

**UNITED STATES  
PATENT AND TRADEMARK OFFICE**



Patent Public Advisory Committee  
Quarterly Meeting

**USPTO Budget Update**

Frank Murphy  
Acting Chief Financial Officer

March 2, 2017

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# Agenda

- FY 2017 Status
- FY 2018 Budget/FY 2019 Budget
- Fee Review/Fee Rulemaking

# FY 2017 Status

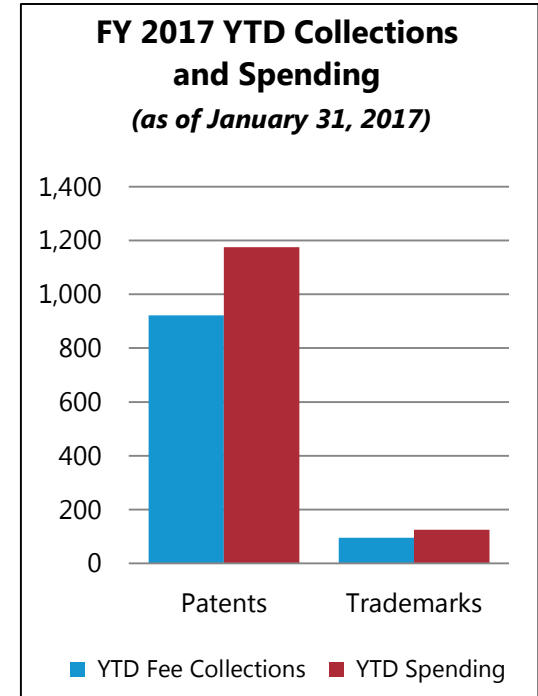
- The current Continuing Resolution (CR) is through April 28, 2017
  - The USPTO is held to an adjusted spending level calculated off of \$3.27B (plus carryover and other income)
    - The two CRs so far this year have included the following reductions:
      - 0.496% from October 1 through December 9, 2016
      - 0.1901% from December 10 through April 28, 2017

# FY 2017 Status *(continued)*

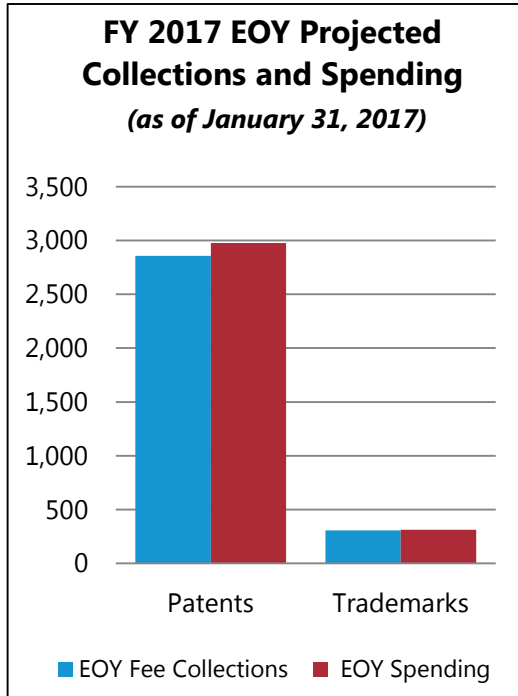
- The USPTO is under a 90 day hiring freeze that began at noon on January 22, 2017
  - The Presidential Memorandum, issued on January 23, 2017 regarding the hiring freeze states that “within 90 days of the date of this memorandum, the Director of the Office of Management and Budget (OMB), in consultation with the Director of OPM, shall recommend a long-term plan to reduce the size of the Federal Government's workforce through attrition.”
  - The hiring freeze will expire upon implementation of the OMB plan

# FY 2017 Status *(continued)*

- As of January 31, 2017
  - Planned fee collections of \$1.01B
    - Patents: \$914.6M, Trademarks: \$96.5M
  - Year to date fee collections of \$1.02B
    - Patents: \$922.1M, Trademarks: \$94.9M
  - Year to date spending of \$1.30B
    - Patents: \$1.17B, Trademarks: \$125.5M



# FY 2017 Status *(continued)*



- As of January 31, 2017
  - End of year projected fee collections of \$3.16B
    - Patents: \$2.86B, Trademarks: \$306.2M
  - End of year projected spending of \$3.29B
    - Patents: \$2.98B, Trademarks: \$311.7M
  - End of year projected operating reserve of \$365.9M
    - Patents: \$259.0M, Trademarks: \$106.8M

# FY 2018 Budget/ FY 2019 Budget

- FY 2018 Budget
  - USPTO is working on the FY 2018 President's Budget submission
    - A summary of preliminary FY 2018 fee estimates and requirements was provided to PPAC in January 2017
    - Per OMB, the new Administration will likely submit the FY 2018 Budget in the April/May 2017 timeframe
      - PPAC will also be provided a summary of this information to review
- FY 2019 Budget
  - Currently, USPTO expects to submit the FY 2019 OMB budget submission in September which follows the normal submission timeframe



# Fee Review/Fee Rulemaking

- USPTO is in the process of finalizing a draft of its rulemaking package
- The Administration will review the package and determine if USPTO will proceed with a final rule
  - If USPTO proceeds with a final rule, the anticipated date of the fee changes is September 2017
- USPTO has started its biennial fee review in January 2017

# Questions and Comments

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