Patent Public Advisory Committee
Quarterly Meeting

Overview
Enhanced Patent Quality Initiative
Comments

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Sources

- Examiner Forums/Feedback
- Patent Quality Summit
- World Class Patent Quality (WCPQ) Box
  - Internal
  - External*

* Official FR Notice Responses
Official Federal Register Responses

107 Responses/Emails

- 83 Companies
- 11 Academic and Research Institutions
- 11 Law Firms
- 10 Government Agencies
- 1 IP Organizations and Associations
Submissions – All Sources

1206 Submissions*

- 746 Examiner Forum/Feedback
- 235 Patent Quality Summit
- 64 WCPQ - External
- 161 WCPQ - Internal

* Response/emails were broken into submissions based on proposal categories. Each email/response, therefore, may map to more than one submission.
Submissions – All Sources

1206 Submissions

- Internal
  Includes Examiner Forum/Feedback and WCPQ Internal
- Patent Quality Summit
- WCPQ - External
Topic Distribution – All Sources

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<tr>
<td>Prior Art/Search</td>
<td>295</td>
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<tr>
<td>Clarity</td>
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<td>Quality Measures</td>
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<td>Compact Prosecution</td>
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<td>In Person Interviews</td>
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<td>Other</td>
<td>165</td>
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Leading in Quality Excellence - Every Interaction Counts
Topic Distribution – By Source

- Internal*
- WCPQ External
- Quality Summit

* Includes Examiner Forum/Feedback and WCPQ Internal
Focus on
Proposal 1 Comments
Applicant Requests OPQA Review
OPQA Review Topic Distribution

- Proposal 1: Applicant Requests for Prosecution Review of Selected Applications
  - Use/Process
  - Concerns
  - Outcomes/Results
- OPQA General Process
OPQA Review Distribution – All Sources

- Proposal 1: Use/Process: 96 comments
- Proposal 1: Concerns: 47 comments
- Proposal 1: Outcomes/Results: 71 comments
- OPQA General Process: 19 comments

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OPQA Review Distribution – By Source

Use/Process
- Internal: 1
- WCPQ External: 14
- Quality Summit: 81

Concerns
- Internal: 4
- WCPQ External: 9
- Quality Summit: 34

Outcome/Result
- Internal: 0
- WCPQ External: 7
- Quality Summit: 64

OPQA Process
- Internal: 11
- WCPQ External: 2
- Quality Summit: 6

* Includes Examiner Forum/Feedback and WCPQ Internal

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Focus on
Proposal 2 Comments
Automated Pre-Examination Search
Proposal 2: Automated Pre-Examination Search

- Value
- Timing
- Legal Implications
- Results

Prior Art/Search General
Prior Art/Search Distribution – By Source

- Proposal 2:
  - Internal*: 3
  - WCPQ External: 16
  - Quality Summit: 37

- Proposal 2:
  - Internal*: 2
  - WCPQ External: 7
  - Quality Summit: 34

- Proposal 2:
  - Internal*: 1
  - WCPQ External: 0
  - Quality Summit: 11

- Proposal 2:
  - Internal*: 10
  - WCPQ External: 13
  - Quality Summit: 119

- Prior:
  - Internal*: 28
  - WCPQ External: 24
  - Quality Summit: 6

* Includes Examiner Forum/Feedback and WCPQ Internal
Focus on Proposal 3 Comments Clarity of Record
Clarity of Record Topic Distribution

- Proposal 3: Clarity of Record
  - Explicit Claim Construction
  - Memorializing Oral Record
  - Reasons for Allowance
  - General
- Prior Art Rejections/Responding to Arguments
Clarity Of Record Distribution – All Sources

Bar chart showing the distribution of comments for each category:

- Proposal 3: Explicit Claim Construction: 58
- Proposal 3: Memorializing Oral Record: 37
- Proposal 3: Reasons for Allowance: 20
- Proposal 3: General: 23
- Prior Art Rejections/Responding to Arguments: 21

General comments: 58

Legend:
- Proposal 3: Explicit Claim Construction
- Proposal 3: Memorializing Oral Record
- Proposal 3: Reasons for Allowance
- Proposal 3: General
- Prior Art Rejections/Responding to Arguments
Clarity of Record Distribution – By Source

- Proposal 3: Explicit Claim...
  - Internal*: 9
  - WCPQ External: 29
  - Quality Summit: 20

- Proposal 3: Memorializing...
  - Internal*: 1
  - WCPQ External: 14
  - Quality Summit: 22

- Proposal 3: Reasons for...
  - Internal*: 1
  - WCPQ External: 8
  - Quality Summit: 11

- Proposal 3: General...
  - Internal*: 7
  - WCPQ External: 11
  - Quality Summit: 5

- Prior Art...
  - Internal*: 1
  - WCPQ External: 4
  - Quality Summit: 16

* Includes Examiner Forum/Feedback and WCPQ Internal
Focus on
Proposal 4 Comments
Quality Metrics
Proposal 4: Review of and Improvements to Quality Metrics

- Value and Understanding of Composite
- New Measures
  - Incoming Documents
  - Downstream Users
  - Effectiveness of Training
- Modify Composite
Quality Metrics Distribution - All Sources

Value and Understanding of Composite: 45 comments
New Metrics: Incoming Documents: 21 comments
New Metric: Downstream Users: 4 comments
New Metrics: Effectiveness of Training: 1 comment
Modify Composite/Metrics: 39 comments

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# Quality Metrics Distribution – By Source

<table>
<thead>
<tr>
<th>Source</th>
<th>Internal*</th>
<th>WCPQ External</th>
<th>Quality Summit</th>
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<tr>
<td>Modify:4</td>
<td>14</td>
<td>8</td>
<td>18</td>
</tr>
</tbody>
</table>

* Includes Examiner Forum/Feedback and WCPQ Internal
Focus on Proposal 5 Comments Compact Prosecution
Compact Prosecution Topic Distribution

- Proposal 5: Review of Current Compact Prosecution Model and the Effect on Quality
  - Current Compact Prosecution Model
  - Additional Action Before Final
  - No Final Action Model
- New Examination Model
- New Count Model
Compact Prosecution Distribution – All Sources

![Compact Prosecution Distribution](chart)

- **Proposal 5: Current CP Model**
- **Proposal 5: Additional Nonfinals**
- **Proposal 5: No Final Model**
- **New Examination Model**
- **New Count System Model**

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Compact Prosecution Distribution – By Source

- Proposal 5: Current CP Model - 36
- Proposal 5: Additional NF - 15, 13
- Proposal 5: No Final Model - 0, 4
- New Examination Model - 60
- New Count Model - 7, 7, 3

* Includes Examiner Forum/Feedback and WCPQ Internal

**Legend:**
- **Internal***
- **WCPQ External**
- **Quality Summit**

United States Patent and Trademark Office

Leading in Quality Excellence - *Every Interaction Counts*
Focus on Proposal 6 Comments In-Person Interviews
Proposal 6: In-Person Interview Capability with All Examiners

- Benefits of In Person Interviews Vs. Video Conferencing
  - No Difference
- Considerations to In Person Interviews at Remote Locations
- Remote In Person Interview Scheduling
- Costs
- Effectiveness Measures
In-Person Interview Distribution – All Sources

Comments

- Benefits: 57
- Considerations: 52
- Scheduling: 25
- Costs: 20
- Effectiveness Measures: 11

United States Patent and Trademark Office

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In-Person Interview – Comment Highlight

- Added Benefit: 43
- No Added Benefit: 14

Comments
In Person Interviews Distribution – By Source

- **Benefits**: 4 (Internal), 15 (WCPQ External), 38 (Quality Summit)
- **Considerations**: 1 (Internal), 7 (WCPQ External), 44 (Quality Summit)
- **Scheduling**: 0 (Internal), 9 (WCPQ External), 0 (Quality Summit)
- **Costs**: 1 (Internal), 16 (WCPQ External), 1 (Quality Summit)
- **Effectiveness Measures**: 1 (Internal), 11 (WCPQ External), 18 (Quality Summit)

*Includes Examiner Forum/Feedback and WCPQ Internal*
Focus on
“Other” Comments
Miscellaneous
“Other” Topic Distribution

- Additional Examiner/SPE Resources
- More Time for Examiners
- Improve/Additional Examiner Training
- Examiner PAP/Awards
- Misc.
“Other” Distribution – All Sources

- Additional Examiner/SPE Resources: 27
- More Time for Examiners: 39
- Improve/Additional Examiner Training: 44
- Examiner PAP/Awards: 52

Comments
“Other” Distribution – By Source

- **Internal***
- **WCPQ External**
- **Quality Summit**

* Includes Examiner Forum/Feedback and WCPQ Internal
Thank You!
Questions and Comments

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