

Patent Public Advisory Committee Meeting

Implementing the America Invents Act



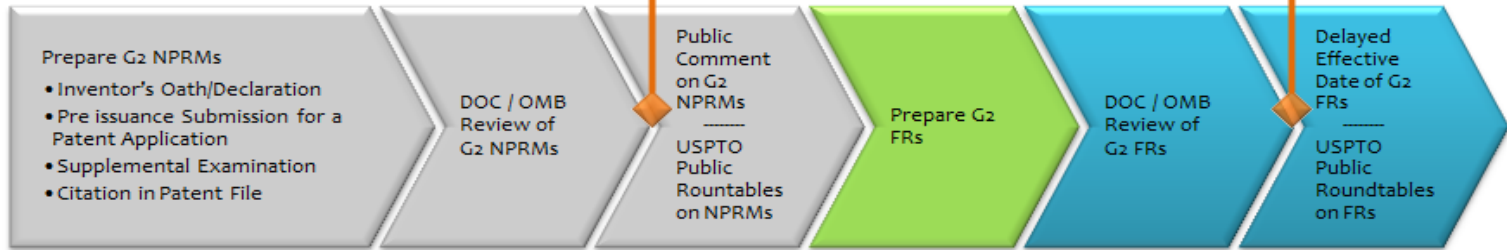
Janet Gongola
Patent Reform Coordinator
June 14, 2012



Patent and Board Rulemakings

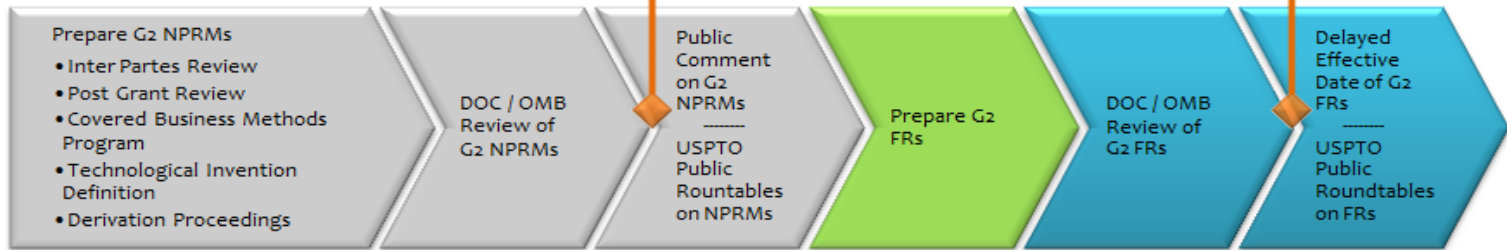
PATENT RULES

SEP 16, 2011



BOARD RULES

SEP 16, 2011



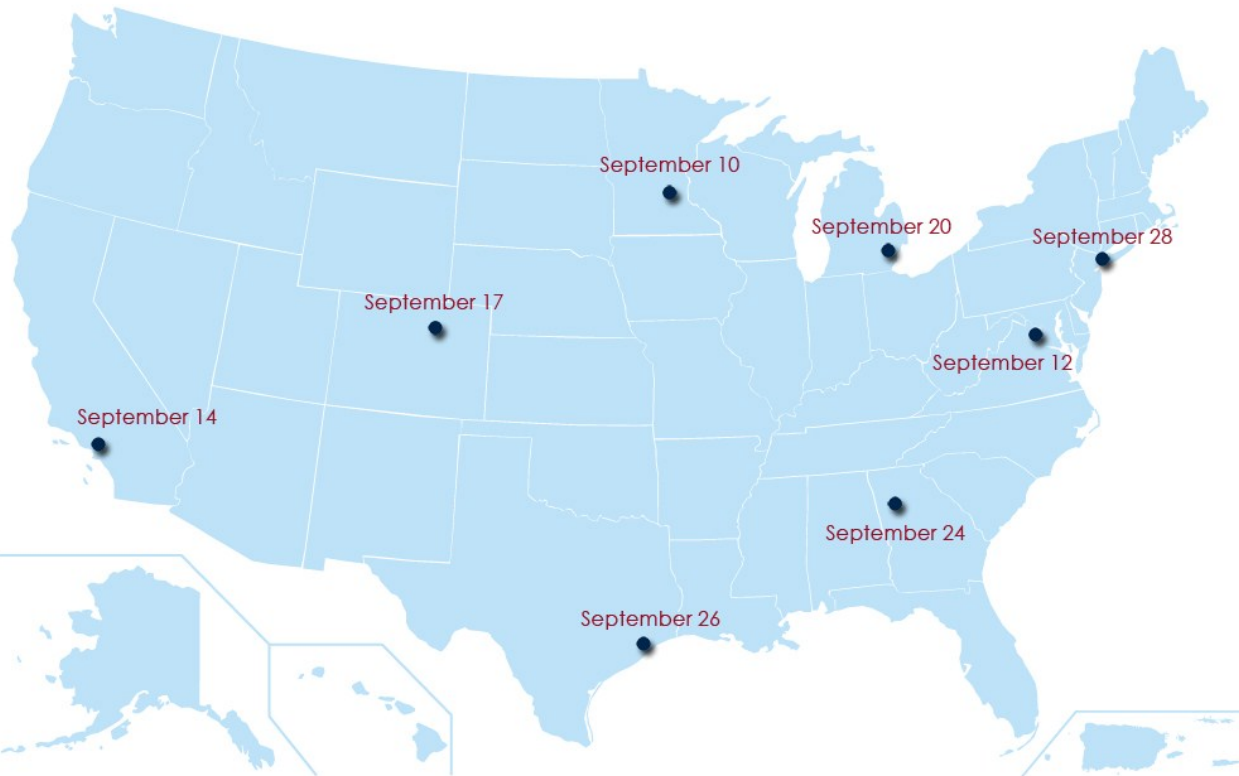
Completed

In Progress

Not Started



Roadshows on Final Rules



Date	Location
Monday, Sept 10	Minneapolis, MN
Wednesday, Sept 12	Alexandria, VA
Friday, Sept 14	Los Angeles, CA
Monday, Sept 17	Denver, CO
Thursday, Sept 20	Detroit, MI
Monday, Sept 24	Atlanta, GA
Wednesday, Sept 26	Houston, TX
Friday, Sept 28	New York, NY



Micro Entity Rulemaking





Micro Entity Notice of Proposed Rulemaking

- Changes to Implement Micro Entity Status for Paying Patent Fees, 77 Fed. Reg. 104 (May 20, 2012)
- Addresses:
 - Procedures to claim micro-entity status;
 - Paying fees as a micro-entity;
 - Notification of loss of micro-entity status; and
 - Correction of payments erroneously paid in the micro-entity amounts
- Public comments due by July 30, 2012



First-Inventor-to-File Rulemaking

First-Inventor-to-File

SEP 16, 2011

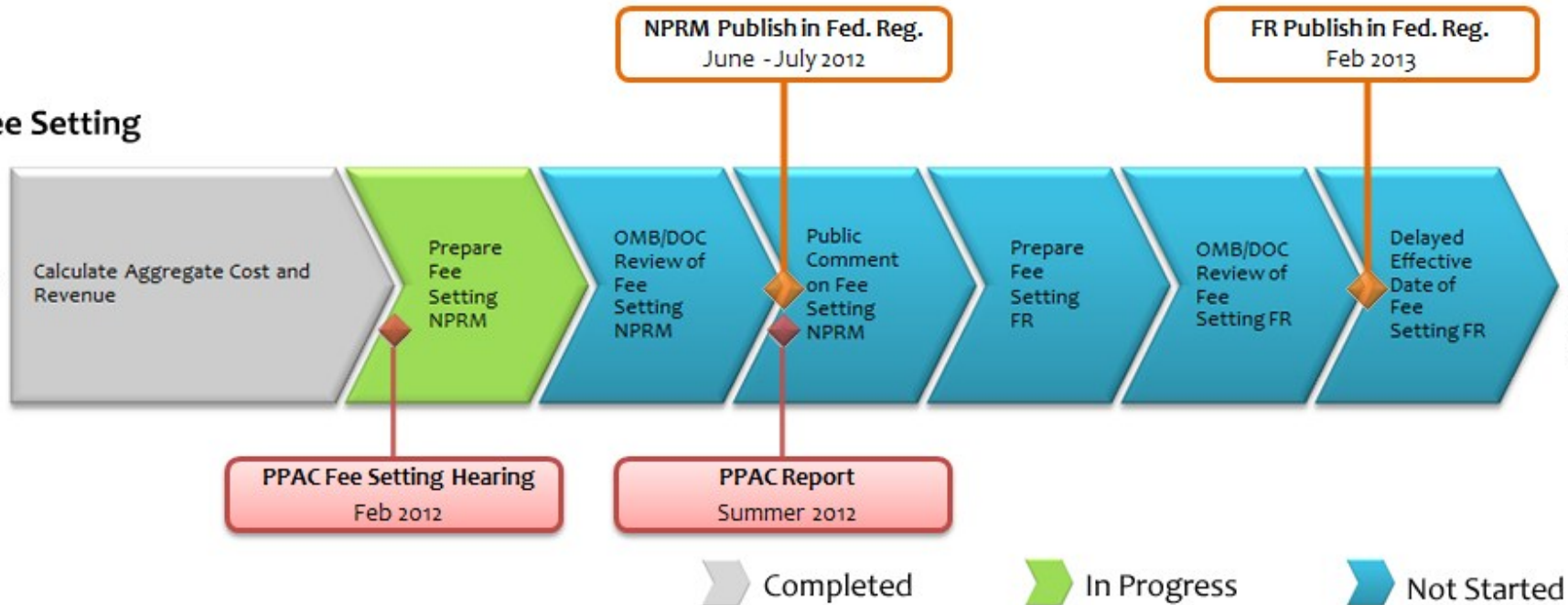




Fee Setting Rulemaking

Fee Setting

SEP 16, 2011



MAR 2013



Progress Report: Studies

	Topic	Due Date from Enactment	Status
1	International Patent Protection for Small Businesses	4 months (January 16, 2012)	Complete
2	Prior User Rights	4 months (January 16, 2012)	Complete
3	Genetic Testing	9 months (June 16, 2012)	Ongoing
4	Misconduct Before the Office	Every 2 years	Future
5	Satellite Offices	3 years	Future
6	Virtual Marking	3 years	Future
7	Implementation of AIA	4 years	Future



Genetic Testing Study

- Focus = effective ways to provide “second opinion” genetic diagnostic tests where:
 - gene patents; and
 - exclusive licensing for primary genetic diagnostic tests
- 2 hearings held where 20 witnesses testified
- 23 public written comments received; deadline extended to April 4 in view of Prometheus decision
- Report due by June 16, 2012



Progress Report: Programs

	Topic	Due Date from Enactment	Status
1	Pro Bono	Immediately	Complete
2	Diversity of Applicants	6 months (March 16, 2012)	Completed
3	Patent Ombudsman for Small Businesses	12 months (September 16, 2012)	Ongoing
4	Satellite Offices	3 years	Ongoing



Pro Bono Program

- 2 programs established:
 - Minnesota (pilot): 12 clients and 1 issued patent
 - Denver (partly operational)
- Nationwide clearing house for pro bono intake, screening, and referral set to launch in summer 2012
- Additional programs to be operational by end of 2012:
 - Northern California
 - Southern California
 - Texas
 - Washington, DC, Maryland, and Virginia



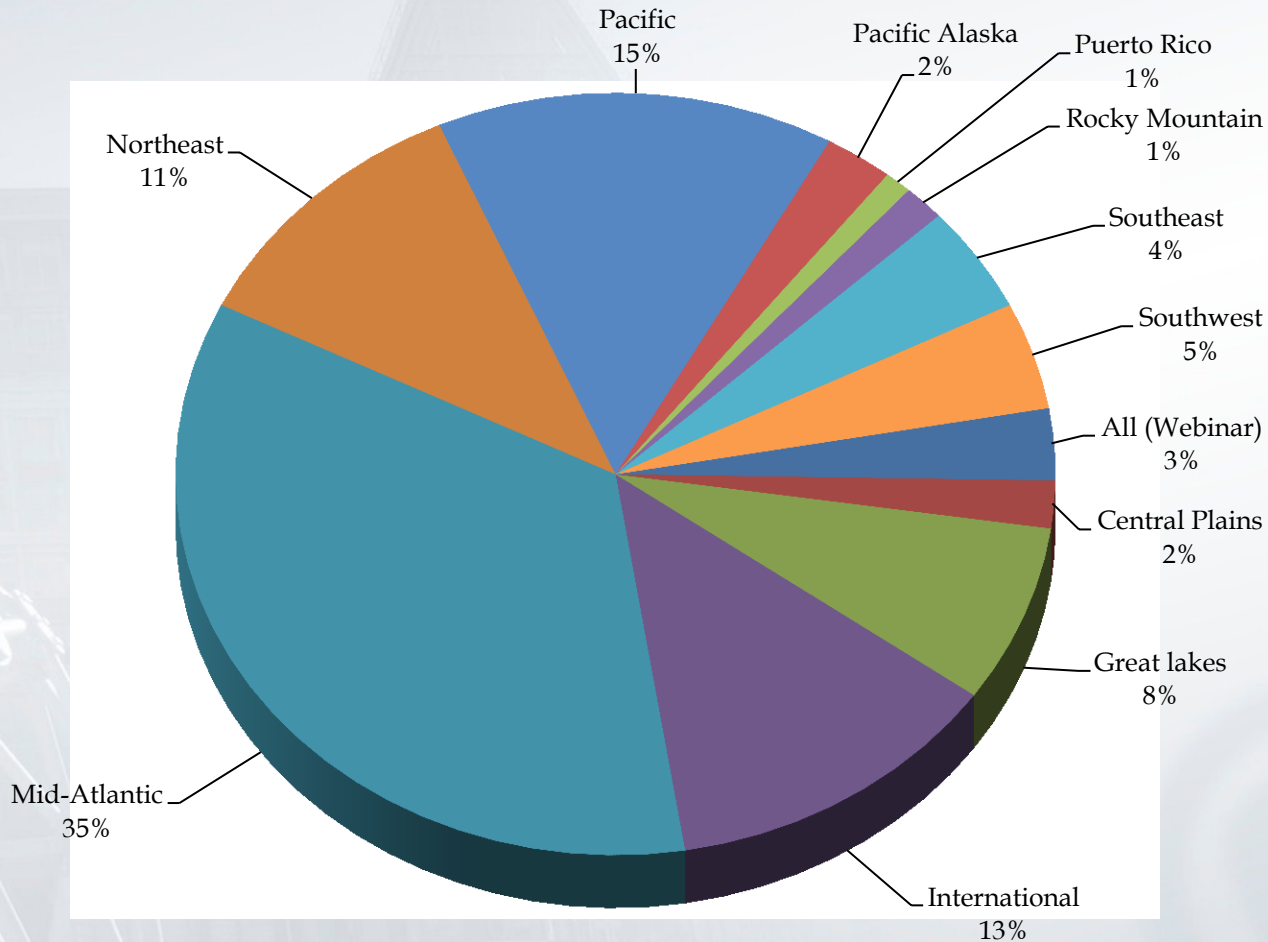
Satellite Offices

- USPTO required to open 3 satellite offices in three years from AIA enactment
- Detroit office opening on July 13, 2012
- USPTO plans to announce additional office locations in summer 2012





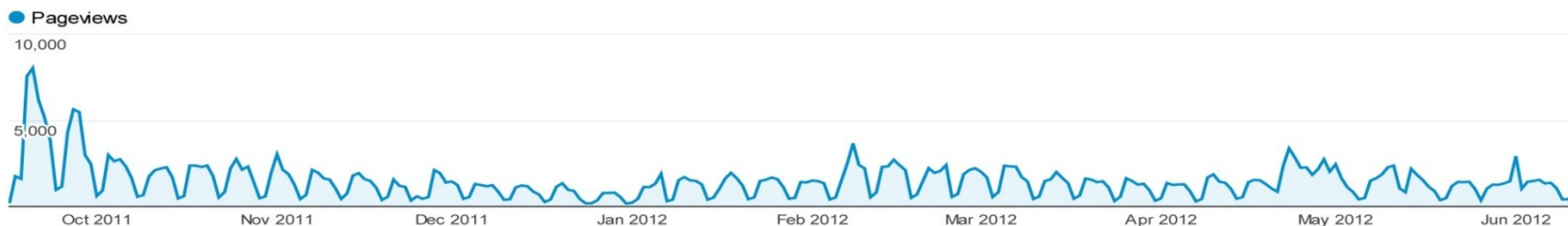
AIA Speaking Engagements



Date	Location
All (Webinar)	6
Central Plains	4
Great Lakes	15
International	25
Mid-Atlantic	69
Northeast	22
Pacific	29
Pacific Alaska	5
Puerto Rico	2
Rocky Mountain	3
Southeast	9
Southwest	9
TOTAL	198



AIA Micro Site Usage



Pages	Page Views
Landing Page	191,485
Patents	51,307
Frequently Asked Questions	30,138
Legislative History	22,851
Fees	14,501
Comments	12,554
Board	11,970
Studies	8,837
Blog	8,486
Miscellaneous	8,283
TOTAL	397,401



Patent Reform Implementation

Thank You

Janet Gongola

Patent Reform Coordinator

Janet.Gongola@uspto.gov

Direct dial: 571-272-8734