

Hi,

Please add 103 rejections into the case study!! For the last 8-6 months, especially, I've been dealing with very random post-KSR reasons for rejecting under 103. Some of the rejections are very unreasonable and arbitrary, and do not follow any MPEP/ KSR guidelines. This makes responding very difficult. For example, I have one rejection that the art is different in function and structure (mechanical app), and the Examiner said it would have been obvious to use the Applicant's invention to make the art more "compact." But this just isn't true. Replacing the art with the Applicant's invention wouldn't necessary be more compact, and there is no TSM in the art to make it more compact. And if you replaced the art with the Applicant's invention it would be a different function and structure. The Examiner has clearly just thought up an arbitrary reason to reject. Trying to point out the errors in the reasoning has been unsuccessful. It's very frustrating.

Thanks,  
Mary Fales  
63491