Ad th p D th 1.1 1)

Ad th p h terfe e 1 (a)

Ad th p No os pod ce 1 (d) 2

Ad th p D 4.6

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§ 0 1 D e h i t i s .

In s p a t g o n s s o l e y t h e p a i t e d p e t h ,
t r a d e n k d o t a r l a v o e b P a e n a d T r a d -
e n k D f i c e . N o h g h i s t a l l b o b r a d t o
p e m p t t h e a b i t y o f e a S t a e o g u a t e t h e
p a i t e d l a w , e x e p t o h e e e n t e s s a y o r h e
P e t a d T r a d e n k D f i c e t o a o m p l b i t f e d a l
b e j t i v e . b e s s o b i v s e e a r f o t h e c o t e ,
t h e o l l o w g l e f i n i t e p l y t t h i s p t :

- (a) A f a d i t m e a s f i d a i v t d e a a b d r
S 5 (s e § 8 d § 2 . 0 f h s b p -
t e r) , o r s t a t u t e l a r a i m d C .
- (b) A l i c a b n i n c l d s a p p c a t i o n r a
d i s c p a , o r u l i t y e t h , a n p i e b n t o e i s -
s u e p e t h , e n p i e b o r e g s e a t e d -
e n k .
- (c) A b y o l a w y e e n n s d i v e d l a w
i s a e n i n g d e l i g o h e r o f a d d e d
S t a t e s c o t o b h g s o t o b a y s t a e a o -
l a w y e i s a p e r s o w h o i s o t a n a b m e y o l a w y e .
- (d) S o n i s d f e d h § 0 e)
- (e) C f i d e e i s d f e d h § 0 e) .
- (f) D f e g h e r e s t s i n c l e r y h e r e s t
t h a m a y d e r s e y a f e c t e t h e t h e j d m e t o r h e
l e t y o a p a i t e r o a c e n t , b h i t e a
o n i c t g b s i s t d i e s e o b a i n e e s
- (g) D r e t o m e a n s t h e D i e t o r o f E n o l m e t h
a n d D i s p l n e .
- (h) D i s c p l n a r y R l e i s d i n e d n § 0 e .
- (i) I n p e e b a t b a i n c l d s l e m p l y -
e s o o t s , t h e o f e , a d e r e d j i a o y d -
e s .
- (j) G i v i g i n f o m a t i o n w i t h n t h e m a i g o f
§ 1 0 e (2) b l d s m a k g (1) a v i t e r s a e n t
o r e p e s a t i o o e) a n o r a s t a t e n t o e p s a -
a i t o n .
- (k) I f m i n c l d s a p f e s a l l e g l c o r p -
p a i m a p a t e b i p
- (l) e g o b e n n s p a i t e r .
- (m) e g p o s i o n b d e t h e i d t u a s
l a e l a w l y e g g n p a i t e d p e t h , t e d -
e n k , a d b a l a w b e t h e o f e

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(2) System includes the file and records

(3) Office of the Patent and Trademark Office

(4) Patent and Trademark Office, a trademark and service mark of the

(5) Practitioner in the field of the

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(7) Appellate of the Office of the

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§ 20 Director of the Office of the

(a) Applicant in the Office of the

and a right to be heard in the

(b) Director of the Office of the

(1) Review of the Office of the

(2) Code of the Office of the

(c) Review of the Office of the

Added FR 27 Feb 1985, 50 FR 10118-10119

§ 20 Director of the Office of the

(a) The Commission on the

(b) The Director of the Office of the

Added FR 27 Feb 1985, 50 FR 10118-10119

§ 0 C in tee n D p ine
 (a) The in sion a ll p p ta in -
 ted cipl e . The m mitted cipl e b al
 o s t of a least the on ye s h e d f e o e
 o h e p s id r e ly or h id e c t ly t h e d e o r
 o h e s ic it o r . E l e n r o h e o n i t t e o
 D i s p l i e b a b e n r i n g o s t a d o p t h e
 b a r o f a S t a e

(b) The Committee on Discipline shall meet at
 the q u s t o f t h e D e o d a i e r r e v i e w g i e -
 d e p s a d b y t h e D i r e o s h a l l p a n p i t y
 o e , d e r m i a t h a r t h e e i s p b e e e t o
 b i g h a g s d e § 0 2 g a b a p a i t t e .
 W h a g e s a e b g t g i n s t a p r a t i t e r , o
 e n r o h e o n t e e o n D i s p l i e , e n o e
 a d t h e d i r e b r i t h e d e c t o , o r a s i a e l i c -
 o r o r a s i s t a n t s l o b r i n t h e O f f i c e o f S o l i c i t o r s h a l l
 p a r t i c i p e i n e d i n g a d e i s o n t h e a g e s

(c) N o d s o y b a b e u b r i z o f , a d o
 m e m b e r o f t h e C o m m i t t e e o n D i s c i p l i n e s h a l l b e
 e q u i r e d t o e s t y a b o t , d e l i b e r a t i o s o f t h e C o m m i t t e e o n D i s c i p l i n e .

A d d e d t o R 3 , F e b 6 1 9 8 5 , e e i v e M . 8
 1 9]

N O S N O O P R E
 B O R P A T T O R A D M
 O I C E

§ 0 R e g i s t e r a t o n y a d g t h s i n p e t h
 c a s s

A r e g i s t e r o f a t t o r n e y s a d a g e n t s i s k e p t i n t h e
 O f f i c e o f t h e h a r e e n e e d t h e m e s a i n t h e i d -
 a l s e g e d a d i t t e d t o e p e n t a p t i a s
 b e f e t h O f f i e i n t h e p e r a t i o n o f r e a i t o f
 a p a t i o n f o r p e t h . R e g i s t r a t i o n i n t h e O f f i c e
 a d t h e p o i s e o f h i s p a r t s h a l l o n l y t i t l e t h e
 i d i v i d s r e g i s t e r e d t o p r a c t i e t h o r e t h e d f i e n
 p e t h e s

A d d e d t o R 3 , F e b 6 1 9 8 5 , e e i v e M . 8
 1 9]

§ 0 R e g i s t r a t i o n a t t o r n e y s a d g s

(a) A t t o r n e y s . A n y c i t i z e n o f t h e U n i t e d S t a t e s
 t h a t i s a t t o r n e y a d f i l s t h e r e q u i r e m e n t s
 o f t h i s p a r t m a y r e g i s t e r a s a p e t h a t t o r n e y t o
 p r a c t i e t h o r e t h e O f f i c e . W h e n p a p p r a e a n y

a i e n t i v s a n a t t o r n e y , w h o t h a t t o r n e y i s i d e n t i f i e d i n t h e
 U n i t e d S t a t e s a d t h a t t o r n e y f i l s t h e r e q u i r e m e n t s o f
 t h i s p a r t m a y b e r e g i s t e r e d a s a p e t h a t t o r n e y t o
 p r a c t i e e f o r t h e O f f i c e , p r o v i d e d : R e g i s t r a t i o n i s
 o t h e s e t i v h h e e m s p o n t a n e o u s t h e n
 a d m i t t e d , a d e s e d i n , t h e U n i t e d S t a t e s a n d
 f u r t h e r p r o v i d e d : T h e a l i e n m a y r e g i s t e r
 o n l y (1) i f t h e a l i e n o t h e r s t o a w f u l l y r e s i d e i n t h e
 U n i t e d S t a t e s a d g i s t r a t i o n o f t h e o n n o -
 s i s e t w i t h t h e r e p o n t a n t t h e a l i e n o t h e r s
 o a w f u l l y r e s i d e i n t h e U n i t e d S t a t e s o (2) i f t h e
 a l i e n c e a s e s t o r e s i d e i n t h e U n i t e d S t a t e s , t h e a l i e n i s
 q u a l i f i e d t o b e r e g i s t e r e d u n d e r p a r a g r a p h (c) o f t h i s
 s e c t i o n a s § 0 (b) .

(b) A g e n t s . A n y c i t i z e n o f t h e U n i t e d S t a t e s
 t h a t i s a t t o r n e y a d f u l f i l s t h e r e q u i r e -
 m e n t s o f t h i s p a r t m a y b e r e g i s t e r e d a s a p e t h a g e n t
 t o p r a c t i e t h o r e t h e O f f i c e . W h e n p a p p r a e , a n y
 a i e n t i v s a n a t t o r n e y , t h a t a t t o r n e y r e s i d e s i n
 t h e U n i t e d S t a t e s a d f u l f i l s t h e r e q u i r e m e n t s o f
 t h i s p a r t m a y b e r e g i s t e r e d a s a p e t h a g e n t t o p r a c t i e
 b e f o r e t h e O f f i c e , p r o v i d e d : R e g i s t r a t i o n i s o t
 i n c o n s i s t e n t w i t h t h e t e r m s u p o n w h i c h t h e a l i e n w a s
 a d m i t t e d , a d e s e d i n , t h e U n i t e d S t a t e s , a d f u r -
 t h e r p r o v i d e d : T h e a l i e n m a y r e g i s t e r e d b y
 (1) i f t h e a l i e n o t h e r s t o a w f u l l y r e s i d e i n t h e
 U n i t e d S t a t e s a d g i s t r a t i o n o f t h e o n n o -
 s i s e t w i t h t h e r e p o n t a n t t h e a l i e n o t h e r s
 o a w f u l l y r e s i d e i n t h e U n i t e d S t a t e s o (2) i f t h e
 a l i e n c e a s e s t o r e s i d e i n t h e U n i t e d S t a t e s , t h e a l i e n i s
 q u a l i f i e d t o b e r e g i s t e r e d u n d e r p a r a g r a p h (c) o f t h i s
 s e c t i o n a s § 0 (b) .

(c) A l l h i d i d a r e g i s t e r e d p o r t o
 t h e U n i t e d S t a t e s w e r e r e g i s t e r e d a t t o r n e y s
 t h a t t h e r e a t t o r n e y o n o t a d o r r e g i s t r a -
 t i o n a n o t h e r a g e n t .

(d) F o r e i g n a t t o r n e y s . A f o r e i g n a t t o r n e y o f
 t h e U n i t e d S t a t e s w h o s h a s f e e p r o o f t o t h e s a t i s f a c -
 t i o n o f t h e D i r e c t o r t h a t h e i s r e g i s t e r e d i n
 g o s t a d o p t h e r e p a r t h e O f f i c e o f t h e o n t y
 i n t h e c o u n t y o r s h e e s i d e s o f t h e c i t y w h o i s
 p r e s e n t i n t h e c i t y a d i n § 1 0 7 m a y
 b e r e g i s t e r e d a s a p e t h a g e n t t o p r a c t i e t h o r e t h e
 O f f i c e o f t h e m i t e d p r e s i d e n t i n g o f t h e
 e t h e r p a r t p r e s i d e n t i a l p r e s i d e n t s l o a d e d i n
 s u b o n t y , p r o v i d e d : T h e r e t h e O f f i c e o f t h e
 o n t y a l l o s s e s a t t a l l y r e c i p o l a r i v l g e t o
 t h e a d m i t t e d t o p r a c t i e t h o r e t h e U n i t e d S t a t e s

... of raden Kofe. Registration as agent ... only during the period that the conditions specified in this paragraph are

Added CFR 37 eb 61 985, effective 8 19; ... R 30 Oct 4 8 effective Nov. 8

§ 10 Requirements for registration

(a) No individual will be eligible to practice before the Office unless he has:

(1) Applied to the mission in writing a form which he has to furnish the required information on serial and

(2) Established the satisfactory record that he or she is:

(i) Of good moral character and

(ii) Possessed of the legal, scientific, and technical qualifications necessary to enable him or her to render professional service and

(iii) Is otherwise competent to advise and assist persons for professional representation and protection of their interests before the Office

(b) In determining the degree to which a man practices these general requirements specified in paragraph (a) of this section as a professional in the basic training in scientific and technical matters must be demonstrated. It is provided in this paragraph, each applicant for registration to take and pass an examination which is held from time to time. Each applicant for admission to the examination for registration must previously have taken an examination in the subject matter of the application and actively served as a lecturer for a minimum of six months or as a full-time instructor in the related academic fields.

(c) Within two months from the date an applicant is notified that he or she failed an examination, the applicant may request a re-examination upon payment to the Office of the fee provided in paragraph (a) of this section. The applicant may request a re-examination upon payment of the fee provided in paragraph (a) of this section.

Added CFR 47 eb 61 9, effective 8 9 8]

§ 10.9 Oath of registration

Before an individual is admitted to practice before the Office, he or she shall take and subscribe to an oath in a form prescribed by the Office and pay the registration fee to the Office of this Bureau.

Added CFR 47 eb 61 9, effective 8 9 8]

§ 10.9 Limited recognition in patent cases

(a) An individual who is registered under this section, but who is not a member of the American Bar Association, may be admitted to practice before the Office in patent cases, but his admission shall be limited to the practice of patent law in the United States.

(b) When registration for residential or professional practice is required under this section, the applicant must be a resident of the United States or a citizen of the United States.

(c) An individual who is registered under this section, if he is not a citizen of the United States, shall be admitted to practice before the Office in patent cases only if he is a member of the Patent Bar of the United States Patent and Trademark Office.

Added CFR 47 eb 61 9, effective 8 9 8; ... R 33 4, 9 9, effective 11 9 93; ... R 23, 11 2 9 9, effective June, 11 9 95]

§ 10 Restrictions on practice

(a) Only those individuals who are registered under this section are eligible to practice before the Office.

§ 11 will be subject to the provisions of the Act.

(b) No id id ua... s vel in the ent... Office after the... is... isg av itend e akig,

(1) No top rse to räch... e in the p se t o b... p a t p c a b p d g n... h s o h e r p i d... e s v e t h e e d

(2) No top p r e o p e t o r a s s i n... ne in the p p a a b r o p e c t i o o f a n y... p e t h a p c a b o o f a b e r (i) s i g n e t o s b... g p o r e x a n h a b d () f i l e d w h i t w o y e s... after... b e h e o b e f s t g p , i v b w i t -... t e n a b z a b o h e D e c o . A c a d a n d... r e l a t e d a s s e s i o b a p e t a m i n i g g... b e r i g e d o b e i n c e d i n t h e d e a k i g o d i g -... a e d c a s m a y e e l d e f r o h h e u d t a k i g... p a t i o n r e g i s t r a t i o n s a n d e r r e s -... i g i t f o n t h e o f f i c e a p c a i v l o t e g -... i s t e r e d i f h e o b e a s p e r e d o p e c t e d o r... a s s e d i n t h e p a r t i o o r p r e s e n t a t i o o f a n y... p e t h a p c a b a s i d i a e d i n t h e p a g p... k w i g y p e r i g o p e e i t g o p i d g... a s s a e i n t h e p p a a b o r p e c t i o n o a n y... p e t h a p l i a b n o t h a r y t o t h e p v i s i o o f t h i s... p a g p a l l o s i t u t e m o d t e r... § 13 f h i s p t .

(c) A p c t i o n e... s a p n... e f t h e... Office can... p o a d n... ne in the... p o e i o b a... y p e n a p c a b... b e t h e... Office.

(d) P a t t e b e f e... Office by Governmeh... employ e... is... e t o a y a p c b e d... l t o f... i n t e e s... h a v g u a i t e... o d e s o p f e s a l... e s p o n s i b i l i t y .

A d d e d 6 F R 3 5 F e b 6 1 9 8 5 , 6 6 i v e M . 8 1 9 ; e i d 5 3 R 3 9 O c t 4 0 8 6 i v e N o v . 4 1 9 ; o e d 5 F R 4 2 8 0 c t 2 0 1 9 8 8]

§ 11... i g e n... f a h... h e r e g i s t e r .

(a) R e g i s t e r a b n y s a d g n s a l l o f y... the D e o b... b a g... o d r e s... n o i t f a -... t i o n t t h e D e o r o b... h g e o a d s... a l l b... s e p... e f o n... a n d... i b... c h a... g... r e s f e d i n... i d i v i d... p p c a t i o

(b) A letter... b e d... e s e l... t o... i d... i v... i... o... b... e... g... t e r... a... t h e... d... s... s... w... b... p... a... r... a... b... i... c... e... w... h... a... s... e... i... v... e... l... t... h... e... d... e... t... o... r... o... r... t... h... e... p... s... e... o... f... a... e... t... a... n... g... l... a... w... t... a... r... s... h... i... d... i... d... u... a... d... i... s... s... t... o... r... e... a... n... n... o... t... h... e... r... e... g... i... s... t... e... r... a... n... d... a... n... y... i... d... i... v... i... d... u... a... f... i... l... i... g... o... r... e... p... y... a... d... g... i... e... g... i... n... f... o... m... a... t... i... o... n... e... q... u... i... t... e... d... b... y... t h... e... D... i... r... e... c... t... o... r... w... i... t... h... i... n... a... t... i... m... e... l... i... m... i... t... s... p... e... c... i... f... i... e...d... w... i... l... l... b... e... m... o... v... e...d... f...r...o...m... t h...e... r...e...g...i...s...t...e...r... t h...e...n... a...n...d... i...d...i...v...i...d...u...a...s...s...o...r...e...a...n...d...w...i...l...l...b...e...i...n...t h...e...O...f...f...i...c...i...a...l...G...a...z...e...t...t...e...a...m...e...n...d...i...d...i...v...i...d...e...d...e...r...e...h...e...r...e...h...e...d...o...b...e...i...g...s...e...a...n...y...o...p...p...a...t...e...d...p...p...-...t...h...e...f...e...s...e...t...f...o...t...h...i...n...S...e...c...t...i...o...n...h...i...s...-...t...o...p...e...r... .

A d d e d 5 O F R 3 5 F e b 6 1 8 6 , 6 6 i v e M . 8 9 8]

§ 11 - 1 O F R e e d]

§ 11... i d... e... l... s... t... o... p...... i... t... e... o... r... e... t h...e... O...f...f...i...c...e... i...n... t...r...a...d...e...m... a...n...d... o...t...h...e...r...-...p...a...r...t... c...a...s...e...s... .

(a) A... s... i... d... i... v... i... d... u... a... i... s... a...n... a...t...t...o...r...-...e...y... a...n... y... r... e...p...r...e...s...e...n...t...a...t...i...o...n...e... i...n... t...h...e... O...f...f...i...c...e... i...n... t...r...a...d...e...m... a...n...d... o...t...h...e...r...-...p...a...r...t... c...a...s...e...s... .

(b) N... -l...a...w... s... h... i... d... i... b... a... t... w... a...r...e... t...o... a...t...t...o...r...-...e...y... a...n...d... r...e...c...o...g...n...i...z...e...d... t...o... p...r...a...c...t...i...c...e... o...r...e... t h...e... O...f...f...i...c...e... i...n... t...r...a...d...e...m... a...n...d... o...t...h...e...r...-...p...a...r...t... c...a...s...e...s... , e...x...c...e...p...t... t...h...e... i...d...i...v...i...d...u...a...s...o... t...a...t...t...o...n...g... w...h...o...w... e...e...g...n...i...z...e...d... t...o... p...r...a...c...t...i...c...e... o...f... t h...e... O...f...f...i...c...e... i...n... t...r...a...d...e...m... a...n...d... o...t...h...e...r...-...p...a...r...t... c...a...s...e...s... .

(c) E... e... g... e...s... A...n...y...o...n...e... i...g...n...o...r...e...n...t... o...f... t h...e... U...n...i...t...e...d... S...t...a...t...e...s... h...a...l...p... v...e...t...o... t h...e... s...i...s...f...a...c...t...i...o...n... o...f... t h...e... D...i...r...e...c...t...o...r... h...a...s... b...e...i...n...g... i...s...t...e...r...e...d... i...n... g... a...n...d... o...t...h...e...r...-...p...a...r...t... c...a...s...e...s... .

Office. It is to be understood that the provisions of this paragraph shall apply to any person who is a party to a trade mark dispute.

(d) Registration of a trade mark shall be subject to the provisions of the Trade Mark Act, 1999, and any regulations made thereunder.

(e) Notwithstanding anything to the contrary contained in any law for the time being in force, the provisions of this section shall apply to any person who is a party to a trade mark dispute.

Added by Act No. 51 of 1999, Section 10.

Section 10. Registration of trade marks.

A person who is entitled to apply for the registration of a trade mark shall do so in accordance with the provisions of this section.

Added by Act No. 51 of 1999, Section 10.

Section 10. Trade marks.

Section 10. Trade marks. It is to be understood that the provisions of this section shall apply to any person who is a party to a trade mark dispute.

(a) For the purposes of this section, a trade mark shall be deemed to be a trade mark if it is used in connection with the goods or services in relation to which it is registered.

(b) By registering a trade mark, the proprietor thereof shall be deemed to have accepted the conditions of registration set out in this section.

(1) All statements made hereunder by the proprietor of a trade mark shall be deemed to be true, and the proprietor shall be liable to pay damages to any person who has suffered loss by reason of the registration of a trade mark which is not entitled to be registered.

(2) The provisions of this section shall apply to any person who is a party to a trade mark dispute.

(i) The provisions of this section shall apply to any person who is a party to a trade mark dispute.

(ii) The provisions of this section shall apply to any person who is a party to a trade mark dispute.

(iii) The provisions of this section shall apply to any person who is a party to a trade mark dispute.

(iv) The provisions of this section shall apply to any person who is a party to a trade mark dispute.

(c) Violations of paragraph (b) of this section by a person who is a party to a trade mark dispute shall be deemed to be a violation of the provisions of this section.

sebra re a er to e ad ease beo p b ity to
rep d b ject to s b a ctio sas deh p p -
piae yt heh sia , ot heo mmis e rs
d is g en chn b ludeo utare b l in ed t o,
ayo mba t i o f

- (1) H b d g c e r t a n a t s b a d e s b -
l b e d ;
- (2) R e a n g p s ;
- (3) P r e d d g a p t y f d n l i g a p p , o r
p e a i n g o a t s i g n i s e
- (4) I m p e g a n a r y s a b i o
- (5) R e q u i n g a e m n h a l d i s l a i m e r o r t h e
p r i o f t h e d e l a y o
- (6) T e m i n i g t h e p e e d g i n t h e R e n t
a d r e l m a O f e .

(d) A p p a t i o n e v i b a n g h e p o i s e o f
t h i s t i g n a s p c t o d i c p l a y a t o
§ 1 0) (1 5

A d d e d F R 3 F e b 6 1 9 8 5 , e e i v e M . 8
1 9 ; p a r t i c i p a n t i s e d 5 8 R 3 9 O c t 2 , 1 9 9 3 , e e i -
t i v e N o v . 2 9 3 p a s a) & b) e i d , p a s c) & d)
e d 2 R 3 3 , O c t 0 , 1 9 , e e i v e d e , 1 1 9]

§ 0 [R e r e d]

P A T I N I R M K O I C E C O
E R D S I A R E S P N B I L Y

§ 0 6 a d c p l y R s

(a) C a s a e s e t o i n § § 0 2 0 , 0 4
0 5 0 , 0 6 , 0 8 0 a d 1 1 0 6 -
o s a e s t a t e m e n t s o i n o m i c o m s , p r e s g i n
g e a l t e r m s b a d d o f p e s a l o d t
e p e t e d o p a t i o n s i n t h e r e l i a i p i v h
t h e p u b l c , w i t h t h e l e g a l s y s t e m , a n d w i t h t h e l e g a l
p r o s i o n .

(b) D i s c i p l i n a r y R e s a e s t o i n § 0 -
0 2 0 1 1 0 0 7 1 0 0 8 0 7
0 8 1 0 8 1 0 8 1 0 8 0 9 , 0 2 0 9
0 0 0 0 0 1 1 , a d 0 2 B c i p l a y
R e s a r e a h a p i n c h a a e r e a s a d e m i n -
o h e e l 6 o d t e b w b o p a t i e r
c a n f a l l i v b b e h g s p e e d i s p l a y e t o

A d d e d F R 3 F e b 6 1 9 8 5 , e e i v e M . 8
1 9]

§ 0 6 n1

A p p a t i o n e s b d a s s i s i n n a n g h e
i n t e g r i t y o n t e n e o b e g p e s o

A d d e d 5 O F R 3 F e b 6 1 9 , e e i v e M . 8
9 8]

§ 0 M b n i g h t r i t y a o n t a e o f
t h e e g l p o f s o

(a) A p a t i e r i s s p e o d i s p l i a f t h e
p a t i e r h a s m a d a n e r i a l l y f a l s e s a t n i n ,
o r i f t h e r a t i o e r h a s d l i b e r a t e l y f a i l e d t o d i s c l o s e
a n e i a l f a e e q s e d n o e i d v h , t h e p a -
t i o e r s a p p l i c a t i o n f o r r e g i s t r a t i o n o m e m b e r s h i p
i n t h e b o g b l e d S t a t e s c o t o r a y s t a e o t
o h i s o b a u t h o r i t y t o b e r w i s e p r a t i e b o e t h e
O f f i c e i n t e n e d t o b e a p a t c a s s

(b) A p a t i e s a b o u t t h e p o c a -
t i o b r g i s t r a t o o n b p i n t h e b o a n y
b l e d S t a s c o t S t a e o t o d m i n s t r i v e
g e y o f t h e b a r s o w b t h e p a t i e r t o
b e q u a l i f i e d i n e p e c t o b a r a e r , d a t i p o r
o b r e l e a t t r i b e

A d d e d 5 O F R 3 F e b 6 1 9 , e e i v e M . 8
9 8]

§ 0 M c d t

(a) A p a t i e b a l n o t e g e i d s p a -
b e o r g e s n c o d .

- (b) A p a t i e r s h a l n o t
 - (1) V b a t e a b p l a y R e .
 - (2) C i r a m v e a d c i p l a y R u b h o g h
a i t e o e t e r .
 - (3) E g g i n i l l e g l d t o i b i v g
m o a l t u p i t u d e .
 - (4) E g g i n o d t i o i v g i b e s y ,
f r a d e t o m i s p e s e t a b .
 - (5) E g g i n d t o h a s p j u d i c i a l t o
t h e d m i n i s t r a t i o n o j u s t e .

(6) E g g i n g o b a d t o t h a t
d e s e l f e s e s h e p r a c t i e r s f i t n e s s p a -
t i e b o e t h e O f f e

(c) C o d w b c o i t u e s a i v b a b o f
p a g e (a) a d o f t h i s e c t i o n b d e , b u t i s
o t l i m i e d t o :

- (1) C o i z t i o f a c i m n a b f e n s e i n o l v -
i g n a l t u p t u d e l i s b s , o b e b o i t e .

(2) Knowingly in giving information or participating in any way in the giving of information:

(i) A person who is a member of the Office.

(ii) The Director or any other person of the Office.

(3) Misrepresentation of facts or information to the Office or to any person in connection with the Office.

(4) Directly or indirectly influencing or attempting to influence or agree to influence a judicial officer in the performance of his official duties.

(i) Use of threats or force or intimidation.

(ii) Any other means.

(i) Improperly bestowing any gift, favor, or privilege.

(5) Suspending or removing from practice as an attorney or other professional person in this State or in any other State, or in the District of Columbia, or in any other territory:

- (i) A State
(ii) The United States, or
(iii) The District of Columbia or any other territory

(6) Knowingly doing any act which is prohibited by the rules of professional conduct of the Office or by the rules of the State Bar.

(7) Knowingly violating any rule of the Office or any rule of the State Bar.

(8) Failing to inform a client or former client of the right to file a claim for malpractice or to file a claim for a fee dispute or to file a claim for a disciplinary proceeding.

the Office in the report of (i) or (ii) a significant effect on a matter pending before the Office, (i) is evidenced by the fact that the Office has taken any action in connection with the matter.

(9) Knowingly making a false statement of material fact in any report or communication.

(10) Knowingly violating any rule of the Office or any rule of the State Bar.

(11) Except as permitted by § 1.0, to this effect, to file a petition for relief from the provisions of the rules of the Office.

(12) Knowingly filing a petition for relief from the provisions of the rules of the Office.

(13) Knowingly practicing law in violation of the provisions of the rules of the Office.

(14) Knowingly violating any rule of the Office or any rule of the State Bar.

(15) Signing or filing in the Office or in any other State or in the District of Columbia or in any other territory a document which is false or misleading.

(16) Willfully refusing to obey any order of the Office or any order of the State Bar.

(17) Resisting or obstructing the Office or the State Bar in the performance of their duties or in the enforcement of their rules.

co to g p , agah the ia tio d elp in
 ca tto with in the ied te n tsevice and
 (ii) the eg se d p a it ba a is b fully a id e the
 ia b r b e x i s t e e o the p d n g o p n i h o r
 a a e b l e r e s t i d t h e o p i o r t o d t k g o r
 o b i g r e p e n t a i o o the p i h v e t h e o r
 ia b r l i a i h o d e t e p r m e a a p p s o
 a d h y g n t e n p e o f e r , p a t e r , o r i d p -
 d i t o b a t t h e o , h v s b a r e g s e p a i t -
 t i o n e a d h a l e t i s s i a i h o d t e n t
 s e r v i c e n e h a b g e r a l c i r c u a b n o h v o e r s
 i n t o o t h a c t s f o r i n e t h o d t e n t s e r v i c e i v h
 c u s e n s a s a r e s u l t o s u b a d e r t i s e n t i a -
 t i o n d e t e n n t e i v c e s e n s a s o i a t i o n
 d t e n t r e q u i r e d p e n d o b e p f o r o b r
 a c t u a l y p f o r o b h y a i n e t h o d t e -
 p e o r a s t o m e r . I a t i o d e e p m e n t e n s
 t h e e v a i o n , p e f e c t i o , m a k e t i g b r o e g o r
 p u b l i c a n i h t i o b e a f o f a c u s e n b y
 a n i n e t h o n e d e b p , i n c l d g a p e t h s e h ,
 p p a t i o n a p e n t a p p a t i o n a p o b a r a t
 d e b y a i n e t h o n e d t e p f o r c e d r a t i o n
 t o a d h e e d p o a r i g p a p n i g p u a e
 l i c e s e p e , o p e t h o r a i a t h o . 6 o m
 e n s a j i d i d u a t a s e h a i a i h o a n d
 h v e e s h o a c t a t o r i n e t h o d t e n t
 s e r v i c e i v h a n i a t i o d e x p e r i v h r e s p e t t o
 t h e i a t i o n h a i a i h o r b o s t o l -
 g e d o p a y h i a i h o d e b p l e s t h a 0 0
 (t o t o b l d e a d i d i o n a s u s a h t h e i a -
 t i o n d b p i s t o e e i e s a r e s u l t o s u c e s f u l
 d t e n t o b i n e t h o) . 6 n t a t f o r i a -
 t i o n d t e n t s e r v i c e s e n a t o a t o r
 i a i h o d t e n t s i v c e s i v h a i a t i o n
 d t e p n i v h e p t o a n i n e t h o e l y a -
 t o m e r b y h a i n e t h o e n e s b i g e d o p a y
 t h e i n b n d e e p r e s h a 0 0 (t o t o
 i n c e d g a d i t a l s a m s h v h t h e i a t i o n
 d t e p r i s t o r e c e i v e a s a s u l t o e s l e d t e -
 p m e t h o b i n o b n)

(3) In the absence of information sufficient to
 establish a reasonable belief that a radio net
 is so unreasonably large or at a time that
 it is not needed for radio communication
 it shall be closed and the frequency
 shall be

(4) A person by the use of the Office -
 contrary to the provisions of this section

(5) The person by the use of the Office
 shall be liable to a fine not exceeding
 one hundred dollars or imprisonment not
 exceeding six months or both

(d) A person who willfully
 interferes with the operation of a radio
 station shall be liable to a fine not
 exceeding one hundred dollars or
 imprisonment not exceeding six
 months or both

Added 5 OFRS Feb 61 8, 66 iveM . 8
 98; in 5 R 0 3 Jul , 19 ; 50FR 2 0 0
 Jan 2 98 par . 5 (3) (9 2 0 3 R 8 9 0
 04 , 18 , 6 6 Nov. 4 9 80 d 3 R
 4 2 80 ct 0 8 ; par . 5 (11) 3 R 2021,
 Jan 1 7, 9 2 , 6 6 iveM . 6 9 2 p 0)
 en d 8 R 5 4 40 ct 22, 9 3 6 6 iveN ov. 22,
 9 9 ; p a . (c) e n d , 61 R 5 8 9 Nov. 1, 1996,
 6 6 iveD e 2 9 0 p 5 e n d 2 FR
 3 3 10 ct 0 , 9 7 6 6 ive Del 9 9 p 5 (11)
 e id , 65 FR 0 , Sep. 82 000, 6 6 iveN ov. 7
 0 0]

§ 0 Disposition of information on

(a) A person who is guilty of
 a violation of the provisions of this
 section shall be liable to a fine not
 exceeding one hundred dollars or
 imprisonment not exceeding six
 months or both

(b) A person who is guilty of
 a violation of the provisions of this
 section shall be liable to a fine not
 exceeding one hundred dollars or
 imprisonment not exceeding six
 months or both

Added 5 OFRS Feb 61 8, 66 iveM . 8
 98]

§ 0 -1 02 Res d]

§ 0 6 n2

A person who is guilty of a
 violation of the provisions of this
 section shall be liable to a fine not
 exceeding one hundred dollars or
 imprisonment not exceeding six
 months or both

Added 5 OFRS Feb 61 8, 66 iveM . 8
 98]

§ 101. The provisions of this section shall apply to the following:

(a) No person shall be entitled to a patent for an invention which is directed to a process, method, or article of manufacture, or to a composition of matter, or to a machine, or to an improvement thereon, which is not new, original, and non-obvious.

(b) A patent shall not be granted for an invention which is directed to a process, method, or article of manufacture, or to a composition of matter, or to a machine, or to an improvement thereon, which is not new, original, and non-obvious.

(c) The provisions of this section shall not apply to a patent for an invention which is directed to a process, method, or article of manufacture, or to a composition of matter, or to a machine, or to an improvement thereon, which is not new, original, and non-obvious.

(d) The provisions of this section shall not apply to a patent for an invention which is directed to a process, method, or article of manufacture, or to a composition of matter, or to a machine, or to an improvement thereon, which is not new, original, and non-obvious.

(1) The provisions of this section shall not apply to a patent for an invention which is directed to a process, method, or article of manufacture, or to a composition of matter, or to a machine, or to an improvement thereon, which is not new, original, and non-obvious.

(2) As authorized to practice before the Office in non-patent matters.

Added by RFR, Feb 61 1985, effective 10/1/85

§ 102. Inventions

(a) Subject to the provisions of this section, an invention shall be considered to be new, original, and non-obvious if, at the time the invention was made, it was not known to the public, nor was it obvious to a person having ordinary skill in the art to which the invention pertains.

(b) A patent shall not be granted for an invention which is directed to a process, method, or article of manufacture, or to a composition of matter, or to a machine, or to an improvement thereon, which is not new, original, and non-obvious.

(c) Any claim for an invention which is directed to a process, method, or article of manufacture, or to a composition of matter, or to a machine, or to an improvement thereon, which is not new, original, and non-obvious.

Added by RFR, Feb 61 1985, effective 10/1/85

§ 103. Duration of patent

A patent shall have the term and effect therein provided by law.

The provisions of this section shall apply to the following: (a) No person shall be entitled to a patent for an invention which is directed to a process, method, or article of manufacture, or to a composition of matter, or to a machine, or to an improvement thereon, which is not new, original, and non-obvious. (b) A patent shall not be granted for an invention which is directed to a process, method, or article of manufacture, or to a composition of matter, or to a machine, or to an improvement thereon, which is not new, original, and non-obvious. (c) The provisions of this section shall not apply to a patent for an invention which is directed to a process, method, or article of manufacture, or to a composition of matter, or to a machine, or to an improvement thereon, which is not new, original, and non-obvious. (d) The provisions of this section shall not apply to a patent for an invention which is directed to a process, method, or article of manufacture, or to a composition of matter, or to a machine, or to an improvement thereon, which is not new, original, and non-obvious. (1) The provisions of this section shall not apply to a patent for an invention which is directed to a process, method, or article of manufacture, or to a composition of matter, or to a machine, or to an improvement thereon, which is not new, original, and non-obvious. (2) As authorized to practice before the Office in non-patent matters.

Added by OFR, Feb 69 1985, effective 10/1/85

§ 104. Patent rights

A registered patent is a property right which entitles the patentee to the exclusive right to make, use, and sell the invention.

(a) A registered patent is a property right which entitles the patentee to the exclusive right to make, use, and sell the invention.

(b) A registered patent is a property right which entitles the patentee to the exclusive right to make, use, and sell the invention.

Added by OFR, Feb 61 1985, effective 10/1/85

§ 105. Foreign patents

(a) A patent shall not be granted for an invention which is directed to a process, method, or article of manufacture, or to a composition of matter, or to a machine, or to an improvement thereon, which is not new, original, and non-obvious.

(b) Patents may be obtained in foreign countries.

Added by OFR, Feb 61 1985, effective 10/1/85

§ 0 E f o r e b y s v i e .

(a) A p r a t t e r s h a l d e r i n t o a g e e m e n t , c h a g e , d e l e a n l e g o b e a r l y e s - i s v e f e e .

(b) A e e s e a r l y e x e s e l a v n , a e r a r e v e d b f a c t s , a p c i t i o n e o f o d a y p - d e w d b e t i v i t e d f i n e o f n o v i c - t i o n b t t h e e s i n e s s o a e s o b e e e a t o b e c e d e r e a g e d i d e t e m n i g t h e r e a b n s o f e e n b d e t h e b l o w i g :

(1) T a t i e n d l a b r e q u e s t h e a l t y a d d i f f i c u l t y b e q s o s i n e d , a d t h e k i l l e q u i s t o p e r f o m t h e l e g a l s e r v i c e p o p e r l y .

(2) T a l i k e l i b o f a p e n t h e d i e t h , t h a t h e s p a o e b e p t i c u a n y e n w l p e d e b a n n n t b y t h e p a t t e r .

(3) T a e e c u s e n l y b a g d f o r s i m a r l e g l s e r v i c e

(4) T a e n t i o n e d a d t h e r e s i t s b a a d .

(5) T a t i m e l i m i t e i m p o b y t h e c l i - e n t o r b y t h e c t i n a e s

(6) T a a u r e a d e g r o b p f e s a l e a t i o n s h p w i t h e d e l e t .

(7) T a p r i e e e p a b , a d d l i t y o f t h e p r a t t e r e o p r a c t i o e p f o r m i g t h e s e r - v i e s

(8) W h e t h e e e i s f e d o t i n g .

A d d e 6 F R 3 , F e b 6 1 9 8 5 , e e i v e M . 8 1 9]

§ 0 D i v i o n e s a m o n g p c i t i e r s

(a) A p a t t e r s h a l d i v e e e o r l e g l s e r v i c e w i t h a b e r p a t t i o n e w s o a p a r t e r i n o r a o c a e o b a p a t t e r s l a v i m o l a w o f f e s :

(1) T a t e n t o s e s t o p n n a t h e o b e r p a t t e r e r e d l e d c l o s e a t a d i v i o b f e w i l l b e a h .

(2) T a d i v i o s i s a n e i n p p t o b t h e s e r v i c e p f e n d e r e p a b i l i t y a s m e d i c a l

(3) T a o b e e o h e p a t t e r s e d s o t c l a r y e d r e a b c o n a t i o f o r a l l e g l s e r v i c e e n d e d o t h e l i e n .

(b) T h s s e c t i o n e o t p b b t p a n t o a f o r n p a t e o s i a t e p u s a t t o e s p a t i o n r e i t e m e n t a g r e e m e n t

A d d e 5 O F R 3 , F e b 6 1 9 8 5 , e e i v e M . 8 9 8]

§ 0 g e n s r e s t r i c t i n g t h e p a t t e r a p r a c t i o n e r .

(a) A p a t t e r s h a l d b e a p a t y t o o r p a r - t i c i p e i n a p a t e s h o p e m p y n a g e e n t w i t h a t a r p a t t e r t h a s t r i c t s t h e r i g o f a p a t t e r p a t t e r b e f e t h e o f f e e e n t e r m a t i o b a e l i s i p c a d b y t h e a g e n , e p t a n d i o n t o p m e n t o r e t i r e m b e a - f s .

(b) I n o e b r i v h i e s t e m t o a n - t r o e s i t a p a t t e r s h a l d e e r i n o a n g e n t h a e s i t s t h e p r a t t e r s r i g t t o p a t t e r e f o e h e o f i e .

A d d e 5 O F R 3 , F e b 6 1 9 8 5 , e e i v e M . 8 9 8]

§ 0 A e p a o b n y e n .

A p a t t e r s h a l d a p e m p l o y m e n t o b a f b a p s o i f t h e p a t t i o n e k n o i t i s b i o u s t h a s t p e s o v b s t o :

(a) B r i g a l e g a b o r c o n e a p r o d - i g b e b o f e , o d a d e f e s a s t a p i - t i o n p r o d i g p d i n g o r e t h e o f i c e , o r o b w i d e e e p s t a k e r f o r b p s o n , e l y o r t h e p u p e t h a a s i g a n l i o u s y i n j u r g a n y o b p s o

(b) P r e s t a b a n o e e a e i n l i g i t o o r a n y p o c e e d i n g o e f o e t h e o f f e h a i s o t w a r r a n t e d e i s t i g l a w , a b s i t a r e s p e d b y g d f a i t h a g m e t h o r a e x t e s o , t h f a - t i o , o e e s a o i s t i g l a w .

A d d e 5 O F R 3 , F e b 6 1 9 8 5 , e e i v e M . 8 9 8]

§ 0 W i t h l a v f o m e m p l o y m e n t

(a) A p a t t e r s h a l l o t i v e d w f r o m n n t i a p e e d g e b e b o f e i v b t p i n s o f r o m t h e o f i c e (s e § 6 d 2 o f t h i s b a p r) . I n p e n t a p a t t e r s h a o t w i t h r o e m p n n t o i t t h e p r a t t e r s t a k e r e a b e s p s o a b o e s e b e p j u d i c e t o t h e r i g s o t h e c i e n , i n c l g i n g d u e b c e t o h s o b e t h , a b i g i t e n o r n n t o f a b e r p r a c t i o e , e l e i n g t h e c l i e n a l p p s

ad p r e y o l w h e b e n i s e n t i t l e , a d c o m -
p i j g v t a p a b l e a s r u l e s A p a i t t e r
l w i v d a v f o m e m p l o y m e t h a l l r e f i d
p o n l a y p a t c e e p d i n d a n e t h a t t
b e e a m e d

6) M o r y i v d a v . A p a i t t e p -
r e s t i g a d i e t b e f o r e t h e O f f e s h a l i v d a v
f r o m m p l o y m e t h f :

(1) T h e p r a c t i o e s s o i t i s b i o u s
t h a t b e n t i s b i g g l e g l a t i o o m m e n i g
a p e d g e o r e t h e O f f i c e , o d i t g e e s e
o a s e t i g p o s i t i o n i t i o n a y p e e d g
p d g b e f e t h e O f f i c e , o i s t h a v e h a i v g
s p s a k e n f o r t h e b e n t , m e e l y f o r t h e p u r p o s e o f
h a a s g o n i c b a y i n j u r g a p s o

(2) T h e p r a c t i o e s s o i t i s b i o u s
t h a t t h e p a i t t e s o i d e n g n t i w l
r e s t i n i v a t i o n f a d p l a y R e ;

(3) T h e p a i t t e r s e n t a o r p a l o -
d i t o e d s i t e a s b l y d f f i d u t o r t p a i t -
t i o n e b a y o t h e n g n t e f e t e l y o

(4) T h e p a i t t e r i s d c h a r g e d b y t h e c l i -
e a t

7) P e n s i o n d a v . I f p a r a g r a p h 6) o f
t h i s e t i d s o p c b e , a p a i t t e r g n t
r e q u e p e m i s o t o i v d r a w h a n t e r s p d g
b o e t h e O f f e u n e s a h e e q t o r s u b i v t h -
d a v l i s b a e

(1) T h e p a i t t e r s c a t

(i) I s t s p n p s a i t g a t a m o r
e d e a b t i s o t a v r a n t e d e l e s t i g a n d
c a o t e p o e d g f a i t h a g m e t h o r a
e x e i s p m o d i c a t i o , o e r s a o e s t i n g l a w

(i) P e r s o n a l y e s t o p r s u e a l e g a l
c a s o f o d t

(i) I n s s t t h a t t h e p r a c t i o n e r p u r s u e a
c a s o f o d t t h a i s l e g o t h a i s p b t e d
a d d s p i n a y R ;

(i) B e b e r d t o r e d s i t o e s o -
b l y d i f f i c u l t f o r t h e p a i t t e r t o c a r r y o u t t h e
e m p l o y m e t h f e i v g ;

(v) I s t s , h a n a t e n o t p d h g b o e a
t r i b a t h t h e p a i t t e e g i n o d t t h a i s
o b a y o t h e j g n e d i z e f t h e p a i t t e -
e r b u t t o p h b i t e d t h e d i s p l a y R ; o r

(v) A l a e t o p y e o n e b i l l s a -
d e d b y t h e p a i t t e r o a n a e b l e p i d
o t i e o f a i l d t o b o g e n n t p a

r e t a i n e d a o b a p f o r m e o f l e g l s e r -
v i e s

(2) T h e p r a c t i o e s o i d e m p l o y -
m i s l e g e b t h a v a t i o e c p l a y
R e ;

3) T h e p r a c t i o n e r s i n a l i t y t o w o r k w i t h
o e a e h i d a t e s t h e b t i n e r e s t i t i -
e a t i k e l y w l e s e r o b y i v d a v ;

(4) T h e p a i t t e r s e n t a o r p a l o -
d i t o e d s i t d i f f i c u l t f o r t h e p a i t t e r o a r y
o t t h e m p y n e f e c t i v e l y

(5) T h e p a i t t e r s d i e t k i v g y a n d
f r e e l y a e s t o t e r m i n a t i o n f t h e m p l o y m e t h ; o

(6) T h e p a i t t e r b i e s i n g d i t i n
a p o e d g p d g e o e t h e O f f i c e , t h e
O f f i c e w l f i n d t h e e i s t e o b a g d a e o r
i v d r a v l .

A d d e 5 O F R 3 8 f e b 6 1 8 , e e i v e M . 8
9 8]

SECTION 10 Read]

SECTION 6
A p a i t t e r s t h a i s s i p r e t a i n g h a -
t h z e p a i t t e o a w .

A d d e 5 O F R 3 8 f e b 6 1 8 , e e i v e M . 8
9 8]

SECTION 11 A g a b z e p i t e o l a w .

(a) A p a i t t e r s h a l d a c h a o p a i t t i o -
e r i n t h e a t h o r e p a i t t e o l a w o e t h e
O f f i c e .

(b) A p a i t t e r s h a l d a s p a e b r
e c t e d p a i t t e r i n t h e p a i t t e f l a w o r t h e
O f f i c e .

(c) A p a i t t e r s h a l d a c h a o l a w r i n
t h e n a b z e p r a c t i e o l a w .

A d d e 5 O F R 3 8 f e b 6 1 8 , e e i v e M . 8
9 8]

SECTION 12 In general

A p a i t t e r o a f i r m o p a i t t i o e s h a o t
s h a e g l f e i v h a e p a i t t e e e p t h a :

(a) A n g e n t l a p a i t t e r w i t h t h e
p a i t t e r s f r m p a r , o r a s s o c a e n p i d e
f o r t h e a p o m o g , o v e a e n a p e r o f

be affected by the provisions of this section, but the provisions of this section shall not apply to a party who is not a party to the proceedings.

(b) A party shall not be permitted to apply for an order of the court in relation to the proceedings if the party is not a party to the proceedings or if the party is not a party to the proceedings or if the party is not a party to the proceedings.

(1) If the testimony will be given solely to an oral statement.

(2) If the testimony will relate solely to a matter of fact, the party shall not be permitted to apply for an order of the court in relation to the proceedings.

(3) If the testimony will relate solely to the value of the property, the party shall not be permitted to apply for an order of the court in relation to the proceedings.

(4) As to any matter, the court shall not be permitted to apply for an order of the court in relation to the proceedings.

A d d e 5 O F R 3 7 F e b 6 1 9 8 5 , 6 6 i v e M . 8 1 0]

§ 10 With respect to the provisions of this section.

(a) If a party is permitted to apply for an order of the court in relation to the proceedings, the party shall not be permitted to apply for an order of the court in relation to the proceedings or if the party is not a party to the proceedings or if the party is not a party to the proceedings.

(b) If a party is permitted to apply for an order of the court in relation to the proceedings, the party shall not be permitted to apply for an order of the court in relation to the proceedings or if the party is not a party to the proceedings or if the party is not a party to the proceedings.

party to the proceedings or if the party is not a party to the proceedings or if the party is not a party to the proceedings.

A d d e 5 O F R 3 7 F e b 6 1 9 8 5 , 6 6 i v e M . 8 9 8]

§ 10 A party shall not be permitted to apply for an order of the court in relation to the proceedings.

(a) A party shall not be permitted to apply for an order of the court in relation to the proceedings or if the party is not a party to the proceedings or if the party is not a party to the proceedings.

(1) A party shall not be permitted to apply for an order of the court in relation to the proceedings.

(2) A party shall not be permitted to apply for an order of the court in relation to the proceedings.

(3) In a particular case, the party shall not be permitted to apply for an order of the court in relation to the proceedings.

(b) Where a party is permitted to apply for an order of the court in relation to the proceedings, the party shall not be permitted to apply for an order of the court in relation to the proceedings or if the party is not a party to the proceedings or if the party is not a party to the proceedings.

A d d e 5 O F R 3 7 F e b 6 1 9 8 5 , 6 6 i v e M . 8 9 8]

§ 10 Limitation is not applicable.

A party shall not be permitted to apply for an order of the court in relation to the proceedings or if the party is not a party to the proceedings or if the party is not a party to the proceedings.

A d d e 5 O F R 3 7 F e b 6 1 9 8 5 , 6 6 i v e M . 8 9 8]

§ 0 R usgt o e po coha emp -
in if h h eres o a tarc lieh gn
impar h d ep h p e s s i a l
j h o b p c i t e r .

(a) A p a i t t e r shal de he p o f e r e d
emply meh if h e x e c e o the p a i t t e r s i d -
p e d t p e s a l j u h in b a f o f a b e n t
w l b o r i s k e y t o b e d s e y a f e c t e d b t h e
a e p n e o f h p r o f e r e d p n n t o i f i t
w l d b l i k e y t o h o e t h e p c i t i o e h e p -
s e h i g l f f e r i g n e e s s e x p t t o t h e x e h p m i t -
t e d u d p a g (c) o h i s s e o n

(b) A p a i t t e r shal o t o h e b n t i p l e
emply meh if h e x e c e o the p a i t t e r s i d -
p e d t p e s a l j u h in b a f o f a b e n t
w l b o r i s k e y t o b e d s e y a f e c t e d b t h e
p a i t t e r s r e p e n a t i o n t a r c e n t , o f i t
w l d b l i k e y t o h o e t h e p c i t i o e h e p -
s e h i g l f f e r i g n e e s s e x p t t o t h e x e h p m i t -
t e d u d p a g (c) o h i s s e o n

(c) I n t h e s a t i o o e r e c d y p a g p (a)
a d (b) o h s e t i p a p a i t t e r n e p s a t
m u l t i p l e c l i e n s i f i t i s b v i o u s t h a t h e p r a c t i t i o n e r
c a n d e l y e p s a t h e i n t e r e s o a b a i f
e a s a s t o t h e p r e s t a t i o n a e r f u l l d i s c b -
s u e o h e p i s b e e f e c t o a h r e p e n t a i o o
t h e x e c e o h e p c i t i o n e s i p e d t h p r o s -
s i o h j d g n o e a f o e h

(d) I f a p r a c t i t i o n e r i s e q u i r e d t o d e c h e
e m p l o y m e n t o v i t d w f o n e m p l o y m e n t e r
a d i s p l i n a y R e o p t e , o r s o c a e o a n y
o b a p a i t t e r a f f l i a d w i t t h e p a i t t e r o t h e
p a i t t e r s f i r m , a n y a e p o o b i a s b
e m p l o y m e n t b s o b a w e o d e d y t h e d e o r
o n s i e .

A d d e d O F R B (F e b 6 1 9 8 5 , 6 6 i v e M . 8
1 9]

§ 0 S t i g s i m a r b e n o c l i e n s
A p a i t t e r m e p s e n s t w o o m o e c l i e n s
s h a l d a n k o p i t i p t e i n h e n i g o a
a g g r e s s i o n o t h e d a i s o o g a t t h e
p a i t t e r s c e n t , b e s e a b e n t h a s e n t e d
t o h e s t e m e h a f t e r b e g d i s e o d h e s t e a e
a d a t i e o a l t h e c l a i m o t e d h e p p e d
s t e m e n t , o f t h e o a l a n o n t o f h e s e t t l e m e n t , a d
o t h e p a t i p h o o e a p s o n i n h e s t e m e h .

A d d e d O F R B (F e b 6 1 9 8 5 , 6 6 i v e M . 8
1 9]

§ 0 A b d g i n f l e e d b s a n t h e i -
a t

(a) E x p w i t h h o s a t o f t h e p c i t i o e s
c i e n a e r f u l d i s b u r e , a p c i t i o e h a l l o :

(1) A c p e n n a i f o b b a n
h e p r a i t t o e r s c l i e n f o r h e p r a c t i t i o n e r s l e g a l s e r -
v i c e s o r f o r h e c i e n t

(2) A c p f o o e o b t h a t h e p c i t i o -
e a r s c e n t p h g o b a u e r e l a t e d o t h e p c i t i o -
e a r s e p e n a t i o o f o r t h e p c i t i o e s
p n n t b y t h e c l i e n t .

(b) A p a i t t e r s h a l o t e m t a p s o b v
r e m m e n p p t h e p r a i t t e r t o r e n -
d r l e g s i v c e s o a t a r , o d r e o r e g a d e
p a i t t e r s p f e s a j h t i n e d i n g s h
l e g l s e r v i c e s

(c) A p r a c t i t i o e h a l l n o t p a c e w h o i n
t h e o m o a p r o s e n a c o p e t i o o a s s i a t i o n
a b r i d o p a c e a v o r a p o i t , i f a o p a i -
t i o e h a s b r i g h t o d e t o o o l a p r o s -
s i o j d g n o p a i t t e r .

A d d e d O F R B (F e b 6 1 9 8 5 , 6 6 i v e M . 8
1 9]

§ 0 -1 O z R e e d]

§ 0 6 r o
A p r a c t i t i o e s u d r e p e n t a t a t p n -
e n t l y .

A d d e d O F R B (F e b 6 1 9 8 5 , 6 6 i v e M . 8
1 9]

§ 0 5 l i g o a c t i o n h l y .
A p a i t t e r s h a l n o t

(a) H a h e l g a n t e w c t h e p a i t t e r
k o o b u d h a t h e p a i t t e r i s o t
o m p e t o b a d e , i n b t a s c a g w i t h t h e
p a i t t e r a d a p a i t t e r w d i s c o p n a t o
h a d e t

(b) H a n d l e a l e g l m a t e w i t h o t p r e p a a b n
d e q a e i n h e c c n a e s

(c) N g e t a l e g a l m a t t e r e n t s e t t h e p a -
i t t e r .

part may be given in the manner:

- (1) Expenses incurred by the party in the course of the proceedings;
- (2) Reasonable costs of the party in the proceedings;
- (3) A reasonable amount for the services of a solicitor.

Added by R 1985, effective 1985.]

§ 10.11 Official

(a) A party shall not be liable for the costs of the proceedings if the party is a child or a person who is incapable of managing his or her own affairs.

(b) In a case where the party is a child or a person who is incapable of managing his or her own affairs, the court may order that the costs of the proceedings be paid by the party's guardian or trustee.

(1) In the case of official proceedings...

(2) In the case of proceedings...

(3) Orally made statements...

(4) As to evidence...

Added by R 1985, effective 1985.]

§ 10.12

§ 10.13

Appellate review of the decision of the court...

Added by R 1985, effective 1985.]

§ 10.14

(a) A party who is a child or a person who is incapable of managing his or her own affairs...

(1) Use the party's solicitor to bring proceedings...

(2) Use the party's solicitor to bring proceedings...

(3) Accept high value property...

(b) A party who is a child or a person who is incapable of managing his or her own affairs...

Added by R 1985, effective 1985.]

§ 10.15

(a) A party shall not be liable for the costs of the proceedings if the party is a child or a person who is incapable of managing his or her own affairs...

(b) A party shall not be liable for the costs of the proceedings if the party is a child or a person who is incapable of managing his or her own affairs...

Added by R 1985, effective 1985.]

§ 10.16

Appellate review of the decision of the court...

Added by R 1985, effective 1985.]

§ 10.17

§ 10.18

Appellate review of the decision of the court...

(c) Any opposition... to inform... may expect... the... De... re... the... p... t... be... n... the... form of an affidavit

Added FR 1F eb 61 985, 6 6 iveM . 8 10]

§ 21... ing... d... c... p... e... d... g... ref... ere... t... h... is... tra... t... e... t... y... v... g... .

(a) If after... od... it... g... a... i... n... i... g... a... t... i... o... n... a... d... §... 0... §... the... De... b... r... s... of... the... p... b... n... that... a... p... a... t... i... o... n... e... r... has... i... b... t... e... d... a... d... c... i... p... l... a... y... R... u... b... ,... the... De... b... r... a... l... l... ,... a... f... t... e... r... y... i... g... a... v... e... n... e... a... y... i... v... h... the... p... v... i... s... a... b... 5... §... §... ,... c... a... l... a... e... n... t... i... g... o... f... the... C... o... m... m... i... t... e... e... o... D... i... s... c... i... p... l... i... n... e... The... C... o... m... m... i... t... e... e... o... n... D... i... s... c... i... p... l... i... n... e... a... l... l... the... d... e... t... e... m... i... n... e... s... e... f... e... d... i... n... §... 0... §...)... t... h... e... r... a... d... i... s... p... l... a... y... p... e... d... g... a... l... l... i... n... s... t... i... t... u... t... e... d... a... d... p... a... g... r... e... e... d...)... o... f... t... h... i... s... e... t... c... o... .

(b) If the Committee on Discipline determines that the... a... s... t... o... b... l... e... h... a... p... a... t... i... o... n... r... a... s... i... o... l... a... t... e... d... a... d... c... i... p... l... a... y... R... ,... the... D... e... o... b... a... l... i... n... s... t... i... t... u... e... a... d... c... i... p... l... a... y... p... o... e... d... g... i... f... i... l... i... n... g... a... c... o... m... p... l... a... i... n... u... d... r... §... 0... §... o... n... a... i... n... t... a... b... l... e... f... i... l... e... d... i... n... the... D... e... t... o... A... d... c... i... p... l... a... y... p... o... e... d... g... may... e... s... u... l... t... i... n... :

(1) A reprimand

(2) Suspension... t... i... o... n... a... p... a... t... i... o... n... r... f... o... m... p... a... c... t... i... c... e... b... e... f... o... r... e... the... O... f... f... i... c... e... .

(c) Upon... a... f... i... l... i... n... g... o... f... a... c... o... m... p... l... a... i... n... t... e... r... §... 0... §... 4... h... e... n... s... i... e... r... i... v... l... e... r... t... h... e... d... i... s... c... i... p... l... a... y... p... o... e... d... g... a... n... d... m... i... n... i... s... t... r... a... t... i... v... e... a... v... i... l... g... .

Added FR 1F eb 61 985, 6 6 iveM . 8 10]

§ 30... e... r... e... d... t... w... r... d... i... r... e... c... t... o... a... d... p... t... i... o... n... e... r... e... s... i... g... n... a... t... i... o... n... .

(a) Each... D... e... c... t... o... r... y... c... o... u... n... c... i... l... e... i... v... h... a... p... a... t... i... o... n... e... r... i... n... g... p... r... o... c... e... e... s... b... y... i... b... a... n... s... i... t... h... e... p... a... t... i... o... n... e... r... a... d... c... i... p... l... a... y... R... e... t... w... h... e... r... o... t... a... d... i... s... p... l... a... y... p... o... e... d... g... a... s... e... i... n... s... t... i... t... u... t... e...d... .

(b) Resignation... p... r... a... c... t... i... o... n... e... w... h... o... i... s... the... s... p... e... c... i... f... i... c... a... t... i... o... n... o... f... a... h... e... t... i... g... a... t... i... o... n... u... d... §... 1... 0... §... o... f... i... s... t... t... w... m... a... c... o... p... i... n... h... a... t... a... f... i... l... e... d... §... 0... §... 3... n... r... e... s... i... g... n... i... n... g... r... o... m... p... r... a... t... i... c... e... t... o... e... t... o... f... e... d... n... o... n... l... y... i... n... t... i... n... g... i... v... i... n... g... the... D... e... c... t... o... r... a... n... d... a... f... i... d... i... v... s... a... t... i... o... n... s... c... a... r... d... i... s... e... t... e... s... i... g... n... .

(c) If... e... d... p... r... o... b... l... e... m... s... e... t... b... y... the... a... d... m... i... n... i... s... t... r... a... t... i... v... e... g... e... f... o... r... a... r... i... g... the... a... f... i... d... a... v... t... h... a... t... i... s... t... a... t... e... that

(1) The resignation... s... f... r... e... y... o... u... t... a... l... y... p... r... o... v... i... d... e...d... .

(2) The... p... a... t... i... o... n... e... r... i... s... n... o... t... a... c... t... i... v... e... d... i... n... r... e... f... e... r... e... n... c... e... b... n... f... r... o... m... the... D... e... t... o... .

(3) The... p... a... t... i... o... n... e... r... i... s... f... u... l... l... y... a... w... a... r... e... o... f... the... i... m... p... l... i... c... a... t... i... o... n... o... f... i... l... l... i... g... t... h... e... r... e... s... i... g... n... a... t... i... o... n... .

(4) The... p... a... t... i... o... n... e... r... i... s... a... w... a... r... e... ()... o... f... a... p... p... r... o... v... i... d... i... n... g... i... n... v... e... s... t... i... g... a... t... i... o... n... r... (i) ... o... b... a... g... s... a... r... i... s... i... n... g... r... o... m... the... c... o... m... p... l... a... i... n... t... a... b... o... u... t... i... n... g... the... a... b... o... u... t... i... o... n... o... f... the... e... t... a... t... e... d... r... e... l... a... t... i... o... n... s... o... f... the... O... f... f... i... c... e... e... t... c... e... t... e... r... a... l... R... e... p... o... r... t... i... n... g... t... h... e... a... u... t... h... o... r... i... t... y... ,... the... a... u... t... h... o... r... i... t... y... o... f... the... h... a... l... l... b... o... d... y... o... f... the... p... a... t... i... o... n... e... r... t... o... the... i... s... s... u... e... o... f... the... D... e... t... o... .

(5) The... p... a... t... i... o... n... e... r... i... a... c... k... n... o... w... l... e... d... g... t... h... a... t... ,... i... f... a... d... v... a... n... c... e... o... s... h... e... p... r... e... s... e... n... t... s... a... r... e... r... e... h... e... n... c... e... d... i... n... §... 1... 0... §... ,... the... D... e... o... w... i... l... l... o... b... u... s... t... y... p... a... s... s... e... ,... o... r... the... i... m... e... d... i... a... t... e... r... e... m... i... n... g... t... h... e... p... a... t... i... o... n... e... r... r... e... i... n... s... t... a... t... e...d... ,... t... h... a... t... :

(i) The... a... t... t... e... s... t... a... t... i... o... n... i... s... b... e... i... n... g... a... d... r... e... s... s... e...d... .

(ii) The... p... a... t... i... o... n... e... r... o... l... d... n... o... t... h... a... v... e... e... s... t... a... b... l... i... s... h... e...d... h... e...n... i...f... o... h...e...r...s...e...l...f... g...a...i...n...s...t... (A) ... b... a... g... s... p... r... o... v... i... d... e... d... a... t... h... e... i... b... a... n... d... e... r... i... n... i... s... g... a... t... i... o... n... o... r... §... 0... §... 4... s... e... t... o... u... t... i... n... the... c... o... m... p... l... a... i... n... t... f... e... d... g... a... t... the... p... a... t... i... o... n... e... r... .

(d) If... i... l... l... o... n... o... a... t... t... e... r... the... d... e... c... i... s... i... o... n... b... y... the... a... d... m... i... n... i... s... t... r... a... t... i... v... e... a... v... i... l... g... t... o... r... a... t... t... h... e... r... i... g... h... e... a... f... f... i... r... a... b... l... i... t... y... i... n... the... s... t... a... t... e... m... e... n... t... s... r... e... q... u... i... r... e... d... p... a... r... t... o... f... (b) (1)... t... h... o... u... g... h... §... 0... §... 4... o... f... t... h... i... s... s... e... c... t... i... o... n... o... f... t... h... i... s... s... t... a... t... e... t... .

(1) The... p... a... t... i... o... n... e... r... i... o... u... g... h... t... h... e... a... t... t... e... s... p... r... o... v... i... d... e... d... c... h... e...n... a... i... n... t... i... s... a... e... d... r... e... t... e... d... .

(2) The... e... s... t... i... t... u... t... i... o... n... i... s... b... e... i... n... g... s... t... a... b... l... i... s... h... e...d... b... e... a... t... t... h... e... p... a... t... i... o... n... e... r... o... l... d... t... a... k... e... s... u... l... e... d... e...d... h...e...n... i...f... o... h...e...r...s...e...l...f... i...s...t... ()... b... a... g... s... p... r... o... v... i... d... e...d... i...n... t... h...e... i... b... a... n... d... e... r... i... n... i... s... g... a... t... i... o... n... (ii)... c... h...a...n...g...e...s...e...t...o...u...t...i...n... the... c... o... m... p... l... a... i... n... t... .

(e) When... a... f... i... d... i... v... t... o... e... p... a... g... e... s... t... o... r... (c) ... o... f... h...i...s...s...e...c...t...i...o...n... e...e...e...d... l...e...a...n...i...n...g... i...n...v...e...s...t...i...g...a...t...i...o...n...s... p...e...d...i...c...t...i...n...g... the... C... o... m... m... i... s... s... i... o... n... e... b... a... t... t... e... r... a... o... d... e... r... e... t... d... t... h... e... p... a... t... i... o... n... e... r... o... n... t... W... h...e...n... a... f... i... d... i... v... e... r... e... p... a... g... e... s... t... o... r... (c) ... o... f... h...i...s...s...e...c...t...i...o...n... i...s... r...e...i...t...e...d... a...f...t...e...r... a...c...t...i...o...n... i...n... t...h...e... §... 1... 0... §... 4... b... e...n... f...i...l...e...d... h...e...d... t...h...e... o... s...h...a...l...l... b...e... f...y...h...e...n... i...s...t...r...a...t...i...v...e... a...v... i... l... g... t...h...e... m... i... n... i... s... t... r... a... t... i... v... e... a... v... i... l... g... e... a... l... l... t... h...e... r... a... n... o... t... t... r... a... n... s... f... e... r... g... t... h...e... d... i... s... p... l... a... y... p... o... e... d... g... t... h...e... .

in such a case the court may order the party to pay the costs of the proceedings.

(f) Any practice signed by the party to the proceedings shall be deemed to be a practice unless the contrary is shown.

(g) Statement. Before or after a complaint is filed under § 3.11, the party may file a statement of the facts and circumstances of the case. The statement shall be filed with the complaint and shall be served on the other party. The statement shall be filed in accordance with the rules of the court.

Added by FRB, Feb 21, 1985, effective 8/1/85.]

§ 3.11. In.

(a) A complaint instituting a disciplinary proceeding shall:

- (1) Name the practitioner, lawyer or the person referred to in the complaint.
- (2) Give a paragraph or two description of the alleged violation of the disciplinary rules by the practitioner.
- (3) State the period of time of filing a complaint.
- (4) State that admission to the bar may be entered against the respondent if an answer is not timely filed.
- (5) Be signed by the petitioner.

(b) A complaint will be deemed sufficient if it fairly informs the respondent of the disciplinary rules which form the basis of the complaint and that the respondent is to be held accountable therefor.

Added by FRB, Feb 21, 1985, effective 8/1/85.]

§ 3.12. Service of process.

(a) A complaint shall be served on the respondent in accordance with the following:

- (1) By filing a copy of the complaint personally to the respondent in the jurisdiction in which the complaint is filed.

and it will be deemed to have been filed at the time and place the complaint is filed.

(2) By filing a copy of the complaint with the U.S. Marshal in the first-class mail.

(i) A registered practitioner shall be deemed to be a party for which the practice was last received by the Director.

(ii) An original statement shall be deemed to be a party for which the practice was last received by the Director.

(3) By any other method which the Director may determine.

(b) If a complaint served by mail under paragraph (a) is returned to the sender by the U.S. Postal Service, the Director shall advise the petitioner by first-class mail of the return of the complaint. If the complaint is also returned by the U.S. Postal Service, the Director shall advise the petitioner by first-class mail of the return of the complaint. If the complaint is returned by the U.S. Postal Service, the Director shall advise the petitioner by first-class mail of the return of the complaint. If the complaint is returned by the U.S. Postal Service, the Director shall advise the petitioner by first-class mail of the return of the complaint.

(c) If a practitioner is a registered practitioner, the Director may serve the complaint on the practitioner at the practitioner's last known address. The Director may require the petitioner to answer the § 3.11(b) letter with the period of time set forth in § 3.11(b). A copy of the § 3.11(b) letter shall be filed with the Director. If the respondent is a lawyer, the § 3.11(b) letter, his answer, shall be removed from the file as provided in § 3.11(b).

(d) If the respondent is represented by an attorney, the § 3.11(b) letter, as provided in the complaint shall be served on the attorney.

Added by FRB, Feb 21, 1985, effective 8/1/85.]

§ 3.13. Answer to complaint.

(a) Time for answer. An answer to a complaint shall be filed with the complaint within the time which is set forth in the complaint which shall be not less than thirty days.

(b) With whom filed. The answer shall be filed in writing with the court in which the complaint is filed. The answer shall be filed with the court in which the complaint is filed. The answer shall be filed with the court in which the complaint is filed. The answer shall be filed with the court in which the complaint is filed.

It is hereby declared that the provisions of this Act shall be deemed to have effect as if they had been enacted.

(c) That the provisions of this Act shall be deemed to have effect as if they had been enacted.

(d) Failure to deny allegations in a complaint. Every allegation in the complaint which is not denied by or on behalf of the respondent shall be deemed to have been admitted and may be considered as evidence in support of the allegations.

(e) Right to be heard. Every person who is aggrieved by the decision of the respondent shall have the right to be heard.

Added by Act No. 3 of 1985, Section 19.

Section 7: Merit of complaint

It is hereby provided that the merit of a complaint shall be determined on the basis of the facts and circumstances as stated in the complaint.

Added by Act No. 3 of 1985, Section 7.

Section 8: Evidence

In the event of any dispute arising out of the provisions of this Act, the provisions of the Evidence Act, 1950, shall apply.

Added by Act No. 3 of 1985, Section 8.

Section 9A: Administrative law judge; responsibilities; review of his actions.

(a) An administrative law judge, appointed by the Commission, shall be a full-time position and shall be a member of the judicial branch of the Government.

(b) Responsibilities. The administrative law judge shall have the following duties:

- (1) Administer the law and the rules of procedure.
(2) Make a finding of fact and law.
(3) Review the evidence and the law.
(4) Advise the parties of their rights and obligations.
(5) Determine the appropriate remedy.
(6) Hear and determine the merits of the case.
(7) Review the decision of the parties.
(8) Appeal the decision of the parties.
(9) Make a final decision.

(10) The administrative law judge shall take such measures as may be necessary to carry out his duties.

(c) Time for filing a decision. The administrative law judge shall file his decision within six months of the date of the filing of the complaint. If the decision is not filed within six months, the complaint shall be deemed to have been denied.

(d) Review of the decision. A review of the decision of the administrative law judge shall be conducted by the Commission.

(1) When the administrative law judge has filed his decision, the parties shall be notified of the date of the hearing for the review of the decision.

in the manner usually directed by the termination of the disciplinary process.

(2) In an extraordinary situation, the justice requires review.

(c) The State Bar review is to be held. If the Director is permitted to take view of a disciplinary order of a judicial law judge, the State Bar (2) is to, a type of set back against the administrative law judge shall be suspended or delayed in the - since the administrative law judge.

Added CFR 201.31 985, effective 8 19; the effective date 7, 1985.

§ 0 0 Representative of Director's representative

(a) A representative may be permitted to be in the office in connection with the disciplinary process. The representative shall file a written statement of his or her relationship with the representative.

(1) The Director may, at his or her discretion, correspond with the representative of the disciplinary process.

(2) A representative may be permitted to be in the office in connection with the disciplinary process.

(b) The Director shall designate the representative of the Director in disciplinary proceedings. The representative shall be designated by the Director or the Deputy Director. The Solicitor and the Deputy Solicitor shall maintain the disciplinary process in order that the representative shall be able to - select the Commissioner in deciding disciplinary proceedings.

Added CFR 201.31 985, effective 8 19]

§ 0 1 Filing of papers

(a) The provisions of this chapter shall apply to disciplinary proceedings.

(b) All papers filed in the complaint and prior to entry of an initial decision by the administrative law judge shall be filed with the administrative law judge and so reported to the

administrative law judge. Papers filed directly with the Director shall be filed with the Director. The Director shall permit review of the administrative law judge's decision and his or her representative.

(c) The administrative law judge or the Director may permit filing of papers with the Director.

Added CFR 201.31 985, effective 8 19]

§ 0 2 Service of papers

(a) All papers to be served on a party shall be served on the representative of the party:

(1) Delivery of a copy of the papers to the representative of the party.

(2) Mailing of a copy of the papers by first-class mail or registered mail to the representative of the party at the address of the party.

(3) Any other method usually agreed to by the representative of the party.

(b) All papers to be served on a party shall be served on the representative of the party:

(1) Delivery of a copy of the papers to the representative of the party.

(2) Mailing of a copy of the papers by first-class mail or registered mail to the representative of the party at the address of the party.

(3) Any other method usually agreed to by the representative of the party.

(c) A representative of the party shall be permitted to file papers with the Director. A paper may be served on the representative of the party:

(1) Delivery of a copy of the papers to the representative of the party.

(2) Mailing of a copy of the papers by first-class mail or registered mail to the representative of the party.

(3) Any other method usually agreed to by the representative of the party.

A dde 6 FRB AF eb 61 985, 6 6 iveM . 8 10]

§ 0 0 E de e

(a) Res b e d e e. n er ubs b i e d e e p e a i g n o s b l a w d i t y a e o t o t h o l g i n a r i n g s i n d i s c i p l i n a r y p r o c e e d i n g . H o w e v e r , t h e i n s t r a t i v e l a y g e s h a l e l u d e i d e e i n c h i r e l a t i m e r i a l , u d y e p i t e .

(b) P o s i t e . P i t i o n w i t n e s s t a k e n p s a t o 5 m a y b e i n t e s e v i d e .

(c) C e n t e n d o c u m e n t s . O f f i c e d m e t h s r e o r d s , a n d p a p e r s o f t h e o f f i c e a e d m i s i b e l v t o e r i n i c e v i d e e b a b n i t y . E e d e n t s , r e c o r d s a n d p s a n y e d n e d a p y e i f e d a o r e c t p a n e n p e b t h e O f f i c e .

(d) E b i t s . I f a y d m e n t , e o d , c o t a r p a p e r i n t o d i n e v i d e a a e k b , t h e a d m i n i s t r a t i v e l a y g e n a b z e t h e i v t h d a v l o b e e k b s p e t o p o d i t e t h e a d m i n i s t r a t i v e l a y g e e p p a t e .

(e) O b j e c t i o n s . P e b s t e d a e d v l b i n s b o m , s a i g h e g r a d f p e i t p e c t i o n s a d r u l i n g s o n b j e t i a i v l b a p t o t h e e c o r d . N o e c e p t i o n o t h e r i n g i s n e c e s s a r y o p r e s e r v e h e r i g h t s o t h e p t e s

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§ 0 0 P i t i o

(a) D e p o s i t i o n s . T h e r i g h t o f p s a a p a n e o a i v n s s e o e t h e i n s t r a t i v e l a y g e n e t a k e r p e p e d o t h e D e b r p r a b i v t y d e s a d v h t h e a p t o b , a d d e d s b c d i t e a n b e e l e a p p a t e y , t h e a d m i n i s t r a t i v e l a y g e p o s i t i o n m a y e t a k e r p r o t o r i v t t e n q u e s t i o n s u p t o b e s i n t e r a y i v t t e n o i c e t o t h e o b r p a r t y , b o r e a p p o f f e r a b i e d t o t h e i n s t r a t i v e l a y g e n a f f i r m i n t h e p a e d e n e p s i t i o i s o b e t a k e . F o r e q u i r e m e n t s t o e n d y o i t e m a y a v e d b y t p a t i e s a d d e p i t i o n i n t h e b e t a k e n o a i v n s a t a i t e a d p l a e t n u a y g e e n e p a r t i e s / h e e p i t o i s a k o n w i t e n q u e s t i o n o p s t h e w r i t e n q u e s t i o n l e e d e d t h e e p t y i v t h e

o i t e d p e s o a y i v t t e n c e s - q u e s t i o n s w i l l b e s e v e l a d o f e s s a m l i b e s t h a t i v e d y o b e t h e d e f t h e a k g o f t h e p i t o a b s t h e p a t e s t n u a y g e b b i v s e p a t y o w h e b a f a d p t i o s t a k e n l l f e a d p o b a t a s i p t o b e p i t o s g d y a c o t r e p t e r w i t h t h e a d m i n i s t r a t i v e l a y g e a d a l s e v e n e p p o t h e p p g p t y . P e s e f o r a c c o t e p e r e d p r e p a r i n g , s e r v i c e f i l i n g - e i t b e s a l l b o a y t h e p t y a t l a v s e n s a e t h e d e p i t o n s t a k e .

(b) W h e n h e d e o a d e r e s p o n d e n t a g e e i n i v t i g a p o s i t i o n o f a y i v n s s t a w w i l l p e r t o t a l y n b t a k e n u d e t e r m s a n d o d i t e a p e n t a y g e e e t o t h e e c t o r a d t h e r e s p o n s i b i l i t y t o b e l l o t b e f i l e d w i t h t h e a d m i n i s t r a t i v e l a y g e d m a y o t b e e h t e d n e e d n e b o r e t h e a d m i n i s t r a t i v e l a y g e b s t a k e e o r d e r t h e p i t o n t e d i n e d n e . E n s i b l i t y o f t h e d e p i t o n s a l l i e w i t h i n t h e d s e i t o b t h e a d m i n i s t r a t i v e l a y g e t a n p e c t t h e p i t o n g a s o - b e b a s s i n c d g h e t h e t e m e a s i n o b e d a d a t t h e v n e s s b o b e c a l l e d o p e r p s a l y b o r e t h e a d m i n i s t r a t i v e l a y g e

A dde 5 O FRB AF eb 61 9 , 6 6 iveM . 8 9 8]

§ 0 0 2 D o v e y .

D o v e y s h a l o t b e a b r i d e d e x p t a f o l l o w s :

(a) A f t e r a n a v i s f i l e d e r s 0 0 a n d l a n a p a t y e s t a b i l i t a t e a d o i n b n g e n e t h a t i c o y i s e s a y e r e e a t h e a d m i n i s t r a t i v e l a y g e n s t o d i t i o n e o b e d e a p p a t e , m a y o d a p i s g p t y t o :

- (1) A s w a s s o b e e n o w i t e n r e q u i r e s f o r t h e s i m o r i n e r g o i e s ;
- (2) P r o d f o r h p t o d p i g a e a s b l e n o d t h s e d
- (3) P r o d o m p t o r e a e n u m b e r o f t h i s p a r t h a n d e n s .

(b) D i s o v e y s h a l o b e a u t h o r i z e d e r p a g e (a) o b i s s e i o n g a n e l v c h

- (1) W i l l b e s a d y a t a r p a t y s o l e y o r i m p a t h o c c o - e x t a b ;

(2) Is not a label to the party or

(3) Reason to any display pending

(4) Reason to expect a the administrative

(5) Is a violation of

(6) Reason to the impression of a discussion

(c) The administrative law judge may

(1) Will the party display

(2) Will the party be required

(3) Is a violation of the party's

(d) Prior to the administrative law

(e) The administrative law judge

(1) A list of the parties

(2) A list of the parties

(3) A statement of the parties

(i) A statement of the parties

(ii) A statement of the parties

(4) The date of the hearing

(i) A statement of the parties

(ii) A statement of the parties

(4) The date of the hearing

(i) A statement of the parties

(5) Copies of the administrative

(f) After the hearing, if the

A date of the hearing, if the

§ 0.3 The parties shall

The administrative law judge

A date of the hearing, if the

§ 0.4 The administrative law

(a) The administrative law judge shall

(b) The administrative law judge

2nd b R e 6 b b ted Ste s
D s r t o t r i c t o u n a

(b) Th n s i e n s a f a l d e i s o
p d g e i w f t e o m m i s e r s f a l d i s o

A d d e d R e f e b 6 1 9 8 5 e e i v e M . 8
1 9 ; a n d 5 F R 3 2 O A p r . 2 , 8 8 p a .
e n d , 5 4 F R 2 0 , J u n e 2 1 , 8 9 e e i v e A u g 1
1 9]

§ 0 8 6 p e o b e l d o c t i o n .

(a) A p a i t e r w i s s p e d o e l d e d
f r o m r a t e 6 o e h e o f i e d r \$ 0 6)
s h a l d e g n a b i z e p c t i c e o f p e h ,
t r a d e k a o b a o p e n t a w b e t h e o f f e

(b) U h e s o b w e d e e d t h e n -
s i e , a y a i t e a w h i s s p e l e o b e l d e d
f r o m r a t e 6 o e h e o f i e d r \$ 0 6)
i s a l l :

1) W h i n 0 d a y s o e n t y 6 t h e o r d e r 6
s u p n i s o o e t i o o b f y a b a r s o f w h e o r
s h e a m e m b e d a l t e i t o t h e p c t i o e b r
w m b o s h e s t l i g n e s e o r e b o f i c e
i n s e p a e i v t t e r i n a b e s s p n i s o
o e x t i o a d s h a l f e a p y o f e h w i t e r o m -
i n a i t o v h e D e c t o .

2) W h i n 0 d a y s o e n t y 6 t h e o r d e r 6
s u p n i s o o r e l u s i o s r e d r a d i e t s a i v e
o f i c e c a s f e s t o (i) t h e c l i e n o (i i) a b a p a i t -
t i o n e d i g a d y h e e i t h .

(3) N o b c h e n f c h e s e f o t a s a b -
r i z e d o p a i t e w e f o e b o f i e .

(4) P r o m y a e e a y d p p -
p i a t e t o s t e m o o f o n a y t e l e p e b e g , o r
o b e r d i r e o y a e d t e m e , s t a e n i o e p -
s e h a b w h i c h w d e o n e y s g s t h a t t h e
p a i t e r i s a b i z e t o p c t i e p e h , t e d -
e n k , o b e o p t a t l a v e b e t h e o f i e a n d
w i n 3 0 d a y o f t a k g t e s e p s f e i v h t h e
D e b r a n a f f i d i t d c r i b g b p e s a t i e o f
h e s p s a e n .

(5) N o a d i t s e t h e p a i t e s a h a b i l -
i t y o r b l i t y t o f o o r e d e l e g i s l a t i o n s o r
a p s a i n g i m m e d t e , p r o p t i v e o p d g
b i s e s b o e t h e O f f e

(6) N o e d r e g l a t e o r s e r v i c e t o a n y
p s o a i g i e n a e p e c t i e , o p d g
b i s e s b o e t h e O f f e a s t o t h a b h e .

(7) P r o m y a e s t e p s t a e g i s g
i d e i f y o p a i t e r s o r h e p c t i o e s f m s
o f e a d t h e p c t i o n e s o t h e p c t i o e s
f i r m s s a b e y o d e e b r e f r o m a y d e t i s e -
e n , s a e n t o e p s e n a i t o v c h a w l d e a -
s a l y s g s h a b p c t i o n e i s a b i z e t o
p a i t e a w e b e b o f e .

(8) W i t h i n 0 d a y s , e u m b a g e i t a n y
a e d f i d h e d g a y u n e a d e a h e e e
a d a y s o i t e s a d p e t y o h e e i e n .

(c) A p a i t e r w i s s p e d o e l d e d
f r o m r a t e 6 o e t h e o f i e a d w a s t h e r
p a i t e r i n a n y w i n t h e o b a p c t i o e s
p a i t e b a b o e t h e o f e , m a y , d r h e
d e c s p a v i s i o o f t h e b a r p c t i o e , a s a
p a g a l o r b o b p a i t e r o p f o r m b a r
s e r v i c e f o r t h e o b a p a i t e w h i c h e o m a l y
p e r f o r m a y - p e s e p o d e l :

(1) T h e p a i t e w i s s p e l e d o r
e t e d i s :

- (i) A s a r e m p y e 6
 - (A) T h e b a p a i t e r ;
 - (B) T h e b a p a i t e r s a w l i m ; o r
 - (C) A c t i e n e p o r e m p l o y s h e
o b a p a i t e r a s a l a r i e d e n e ;

(2) T h e b a r p c t i o e a s a n i u l l p -
f e s b a e p n i s b l y o g t a t a d h e o f e b r
a y w k p f o r e h b t h e s u p e d o e l d e d
p a i t e r f o r b o b p c t i o n e ;

(3) T h e s u p e d o e x t e d o p r a i t e r ,
i n o e t i o i v h g i t h a e p e p i v e o r
p d g i s e s b o e t h e O f f e d o :

- (i) C o m m a e d i r e l y i n w i t i g
o a l y , o b a i v s a w t a t a t o h e o b a p c t i o -
e r
- (ii) R e d e g l e g a l a i d e o a y l e g l
s e r v i c e s o a c l i e n t h e o b e r p a c t i o n e r ; o r
- (iii) M e h p s o o r i n t e p s a e o f t h e
o b a p a i t e r i v h

(A) A n d o f i c e o f i c i a l i n o n e i t o
w i l t h e p s e t o b a y p e n t , t e d m e , o r
o b a e s ;

(B) A y c l i e n t o f t h e o b a p a i t e r ,
t h e o b a p a i t e r s a w l i m , o t h e c t i e n -
e n e r o f t h e b e r p a c t i o e

(C) A n i v n e s o p t i a l i v n e s s
w i c h t h e o t a r p a i t e r , t h e o b a p c t i o e s
l a w i n o r h e o t a r p a i t e r s e t e n e p o r

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§ 0 0 6 p b r 6 t es

§ 0 1 5 in gsc la e.

(a) A d s p i n a r y p e d g e d o d t
eg ed in p b to h e f e t v e d e o the r egu l a -
t i o n s p e n s i t e d s e q u e n c e t o s h e f e i v e
d e , i f s u b o d t w d c h e t o j u s t i f y s -
p i o c e x t i o d r t h e p r o i s o f h i s p t

(a) I n a n e t e d i n a y s i t u a t i o n , w n j u s t i c e
r e q r e s p e c t e m e n t o t h e e g i a o f t h i s
p t w c h i s o t a r e q r e n t o f t h e s t a t e s h o e
s u p e d o w a i v e l y b o n i s a r o h e
o n s i e s e l g n e , s a s p e o c p i t i o n
o a y o i t y , i n c i d g t a D e c t o o t h e D i r e o s
r e p e n t a t i v e , s p e c t o s h o e r e q r e n t s a s
s h o i m p d .

(b) N o p r a t i o r s h a l b e s u j e c t t o a d c i -
p i n a y p r o d i g o d t h i s p t e c t o d t
e g e d i n t o e h e f e i v e d e h e d i f s b
o d t w d t h a e b e s p e t o d i s c i p l i n a y
a c t i o n o e s h e f e t v e d e .

(b) A p p e t i t i o n r t h i s e t i o n l o a y
a d i s p l i a p e d i g u n e s d e r e d b y t h e o n -
i n s i e r o a t h i s t r a t i v e h y g

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App. ix to Pat. 10 System of Records Notices by the Federal Bureau of Investigation, U.S. Department of Justice

FOIA

§ 106

(a) This notice is published in the System of Records Notices by the Federal Bureau of Investigation, U.S. Department of Justice, and the Patent and Trademark Office (PTO) for the purpose of complying with the requirements of 5 U.S.C. 552(a)(2) and 5 U.S.C. 552(a)(3). Information is hereby made available to the public as part of a public USPTO activity (for example, release of issued patents) may be made available to the public in accordance with this part of the FOIA only if such disclosure is in the public interest. This part does not create any right to be able to obtain information.

(b) As defined in this part, FOIA does not apply to the USPTO's internal administrative records, records of the United States Patent and Trademark Office, Patent and Trademark Office, Alexandria, Virginia, or the Patent and Trademark Office, Arlington, Virginia.

Added to FR 42, Aug. 3, 20, 1966, effective Oct. 2, 20; part (b) added FR 42, Mar. 2, 20, effective May 1, 20.

§ 106 Public reference facilities.

(a) USPTO information reference facility that has a record of FOIA requests to be made available to the public is hereby designated as a public information facility. This part applies to the USPTO's information reference facilities and records that are available to the public in accordance with this part of the FOIA, and for making the records available to the public.

access and records inspection facility. The FOIA Officer shall maintain and make available for public inspection any records that are not exempt from disclosure under this section. The records shall be made available, as requested, with the promptest possible response. In accordance with 35 U.S.C. (a)(2), the TO shall ensure that it is not subject to any other law, regulation, or contract, or any other restriction, that would prevent the disclosure of the records to the public. The records shall be made available in the Public Search Room, Crystal Palace 2000, the National Archives and Records Administration.

(b) The TO shall also make public inspection of records created by the TO or after the date of the election of the TO through the TO's World Wide Web site (<http://www.uspto.gov>). Information available at this site shall include:

(1) The TO's Office shall provide public inspection of records that are withheld from release.

(2) The TO shall provide a copy of the records to the requester.

(c) USPTO in this area is available for public inspection of records.

(1) A current list of pending information on the subject of this issue is available on the USPTO's website. The TO shall make available to the public any records that are withheld from release.

(2) Copies of records that are withheld from release shall be made available to the requester, as of their respective dates, to the extent possible, to the requester.

(3) A copy of the records described in paragraph (c) of this section.

(4) Final phase of the litigation is currently pending in the district court.

(5) The TO shall provide a copy of the records to the requester.

(6) Administrative staff shall be instructed to assist the affected parties.

Added to R 20, August 3, 2000, effective October 2, 2000.

§ 0 Redacted

(a) Redacted records shall be maintained in accordance with the provisions of the Freedom of Information Act, and shall be made available to the public.

(b) The information that is withheld from the USPTO's records shall be made available to the public upon request. With regard to electronic records, the issue of whether records are available or merely withheld from the public is a legal question. The TO shall make every effort to search for the information in electronic form.

(c) USPTO's Office, pursuant to the provisions of the Freedom of Information Act, shall make every effort to search for the information in electronic form.

(d) The TO's Office shall provide a copy of the records to the requester. This is a subject of FOIA.

Added to R 20, August 3, 2000, effective October 2, 2000.

§ 0 Request for records

(a) A request for USPTO records that are not available to the public shall be made in writing, and shall be processed in accordance with the provisions of the Freedom of Information Act. The TO's Office, United States Patent and Trademark Office, P.O. Box 4000, Alexandria, Virginia 22304, shall make every effort to search for the information in electronic form.

lic a pe ito a d p g are d sed in § 2 (c) b the q k b had ingt hereq \$ letter ad a eb ps b d be kn dF each of In f m a b n A t q b . b req e s b re or ds ab ons e , \$ 1 2 ob a s d it a l e q e en ts b e e q ts b r e d b ut a b id id - a l e i t h e a i v t e b z i a s i g d b that id iv d p m it t g d i s c l o s e b t s e o d s t o t h e e q t e r p t h a i d i d u a i s d e a d (f o r e x p e a c t a d e h c e r t i f i c a t e d a b t u g) a d a e s p o c e s s i n g t h e e q u e s t

(b) T h r e c o r d s e q u e d e n t b e d c r i b d n e g d e a l t a b e b T Q p s o b t o b e e t h a i v t h a r e a s a b e a m o t h o f e f o t . W h e r p i s b e a e q t b d b l d e s e f c n o m a t i o n a l e b e o d g t h s b a h e d a t e , t i t l e o r a p a u t h o , r e p t b , a d s b e c t i n t e b t h e r e d a d t h e a l l o a i t t o b f d a v e t h e r e c o d i s b a t e d A p f e o d s a b a c o t c a e a e s t y , t h e t i t l e b t s e t h e c o t i n t w c h t e s e a v s f e d a d a t u e b t h e s e s b d e i n t e d d f k w a f e d g n a b s o r d s i p o f o r t h e r e q s e d e o d s a b d e i n t e d d l n g e a l t h e m o s p e f c i a l t h e e q u e t d s i r b t h e e o r d s e t y , t h e g e e t h e l e l - b d t h a t b T Q v l b e b s e e o d s f t h e b A O f f e r i e r m i s t h a e q t d o s t r e a s b l y d s i b e o d s t h e b A O f f e w l i n f o r t h e r e q s e t w d i t i o b i n o m a t i o n i s e a d d o r w b r e q e i s b b w s e i n s u f f i c i e n t . I n e b A O f f i c e r a s m a y g i e t h e e q t e r a p p b i t y t d s e t h e e q s s o t h a t i t m a y b t h f i d b m e e t h e e q e m e t h s b i s s t i o

A d d e d 5 R 2 9 a u g . 3 1 , 2 0 , e e i v e d c t 2 2 0 ; p i e i d , 8 R 4 2 , M . 2 , 2 0 0 , e e i v e d M . 1 0 3

§ 2 R e s p b l i t y f o r e s p d o r e q s s

(a) I n g e a l . e p s t a t e d i n p a g e 1 6) b h i s s e b n b b T O w l p e s s e d r e q e s d i e c t e d o b T O n e r m i n g e o r d s r e p e i e t o a r e q e s , t h e b O f f i e r b a l i n t e d o y b s e e o d s i v h i n b T O s p e s s i o d b r o l a s o f t h e d a t e t h e b A O f f e r r e i v e t h e e q u e s t

(b) O s u a i t e d r e f e r a s f t h e b O f f e r r e c e i v e a e q e s t f o r a e c o r d i n U S P T O s p e s s i b i t w c h a b b e a l g e y b j e c t t o

FOA has the primary interest, the FOIA officers shall refer the request to the agency to determine whether the request is within the scope of the FOIA. If the FOIA officer receives a request for a record in which the FOIA officer determines that the FOIA has a significant interest, but the request may not be significant; or a FOIA officer determines that the FOIA has a significant interest, but the request may not be significant, the agency shall refer the request to the FOIA officer for a determination of whether the request is within the scope of the FOIA.

(c) Notice of referral. Whenever a FOIA officer refers a request to the FOIA officer for a determination of whether the request is within the scope of the FOIA, the FOIA officer shall refer the request to the FOIA officer for a determination of whether the request is within the scope of the FOIA.

(d) Time to respond to a request. The FOIA officer shall refer the request to the FOIA officer for a determination of whether the request is within the scope of the FOIA.

(e) Agency's responsibility. The FOIA officer shall refer the request to the FOIA officer for a determination of whether the request is within the scope of the FOIA.

A d d e d 5 R 2 0 , A u g . 3 , 2 0 , e e i v e d c t 2 0 0]

§ 2 T i m e l i m i t s e x p t e d o s i g .

(a) I n g e a l . e b A O f f i c e r o d a i l y s h a l e p o t o r e q e s a o d n g t o t h e i r o d o f r e p .

(b) I n i t i a l r e p e s e n t a t i o n . I n t h e t o p a g e (c) 1 t h i s e b n a n t i a s p e a l l b e e n w i t h i n k i n g s (i . e . , e x c l d g s u r d y b d s , a d e b p b c b d s) b t h e r e p o f a r e q e s f o r a e o r d a d t h i s p t y t h e p r o p e r b A O f f e r i d e n t i f e d i n a c o r d a c e w i t h § 1 2 a , d a a p a s h a l b e c d i v t h n 2 0 w o r k i n g d a y b s e c e i p t b y t h e O f f i c e o f t h e b e a l b e l .

(c) b a c r o n a e s .

(1) I n u s a l c i r c u m a e s a s p e f i e d i n p a g e 1 2 o f t h i s e t i d t h e b A O f f e r m a y e x t e n d t h e t i m e l i m i t s i n p a a g r a p h (b) b h i s s e b n b y b f i g t h e e q u e s t e r i n w i t i g a s n a p a i - a b e o f t h e a b c i r c u m t a e a d b t h e d e l y

will be the right to deny the request for records for the treatment of the individual if a request for records is denied on the basis of that individual's health.

Added to R 29 Aug. 31, 20, effective Oct 20]

Section 552 Requests

(a) Grants of requests for records shall be made in writing. The FOIA Office will inform the requester in the event of a denial under 552-11 and disclose to the requester the reasons for the denial. The requester shall be notified of the denial in writing. The FOIA Office will inform the requester in the event of a denial under 552-11 and disclose to the requester the reasons for the denial.

(b) The release of records shall be made in writing. The FOIA Office will inform the requester in the event of a denial under 552-11 and disclose to the requester the reasons for the denial. The requester shall be notified of the denial in writing. The FOIA Office will inform the requester in the event of a denial under 552-11 and disclose to the requester the reasons for the denial.

- (1) The name and title of the person to whom the records are being furnished;
(2) A brief statement of the nature of the records;
(3) An estimate of the cost of the records.

the reason for the denial shall be stated in writing. The FOIA Office will inform the requester in the event of a denial under 552-11 and disclose to the requester the reasons for the denial.

(4) A statement that the records are being withheld, and a statement of the reasons for the denial, shall be provided to the requester.

Added to R 29 Aug. 3, 20, effective Oct 20]

Section 552 Basis for Denial

(a) In general. The basis for denial shall be stated in writing. The FOIA Office will inform the requester in the event of a denial under 552-11 and disclose to the requester the reasons for the denial.

(b) Definitions. The following definitions apply to this section:
(1) Business information means information that is used in the conduct of a trade or business.

(2) Confidential information means information that is exempt from disclosure under 552-11.

(c) Ignorance of the existence of records. A submission is not a request for records if the submitter does not know of the existence of the records.

(d) Notice to submitter. The FOIA Office will inform the submitter in writing of the basis for denial of the request for records. The notice shall include a description of the records withheld and an estimate of the cost of the records.

require official may be disclosed p -
lishing the decision a pe easa ly lky to
apn ism of fa ito

(e) When a te is req red. Nie shall b
g e r b h e s l n e r a v n e r :

(1) The inform ich as b n des g e d i n
g d e i t h b y t h e s l n e r e p e c t e d f o n d i s c b -
s u e d r F O I A e p n o r

(2) The D A O f e h a s r e a s o n a b l e
t h a t t h e i n f o r m a t i o n b e p o t e n t i a l l y d i s c b e
a d e x p n b r 4

(f) p o t e n t i a l t o b e t c o d i s c b u r e . T h e
F O A O f f e r s h a l l a l l o w s u b m i t t e r s e v e n w o r k i n g
d a y s (i . e . , e x c l u d i n g S a t u r d a y s , S u n d a y s a n d
p u b l i c h o l i d a y s) f r o m t h e d a t e o f r e c e i v i n g t h e w r i t t e n
o r d e r i f n o a g g r e e d e n t h a s b e e n s i g n e d t o
p r o d u c e t h e i n f o r m a t i o n . T h e D A O f f i c e r w i t h a d a l e s t a t e n t o f
a p p e a r i n g i n t h e s u e . T h e a p p e a r i n g m u s t s p e -
c i f y a l g e n e r a l l y t h e i n f o r m a t i o n t o b e d i s c b u r e d i n t h e
i n f o r m a t i o n r e q u e s t . I n t h e c a s e o f a p p e a r a n c e i n t h e
c a s e o f a t r a d e s e c t o r o r c o m m e r c i a l o r f i n a n c i a l i n f o r -
m a t i o n t h a t i s p r i v i l e g e d o r c o n f i d e n t i a l , f a s t h e r
f a i l s t o s p e c i f y t h e n o t a n d h i t h e m e p r o c e d e d
t h e s u b m i t t e r w i l b e c o n s i d e r e d t o h a v e o p e n e d
t o d i s c b u r e t h e i n f o r m a t i o n . I n f o r m a t i o n b e -
i n t e n d e d t o b e d i s c b u r e d i n t h e p a g e p a n y i t s e l f b e
s p e c i f i c a l l y d e s i g n a t e d r e q u e s t e d .

(g) Notice of intent to disclose. The D
O f f i c e r s h a l l o b e d e a l t e r s p e c i f i c a n d
s p e c i f i c a l l y a d D A O f f i c e r s b e i n
d i c t a t e d t o b e d i s c b u r e d i n t h e i n f o r m a t i o n . I f
t h e D A O f f i c e r d e c i d e s t h a t t h e i n f o r m a t i o n r e q u e s t e d i s b e i n f o r -
m a t i o n o r t h e p e r s o n a s s u m e d t o b e t h e D
O f f i c e r s h a l l i g e t h e s u b m i t t e r t o s i g n a c e r -
t i f i c a t e d m a i l e t u r n r e c e i p t r e q u e s t e d , o r s i m i l a r m e a n s ,
w h i c h s h a l l i n c l u d e :

(1) A s a t t e s t a t i o n h a s b e e n
t e r s o b e t c o d i s c b u r e d i n t h e s u e

(2) A d c r i p t i o n h a s b e e n i n f o r m a t i o n
t o b e d i s c b u r e d

(3) A s a m e t h a t t h e D O f f e r
i n t e n d s t o d i s c b u r e t h e i n f o r m a t i o n e v e n w o r k i n g
d a y s f r o m t h e d a t e t h e s u b m i t t e r e e s t h e n o t e .

(h) E p i s t o n o t e r e q u i r e m e n t s . T h e
o r d e r s h a l l b e p a g e d (d) a n d (g) o f t h i s
s e c t i o n l i b e r a l l y :

(1) The D O f f i c e r d e m i n s t h a t t h e
i n f o r m a t i o n b e d i s c b u r e d

(2) The inform ich as b n des g e d i n
l i s h e d r a s e o f f a l l y a n a l a b e t o t h e
p u b l i c ;

(3) D i s c b u r e d i n f o r m a t i o n i s r e q u e r e d
b y s a t u r d a y t h a n D A O f f e r s h a l l b e d
i n a o d a v t h e i n f o r m a t i o n

(4) The d i s c b u r e d i n f o r m a t i o n e r
a d p a g e s (d) o f t h i s s e c t i o n p e s o u r c e s
f i v o l u n t a r y , i n w h i c h c a s e t h e D A O f f e r s h a l l p r o -
v i d e t h e n e c e s s a r y i n t e r v i e w o f i n d i c a t o r s
t o d i s c b u r e t h e i n f o r m a t i o n e x c e p t f r o m
t h e a t t e s t a t i o n r e c e i v e d i n t h e

(i) Notice of FOIA lawsuit. Where a
e q u e s t e r f i l e s a l a w s u i t t o c o m p e l t h e d i s c b u -
s u e t h e s u e i n f o r m a t i o n t h e F O I A O f f e r s h a l l
p r o d u c e t h e i n f o r m a t i o n .

(j) Response to requesters. W -
e e a d f e r p r o d u c e d a s m i t t e r i n t h e c a s e
a d o p t i v e t o p e t t o d i s c b u r e d r a -
g g (d) o f t h i s s e c t i o n t h e D A O f f i c e r s h a l l b e
o r d e r t h e r e q u e s t e r (s) . W h e n r a s o n i n t e r f e s a
l a w s u i t t o p r e v e n t t h e d i s c b u r e o f b u s i n e s s
i n f o r m a t i o n t h e D O f f e r s h a l l b e f y t h e
e q u e s t e r (s)

Added to R 20 , Aug. 3, 20 , e e i v e d c t 2
00]

S O O p a b f o m i n i t i a l d e t e r m i n a t i o n s o r
t h e n y e l a s

(a) If a e q u e s t f o r r e c o r d s i n i t i a l l y d e n i e d h
t h e r e i n p r o t e s t a t i o n y e d e m a n d r
f a r e q u e s t e r r e e i v e s a n a d v e r s e h i l d e m a n d a n
r e g i d g a y t o b e m a t e r i a l t h i s p a r t i c l e s
d i s i n s t r u c t i o n t h e r e q u e s t e r i l e a v t
t e r a p a t h e n b e e d b y t h e D f i c e r f
6 e a l 6 e i n t h i r t y a e d r d a y o f t h e
d a t e o f t h e r e t e n d a l o , f t h e e a s e o
d e m a n d , m a y b e s u b i t e d a t a n e a f t e r t h e
d e a d e , i n c l u d i n g t h e a s e x t e n d e r
§ 1 0 p r o t e c t e d i n f o r m a t i o n .

(b) A s s h a l l b e d e c l a r e d b y D e p u t y
e a 6 e p a s s a b o d b e d r e s e d t o t h e
6 e a l 6 e d e d S t a t e P e t r a d T r a d e k

Office, P.O. Box 101, Alexandria, Virginia 22304. The fee for a copy of this document is \$1.00. If you are unable to pay this fee, you may request a waiver. If you are unable to pay this fee, you may request a waiver. If you are unable to pay this fee, you may request a waiver.

(c) If a person is granted a patent, the patent shall be a personal property right. The patent shall be a personal property right. The patent shall be a personal property right.

(d) If a person is granted a patent, the patent shall be a personal property right. The patent shall be a personal property right. The patent shall be a personal property right.

(e) A patent shall be a personal property right. The patent shall be a personal property right. The patent shall be a personal property right.

(1) A patent shall be a personal property right. The patent shall be a personal property right. The patent shall be a personal property right.

(2) A patent shall be a personal property right. The patent shall be a personal property right. The patent shall be a personal property right.

(3) A patent shall be a personal property right. The patent shall be a personal property right. The patent shall be a personal property right.

(4) A patent shall be a personal property right. The patent shall be a personal property right. The patent shall be a personal property right.

(5) A patent shall be a personal property right. The patent shall be a personal property right. The patent shall be a personal property right.

(6) A patent shall be a personal property right. The patent shall be a personal property right. The patent shall be a personal property right.

§ 1

(a) In general, USPTO shall be a personal property right. The patent shall be a personal property right. The patent shall be a personal property right.

of this document is \$1.00. If you are unable to pay this fee, you may request a waiver. If you are unable to pay this fee, you may request a waiver. If you are unable to pay this fee, you may request a waiver.

(b) Definition of a patent shall be a personal property right. The patent shall be a personal property right. The patent shall be a personal property right.

(1) Commercial use of a patent shall be a personal property right. The patent shall be a personal property right. The patent shall be a personal property right.

(2) Direct costs of a patent shall be a personal property right. The patent shall be a personal property right. The patent shall be a personal property right.

(3) Patent means an invention of a person. The patent shall be a personal property right. The patent shall be a personal property right. The patent shall be a personal property right.

(4) Patent institution means a person. The patent shall be a personal property right. The patent shall be a personal property right. The patent shall be a personal property right.

and the proceeds of any institution... shall be the property of the institution...

5) Non-commercial scientific institution... shall be defined in paragraph (b)(1) of this title...

6) Reproduction of the... shall be subject to the provisions of this title... shall be subject to the provisions of this title...

7) Review of the... shall be subject to the provisions of this title... shall be subject to the provisions of this title...

8) The... shall be subject to the provisions of this title... shall be subject to the provisions of this title...

9) The... shall be subject to the provisions of this title... shall be subject to the provisions of this title...

(1) The... shall be subject to the provisions of this title... shall be subject to the provisions of this title...

Category	Charges
1) Comments and Requests	Review and Duplication
2) Unpublished Non-Commercial Scientific Institution Requests	Duplication (excluding the cost of the CO charges).
3) Research of the... of the...	Duplication (excluding the cost of the CO charges).
4) Other Requests	Standard Duplication (excluding the cost of the CO charges).

2) The... shall be subject to the provisions of this title...

Service	Rate
1) Material	The... of employee involved, plus the... of the... .
2) Compensation	The... of the... .

§ ve	Rb
<p>10) p b on of ed s P ap p y ep t i o β) Oth p d tior(eg, o p n t e i k o r p i n t o u t m i o f m , m i c o - b e t m f m)</p>	<p>\$.5 p g Actua dirto t d i g o p b i n</p>
<p>11) Rev e ds (i cd p p b r ele e e i n g)</p>	<p>A b y t o f m l y t i g e i w , p s p e b o b r a t e</p>

3) Sab .

(i) Search fees shall be charged for all requests that have a use that is in the public interest or for scientific institutions or representative organizations. The limit on fees for this section shall be the amount of the fee for a copy of the records requested. The fee shall be charged for the entire request. Search fees shall be charged for the entire request.

(ii) For multiple copies of records requested, a fee shall be charged for the first copy and a reduced fee for subsequent copies. The fee for the first copy shall be the fee for a copy of the records requested. The fee for subsequent copies shall be a percentage of the fee for the first copy. The fee for the first copy shall be the fee for a copy of the records requested. The fee for subsequent copies shall be a percentage of the fee for the first copy.

(4) Publication. Duplication of records requested shall be charged at the rate of \$0.10 per page. For a copy of a record, the fee shall be the fee for a copy of the record. For a copy of a record, the fee shall be the fee for a copy of the record. For a copy of a record, the fee shall be the fee for a copy of the record.

(5) Review. Review fees shall be charged to requesters who make a commercial request.

Review fees shall be charged to requesters who make a commercial request. Review fees shall be charged to requesters who make a commercial request. Review fees shall be charged to requesters who make a commercial request. Review fees shall be charged to requesters who make a commercial request.

(d) Limitation on fees.

(1) Notwithstanding any other law, the fee for a copy of a record shall be the fee for a copy of the record. The fee for a copy of a record shall be the fee for a copy of the record. The fee for a copy of a record shall be the fee for a copy of the record.

(2) Notwithstanding any other law, the fee for a copy of a record shall be the fee for a copy of the record. The fee for a copy of a record shall be the fee for a copy of the record. The fee for a copy of a record shall be the fee for a copy of the record.

(3) Except for requests seeking records for a commercial use, the FOIA Officer will provide records at no charge.

(i) The first copy of a record shall be provided at no charge.

(ii) For multiple copies of records requested, a fee shall be charged for the first copy and a reduced fee for subsequent copies.

(4) Where applicable, the fee for a copy of a record shall be the fee for a copy of the record. The fee for a copy of a record shall be the fee for a copy of the record. The fee for a copy of a record shall be the fee for a copy of the record.

(5) The provisions of paragraphs (3) and (4) of this section shall not apply to records requested for a commercial use. The fee for a copy of a record shall be the fee for a copy of the record. The fee for a copy of a record shall be the fee for a copy of the record. The fee for a copy of a record shall be the fee for a copy of the record.

(6) The fee for a copy of a record shall be the fee for a copy of the record. The fee for a copy of a record shall be the fee for a copy of the record. The fee for a copy of a record shall be the fee for a copy of the record. The fee for a copy of a record shall be the fee for a copy of the record.

On the date of the FOIA Officer's decision, the requester shall be notified of the decision. The requester shall be notified of the decision by the FOIA Officer. The requester shall be notified of the decision by the FOIA Officer. The requester shall be notified of the decision by the FOIA Officer.

(f) Changes to the FOIA Officer's decision. A party may request a reconsideration of the FOIA Officer's decision. The requester shall be notified of the decision by the FOIA Officer. The requester shall be notified of the decision by the FOIA Officer.

(g) Changing interest. The FOIA Officer shall change interest on a request if the requester provides information that changes the FOIA Officer's interest in the request. The requester shall be notified of the decision by the FOIA Officer. The requester shall be notified of the decision by the FOIA Officer.

(h) Requesting records. A requester may request records from a government agency. The requester shall be notified of the decision by the FOIA Officer. The requester shall be notified of the decision by the FOIA Officer. The requester shall be notified of the decision by the FOIA Officer.

(i) Multiple requests.

(1) For requests that are covered by paragraph (i)(2) and (3) of this section, the FOIA Officer shall not be required to make records available to the requester if the requester has not paid the full fee for the records.

The FOIA Officer shall not be required to make records available to the requester if the requester has not paid the full fee for the records. The requester shall be notified of the decision by the FOIA Officer. The requester shall be notified of the decision by the FOIA Officer.

(2) If the FOIA Officer determines or estimates that it is not in the public interest to disclose the records requested, the FOIA Officer shall not be required to make records available to the requester if the requester has not paid the full fee for the records.

(3) If a requester has previously filed a request for records and the FOIA Officer has determined that the records do not exist, the FOIA Officer shall not be required to make records available to the requester if the requester has not paid the full fee for the records.

(4) In a situation where the FOIA Officer has determined that records do not exist, the FOIA Officer shall not be required to make records available to the requester if the requester has not paid the full fee for the records.

(5) Upon the completion of processing of a request, where feasible and in the interest of justice, the FOIA Officer shall make records available to the requester only upon receipt of full payment of the fee.

(j) The fee for a request for records shall be based on the estimated cost of searching for, reviewing, and copying the records. The FOIA Officer shall not be required to make records available to the requester if the requester has not paid the full fee for the records.

(k) Request for information of

requester's personal information as

(1) Requester is to be aware that...

(v) The significance of the information...

(i) Disclosure of information...

(3) To determine whether these...

(i) Disclosure of information is not...

(i) The existence of a commercial...

(2) To determine whether the...

(i) The subject of the request...

(i) The information evaluated...

(i) The primary interest in disclosure...

(i) The information evaluated...

(i) The information to be disclosed...

(4) If only some of the records...

(5) Requests for information...

(d) If an inquiry shall be made pro-
 pterly by the Privacy Office. If a request is
 made by a third party, the Privacy Office
 shall determine whether the information
 requested is exempt from disclosure under
 the Freedom of Information Act, 5 U.S.C.
 § 552, and if so, the Privacy Office shall
 advise the requester of the exemption and
 the right to appeal. If the information is
 not exempt, the Privacy Office shall
 disclose the information to the requester.

(2) If the Privacy Office fails to take
 action within ten working days, as pro-
 vided in the Privacy Act, the requester
 may file a complaint with the Office of
 Administrative Hearings, which shall
 review the matter.

(e) An individual shall be required to
 provide a valid e-mail address for
 communication.

(f) Specific information shall be
 provided to the requester if it is
 not exempt from disclosure under the
 Freedom of Information Act, 5 U.S.C.
 § 552, and if the information is
 not exempt, the Privacy Office shall
 disclose the information to the requester.
 The Privacy Office shall also advise the
 requester of the right to appeal.

Added 5 R 29 Aug. 31, 2016, effective
 2016.10.03; 8 R 42, M. 2, 2016, effective
 2016.10.03

§ 102.24.01.01.02.03.04.05.06.07.08.09.10.11.12.13.14.15.16.17.18.19.20.21.22.23.24.25.26.27.28.29.30.31.32.33.34.35.36.37.38.39.40.41.42.43.44.45.46.47.48.49.50.51.52.53.54.55.56.57.58.59.60.61.62.63.64.65.66.67.68.69.70.71.72.73.74.75.76.77.78.79.80.81.82.83.84.85.86.87.88.89.90.91.92.93.94.95.96.97.98.99.100.101.102.103.104.105.106.107.108.109.110.111.112.113.114.115.116.117.118.119.120.121.122.123.124.125.126.127.128.129.130.131.132.133.134.135.136.137.138.139.140.141.142.143.144.145.146.147.148.149.150.151.152.153.154.155.156.157.158.159.160.161.162.163.164.165.166.167.168.169.170.171.172.173.174.175.176.177.178.179.180.181.182.183.184.185.186.187.188.189.190.191.192.193.194.195.196.197.198.199.200.201.202.203.204.205.206.207.208.209.210.211.212.213.214.215.216.217.218.219.220.221.222.223.224.225.226.227.228.229.230.231.232.233.234.235.236.237.238.239.240.241.242.243.244.245.246.247.248.249.250.251.252.253.254.255.256.257.258.259.260.261.262.263.264.265.266.267.268.269.270.271.272.273.274.275.276.277.278.279.280.281.282.283.284.285.286.287.288.289.290.291.292.293.294.295.296.297.298.299.300.301.302.303.304.305.306.307.308.309.310.311.312.313.314.315.316.317.318.319.320.321.322.323.324.325.326.327.328.329.330.331.332.333.334.335.336.337.338.339.340.341.342.343.344.345.346.347.348.349.350.351.352.353.354.355.356.357.358.359.360.361.362.363.364.365.366.367.368.369.370.371.372.373.374.375.376.377.378.379.380.381.382.383.384.385.386.387.388.389.390.391.392.393.394.395.396.397.398.399.400.401.402.403.404.405.406.407.408.409.410.411.412.413.414.415.416.417.418.419.420.421.422.423.424.425.426.427.428.429.430.431.432.433.434.435.436.437.438.439.440.441.442.443.444.445.446.447.448.449.450.451.452.453.454.455.456.457.458.459.460.461.462.463.464.465.466.467.468.469.470.471.472.473.474.475.476.477.478.479.480.481.482.483.484.485.486.487.488.489.490.491.492.493.494.495.496.497.498.499.500.501.502.503.504.505.506.507.508.509.510.511.512.513.514.515.516.517.518.519.520.521.522.523.524.525.526.527.528.529.530.531.532.533.534.535.536.537.538.539.540.541.542.543.544.545.546.547.548.549.550.551.552.553.554.555.556.557.558.559.560.561.562.563.564.565.566.567.568.569.570.571.572.573.574.575.576.577.578.579.580.581.582.583.584.585.586.587.588.589.590.591.592.593.594.595.596.597.598.599.600.601.602.603.604.605.606.607.608.609.610.611.612.613.614.615.616.617.618.619.620.621.622.623.624.625.626.627.628.629.630.631.632.633.634.635.636.637.638.639.640.641.642.643.644.645.646.647.648.649.650.651.652.653.654.655.656.657.658.659.660.661.662.663.664.665.666.667.668.669.670.671.672.673.674.675.676.677.678.679.680.681.682.683.684.685.686.687.688.689.690.691.692.693.694.695.696.697.698.699.700.701.702.703.704.705.706.707.708.709.710.711.712.713.714.715.716.717.718.719.720.721.722.723.724.725.726.727.728.729.730.731.732.733.734.735.736.737.738.739.740.741.742.743.744.745.746.747.748.749.750.751.752.753.754.755.756.757.758.759.760.761.762.763.764.765.766.767.768.769.770.771.772.773.774.775.776.777.778.779.780.781.782.783.784.785.786.787.788.789.790.791.792.793.794.795.796.797.798.799.800.801.802.803.804.805.806.807.808.809.810.811.812.813.814.815.816.817.818.819.820.821.822.823.824.825.826.827.828.829.830.831.832.833.834.835.836.837.838.839.840.841.842.843.844.845.846.847.848.849.850.851.852.853.854.855.856.857.858.859.860.861.862.863.864.865.866.867.868.869.870.871.872.873.874.875.876.877.878.879.880.881.882.883.884.885.886.887.888.889.890.891.892.893.894.895.896.897.898.899.900.901.902.903.904.905.906.907.908.909.910.911.912.913.914.915.916.917.918.919.920.921.922.923.924.925.926.927.928.929.930.931.932.933.934.935.936.937.938.939.940.941.942.943.944.945.946.947.948.949.950.951.952.953.954.955.956.957.958.959.960.961.962.963.964.965.966.967.968.969.970.971.972.973.974.975.976.977.978.979.980.981.982.983.984.985.986.987.988.989.990.991.992.993.994.995.996.997.998.999.1000.

(a) Any individual, regardless of
 citizenship, may file a request with the
 Privacy Office for access to records
 maintained by the United States

Government. The request shall be made
 to the Privacy Office, Two
 Capital Plaza, Suite 900, Fairfax,
 Virginia, or by mail addressed to the Privacy
 Officer, United States Patent and Trademark
 Office, Alexandria, Virginia 22304.

(b) Requests shall be made in writing
 to the Privacy Officer, United States
 Patent and Trademark Office, Two
 Capital Plaza, Suite 900, Fairfax,
 Virginia, or by mail addressed to the Privacy
 Officer, United States Patent and Trademark
 Office, Alexandria, Virginia 22304. A
 request shall be made in writing to the
 Privacy Officer, United States Patent and
 Trademark Office, Two Capital Plaza,
 Suite 900, Fairfax, Virginia, or by mail
 addressed to the Privacy Officer, United
 States Patent and Trademark Office,
 Alexandria, Virginia 22304. A request
 shall be made in writing to the Privacy
 Officer, United States Patent and Trademark
 Office, Two Capital Plaza, Suite 900,
 Fairfax, Virginia, or by mail addressed to
 the Privacy Officer, United States Patent
 and Trademark Office, Alexandria, Virginia
 22304. A request shall be made in writing
 to the Privacy Officer, United States
 Patent and Trademark Office, Two
 Capital Plaza, Suite 900, Fairfax,
 Virginia, or by mail addressed to the
 Privacy Officer, United States Patent and
 Trademark Office, Alexandria, Virginia
 22304.

(c) If the request follows a request
 under § 102.24.01.01.02.03.04.05.06.07.08.09.10.11.12.13.14.15.16.17.18.19.20.21.22.23.24.25.26.27.28.29.30.31.32.33.34.35.36.37.38.39.40.41.42.43.44.45.46.47.48.49.50.51.52.53.54.55.56.57.58.59.60.61.62.63.64.65.66.67.68.69.70.71.72.73.74.75.76.77.78.79.80.81.82.83.84.85.86.87.88.89.90.91.92.93.94.95.96.97.98.99.100.101.102.103.104.105.106.107.108.109.110.111.112.113.114.115.116.117.118.119.120.121.122.123.124.125.126.127.128.129.130.131.132.133.134.135.136.137.138.139.140.141.142.143.144.145.146.147.148.149.150.151.152.153.154.155.156.157.158.159.160.161.162.163.164.165.166.167.168.169.170.171.172.173.174.175.176.177.178.179.180.181.182.183.184.185.186.187.188.189.190.191.192.193.194.195.196.197.198.199.200.201.202.203.204.205.206.207.208.209.210.211.212.213.214.215.216.217.218.219.220.221.222.223.224.225.226.227.228.229.230.231.232.233.234.235.236.237.238.239.240.241.242.243.244.245.246.247.248.249.250.251.252.253.254.255.256.257.258.259.260.261.262.263.264.265.266.267.268.269.270.271.272.273.274.275.276.277.278.279.280.281.282.283.284.285.286.287.288.289.290.291.292.293.294.295.296.297.298.299.300.301.302.303.304.305.306.307.308.309.310.311.312.313.314.315.316.317.318.319.320.321.322.323.324.325.326.327.328.329.330.331.332.333.334.335.336.337.338.339.340.341.342.343.344.345.346.347.348.349.350.351.352.353.354.355.356.357.358.359.360.361.362.363.364.365.366.367.368.369.370.371.372.373.374.375.376.377.378.379.380.381.382.383.384.385.386.387.388.389.390.391.392.393.394.395.396.397.398.399.400.401.402.403.404.405.406.407.408.409.410.411.412.413.414.415.416.417.418.419.420.421.422.423.424.425.426.427.428.429.430.431.432.433.434.435.436.437.438.439.440.441.442.443.444.445.446.447.448.449.450.451.452.453.454.455.456.457.458.459.460.461.462.463.464.465.466.467.468.469.470.471.472.473.474.475.476.477.478.479.480.481.482.483.484.485.486.487.488.489.490.491.492.493.494.495.496.497.498.499.500.501.502.503.504.505.506.507.508.509.510.511.512.513.514.515.516.517.518.519.520.521.522.523.524.525.526.527.528.529.530.531.532.533.534.535.536.537.538.539.540.541.542.543.544.545.546.547.548.549.550.551.552.553.554.555.556.557.558.559.560.561.562.563.564.565.566.567.568.569.570.571.572.573.574.575.576.577.578.579.580.581.582.583.584.585.586.587.588.589.590.591.592.593.594.595.596.597.598.599.600.601.602.603.604.605.606.607.608.609.610.611.612.613.614.615.616.617.618.619.620.621.622.623.624.625.626.627.628.629.630.631.632.633.634.635.636.637.638.639.640.641.642.643.644.645.646.647.648.649.650.651.652.653.654.655.656.657.658.659.660.661.662.663.664.665.666.667.668.669.670.671.672.673.674.675.676.677.678.679.680.681.682.683.684.685.686.687.688.689.690.691.692.693.694.695.696.697.698.699.700.701.702.703.704.705.706.707.708.709.710.711.712.713.714.715.716.717.718.719.720.721.722.723.724.725.726.727.728.729.730.731.732.733.734.735.736.737.738.739.740.741.742.743.744.745.746.747.748.749.750.751.752.753.754.755.756.757.758.759.760.761.762.763.764.765.766.767.768.769.770.771.772.773.774.775.776.777.778.779.780.781.782.783.784.785.786.787.788.789.790.791.792.793.794.795.796.797.798.799.800.801.802.803.804.805.806.807.808.809.810.811.812.813.814.815.816.817.818.819.820.821.822.823.824.825.826.827.828.829.830.831.832.833.834.835.836.837.838.839.840.841.842.843.844.845.846.847.848.849.850.851.852.853.854.855.856.857.858.859.860.861.862.863.864.865.866.867.868.869.870.871.872.873.874.875.876.877.878.879.880.881.882.883.884.885.886.887.888.889.890.891.892.893.894.895.896.897.898.899.900.901.902.903.904.905.906.907.908.909.910.911.912.913.914.915.916.917.918.919.920.921.922.923.924.925.926.927.928.929.930.931.932.933.934.935.936.937.938.939.940.941.942.943.944.945.946.947.948.949.950.951.952.953.954.955.956.957.958.959.960.961.962.963.964.965.966.967.968.969.970.971.972.973.974.975.976.977.978.979.980.981.982.983.984.985.986.987.988.989.990.991.992.993.994.995.996.997.998.999.1000.

(d) The request shall be made in writing
 to the Privacy Officer, United States
 Patent and Trademark Office, Two
 Capital Plaza, Suite 900, Fairfax,
 Virginia, or by mail addressed to the
 Privacy Officer, United States Patent and
 Trademark Office, Alexandria, Virginia
 22304.

(1) Any individual, regardless of
 citizenship, may file a request with the
 Privacy Office for access to records
 maintained by the United States

(i) A document shall be made available
 to the requester if it is not exempt
 from disclosure under the Freedom of
 Information Act, 5 U.S.C. § 552, and if
 the document is not otherwise withheld
 from disclosure.

(ii) A document shall be made available
 to the requester if it is not exempt
 from disclosure under the Freedom of
 Information Act, 5 U.S.C. § 552, and if
 the document is not otherwise withheld
 from disclosure.

(iii) A document shall be made available
 to the requester if it is not exempt
 from disclosure under the Freedom of
 Information Act, 5 U.S.C. § 552, and if
 the document is not otherwise withheld
 from disclosure.

grant of exemption. In the event the individual is not a citizen of the United States, the TO will require a signed statement that the individual is a citizen of the United States. In order to avoid a waiver of the individual's right, the TO will verify the accuracy of the information provided by the individual.

2) Not a person. If the individual is a requestor, a person, or a P vacy Officer or other person authorized to determine identity, a certification of the individual's identity is not required. If the individual is a person, the requestor must provide a letter of introduction from the individual's employer or other person in a position of authority.

Cy - - - -

On - - - -

(Name of individual), fixed (his) (he) signature, on or about the date of the signature, in and to the effect that his name is the name of the individual, and established (his) (he) identity to my satisfaction.

My commission expires - - - -
Signature

3) If the individual is a legal resident of the United States, the individual must be a citizen of the United States. If the individual is a legal resident of the United States, the individual must be a citizen of the United States. If the individual is a legal resident of the United States, the individual must be a citizen of the United States.

individual, provided that the individual is a citizen of the United States.

(e) What the individual is doing in the United States, the TO will determine from an individual's request, alternative sources of information, or other sources.

(f) An individual's identity shall be verified by the TO or other person authorized to determine identity.

Added to R 20, Aug. 3, 20, effective October 20, 2000; amended, R 42, M. 2, 2000 effective 10/3

§ 2 5B close of request or disclosure.

(a) The P vacy Officer shall promptly provide a copy of the information requested (i.e., including a copy of the original document) to the individual. If a request is made in writing, the P vacy Officer shall acknowledge the request and provide a copy of the information requested to the individual. If a request is made orally, the P vacy Officer shall provide a copy of the information requested to the individual.

(i) A request for disclosure of information shall be processed in accordance with the provisions of this section.

(ii) A request for disclosure of information shall be processed in accordance with the provisions of this section.

(iii) Information obtained in the course of a request for disclosure of information shall be maintained in accordance with the provisions of this section.

(iv) The individual has the right to participate in the determination of the request for disclosure of information.

(2) If the P vacy Officer fails to provide a copy of the information requested within the time specified in the request, the individual may take corrective action to ensure that the P vacy Officer complies with the provisions of this section.

b) Grant of access. (1) Notification. An individual shall be granted access to the information requested.

except where the provisions of paragraph (g) of this section apply. The Privacy Officer will notify the individual of all amendments to the record as follows:

(i) The individual shall be notified in writing of (b)(2) of this section.

(ii) The place at which the record may be inspected.

(iii) The earliest date on which the record is expected to be available in print and that the record will be available in printed form no later than the first date thereafter thirty calendar days from the date of its release.

(iv) The estimated date of the release of the record and the time and place to which the individual may be referred for a copy of the record.

(v) The fact that the individual, if he or she wishes, may be accompanied by a representative of his or her choice in the presence of the Privacy Officer.

(vi) Any other information that the individual is entitled to know.

(2) Methods. The following methods shall be used to obtain an individual's records in any situation:

(i) In the case of records held by the Privacy Officer directly, the individual shall be notified by the Privacy Officer in writing.

(ii) If records are held by another agency, the Privacy Officer shall advise the individual of the agency and that the agency is free to refer the individual to the agency. The Privacy Officer shall also advise the individual of the agency's policies and procedures for the release of records.

(iii) Copies of records shall be made available to the individual, subject to payment of the fee prescribed in § 1.18 TO of this title, unless the individual is unable to pay the fee. The fee will be waived if the individual is indigent.

(c) Access to medical records shall be provided to the individual in accordance with § 1.18 TO of this title.

(d) US TO will supply a copy of information and a statement of the source of the information to the individual upon request.

(e) US TO reserves the right to limit the number of copies and extracts of original records, rather than the original record. The section does not require the original record to be made available to the individual. The individual shall be notified of the number of copies and extracts of the original record that are available to the individual. In no event shall the original record be made available to the individual. The Privacy Officer shall determine the number of copies and extracts of the original record that are available to the individual.

(f) Any individual who requests a copy of a record shall be notified of the location of the record and the time and place to which the individual may be referred for a copy of the record. The individual shall be notified of the location of the record and the time and place to which the individual may be referred for a copy of the record. The individual shall be notified of the location of the record and the time and place to which the individual may be referred for a copy of the record.

(g) Initial release.

(1) General. All records shall be made available to the individual upon request.

(i) The records shall be made available to the individual in accordance with § 1.18 TO of this title. The records shall be made available to the individual in accordance with § 1.18 TO of this title.

(ii) The records shall be made available to the individual in accordance with § 1.18 TO of this title.

(iii) The records shall be made available to the individual in accordance with § 1.18 TO of this title.

(iv) The records shall be made available to the individual in accordance with § 1.18 TO of this title.

cia, quib -j l i c h, o q i s t g slative p e ed g t o
lv ch b h i d i d a i s a p i t y o p t i c p a n t

(4) T h o r e i t o o a m e h t w d o -
l a t e a d j e n e d s t a t u e o p l g n a e d e g a b ;
o

(5) T h i d i v e l l a o e b l y f a i l e d t o
c o p n i v h t e p o e d l a e q e m e h o h i s p t

(f) I f a r e q e i s p t i a l l y r a e d p a t i a l y
d e n i e d , t h e P r i v a y O f f e r s h a l l b l o w t h e a p p o r i a t e
p e d e a s o f t h i s s e b r a t o t h e r e c o d s i v t h n
h e g a t a d h e r e o r d s w i t h i n t h e d e n i a l .

A d d e d 5 R 2 9 A u g . 3 1 , 2 0 , e e i v e d c t 2
2 0]

§ 0 2 2 9 a o f i n i t i a l a d e s e d i m i a o n
o o r e b r a m e t h .

(a) W h a e q t o c o r e i t o o h -
e n t a b e e d i n i t i a l y e r S O 2 t h e
i d i v e l s s t a i v t t e r a p l i v i n t h r t y
w k i n g a s (i . e . , e l u d i n g u r d y s s i g l s a n d
l e g l p b i c b i d y a f t e r t h e d e b h i n i t i a l
d i n a W h a a p a i s s t n e d b y a n l , t h e p s -
m a k i s o n c l u s i v e a s t o t h e n e s s .

(b) A r p p l i b d e d r e s d t h e s -
e r a o b , b t e d S t a s P e h e l T r a d e m k
O f f i c e , P O 8 1 0 A d i a , V i r g i n a 2 -
4 6 A a p h a b d i n t e d t h e w d s R -
V A C Y A P P E A L i n c a p i a l l e t t e r s a t h e o p o f t h e
l e t t e r d t h e a t t e n e b p p a b o t
a d s e d a d e n k e d a p r o i d d b e n i w l b o
e n k e d j e T o p s e l a w n i t i s i d e f i e d
a d i v l b e f o r w e d e h a b y t o t h e G e a l
G e a l A p a l w b i s t o p p e l a e d s s e d
b y t h e i d i v e l w l o b e d e h o b a b e
r e e d o p p e o f e n a i g t i t e p e r i o d s
i n t h i s s e c t i o n u n t i l a t u a l e c e p t b y t h e G e n e r a l
G e a l h e a i n s t a e l a n a p a s o f o r -
w a d e s e e e d , t h e G e a l G e a l l b y
t h e i d i v e l t h a h s o b r a p l a w s i m p r e y
a d s e d e d h e d a e l a n t h e p e a w r e i v e d
a t t h e r p e e d s s

(c) T h i d i v e l s p a b a l i n e d a t e -
m e n t i t h e e s t i n i t i a l d a l i b e l e d
t o t h e r r o r a d e T O s o b b e n a s s i g e d
t o t h e r e q e . T h e p l a b e i s g l y t h e d -
i v e l l e r e d w b t h i d i d a e q u s s b
c o r e e d o a m e d d a h l l c o r e s p e b e w e n
t h e P r i v a y O f f e r e h e e q t e r w l e u i n s h e d

b y t h e P r i v a y O f f e r w h o i s s u e d t h e n i t a l e d i a .
A b o t h e f o r e g g e n l y w l o n i s e t h e
e i t e r e d o p p l , t h e G e a l G e a l m a y
s e e i t i o n a i n f o r m a t i o n b e a s a y t a s e t h a t
t h e f a d e m a o i s f a r a d e q a b a d i n
s u b n s e a s i s o s t h e d i t i o n a i n f o r m a t i o n t o
t h e i d i v e l l i n g e e t e e n p i s b e a p p -
i v e d a p p o r t i t y f o r c o n t h e o

(d) N o p e r s a l p a a o b a g o
p p l i v l b a t w d

(e) T h e G e a l G e a l e s h a l a c t p o n t h e
p p l a d s e a f i n a l d e t e m n a b r n w r i t i n g t
h e r t h a t h i t y w o k i n g d a y s (i . e . , e b d i n g s u r -
d y s g l s a l l e g l p b c b l g l) f r o m t h e
d e d w c h t h e a p l i s r e i v e e x e p t h a t h e
G e a l G e a l e g r e x e d t h i r t y g s p o
e d i d g h a a a r d e q a b e i e w a t b e
e n i w i n t h a p e r i o d b t b y i f t h e i d i d a i s
d i s e d n i v t i g t h e a s o f o r t h e e x t e n a n d
t h e e s t i m a e d a e b y w h i c h a f a l d e m i n a t i o n w l
i s e t h e i m e d d e s b o d t e a t e r t h a t h e
s i x e t h w k g l a y e r r e c e p t o t h e p b e s
a e l c i r c u m t a e , a e l c r i b d i n § 1 0 2 2 ,
a e n t

(f) I f t h e p a i s e d e r m i a d i f a w o t h e
i d i d u a , t h e f a l d e r m i n a t i o n s h a l i n c e d t h e
s p e f i c o r e c t i o n s o r e h m e n t s t o b e m e d a
o p t h e r e f s h a l b t e a m i t t e d p o n y b o t h o t h e
i d i d u a a d t o t h e P r i v a y O f f e r w l i s s u e d t h e
i n i t i a l d a p l e e i p t o f s u b f i a d e r m i n a -
t i o , t h e P r i v a y O f f e r p o n y b a l a k e t h e
a i t e s t f o r t h i n § 0 2 2 9 (2) a d b

(g) I f t h e p l i s e d i d , t h e f a d e r m i n a -
t i o s h a l b t r a n e d p m p t l y t o t h e i d i v e l l
a d s t a e t h e e n s f o r t h e d i n a t h o b e o f a l
d e m a o b a s s h a l i n f o r m t h e i d i v e l l o t h e
f o l l o w g

(1) T h e r i g t o t h e i d i d a e d r t h e a t
t o f e a o c i s e s t a n t o e e n s f o r d a g e i n g
i w l t h e f a l d e r m i n a t i o n s t a t e m e n t o d a i l y
s b o b e e b n e p e a d T O e e s t h e
r i g t o r e p t a s t a m e t o e e s s i v e a g h . S t a
s t a m e t a l l e f e d w h e s e a l G e a l I t
s b o p r o i d t h e T O e b o l l e n a s s i g e d
t o t h e e q s , i d e e h e d a e o t h e f i a l d e r m i n a -
t i o d b e s g l y t h e i d i d u a . T h e G e a l
G e a l b a l a w e d g e e p o s h s a e n t

ad nform b id id ub 6 the d edw b it was re id

(2) The fact that says b d iagen t staten nt filed b id id w l be d in the d p d r e d h a h e p p s e a d s e b w ch the staten ntiv l ep ta et b ep lib et o the re d h w h i t s b e d , a d t h a a p b the s t a e m a t w i l b e p o i d d b p s o n s a n d g e n e s b w c h t h e e c o d i s i d s b e s b e q t t o t h e d t o f e c e p t o f s u c h s t a e m a t

(3) The fact that TOw l p ed t o any sub id agen nt a tement f e d b h id id b , a o p o t h e f i a l e d e m i n a c o e n y t h e r e f w c h a l s o w l b e p o d t p e s e e a g a e s t o w c h h e d i a g e n t s t a t e m e n t s i d s b e e d a d

(4) The right to the id id l o j u d i a l r e i v e d t h e f i n a l d e c i m n a b n e d r 5 5 2 g l) A , a l i m e d y 5 5 2 g l) (5).

(h) In the g h e f a l e d e r m a t i d h e s e - e a l C o u n s e l s h a l e m p l o y t h e c i t a e t b r t h i n § 10 8 c) a d s h a l d e m a n p p l o y o n t h e g o e s e t b t h i n § 10 2 e .

(i) I f a a p a s p a t i a l y g n e d l p a t i a l y d i n e t h e s e a l e b e a l l b l o w p r p r i a t e p e d e a s o f t h i s s e b r e t o t h e e c o d s i v h n t h e g a t a d t h e r e o r d s w i t h i n t h e d e n i a l .

(j) A l t h o u g h o p o t h e f i n a l d e r m i n a t i o n o r a s u m m a y t h e r e o f w i l b e t e a e d a p r t o f t h e i d i v e d s r e c o d f o r p p e s o i d s b u r e i n i n s a e w e t h e i d i v e d l a f e d a d a g e - m e n t s t a e m a t i t w i l n o t b e s u b j e t o r e c o r d n o a m e n t b y t h e i d i d b .

(k) T h e p o s s e f p a g e (g) (i) t h o u g h (g) b o t h i s e t i o a i s y b e q u i r e a s o f 5 U . S . C . e) (3) .

A d d e d 5 R 2 9 A u g . 3 1 , 2 0 1 6 e e i v e d c t 2 2 0 ; p a . (b) e i s e d 8 F R 4 3 2 M . 2 5 , 0 3 e e - t i v e M 1 0 3

§ 100 D is os re b r e c o d b p s o t a r t h a t h e d i d l e t o t a t p e a s

(a) U S T O m a y d i s o s e a r e c o d p t a i n g t o a n i d i v e d t o a p e s o b e r t h a t h e d i v e d t o w m i t p t a i s b y i n t h e f o l l o w i n g i n s t a e s :

(1) U p n i v t t e n r e q e b t h e i d i v e d , i n c i d e n t u t b a t i o u e d § 100 f)

(2) W i t h t h e p r i v t t e o s e t o t h e d i - v e d l

(3) T o a p e n o l e g l g d i a n e d r 5 U S C e h) ;

(4) W h e q u i r e d y t h e a d b o - e e p c i t y b t h e p o s e d 5 U . S . 5 2 b) ; a d

(5) W h e p m i t t e d e r 5 5 5 2 b) i n g h (2 , w h e r e f o l l o w s ¹

¹ 5 U . S . C . 5 2 b) i s n o p a p i a i o w i t h i n 5 T O

(i) T h e o f f i e s a d i n p o s e t h e g e y w b i n t a i n s h e e o d w h a e e d f o r t h e e o d i n t h e p f e n e t h e i r d e s

(ii) E q u i r e d r 5 U . S . 5 ;

(iii) F o a t h e s a d e f i e d h 5 5 2 a) (7) a d e d c r i b e d d e 5 5 5 2 e) (4) ;

(iv) T o t h e s a f e e s s f o r p - p e s o p a i g o a r i g o a e s o s u e y o r e l a t e d a i v i t y p u s a t b t h e p r o i s e o f T i t e 1 3 ;

(v) T o a r e p e w o h a s p o d t h e g e y i v h a d a e d e i v t t e r a s a e t h a t t h e e c o d w l b s e s o b l y a s a s i t a r e s a h o p o t i g e o d , t h e e d s o b t a f e e d i n a d m t h a s o t i n d i v i d u a l l y d e n i e b e ;

(vi) T o t h e i n i o n a A e s a d e o d s t h i s t r a t i o a r e d w h i c h a s s i f f i c i e n t h s o - i a o b e a l e t o w r a n t i s o i n e l p e s e a - t i o b t h e d t e d S t a e e n e t o b r e h a i o b t h e i v s t o f t h e d t e d S t a e o t h e d i s g b t h A h i v i s t o e r m i n e w b t h e r e d h a s s u b t a u e

(vii) T o a t a r a g e y o t a n i s u e n - a l y o f a n y g o v e n m e n t a l j u r i s d i c t i o w i t h i n o u d t a o t r o l o t t h e U n i t e d S t a e s o r a c i v l o r c i m i n a l a v e o c e m e n t a i v i t y i f t h e a i v i t y i s a b r i e d b y l a w , a d f b e a d o t h e a g e y o r i n s u m e n t l i t y b e n e a w i t e n e q t t o t h e g e y w h e n n a s t h e o d p e f i g t h e p a r - t i c u l a r p i t o r e l i e d a t h e a v e o c e m e n t a i v - i t y b w c h t h e e o d i s e b g ;

(viii) T o a p s o p u a t t o a s w i g o f o m p e l g c i r c u m t a e a f e c t i g t h e b a l t h o r s a e y o a i d i d u a i f p s u b d i s o s e o f i -

(b) The general principle is that information is exempt from disclosure under FOIA if it is exempt from disclosure under the Freedom of Information Act, 5 U.S.C. § 552, and the exemption is not overridden by the provisions of the Act. The exemptions are: (1) (b) (1) (A) through (1) (D), (1) (b) (2) (A) through (1) (b) (2) (D), (1) (b) (3) (A) through (1) (b) (3) (D), (1) (b) (4) (A) through (1) (b) (4) (D), (1) (b) (5) (A) through (1) (b) (5) (D), (1) (b) (6) (A) through (1) (b) (6) (D), (1) (b) (7) (A) through (1) (b) (7) (D), (1) (b) (8) (A) through (1) (b) (8) (D), (1) (b) (9) (A) through (1) (b) (9) (D), (1) (b) (10) (A) through (1) (b) (10) (D), (1) (b) (11) (A) through (1) (b) (11) (D), (1) (b) (12) (A) through (1) (b) (12) (D).

Added to R 29 Aug. 31, 20, effective Oct 20]

§ 4.3 Information on.

(a) (1) The following are exempt from disclosure under the Act: (1) (b) (1) (A) through (1) (b) (1) (D), (1) (b) (2) (A) through (1) (b) (2) (D), (1) (b) (3) (A) through (1) (b) (3) (D), (1) (b) (4) (A) through (1) (b) (4) (D), (1) (b) (5) (A) through (1) (b) (5) (D), (1) (b) (6) (A) through (1) (b) (6) (D), (1) (b) (7) (A) through (1) (b) (7) (D), (1) (b) (8) (A) through (1) (b) (8) (D), (1) (b) (9) (A) through (1) (b) (9) (D), (1) (b) (10) (A) through (1) (b) (10) (D), (1) (b) (11) (A) through (1) (b) (11) (D), (1) (b) (12) (A) through (1) (b) (12) (D).

(2) The following are exempt from disclosure under the Act: (1) (b) (1) (A) through (1) (b) (1) (D), (1) (b) (2) (A) through (1) (b) (2) (D), (1) (b) (3) (A) through (1) (b) (3) (D), (1) (b) (4) (A) through (1) (b) (4) (D), (1) (b) (5) (A) through (1) (b) (5) (D), (1) (b) (6) (A) through (1) (b) (6) (D), (1) (b) (7) (A) through (1) (b) (7) (D), (1) (b) (8) (A) through (1) (b) (8) (D), (1) (b) (9) (A) through (1) (b) (9) (D), (1) (b) (10) (A) through (1) (b) (10) (D), (1) (b) (11) (A) through (1) (b) (11) (D), (1) (b) (12) (A) through (1) (b) (12) (D).

(b) The following are exempt from disclosure under the Act: (1) (b) (1) (A) through (1) (b) (1) (D), (1) (b) (2) (A) through (1) (b) (2) (D), (1) (b) (3) (A) through (1) (b) (3) (D), (1) (b) (4) (A) through (1) (b) (4) (D), (1) (b) (5) (A) through (1) (b) (5) (D), (1) (b) (6) (A) through (1) (b) (6) (D), (1) (b) (7) (A) through (1) (b) (7) (D), (1) (b) (8) (A) through (1) (b) (8) (D), (1) (b) (9) (A) through (1) (b) (9) (D), (1) (b) (10) (A) through (1) (b) (10) (D), (1) (b) (11) (A) through (1) (b) (11) (D), (1) (b) (12) (A) through (1) (b) (12) (D).

from which they are exempt, and the justification for the exemption, as follows:

(1) (i) Exempt from disclosure under 5 U.S.C. § 552, the following records are exempt from disclosure under the Act: (1) (b) (1) (A) through (1) (b) (1) (D), (1) (b) (2) (A) through (1) (b) (2) (D), (1) (b) (3) (A) through (1) (b) (3) (D), (1) (b) (4) (A) through (1) (b) (4) (D), (1) (b) (5) (A) through (1) (b) (5) (D), (1) (b) (6) (A) through (1) (b) (6) (D), (1) (b) (7) (A) through (1) (b) (7) (D), (1) (b) (8) (A) through (1) (b) (8) (D), (1) (b) (9) (A) through (1) (b) (9) (D), (1) (b) (10) (A) through (1) (b) (10) (D), (1) (b) (11) (A) through (1) (b) (11) (D), (1) (b) (12) (A) through (1) (b) (12) (D).

(A) Investigative Records Contacted by the Federal Bureau of Investigation (FBI) in connection with the investigation of the activities of the Communist Party, United States of America, and its affiliates, as defined in 18 U.S.C. § 2385.

(B) Investigative Records of the Federal Bureau of Investigation (FBI) relating to the activities of the Communist Party, United States of America, and its affiliates, as defined in 18 U.S.C. § 2385.

(C) Litigation and Administrative Proceedings of the Federal Bureau of Investigation (FBI) relating to the activities of the Communist Party, United States of America, and its affiliates, as defined in 18 U.S.C. § 2385.

(D) Attorney General's Office Memoranda and Reports relating to the activities of the Communist Party, United States of America, and its affiliates, as defined in 18 U.S.C. § 2385.

(E) Confidential Informants - Confidential Informants of the Federal Bureau of Investigation (FBI) who are providing information to the FBI in connection with the investigation of the activities of the Communist Party, United States of America, and its affiliates, as defined in 18 U.S.C. § 2385.

(F) National Security Information - Information relating to the national defense, the national security, or the national interest, as defined in 5 U.S.C. § 552.

(ii) The following are exempt from disclosure under 5 U.S.C. § 552: (1) (b) (1) (A) through (1) (b) (1) (D), (1) (b) (2) (A) through (1) (b) (2) (D), (1) (b) (3) (A) through (1) (b) (3) (D), (1) (b) (4) (A) through (1) (b) (4) (D), (1) (b) (5) (A) through (1) (b) (5) (D), (1) (b) (6) (A) through (1) (b) (6) (D), (1) (b) (7) (A) through (1) (b) (7) (D), (1) (b) (8) (A) through (1) (b) (8) (D), (1) (b) (9) (A) through (1) (b) (9) (D), (1) (b) (10) (A) through (1) (b) (10) (D), (1) (b) (11) (A) through (1) (b) (11) (D), (1) (b) (12) (A) through (1) (b) (12) (D).

(2) (i) Exempt from disclosure under 5 U.S.C. § 552, the following records are exempt from disclosure under the Act: (1) (b) (1) (A) through (1) (b) (1) (D), (1) (b) (2) (A) through (1) (b) (2) (D), (1) (b) (3) (A) through (1) (b) (3) (D), (1) (b) (4) (A) through (1) (b) (4) (D), (1) (b) (5) (A) through (1) (b) (5) (D), (1) (b) (6) (A) through (1) (b) (6) (D), (1) (b) (7) (A) through (1) (b) (7) (D), (1) (b) (8) (A) through (1) (b) (8) (D), (1) (b) (9) (A) through (1) (b) (9) (D), (1) (b) (10) (A) through (1) (b) (10) (D), (1) (b) (11) (A) through (1) (b) (11) (D), (1) (b) (12) (A) through (1) (b) (12) (D).

Part B: Discovery

0 4.1 Scope and purpose.

10 2 0 f set 0 r 0 s

Part C: In Discovery Imposed
On the Defendant's IP Address

0 4.2 Scope and purpose.

10 2 Demand for testimony production

0 4.2 Expert or in-house testimony.

10 4 On and off site alphas for
red search by the system.

Part D: Definition

0 4.3 Scope.

0 4.2 Procedure for requesting information

Part E: Content

10 1 Procedure for claims.

104.42 Finality of the order to deny files.

Section 10: Definitions

§ 10 Definitions

The definition of a request for discovery
testimony and for service by the party

Director, Secretary of Commerce
for Intellectual Property and Director of the United
States Patent and Trademark Office (see § 9 (j)).

The term means any of the following: a prop-
erty held by the Office, including but not limited to
official letters, telegrams, and aep \$ std-
ies, and all other materials, such as
books, notes, articles, and other
information, including any data
relating to the operation of the
system, and any other information
relating to the system.

The term means any current or former officer or
employee of the Office.

The term means any of the following: a prop-
erty held by the Office, including but not limited to
official letters, telegrams, and aep \$ std-
ies, and all other materials, such as
books, notes, articles, and other
information, including any data
relating to the operation of the
system, and any other information
relating to the system.

The scope includes all parties to a lawsuit as
requested in the motion for discovery.
The Office shall not be bound by the
discovery rules.

The Office shall not be bound by the
discovery rules.
The Office shall not be bound by the
discovery rules.

The Office shall not be bound by the
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discovery rules.
The Office shall not be bound by the
discovery rules.

Added 66 R 3 3 Sep. 2, 2016 effective
2, 2017; see section 8 FR 4 3 M 25,
2017, 12 003]

§ 10 Address in letters to the telepho-
nic.

(a) Mailed in the United States Patent and
Trademark Office
P.O. Box 0
Aldridge A 2 5

(b) Service by address to the
Office of the
Crystal Park Tower Suite 905
22 5 1 D ve
Aldridge Virginia.

(c) The Office shall not be bound by the
discovery rules.

Office of the
Crystal Park Tower Suite 905
22 5 1 D ve
Aldridge Virginia.

(c) The Office shall not be bound by the
discovery rules.

The Office shall not be bound by the
discovery rules.

The Office shall not be bound by the
discovery rules.

Added 66 R 3 3 Sep. 2, 2016 effective
2, 2017]

§ 17.0101 Waiver of fees

In order to ensure that the state justice requires, the board shall... (text is very faint and partially illegible)

Added 66 R 38 Sep. 12, 2016 effective 2, 2017

§ 17.0102 Reassignment of... (text is very faint)

High in this part... (text is very faint)

Added 66 R 38 Sep. 12, 2016 effective 2, 2017

§ 17.0103 (text is very faint)

§ 17.0104 (text is very faint)

(a) This part sets forth... (text is very faint)

(b) This part is intended... (text is very faint)

(c) This part is intended... (text is very faint)

(d) This part is intended... (text is very faint)

Added 66 R 38 Sep. 12, 2016 effective 2, 2017

§ 17.0105 (text is very faint)

(a) Any person who... (text is very faint)

(b) Any person who... (text is very faint)

shall be... (text is very faint)

(c) Any person who... (text is very faint)

(d) When... (text is very faint)

(e) Are employees... (text is very faint)

(f) The Office... (text is very faint)

Added 66 R 38 Sep. 12, 2016 effective 2, 2017

§ 17.0106 (text is very faint)

§ 17.0107 (text is very faint)

(a) This part sets forth... (text is very faint)

(b) It is the... (text is very faint)

(1) Any person who... (text is very faint)

(2) A former employee... (text is very faint)

Added 66 R 38 Sep. 12, 2016 effective 2, 2017

SECTION 2 (b) In the event that the person is unable to appear in person, the person may appear by telephone or video conference.

(a) Where a person is unable to appear in person, the person may appear by telephone or video conference. The person shall be sworn in before the hearing and the hearing shall proceed as if the person were present.

(b) Any person giving testimony, provided that the person is sworn in before the hearing and the hearing shall proceed as if the person were present.

(c) (1) If a person is unable to appear in person, the person may appear by telephone or video conference.

(2) If a person is unable to appear in person, the person may appear by telephone or video conference.

(3) A federal employee who is a party to a proceeding before the United States District Court for the District of Columbia or the United States District Court for the District of Columbia shall be sworn in before the hearing and the hearing shall proceed as if the person were present.

(d) Failure of a person to appear in person shall be deemed to be a failure to appear in person.

(e) A person who fails to appear in person shall be deemed to be a failure to appear in person.

in the event that the person is unable to appear in person, the person may appear by telephone or video conference.

(f) If a person is unable to appear in person, the person may appear by telephone or video conference. The person shall be sworn in before the hearing and the hearing shall proceed as if the person were present.

Added 66 R 3 3 Sep. 2, 2016 effective 2, 2017

SECTION 3 (b) If a person is unable to appear in person, the person may appear by telephone or video conference.

(a) (1) If a person is unable to appear in person, the person may appear by telephone or video conference.

(2) The Federal Bureau of Investigation shall be sworn in before the hearing and the hearing shall proceed as if the person were present.

(b) If a person is unable to appear in person, the person may appear by telephone or video conference.

(c) Respectfully decline to answer on the grounds that it or its contents are privileged or confidential.

(ii) If the testator is to be given the benefit before giving up the right; and

(iii) If the testator is to be given the benefit before giving up the right; and

(2) If the testator is to be given the benefit before giving up the right; and

(c) If a person is a witness to the execution of a will in which the testator is to be given the benefit before giving up the right; and

(d) If a person is a witness to the execution of a will in which the testator is to be given the benefit before giving up the right; and

Added 66 R 38 Sep. 12, 2016 effective Sep. 2, 2017

§ 4. The court may require in legal proceedings for the purpose of ascertaining the truth of any statement made by a witness in a will.

The court may require in legal proceedings for the purpose of ascertaining the truth of any statement made by a witness in a will.

Added 66 R 38 Sep. 12, 2016 effective Sep. 2, 2017

§ 16. The power of a testator to make a will is not affected by the fact that the testator is a minor.

§ 16. The power of a testator to make a will is not affected by the fact that the testator is a minor.

The power of a testator to make a will is not affected by the fact that the testator is a minor.

Added 66 R 38 Sep. 12, 2016 effective Sep. 2, 2017

§ 2. The power of a testator to make a will is not affected by the fact that the testator is a minor.

(a) After the testator has died with a will, the court may require in legal proceedings for the purpose of ascertaining the truth of any statement made by a witness in a will.

(b) If a person is a witness to the execution of a will in which the testator is to be given the benefit before giving up the right; and

(2) No question of fact or law shall be presented by a will which is admitted to probate if the testator was of sound mind and memory at the time of its execution.

(i) A person is not competent to testify in a will if the person is a witness to the execution of the will.

(ii) The power of a testator to make a will is not affected by the fact that the testator is a minor.

(iii) The power of a testator to make a will is not affected by the fact that the testator is a minor.

A d d d 66 R 3 8 Sep. 12, 2001 e iveS ep. 2, 01]

T C b n

§ 1 P o d e d r i l l i g b n

h i s t r a t i v e d a m g a t h e f i e f i l e d p - s u b t o t h e a d m i s t r a t i v e b n p o b n o t h e e d a l T o r t C a s e 2 8 8 2 d h e o - r e p d g p a r t n o J u s t i c e r e g a b s (2 8 C R P i t h a l b e f e d i v h t e s a l o n e l a s i d e d i s) .

A d d d 66 R 3 8 Sep. 12, 2001 e iveS ep. 2, 01]

§ 2 F a i t y o s t e m e t o r d i a o b a m s .

o y a d i s i o n o t h e D e t o o t h e a l o n e l e g d i n g s e t t l e m t o d a l o a y a i m a d h s p i t m a y c b d e r d f i a o b h p - p e o d i c a e w .

A d d d 66 R 3 8 Sep. 12, 2001 e iveS ep. 2, 01]

S A R D D
W R
P R T D R R
P N R M T N
N T C D R

8

- 150.1 D e n i b n s .
- 150.2 I n i t i o n o f v h a b n .
- 150.3 S b i n s i o r e q t s .
- 150.4 E v a l u a t i o n .
- 150.5 D u t i o m f p b a t m i o n .
- 150.6 M a l i g a d d s .

§ D e f i n i t i o s

(a) D r e t o e n s t h e U n d S e t a y o f e n e f o r h e l e t a P r p t y a d e c t o o f t h e U n i t e d S t a t e s P e n a l r e n k o f e (s e § 1 8) .

(b) E i g g r e m n t e n n s t h e d y o i - t u e o f a d e i g h i o n , o r a n e a t i o l o r e g i a l i n t e r g n m e t a l o g i a b r i v c h a s b e a p d y t s e n r s t a t e s t o r e q s i s - a e o P e d n i t a p r o l a m a t e o t h e r b a l f a d h i s p t

(c) I n t e r i m o d r e n n s o d r i s a d h e S e t a r y o m m e e d r 1 7 9 4

(d) M e a n s a e r s o f r e a d i m a g e , b w e e f i e d e d d

(1) H a i g o p r e s e i t g h p r e d e e - m e c h e e - d e n o a l p t e r r o m a l i c h e a t - i g o r s i o n d o t h e r i a p e n t o r e a n d f r o m h e a y e s o a e m d o r c h i p p d ; d

(2) I n w h i c h s e r i e s t h e e h i t o o f t h e i m a g e t o o n e t a r i s t h a e h i m e h a p a t e r n e s u f e o e f o r o f t h e i n d o o r b p p r d - a t

(e) P r e s i d e n t i a l p o l a m a t i o n e n s a a i t o b y t h e p e d e t e x t e d o f o r e i g n i t a s i t h - d a r e s a n d s o v e r e i g n a t h o r i t i e s t h e p r i v i l e g e o p p i g o e i g t r a t i o s o n k l w p a n t t o 7 9 2

(f) R e q t e n s a q u e t y o e i g g - e m t f o r t h e i s u a e o f a B d i a l p o l a n - i t o n .

(g) P o d n g m e a p o d g o s s u e a n i n e r n o d e x t e d g p o c t i o t o f o r e i g n a t i o - h a s t h l a r e d s e e i g n a b i t i e s d r 7 9 p e r 9 .

(h) S e c e g m a t h e S e t a r y o o n - m e

A d d d 53 R 24 7 9 2 , 8 8 e i v e A g s 1 8 8 p a . i e s e c 6 8 F R 1 3 2 1 . 2 5 , 2 0 0 3 , e e i v e M 1 0 3

§ I n i a b r o a l a i o n .

(a) T h e D e t o i p e d t h y o a d e e d b y t h e r e a y , m a y i n i t i a t e a l a t i o h e p - p e t o f r e m m e d g h e s a n e , e i s i o , s - p e a o r r e o a b r o a e b r o p c l a m i o .

(b) T h e D i r e c t o s h a l l i n i t e a e v a l u a t i o o t h e p r e y o f e o i t h o h e i s s u a e f a s e c t i o 9 0 b a n i o n p r e c e p t o a e q t f r o m a d e i g g o n n .

(b) Requests for heretofore unpublished information of applicant in connection with interest in property. Use of revision, unpublished information of a prolamator will be deemed substantially the same manner as requested for the issuance of a subpoena pro lamator

§ 6 Mainly

Use of the following information is not to be disclosed: Mal St 4, De tor 6 b b ites tates Pet et rel mto filed 8 8 , Alexandria, Virginia 2 3 8 0

Added FR 2 21 e 2, 9 8 five Ag \$ 1, 9 8

Added FR 2 8, 11 e 2, 9, 1988, five Aug, 1 9 8; revised, 8 R 3 2 M . 25, 20 , five 1 0 8

0 0 P AIR ULES