

# Subsequent Publications (After July 31, 2022)

## July 2024 Update

---

*This Subsequent Publications listing includes documents that made changes to USPTO patent examining policies and procedures after July 31, 2022, and are under consideration for inclusion in a future publication of the Manual of Patent Examining Procedure (MPEP). Specifically, the most recent publication (February 2023) of the MPEP (9<sup>th</sup> Edition, Rev. 07.2022) is current as of July 31, 2022. Any changes to USPTO patent examining policies and procedures that occurred after July 31, 2022, have not been incorporated into the current MPEP. The listing below is provided to ensure better access to updated information. This listing is current as of July 12, 2024.*

### Patent Laws

- Unleashing American Innovators Act of 2022, [Public Law 117-328, division W](#), enacted December 29, 2022.

### Patent Rules

- Eliminating Continuing Legal Education Certification and Recognition for Patent Practitioners
  - Interim final rule, [87 FR 68054](#), November 14, 2022, effective November 14, 2022.
  - Final rule, [88 FR 4906](#), January 26, 2023, effective February 27, 2023.
- Date of Receipt of Electronic Submissions of Patent Correspondence
  - Final rule, [87 FR 68900](#), November 17, 2022, effective December 19, 2022.
- USPTO Officially Transitions to Issuing Electronic Patent Grants in 2023
  - Final rule, [88 FR 12560](#), February 28, 2023, effective April 18, 2023.
- Establishing Permanent Electronic Filing for Patent Term Extension Applications
  - Final rule, [88 FR 13028](#), March 2, 2023, effective May 1, 2023.
- Reducing Patent Fees for Small Entities and Micro Entities Under the Unleashing American Innovators Act of 2022
  - Final rule, [88 FR 17147](#), March 22, 2023, effective March 22, 2023.
  - Final rule (correction), [88 FR 24912](#), April 25, 2023.
  - Final rule (correction), [88 FR 36247](#), June 2, 2023, effective June 2, 2023.

- Adoption of Updated WIPO Standard ST.26; Revision to Incorporation by Reference
  - Final rule, [88 FR 34089](#), May 26, 2023, effective July 1, 2023.
  - Final rule, [89 FR 36677](#), May 3, 2024, effective July 1, 2024.
- Setting and Adjusting Patent Fees During Fiscal Year 2020
  - Final rule, [88 FR 36956](#), June 6, 2023, effective January 17, 2024.
- Standardization of the Patent Term Adjustment Statement Regarding Information Disclosure Statements
  - Final rule, [88 FR 39172](#), June 15, 2023, effective July 17, 2023.
- Changes to the Representation of Others Before the United States Patent and Trademark Office
  - Final rule, [88 FR 45078](#), July 14, 2023, effective August 14, 2023.
- Representation of Others in Design Patent Matters Before the United States Patent and Trademark Office
  - Final rule, [88 FR 78644](#), November 16, 2023, effective January 2, 2024.
- Signature Requirements Related to Acceptance of Electronic Signatures for Patent Correspondence
  - Final rule, [89 FR 20321](#), March 22, 2024, effective March 22, 2024.
  - [Memorandum to the Examining Corps](#), March 22, 2024 (with [Signature Examples](#) attached).
- Electronic Submission of Notices of Appeal to the United States Court of Appeals for the Federal Circuit, Notices of Election, and Requests for Extension of Time for Seeking Judicial Review
  - Final rule, [89 FR 22084](#), March 29, 2024, effective March 29, 2024.
- Rules Governing Pre-Issuance Internal Circulation and Review of Decisions Within the Patent Trial and Appeal Board
  - Final rule, [89 FR 49808](#), June 12, 2024, effective July 12, 2024.

## **Patent Notices and Guidance**

- New Artificial Intelligence Functionality in PE2E Search
  - Official Gazette notice, [1504 OG 359](#), November 15, 2022.
- Patent Center Electronic Office Action Program
  - Federal Register notice, [88 FR 20138](#), April 5, 2023.

- Applicant-Suggested Drawing Figure in the Publication of Patent Applications
  - Official Gazette notice, [1514 OG 107](#), September 5, 2023.
- Elimination of the Postal Postcard in the Patent Center Electronic Office Action Program
  - Federal Register notice, [88 FR 64889](#), September 20, 2023.
- Advance Notice of Change to MPEP § 2205 – Correction on supplying copies of cited prior art patents and publications in 35 U.S.C. 301 submissions
  - [Memorandum to the Examining Corps](#), October 4, 2023, effective October 4, 2023.
- Advance Notice of Change to MPEP § 706.07 and Form Paragraph 7.39.01
  - [Memorandum to the Examining Corps](#), October 25, 2023, effective October 25, 2023.
- Supplemental Guidance for Examination of Design Patent Applications Related to Computer-Generated Electronic Images, Including Computer-Generated Icons and Graphical User Interfaces
  - Federal Register examination guidance, [88 FR 80277](#), November 17, 2023, applicable November 17, 2023.
  - Federal Register examination guidance (correction), [89 FR 5506](#), January 29, 2024, applicable November 17, 2023.
- Revised form paragraphs to eliminate references to EFS-Web and Private PAIR
  - [Memorandum to the Examining Corps](#), January 3, 2024.
- Guidelines for Assessing Enablement in Utility Applications and Patents in View of the Supreme Court Decision in Amgen Inc. et al. v. Sanofi et al.
  - Federal Register notice, [89 FR 1563](#), January 10, 2024, effective January 10, 2024.
  - [Memorandum to the Examining Corps](#), January 10, 2024.
- USPTO Transitions to Issuing Electronic Certificates of Correction for Patents
  - Official Gazette notice, [1518 OG 588](#), January 30, 2024.
- Inventorship Guidance for AI-Assisted Inventions
  - Federal Register examination guidance, [89 FR 10043](#), February 13, 2024, effective February 13, 2024.
  - [Memorandum to the Examining Corps](#), February 12, 2024.
- Updated Guidance for Making a Proper Determination of Obviousness
  - Federal Register notice, [89 FR 14449](#), February 27, 2024, effective February 27, 2024.

- [Memorandum to the Examining Corps](#), February 27, 2024.
- Resources for Examining Means-Plus-Function and Step-Plus-Function Claim Limitations
  - Federal Register notice, [89 FR 19817](#), March 20, 2024.
  - [Memorandum to the Examining Corps](#), March 18, 2024.
- Guidance on Use of Artificial Intelligence-Based Tools in Practice Before the United States Patent and Trademark Office
  - Federal Register notice, [89 FR 25609](#), April 11, 2024, applicable April 11, 2024.
- Updated Guidance and Examination Instructions for Making a Determination of Obviousness in Designs in Light of *LKQ Corp. v. GM Global Technology Operations LLC*
  - [Memorandum to the Examining Corps](#), May 22, 2024, effective May 22, 2024.
- Clarification of the Requirement for the Non-DOCX Surcharge
  - Official Gazette notice, [1523 OG 293](#), June 11, 2024.
- Relocation of Customer Service Window for Patent-Related Correspondence
  - Official Gazette notice, [1523 OG 548](#), June 25, 2024.
- USPTO Discontinuing Use of PTO/SB/84 Form (Authorization to Act in a Representative Capacity in Patent Cases)
  - Official Gazette notice, [1524 OG 115](#), July 2, 2024, effective July 2, 2024.