Patent Public Advisory Committee
Quarterly Meeting

Subject Matter Eligibility Update

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Please submit questions to ppac@uspto.gov
Themes from Public Comments on the July Update to the IEG

- Suggested areas of improvement, but considered the July 2015 Update a positive step in clarifying examination procedures for eligibility
- Prima facie case and the role of evidence
- Application of the 2014 IEG in the examining corps
- How examiners identify abstract ideas
- The role of preemption in the eligibility analysis/the use of the streamlined analysis
- Specific criticism or suggestions for clarifying the published examples
Federal Circuit Developments since July Update

• *Ariosa v. Sequenom*, petition for rehearing *en banc* denied

• *Mortgage Grader v. First Choice Loan Services* - precedential

• Ten non-precedential decisions
PTO Actions

- Abstract Idea Workshop II
- Life Science Examples
- Instructions regarding Office Actions
  - Thorough reasoning and appropriate consideration of applicant’s reply
  - Consistency across examining corps
Questions and Comments

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