

Untitled

From: Blanco White, Henry [mailto:Henry.BlancoWhite@dbr.com]  
Sent: Thursday, January 05, 2012 2:55 PM  
To: preissuance\_submissions  
Subject: Notice of Proposed Rulemaking, 77 FR 448

Suggested amendment:

In Rule 1.290(e)(3), after "inventor" insert ", patentee, or applicant"  
In Rule 1.291(c)(1)(iii), after "inventor" insert ", patentee, or applicant"

Reason:

Some foreign jurisdictions do not require the inventors to be named on patents and published patent applications. Some explicitly allow inventors to remain anonymous. A rigid requirement to identify the "first named inventor" would then either cause an impossibility, or require a blank entry, defeating the purpose of the name requirement. Identifying the first named patentee or applicant should provide an adequate alternative, and published patents or applications that do not name the patentee or applicant are extremely rare.

The views expressed in this message are my personal views, and do not necessarily represent the views of any law firm with which I may be associated, or of any client of mine or of any such law firm.

Henry N. Blanco White  
Drinker Biddle & Reath LLP  
1 Logan Square, Ste. 2000  
Philadelphia, PA 19103-6996  
U. S. A.  
Tel: + 1 215-988-3301  
Fax: + 1 215-988-2757  
E-mail: Henry.BlancoWhite@dbr.com