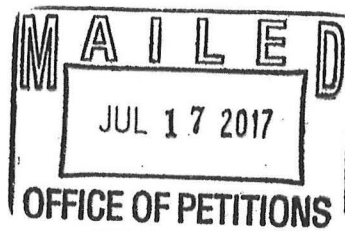




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In re Application of :
Urvashi Bhagat :
Application No.: 13/332,251 : ON PETITION
Filed: December 20, 2011 :
For: LIPID-CONTAINING :
COMPOSITIONS AND METHODS OF :
USE THEREOF :

This is in response to the communication filed June 20, 2017, as well as the communication filed June 28, 2017, which communications are in response to decisions by the Director of Technology Center 1600 and the decision mailed June 21, 2017.¹ The decision mailed June 21, 2017 (and the decisions by the Director of Technology Center 1600) refused petitioner’s request that the examiner be directed to withdraw finality of the Office action of December 21, 2016, consider the declarations filed on May 2, 2015, and respond to each of petitioner’s arguments.

37 CFR 1.181(g) provides that “[t]he Director may delegate to appropriate Patent and Trademark Office officials the determination of petitions.” See 37 CFR 1.181(g); see also MPEP 1002.02 (“[i]n accordance with 37 CFR 1.181(g), the authority to decide petitions to the Director of the USPTO not otherwise delegated, has been delegated to various Office officials”). A party to a proceeding in the United States Patent and Trademark Office (USPTO) has a right to petition and receive a decision by the USPTO official delegated authority to render the decision, but any further consideration of the petition is not a matter of right. See *In re Staeger*, 189 USPQ 284, 284-85 (Comm’r Pat. 1974).

Petitions under 37 CFR 1.181 seeking to invoke the supervisory authority of the Director of the USPTO to review the decision of a Technology Center Director are delegated to the Deputy Commissioner for Patent Examination Policy. See MPEP 1002.02(b) (item 17). There is no

¹ An advance copy of the decision mailed June 21, 2017 was provided to petitioner on June 20, 2017.

provision for further review within the USPTO of a decision of the Deputy Commissioner for Patent Examination Policy.

The petition under 37 CFR 1.181 to direct the examiner to *inter alia* withdraw finality of the Office action of December 21, 2016 in the above-identified application was considered and was **denied** in the decision of June 21, 2017. The decision of June 21, 2017 represents the conclusion of the consideration by the USPTO of petitioner's request to direct the examiner to *inter alia* withdraw finality of the Office action of December 21, 2016 in the above-identified application.

As indicated in the decision of June 21, 2017, no further reconsideration of the decision of June 21, 2017 will be entertained.



Robert W. Bahr
Deputy Commissioner for
Patent Examination Policy