Notice of Erroneous Posting of Application Information on September 1, 2005

On September 1, 2005, the United States Patent and Trademark Office (USPTO), as the result of a processing error, posted on its Internet Web site (www.uspto.gov) patent application publications that were not published under 35 U.S.C. 122(b) until September 8, 2005. The USPTO is certain that any erroneously posted application information was no longer accessible to the public by September 2, 2005. In addition, the USPTO did not provide these patent application publications to any external database providers or patent data exchange partners until September 8, 2005. While any application information erroneously posted on September 1, 2005 is not considered a publication of such applications under 35 U.S.C. 122(b), there may be some international ramifications in certain limited circumstances.

The USPTO has taken steps to ensure any erroneously posted application information was not present in its internal and external search databases for patent application publications until September 8, 2005. Copies of and access to any of the affected applications were not provided under 37 CFR 1.14 until September 8, 2005, unless copies of and access to the application were available prior to September 1, 2005.

Inquiries regarding this matter may be directed to Robert A. Clarke, Deputy Director, Office of Patent Legal Administration at (571)-272-7701 or via e-mail addressed to robert.clarke@uspto.gov.

Date: 09/28/01

John Doll

Commissioner for Patents