

Doc Code: REQ.LAWSCHOOL

Document Description: Request to Make Special Under the Law School Program

PTO/SB/419

Approval Expires XX/XXXX OMB No. 0651-0081

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**CERTIFICATION AND REQUEST TO MAKE SPECIAL UNDER THE LAW SCHOOL PROGRAM**

Attorney Docket Number:

Application Number (if known):

Filing date:

First Named Inventor:

Title:

Participating Law School:

**APPLICANT HEREBY REQUESTS TO PARTICIPATE IN THE LAW SCHOOL PROGRAM FOR THE ABOVE-IDENTIFIED APPLICATION. See Instruction Sheet on page 2.**

This request must be timely filed electronically using the USPTO electronic filing system, EFS-Web.

1. By filing this request, **applicant hereby requests early publication under 37 CFR 1.219 and the publication fee set forth in 37 CFR 1.18(d) accompanies this request.**
2. By filing this request applicant agrees to make an election without traverse in a telephonic interview and elect an invention that meets the eligibility requirements for the Law School Program, if the Office determines that the claims are not obviously directed to a single invention. See Instruction Sheet.
3. By filing this request applicant certifies that this application meets all of the eligibility requirement for special status under the Law School Request to Make Special Program.
4. The application contains no more than three (3) independent claims and twenty (20) total claims.
5. The application does not contain any multiple dependent claims.
6. By filing this request the undersigned certifies that a preexamination search was conducted and the results of the preexamination search are included on an Information Disclosure Statement or that the results of the preexamination search were previously submitted.
7. By filing this request the undersigned certifies that the applicant is a small entity or a micro entity.
8. By filing this request the undersigned certifies that the Office of Enrollment and Discipline is being concurrently notified of the filing of this request.

Signature

Date

Name (Print/Typed)

Registration Number

**Note:** Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required in accordance with 37 CFR 1.33 and 11.18. Please see 37 CFR 1.4(d) for the form of the signature. If necessary, submit multiple forms for more than one signature, see below\*.

\*Total of \_\_\_ forms are submitted.

**Instruction Sheet for Request to Make Special Under the Law School Program**  
(Not to be submitted to the USPTO)

***The following is a summary of the requirements\* (for more information see the notice (i) "Program for Law School Request to Make Special" available on the USPTO web site at <http://www.uspto.gov/forms/index.jsp>):***

(1) The application must be a non-reissue, non-provisional utility application filed under 35 U.S.C. 111(a), or an international application that has entered the national stage in compliance with 35 U.S.C. 371, irrespective of the filing date of the application. Reexamination proceedings are excluded from this pilot program.

(2) The application must contain three or fewer independent claims and twenty or fewer total claims. The application must not contain any multiple dependent claims. For an application that contains more than three independent claims or twenty total claims, or multiple dependent claims, applicant must file a preliminary amendment in compliance with 37 CFR 1.121 to cancel the excess claims and/or the multiple dependent claims at the time the request to make special is filed.

(3) The claims must be directed to a single invention. The request must include a statement that, if the USPTO determines that the claims are directed to multiple inventions (*e.g.*, in a restriction requirement), applicant will agree to make an election without traverse in a telephonic interview.

(4) The request to make special must be timely filed electronically using the USPTO electronic filing system, EFS-Web, and selecting the document description of "Certification and Request to Make Special Under the Law School Pilot Program" on the EFS-Web screen. Applicant should use form PTO/SB/419, which is available as a Portable Document Format (PDF) fillable form in EFS-Web and on the USPTO Web site.

(5) The request to make special must be filed at least one day prior to the date that a first Office action (which may be an Office action containing only a restriction requirement) appears in the Patent Application Information Retrieval (PAIR) system. Applicant may check the status of the application using PAIR.

(6) The request to make special must be accompanied by a request for early publication in compliance with 37 CFR 1.219 and the publication fee set forth in 37 CFR 1.18(d).

(7) At the time of filing, applicant must certify that a preexamination search was conducted and the results of the preexamination search must be included on an Information Disclosure Statement or must have been previously submitted.

(8) The request to make special must be filed on behalf of a small entity or a micro entity.

(9) The application for which the request to make special is filed must meet all the eligibility requirements for consideration in the Pilot Program for Law School Certification and Request to Make Special. The law school participating in the Law School Pilot Program must notify the contact person at the Office of Enrollment and Discipline at the USPTO of the filing of the request to make special under the Pilot Program for Law School Certification and Request to Make Special.

Paperwork Reduction Act Statement

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. This collection of information is required by 37 CFR Sections 11.5 through 11.11. This information is used by the public to register to practice before the United States Patent and Trademark Office (USPTO) and by the USPTO to determine the eligibility of the applicant to register to practice before the USPTO. The information on this form will be treated

confidentially to the extent allowed under the Privacy Act and the Freedom of Information Act (FOIA). Response to this information collection is voluntary; however, if you do not provide the requested information, the USPTO may not admit you to the registration examination or register you to practice before the USPTO. This form is estimated to take 1 hour to complete, including gathering, preparing, and submitting the information on the application to the USPTO. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, United States Patent and Trademark Office. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.

\* Requirements for information collections, beyond those pertaining to this certification, are covered by existing OMB Paperwork Reduction Act approvals, including OMB Control No. 0651-0031.

#### Privacy Act Statement

The **Privacy Act of 1974 (P.L. 93-579)** requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether disclosure of these records is required by the Freedom of Information Act.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37CFR 1.14, as a routine use, to the public if the record was filed in an application which

became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.

9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.