

From: George Carrera [e-mail address redacted]
Sent: Monday, March 12, 2012 6:07 PM
To: preissuance_submissions
Subject: Comment on Preissuance Submissions NPRM 77 Fed Reg 448

Intended for delivery to:

Mail Stop Comments -- Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
marked to the attention of:
Nicole D. Haines, Legal Advisor, Office
of Patent Legal Administration

Dear Sir,

I am submitting one (1) comment regarding the notice of proposed rulemaking published in 77 Fed Reg 448 entitled Changes To Implement the Preissuance Submissions by Third Parties Provision of the Leahy-Smith America Invents Act.

Comment: The proposed rulemaking includes consideration by the Office of preissuance submission of references by a third party under certain conditions. It appears that the Office will print references and documents that were considered by the examiner in a third-party preissuance submission on the face of the patent.

Submitter suggests that the Office indicate a third party submission with a distinctive symbol (such as a double asterisk (**), or dagger (†), for example) in order to clearly differentiate references cited by the applicant, and/or references cited by the examiner in the case.

Submitter suggests that the symbol be defined at the bottom of the list of References Cited as printed on the face of the patent, as follows:

* cited by examiner
** cited by third party submitter

It is believed that that above suggestion is in compliance with 35 U.S.C. 122(e) and proposed Rule 1.290.

The "Comment deadline" was initially set as March 5, 2012, but has been extended 1 week to March 12, 2012, per Office directive at the America Invents Act Roadshow held in Chicago, Illinois on March 7, 2012.

The above comments are intended to reflect only the opinion of the submitter as a single practitioner and are not intended to represent the positions or opinions of submitter's employer Amin Talati LLC.

Respectfully submitted,

George M. Carrera, Jr.
Reg. No. 50,317
Registered Patent Agent
Amin Talati, LLC
225 North Michigan Avenue
Suite 700
Chicago, IL 60601
[e-mail address redacted]
[telephone numbers redacted]
Web: www.amintalati.com