

From: Dale Zetocha
Sent: Wednesday, October 31, 2012 9:37 AM
To: fitf_rules
Subject: FW: Docket No. PTO-P-2012-0024 (77FedReg43759)

Dear Sir/Madam,

I am resending this as I had typed in an incorrect email address. Please see below.

Sincerely
Dale

Dale Zetocha, MS, RTTP
Executive Director
NDSU Research Foundation
Telephone: (701) 231-8931 Fax: (701) 231-6661
Email: dzetocha@ndsurf.org
Website: www.ndsuresearchfoundation.org

Street Address:	Mail Address:
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	Fargo, ND, 58108-6050

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From: Dale Zetocha
Sent: Wednesday, October 31, 2012 8:17 AM
To: fitf_guidance@uspto.gov; fitf_rules@uspto.gov
Subject: Docket No. PTO-P-2012-0024 (77FedReg43759)

Dear Sir/Madam:

The NDSU Research Foundation is opposed to the proposed rules and Examination Guidelines for the First Inventor To File under the AIA. It is not the legislative intent of the AIA. This would severely harm universities ability to patent university inventions under these proposed rules. The NDSU Research Foundation strongly supports the positions and comments submitted by the Wisconsin Alumni Research Foundation (WARF) and the University of California. The university of California has submitted "Suggested Solutions" on the proposed first inventor to file rules and guidelines which the NDSU Research Foundation respectfully requests that the USPTO consider implementing the University of California "Suggested Solutions" which we believe interprets the AIA grace period statutory language in a manner that effectively implements the clear intention of Congress. WARF and the six associations (AAU, ACE, AAMC, APLU, AUTM, and COGR) are also suggesting or supporting the use of these "Suggested Solutions".

The NDSU Research Foundation is a small research foundation associated with North Dakota State University. We believe the currently proposed rules and guidelines would severely impact and put technology transfer from smaller universities and research foundations at a significant

disadvantage. The current grace period has been important to all universities and research foundations and has contributed to the United States' leadership position in university technology transfer.

We appreciate your consideration of the universities and associated research foundations position on this matter.

Sincerely,
Dale Zetocha
Executive Director
NDSU Research Foundation

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