

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

CLASSIFICATION ORDER 1911

JUNE 7, 2011

PROJECT C-7246

The following classification changes will be effected by this order:

	<u>Class</u>	<u>Subclass</u>	<u>Art Unit</u>	<u>Ex'r Search Room</u>
Abolished:	PLT	356	1661	REM0002C75
Established:	PLT	356.1, 356.11-356.19, 356.2, 356.21-356.23	1661	REM0002C75

No other classes were impacted by this order.

This order includes the following:

- A. CLASSIFICATION MANUAL CHANGES
- B. LISTING OF PRINCIPAL SOURCE OF ESTABLISHED AND DISPOSITION OF ABOLISHED SUBCLASSES
- C. CHANGES TO THE USPC-TO-IPC CONCORDANCE
- D. DEFINITION CHANGES AND NEW OR ADDITIONAL DEFINITIONS

CLASSIFICATION ORDER 1911

JUNE 7, 2011

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101	ROSE	152	NUT (INCLUDING ORNAMENTAL VARIETY)
102	.Shrub	153	.Pecan
103	..White	154	.Walnut
104	..Yellow	155	.Almond
105	..Orange	156	FRUIT (INCLUDING ORNAMENTAL VARIETY)
106	..Salmon	157	.Blueberry
107	..Pink	158	.Olive
108	..Red	159	.Mango
109	.Climber	160	.Plantain or banana
110	..White	161	.Apple
111	..Yellow	162	..Sport of `Gala`
112	..Orange	163	..Sport of `Jonagold`
113	..Salmon	164	..Sport of `Rome`
114	..Pink	165	..Sport of `MacIntosh`
115	..Red	166	..Sport of `Jonathan`
116	.Miniature	167	..Sport of `Winesap`
117	..White	168	..Sport of `Fuji`
118	..Yellow	169	..Sport of `Cortland`
119	..Orange	170	..Sport of `Empire`
120	..Salmon	171	..Sport of `Red Delicious`
121	..Pink	172	..Green or yellow fruited variety
122	..Red	173	..Crabapple
123	.Super-miniature	174	..Rootstock
124	..White	175	..Columnar habit
125	..Yellow	176	.Pear
126	..Orange	177	..Ornamental
127	..Salmon	178	..Asian
128	..Pink	179	..Rootstock
129	..Red	180	.Stone fruit tree
130	.Grandiflora or hybrid tea	181	..Cherry
131	..Red bicolor	182	...Ornamental
132	..Mottled, multiple, or striped colors	183	...Rootstock
133	..White	184	..Plum
134	..Yellow	185	...Prune
135	..Orange	186	..Apricot
136	..Salmon	187	..Nectarine
137	..Light to medium pink	188	...White-fleshed clingstone, semi-clingstone, or semi-freestone
138	..Dark pink	189	...White-fleshed freestone
139	..Light to medium red	190	...Yellow-fleshed clingstone, semi-clingstone, or semi-freestone
140	..Dark red	191	....Dwarf or semi-dwarf
141	.Floribunda or polyantha	192	...Yellow-fleshed freestone
142	..Red bicolor	193	....Dwarf or semi-dwarf
143	..Mottled, multiple, or striped colors	194	..Peach
144	..White	195	...White-fleshed clingstone, semi-clingstone, or semi-freestone
145	..Yellow	196	...White-fleshed freestone
146	..Orange		
147	..Salmon		
148	..Light to medium pink		
149	..Dark pink		
150	..Light to medium red		
151	..Dark red		

197	...Yellow-fleshed clingstone, semi-clingstone, or semi- freestone	248	.Lilac
198	...Yellow-fleshed freestone	249	.English ivy (i.e., Hedera helix variety)
199	...Dwarf or semi-dwarf	250	.Hydrangea
200	.Avocado	251	.Veronica
201	.Citrus	252	.Crape myrtle
202	..Orange	253	.Pyracantha
203	.Bramble	254	.Raphiolepis
204	..Raspberry	255	.Gardenia
205	.Grape	256	.Bougainvillea
206	..New World	257	.Hibiscus
207	..Green or yellow	258	COMMERCIAL HERBACEOUS VEGETABLE OR HERB PLANT
208	.Strawberry	259	.Mint
209	..Everbearing	260	.Asparagus
210	.Pomegranate	261	.Tomato
211	.Ficus	262	.Rhubarb
212	.Flowering quince	263.1	HERBACEOUS ORNAMENTAL FLOWERING PLANT (NICOTINIA, NASTURTIUM, ETC.)
213	CONIFER		
214	.Juniper		
215	.Yew	264	.African violet
216	BROADLEAF TREE	265	..White
217	.Honey locust	266	..Pink
218	.Poplar	267	..Red-purple
219	.Ash	268	..Purple or blue with white edge
220	.Dogwood	269	..Single color with double or semi-double flower
221	.Elm		
222	.Linden	270	..Multicolor
223	.Magnolia	271	...With double or semi-double flower
224	.Maple		
225	.Oak	272	.Carnation or pink
226	SHRUB OR VINE	273	..Spray type
227	.Lantana	274	...White
228	.Clematis	275	...Yellow
229	.Chamaelaucium	276	...Light to medium pink
230	.Forsythia	277	...Dark pink
231	.Heather	278	...Red
232	.Mandevilla (Dipladenia)	279	..White
233	.Oleander	280	..Yellow
234	.Pittosporum	281	..Light to medium pink
235	.Nandina	282	..Dark pink
236	.Hop	283	..Red
237	.Potentilla	284	.Chrysanthemum (e.g., Chrysanthemum indicum, etc.)
238	.Azalea or rhododendron	285	..Shasta daisy
239	..Light to medium pink	286	..Chrysanthemum morifolium or Dendranthema grandiflora (i.e., Chrysanthemum hortorum)
240	..Dark pink to red		
241	.Barberry	287	...Decorative (i.e., double- flowered and indistinct eye of disc floret)
242	.Buddleia		
243	.Camellia		
244	..Light to medium pink		
245	..Dark pink to red	288	....White
246	.Euonymus	289	....Yellow
247	.Holly		

290	....Orange	335	.Kalanchoe
291	....Light to medium pink	336	..White
292	....Dark pink	337	..Purple
293	....Red	338	..Yellow
294	...White or cream	339	..Pink
295	...Yellow or gold	340	..Orange
296	...Orange or bronze	341	..Red
297	...Pink	342	.Aquatic plant
298	...Red	343	.Begonia
299	.Freesia	344	..Rieger
300	.Fuchsia	345	...White
301	.Gladiolus	346	...Yellow
302	.Euphorbia	347	...Orange or orange-red
303	..Poinsettia	348	...Pink
304	...White or cream	349	...Red or red-purple
305	...Yellow	350	.Achimenes
306	...Pink	351	.Exacum
307	...Red	352	.Bouvardia
308	.Verbena	353	.Hosta
309	.Alstroemeria	354	.Gypsophila
310	.Iris	355	.Aster
311	.Orchid	356.1	.Petunia
312	.Daylily	356.11	..Intergeneric hybrid
313	.Lily	356.12	..Double or semi-double
314	..Asiatic	356.13	..Multicolor
315	..Oriental	356.14	..Green
316	.Peony	356.15	..White
317	.Impatiens	356.16	..Blue or violet-blue
318.1	..New Guinea (e.g., bicolor, multicolor, etc.)	356.17	..Light purple as exemplified by RHS groups 75 or 76
319	...Double flowered	356.18	..Purple as exemplified by RHS groups 77, N77, 78, N78, 79, or N79
318.2	...White	356.19	..Purple-violet as exemplified by RHS groups 80, N80, 81, N81, 82, or N82
318.3	...Orange, orange-red, or salmon	356.2	..Violet as exemplified by RHS groups 83, 84, 85, 86, 87, N87, 88, or N88
318.4	...Light to medium pink	356.21	..Red-purple as exemplified by RHS groups 57 through 73
318.5	...Dark pink	356.22	..Red-purple as exemplified by RHS groups 74 or N74
318.6	...Red-purple, purple, or lavender	356.23	..Red
318.7	...Red	357	.Gerbera
320	.Phlox	358	.Limonium
321	.Dahlia	359	.Helichrysum
322	.Snapdragon	360	.Osteospermum
323	.Viola	361	.Eryngium
324	.Geranium	362	.Anigozanthos
325	..Zonal	363	.Scaevola
326	...White	364	.Spathiphyllum
327	...Peach, salmon, or orange	365	.Anthurium
328	...Pink	366	..White or cream
329	...Purple, red-purple, or lavender		
330	...Red		
331	..Regal or Martha Washington		
332	..Ivy leaf		
333	.Streptocarpus		
334	.Gazania		

367	..Pink	445	.Lavandula
368	..Purple, purple-red, or lavender	446	.Leschenaultia
369	..Red	447	.Leucocoryne
370	.Bromeliad	448	.Ligularia
371	..Guzmania	449	.Limonium
372	.Cactus	450	.Liriope
397	.Aconitum	451	.Lobelia
398	.Agapanthus	452	.Lychnis
399	.Agastache	453	.Lysimachia
400	.Ageratum	454	.Mimulus
401	.Ajuga	455	.Monarda
402	.Amaryllis or Hippeastrum	456	.Myosotis
403	.Anagallis	457	.Narcissus
404	.Angelonia	458	.Nemesia
405	.Anthemis	459	.Nierembergia
406	.Argyranthemum	460	.Oenothera
407	.Astilbe	461	.Omphalodes
408	.Astrantia	462	.Ornithogalum
409	.Bergenia	463	.Oxallis
410	.Bidens	464	.Papaver
411	.Brachycome	465	.Penstemon
412	.Brunnera	466	.Pentas
413	.Calibrachoa	467	.Persicaria
414	.Campanula	468	.Phygelius
415	.Canna	469	.Plectranthus
416	.Cleome	470	.Polemonium
417	.Coreopsis	471	.Portulaca
418	.Cosmos	472	.Primula
419	.Crocsmia	473	.Pulmonaria
420	.Cuphea	474	.Rudbeckia
421	.Curcuma	475	.Salvia
422	.Delosperma	476	.Sanvitalia
423	.Delphinium	477	.Sarracenia
424	.Dianella	478	.Scabiosa or Scabiosa
425	.Diascia	479	.Sedum
426	.Dicentra	480	.Senecio
427	.Dimorphotheca	481	.Silene
428	.Echinacea	482	.Sinningia
429	.Epimedium	483	.Solidago
430	.Felicia	484	.Stokesia
431	.Gaillardia	485	.Sutera
432	.Gaura	486	.Tiarella
433	.Gentiana	487	.Torenia
434	.Globba	488	.Tricyrtis
435	.Helenium	489	.Verbascum
436	.Helianthus	490	.Zantedeschia or Calla Lily
437	.Helioopsis	373	HERBACEOUS ORNAMENTAL FOLIAGE
438	.Heliotrope		PLANT
439	.Helleborus	374	.Syngonium
440	.Heuchera	375	.Calathea
441	.XHeucherella	376	.Aglaonema
442	.Hypericum	377	.Schefflera
443	.Kniphofia or Tritoma	378	.Dieffenbachia
444	.Lamium	379	.Fern

380 .Hoya
 381 .Philodendron
 382 .Sansevieria
 383 .Dracaena or Cordyline
 384 **GRASS (e.g., pampas, elephant,
 etc.)**
 385 .Sugar cane
 386 .Perennial corn
 387 .Salt grass
 388 .Recreational turf or pasture
 grass
 389 ..Bermuda grass
 390 ..Zoysia grass
 391 ..Buffalo grass
 392 ..St. Augustine grass
 393 ..Bluegrass
 394 **MUSHROOM**
 395 **MISCELLANEOUS**

FOREIGN ART COLLECTIONS

FOR 000 CLASS-RELATED FOREIGN DOCUMENTS

Any foreign patents or nonpatent literature from subclasses that have been reclassified have been transferred directly to the FOR Collections listed below. These Collections contain ONLY foreign patents or nonpatent literature. The parenthetical references in the Collection titles refer to the abolished subclasses from which these Collections were derived.

FOR 100 HERBACEOUS ORANAMENTAL FLOWERING PLANT (E.G., NICOTINIA, TRITOMA, DELPHINIUM, DICENTRA, LOBELIA, NASTURTIUM, ETC.) (PLT/263)

.Impatiens (PLT/317)
 FOR 101 ..New Guinea (PLT/318)
 FOR 102 .Petunia (PLT/356)

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SOURCE CLASSIFICATION(S) OF PATENTS
IN NEWLY ESTABLISHED SUBCLASSES REPORT

Generated by Data Control Division

<u>New Classification</u>	<u>Number of ORs</u>	<u>Source Classification</u>	<u>Number of ORs</u>
PLT/356.1	9	PLT/356	406
PLT/356.11	1	PLT/356	406
	5	PLT/356	406
PLT/356.12	1	PLT/356	406
	42	PLT/356	406
PLT/356.13	5	PLT/356	406
	31	PLT/356	406
PLT/356.14	1	PLT/356	406
PLT/356.15	1	PLT/356	406
	44	PLT/356	406
PLT/356.16	1	PLT/356	406
	15	PLT/356	406
PLT/356.17	23	PLT/356	406
PLT/356.18	1	PLT/356	406
	28	PLT/356	406
PLT/356.19	1	PLT/356	406
	16	PLT/356	406
PLT/356.2	1	PLT/356	406
	30	PLT/356	406
PLT/356.21	9	PLT/356	406
	69	PLT/356	406
PLT/356.22	4	PLT/356	406
	39	PLT/356	406
PLT/356.23	3	PLT/356	406
	24	PLT/356	406
PLT/413	1	PLT/356	406
PLT/490	1	PLT/356	406

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DISPOSITION CLASSIFICATION(S) OF PATENTS
FROM ABOLISHED SUBCLASSES REPORT

Generated by Data Control Division

<u>Source Classification</u>	<u>Number of ORs</u>	<u>New Classification</u>	<u>Number of ORs</u>
PLT/356	406	PLT/490	1
		PLT/356.15	44
		PLT/356.12	42
		PLT/356.19	16
		PLT/356.23	24
		PLT/356.11	5
		PLT/356.19	1
		PLT/356.18	28
		PLT/356.17	23
		PLT/356.18	1
		PLT/356.13	5
		PLT/356.22	39
		PLT/356.2	30
		PLT/356.21	69
		PLT/356.2	1
		PLT/413	1
		PLT/356.13	31
		PLT/356.14	1
		PLT/356.16	1
		PLT/356.23	3
		PLT/356.15	1
		PLT/356.1	9
		PLT/356.16	15
		PLT/356.22	4
		PLT/356.12	1
		PLT/356.11	1
		PLT/356.21	9

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C. CHANGES TO THE USPC-TO-IPC CONCORDANCE

<u>Class</u>	<u>USPC</u> <u>Subclass</u>	<u>Subclass</u>	<u>IPC</u> <u>Subclass</u>	<u>Notation</u>
PLT	356.1-356.23		A01H	5/00

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D. CHANGES TO THE DEFINITIONS

CLASS PLT – PLANTS

Definitions AbolishedSubclasses

356

Definitions Established**356.1 Petunia:**

This subclass is indented under subclass 263.1. Plant which belongs to the genus *Petunia*, e.g., yellow petunias, etc.

- (1) Note. Petunias are characterized as being annual or perennial plants having pubescent stems, solitary flowers in upper leaf axils; having five-lobed calyx and five-lobed salverform to funnel form usually equally lobed, complete, ruffled, or crimped corolla of solid colors, mixed or varied color patterns of violet, white, pale yellow, blue, red, or pink.
- (2) Note. *Petunia* color for classification purposes is based on the base or ground color of the upper petal surface only of the “just developed” flower, the young flower or the just opened flower or the *petunia* flower “at opening”. The color of the lower, reverse, or outer petal surface should be disregarded. The color of the venation and the throat color of the *petunia* should also be disregarded for classification placement purposes.
- (3) Note. Examples of *petunia* plants provided for in this subclass include those which have petals which are yellow or *petunias* characterized by blossoms which are yellow on the upper petal surface (a color which resembles the hue of ripe lemons or the color of sulfur), as typified by U.S. plant patent nos. 20119, 13968, and 18720.
- (4) Note For several of the indented subclasses, a *petunia* is classified according to the color as exemplified by the RHS (Royal Horticultural Society) Colour Chart designations.

356.11 Intergeneric hybrid:

This subclass is indented under subclass 356.1. Intergeneric *petunia* hybrid is a plant which is formed between plants of two different genera, one of which is of the genus *Petunia*.

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D. CHANGES TO THE DEFINITIONS

- (1) Note. An intergeneric hybrid is indicated by the symbol X before the genus name, e.g., *PetuniaXCalibrachoa hybrida*, etc., as typified by U.S. plant patent nos. 16063 and 18824.

356.12 Double or semi-double:

This subclass is indented under subclass 356.1. Petunia plants characterized by blooms wherein the flowers have more than one single layer or more than one row of petals, as typified by U.S. plant patent nos. 14324, 14227, 14509, 13534, 14179, 13490, 18364, 14491, 13489, 13834, 13787, and 14283.

356.13 Multicolor:

This subclass is indented under subclass 356.1. Petunia plants characterized by blooms which are bi-colored on the upper petal surface or have more than one color or which have blushes, patches, spots, splashing, striping, speckling, a marginal band, a petal edge band of a distinct color, or other patterns of two or more distinct colors on the upper petal surface, as typified by U.S. plant patent nos. 17628, 19411, 18219, 16386, 11352, and 16810.

- (1) Note. For classification purposes, the color of the petal venation, the inside petal throat color, and the color of the underside, lower, or the outer petal surface should be disregarded. Classification in this subclass is based on the presence of more than one distinct color on the upper base surface of the petals only.

356.14 Green:

This subclass is indented under subclass 356.1. Petunia plants characterized by blooms which are green on the upper petal surface, as typified by U.S. plant patent no. 18590.

356.15 White:

This subclass is indented under subclass 356.1. Petunia plants characterized by blooms which are white on the upper petal surface (a color comparable to fresh snow; a neutral or achromatic color of highest brilliance; the lightest gray), as typified by U.S. plant patent nos. 15122, 16392, 18089, and 10953.

356.16 Blue or violet-blue:

This subclass is indented under subclass 356.1. Petunia plants characterized by blooms which are blue or violet-blue on the upper petal surface as exemplified by RHS groups N89 through 110, as typified by U.S. plant patent nos. 11006, 19179, and 19219.

SEE OR SEARCH THIS CLASS, SUBCLASS:

356.21, for petunia plants with a red-purple base petal coloration on the upper petal surface as exemplified by red-purple RHS groups 57 through 73.

356.22, for petunia plants with a red-purple base petal coloration on the upper petal surface as exemplified by red-purple RHS groups 74 or N74.

356.17 Light purple as exemplified by RHS groups 75 or 76:

This subclass is indented under subclass 356.1. Petunia plants characterized by a light purple coloration on the upper petal surface as exemplified by RHS groups 75 or 76, as typified by U.S. plant patent nos. 8489, 11713, 18624, and 18594.

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D. CHANGES TO THE DEFINITIONS**356.18 Purple as exemplified by RHS groups 77, N77, 78, N78, 79, or N79:**

This subclass is indented under subclass 356.1. Petunia plants characterized by a purple coloration on the upper petal surface as exemplified by RHS groups 77, N77, 78, N78, 79, or N79, as typified by U.S. plant patent nos. 12141, 19216, 18153, 14007, and 18608.

356.19 Purple-violet as exemplified by RHS groups 80, N80, 81, N81, 82, or N82:

This subclass is indented under subclass 356.1. Petunia plants characterized by a purple-violet coloration on the upper petal surface as exemplified by RHS groups 80, N80, 81, N81, 82, or N82, as typified by U.S. plant patent nos. 10279, 17198, 15310, and 16543.

356.2 Violet as exemplified by RHS groups 83, 84, 85, 86, 87, N87, 88, or N88:

This subclass is indented under subclass 356.1. Petunia plants characterized by a violet coloration on the upper petal surface as exemplified by RHS groups 83, 84, 85, 86, 87, N87, 88, or N88, as typified by U.S. plant patent nos. 3510, 13543, 15456, 18319, 19001, 19132, and 20115.

356.21 Red-purple as exemplified by RHS groups 57 through 73:

This subclass is indented under subclass 356.1. Petunia plants characterized by a red-purple coloration on the upper petal surface as exemplified by RHS groups 57 through 73, as typified by U.S. plant patent nos. 10355, 12139, 14278, 18719, 6899, 9341, 13383, 12805, 14272, 18497, and 18698.

SEE OR SEARCH THIS CLASS, SUBCLASS:

356.16, for petunia plants with a blue or violet-blue base petal coloration on the upper petal surface as exemplified by blue or violet-blue RHS groups N89 through 110.

356.17, for petunia plants with a light purple base petal coloration on the upper petal surface as exemplified by light purple RHS groups 75 or 76.

356.18, for petunia plants with a purple base petal coloration on the upper petal surface as exemplified by purple RHS groups 77, N77, 78, N78, 79, or N79.

356.19, for petunia plants with a purple-violet base petal coloration on the upper petal surface as exemplified by purple-violet RHS groups 80, N80, 81, N81, 82, or N82.

356.2, for petunia plants with a violet base petal coloration on the upper petal surface as exemplified by violet RHS groups 83, 84, 85, 86, 87, N87, 88, or N88.

356.22 Red-purple as exemplified by RHS groups 74 or N74:

This subclass is indented under subclass 356.1. Petunia plants characterized by red-purple coloration on the upper petal surface as exemplified by RHS groups 74 or N74, as typified by U.S. plant patent nos. 6915, 9409, 10287, 13979, and 15342.

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D. CHANGES TO THE DEFINITIONS**356.23 Red:**

This subclass is indented under subclass 356.1. Petunia plants characterized by red coloration on the upper petal surface as exemplified by RHS groups 36 through 56, as typified by U.S. plant patent nos. 10234, 11696, 18804, and 19215.

FOREIGN ART COLLECTIONS**FOR 100 HERBACEOUS ORNAMENTAL FLOWERING PLANT (E.G., NICOTINIA, TRITOMA, DELPHINIUM, DICENTRA, LOBELIA, NASTURTIUM, ETC.) (PLT/263):**

This Foreign Art Collection is indented under the class definition. Foreign Art Collection including a plant which is herbaceous and principally characterized by and grown for its attractive blossoms (e.g., nicotinia, tritoma, delphinium, dicentra, lobelia, nasturtium, etc.).

- (1) Note. Annuals, biennials, perennials and flowering "house plants" are proper for this subclass if not provided for specifically elsewhere.

FOR 101 New Guinea (PLT/318):

This Foreign Art Collection is indented under unnumbered placeholder PLT/FOR 317. Foreign Art Collection including impatiens which belongs to the species *I. hawkeri*.

FOR 102 Petunia (PLT/356):

This Foreign Art Collection is indented under PLT/FOR 100. Foreign Art Collection including a plant which belongs to the genus *Petunia*.

- (1) Note. Petunias are characterized as being annual or perennial plants having pubescent stems, solitary flowers in upper leaf axils; having five-lobed calyx and five-lobed salverform to funnelform usually equally lobed, complete, ruffled or crimped corolla of solid, mixed, and varied color patterns.