

From: Fatland, Anson W
Sent: Monday, November 05, 2012 12:13 PM
To: fitf_guidance; fitf_rules
Subject: FITF Comments

November 04, 2012

Via email: fitf_guidance@uspto.gov and fitf_rules@uspto.gov

To: Mail Stop Comments—Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attn: Mary C. Till
Senior Legal Advisor
Office of Patent Legal Administration
Office of the Deputy Commissioner for Patent Examination Policy

Re: Docket No. PTO-P-2012-0024; Docket No.: PTO-P-2012-0015

Washington State University's Office of Intellectual Property Administration (WSU-OIPA) and its commercialization arm, the WSU Research Foundation (WSURF) respectfully request that the USPTO respect the legislative intent of Senator Leahy and Representative Smith in establishing the First Inventor to File provision in the recently enacted Leahy-Smith AIA act and reconsider its narrow interpretation of the AIA grace period provisions.

WSU's OIPA and WSURF have reviewed the written statements of the six university associations (Association of American Universities (AAU), Association of Public and Land-grant Universities (APLU), Association of American Medical Colleges (AAMC), Council on Governmental Relations (COGR), Association of University Technology Managers (AUTM), and American Council on Education (ACE)), that of the University of California, along with its "Suggested Solution" and that of the Wisconsin Alumni Research Foundation (WARF) and join all the above in requesting the USPTO to reconsider its examination guidelines on the grace period provision of the AIA.

WSU-OIPA and WSURF support the solutions advanced by the University of California and request the USPTO to consider them.

Respectfully yours,

Anson Fatland
Interim Director, WSU-OIPA and
Interim Executive Director, WSU Research Foundation