Quick Start Guide

EFS-Web ePetitions

Table of Contents

Introduction 3
Basic Guidelines for Filing ePetitions: 4
1. ePetition Filing Requirements: Request for Withdrawal as Attorney or Agent of Record (37 - CFR 1.36) 6
2. ePetition Filing Requirements: Petition to Withdraw from Issue after Payment of the Issue - Fee (37 CFR 1.313(c)(1) or (2)) 11
3. ePetition Filing Requirements: Petition to Withdraw from Issue after Payment of the Issue - Fee (37 CFR 1.313(c)(3)) 15
4. ePetition Filing Requirements: Petition to Withdraw from Issue after Payment of the Issue - Fee (37 CFR 1.313(c)(1) or (2) with Assigned Patent Number) 18
5. ePetition Filing Requirements: Petition to Withdraw from Issue after Payment of the Issue - Fee (37 CFR 1.313(c)(3) with Assigned Patent Number) 22
6. ePetition Filing Requirements: Petition to Accept Late Payment of Issue Fee - Unintentional - Late Payment (37 CFR 1.137(a)) 25
7. ePetition Filing Requirements: Petition for Revival of an Application based on Failure to - Notify the Office of a Foreign or International Filing (37 CFR 1.137(f)) 28
8. ePetition Filing Requirements: Petition for Revival of an Application for Continuity Purposes - Only (37 CFR 1.137(a)) 32
9. ePetition Filing Requirements: Petition for Revival of an Abandoned Patent Application - Abandoned Unintentionally (37 CFR 1.137(a)) (For Cases Abandoned After 1st Action and Prior - to Notice of Allowance) 34
10. ePetition Filing Requirements: Petition to Correct Assignee After Payment of Issue Fee - (37 CFR 3.81(b)) 40
11. ePetition Filing Requirements: Petition to Accept Unintentional Delayed Payment of - Maintenance Fee (37 CFR 1.378(b)) 43

Introduction

The United States Patent and Trademark Office offer eleven (11) ePetitions that can be filed through EFS-Web. In addition to the two existing PDF based ePetitions, the Petition to make special based on Age (37 CFR 1.102) and the Petition to Accept Unintentionally Delayed Payment of the Maintenance Fee (37 CFR 1.378(b)), the following Web-based ePetitions are available to users:

- Request for Withdrawal as Attorney or Agent of Record (37 CFR 1.36)
- Petition to Withdraw from Issue after Payment of the Issue Fee (37 CFR 1.313(c)(1) or (2))
- Petition to Withdraw from Issue after Payment of the Issue Fee (37 CFR 1.313(c)(3))
- Petition to Withdraw from Issue after Payment of the Issue Fee (37 CFR 1.313(c)(1) or (2) with Assigned Patent Number)
- Petition to Withdraw from Issue after Payment of the Issue Fee (37 CFR 1.313(c)(3) with Assigned Patent Number)
- Petition to Accept Late Payment of Issue Fee - Unintentional Late Payment (37 CFR 1.137(a))
- Petition for Revival of an Application based on Failure to Notify the Office of a Foreign or International Filing (37 CFR 1.137(f))
- Petition for Revival of an Application for Continuity Purposes Only (37 CFR 1.137(a))
- Petition for Revival of an Abandoned Patent Application Abandoned Unintentionally(37 CFR 1.137(a)) (For Cases Abandoned After 1st Action and Prior to Notice of Allowance)
- Petition to Correct Assignee After Payment of Issue Fee (37 CFR 3.81(b))
- Petition to Accept Unintentional Delayed Payment of the Maintenance Fee (37 CFR 1.378(b))

Unlike the two existing legacy ePetitions, which require the petition fillable PDF form to be completed and attached in EFS-Web, the Web-based ePetitions can be filled out completely online through Web-based screens. The ePetitions are auto-processed and granted immediately upon submission if the petition meets all of the requirements.

By using ePetition, petitioners will have more control over when their petitions are filed and answered. This is especially advantageous for critical petitions, such as petitions to withdraw from issue. Deciding petitions electronically decreases the need for renewed petitions, since petitioners know instantly whether all requirements have been met and there are no EFS-Web fillable forms required. To process any of the auto-granted ePetitions, fees must be paid immediately which then provide users more financial flexibility. A paper filed petition includes a fee but does not guarantee a granted petition.

This Quick Start Guide will provide you with the information you need in order to understand how to file the eight Web-based ePetitions electronically, including a brief overview of the process and screen shots that identify critical aspects of the product.

Filing instructions for the two legacy PDF-based ePetitions can be located on the ePetition Resource Page at
http://www.uspto.gov/patents/process/file/efs/guidance/epetition-info.jsp

Basic Guidelines for Filing ePetitions:

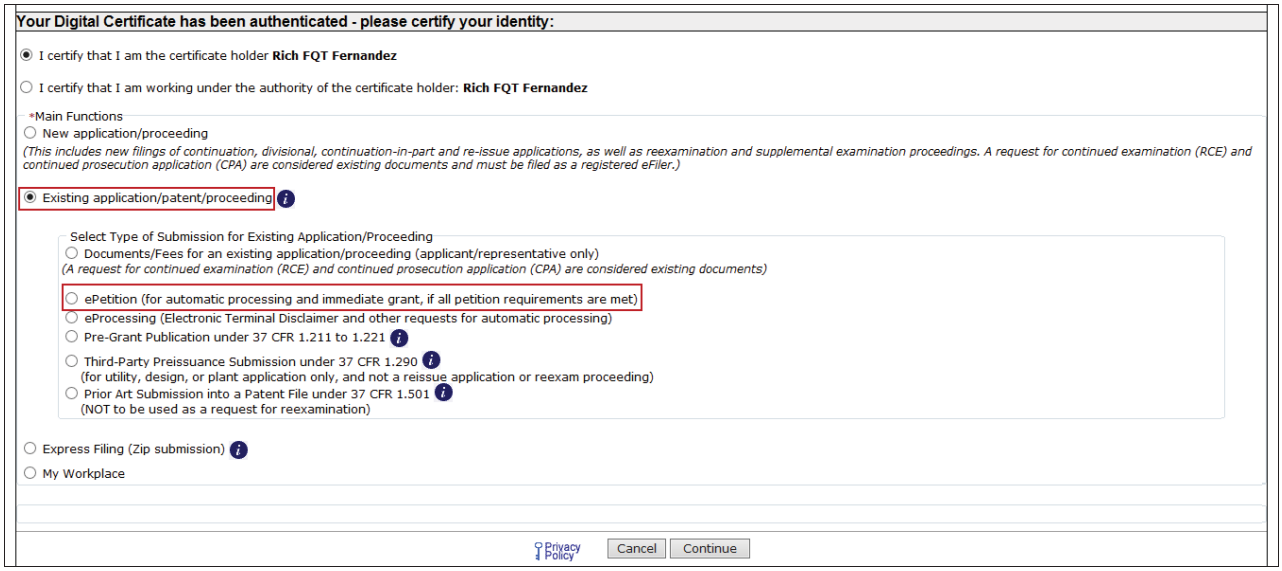
- Must be a registered eFiler.
- Must be able to access EFS-Web registered.
- Registered eFiler users are strongly advised to transmit their electronic filings sufficiently early in the day to allow time for alternative paper filing when transmission cannot be initiated or correctly completed.
- The ability to submit an ePetition under EFS-Web Contingency is not permitted.

Warning: For your protection, your EFS-Web session will time-out after one hour of inactivity. An ePetition request that has not been submitted after one hour of inactivity will be lost unless it is saved. You will need to login to EFS-Web again and re-enter the ePetition from the start.

Application Process

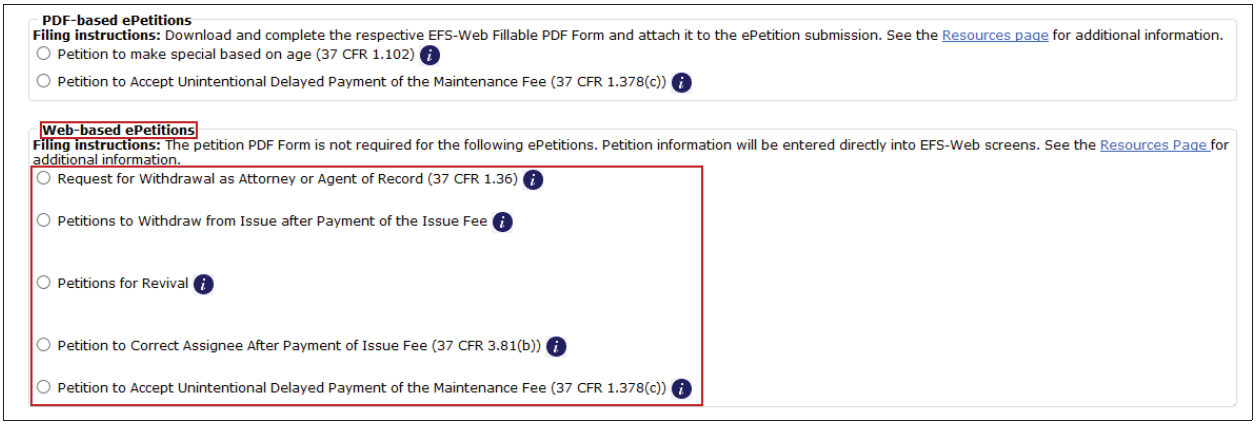
Once you have signed on to EFS-Web as a registered user, you will need to certify that you are the certificate holder or working under the authority of the certificate holder.

To submit an ePetition, you must select the radio button located next to "**Existing application/patent**". The Web screen will expand to display additional options. Select the radio button next to "**ePetition** (for automatic processing and immediate grant, if all petitions requirements are met)".

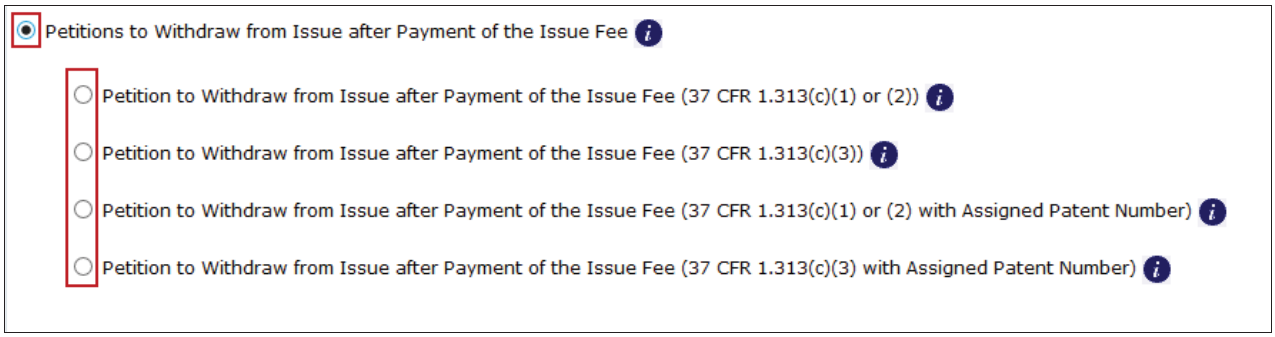


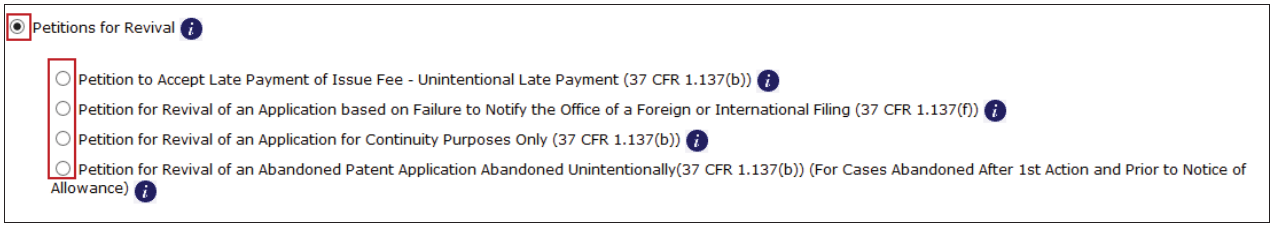
When the "**ePetition**" option is selected, the screen will display all available ePetition types – the two legacy PDF-based ePetitions and the eleven Web-based ePetitions.

Note: Information entered on the Certification screen cannot be edited on subsequent screens. Please review the application number, confirmation number, and other data entered carefully before continuing. If you need to make a change to the data entered on the Certification screen after you have proceeded to later screens, please click the **Cancel** button at the bottom of page to restart the ePetition.



Note: The Petitions to Withdraw from Issue after Payment of the Issue Fee and the Petitions for Revival are grouped and when selected additional petition types are shown.

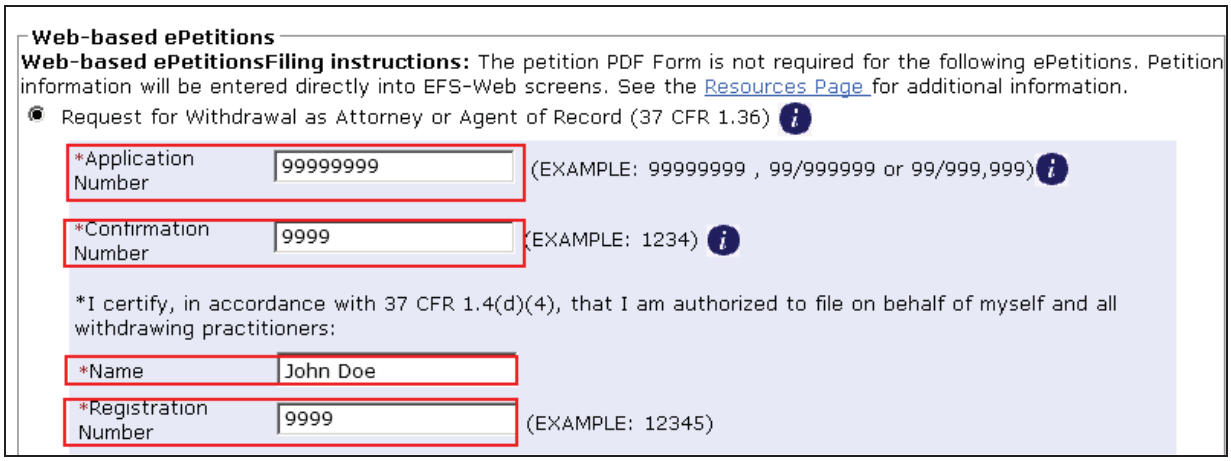




1. ePetition Filing Requirements: Request for Withdrawal as Attorney or Agent of Record (37 CFR 1.36)

- The user must enter a valid US application number.
- The US application number entered may not be for an issued patent.
- The US application may not be in an abandoned status.
- The user must have power of attorney over the entered application number.
- A valid Attorney Registration Number must be used.
- If power of attorney is assigned to a customer number, then the user will be required to change the correspondence address.
- If power of attorney is assigned to individual attorney registration numbers, then the user will not be required to change the correspondence address unless all attorneys of record are being withdrawn.

To start this ePetition, you will need to enter the application number, confirmation number, your name, and your attorney registration number. Click the **Continue** button at the bottom of the screen to proceed.



If there is a validation error, an error message will be displayed at the top of the screen and near the data field containing the error.

IMPORTANT: Please read the Legal Framework for using EFS-Web. Also, you have rights under the Paperwork Reduc

The petition requestor does not have Power of Attorney.

Your Digital Certificate has been authenticated - please certify your identity:

I certify that I am the certificate holder **John Smith**

I certify that I am working under the authority of the certificate holder: **John Smith**

*Main Functions

New application

(This includes new filings of continuation, divisional, and continuation-in-part applications. A request for continued examin

Existing application/patent

Select Type of Submission for Existing Application

Documents/Fees for an existing application

(A request for continued examination (RCE) and continued prosecution application (CPA) are considered existing do

ePetition (for automatic processing and immediate grant, if all petition requirements are met)

PDF-based ePetitions

Filing instructions: Download and complete the respective EFS-Web Fillable PDF Form and attach it to

Petition to make special based on age (37 CFR 1.102)

Petition to Accept Unintentional Delayed Payment of the Maintenance Fee (37 CFR 1.378(c))

Web-based ePetitions

Filing instructions: The petition PDF Form is not required for the following ePetitions. Petition informat

Request for Withdrawal as Attorney or Agent of Record (37 CFR 1.36)

*Application Number 59997700 (EXAMPLE: 99999999 , 99/99999

*Confirmation Number 9288 (EXAMPLE: 1234)

*I certify, in accordance with 37 CFR 1.4(d)(4), that I am authorized to file on behalf of myself

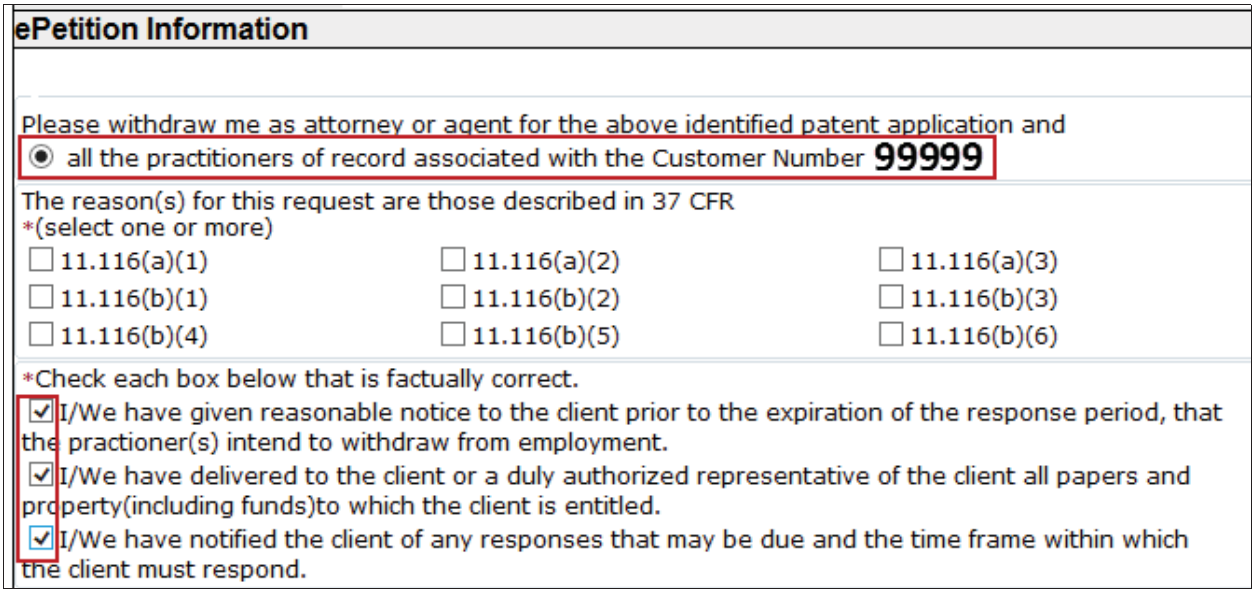
*Name John Smith

*Registration Number 99999 (EXAMPLE: 12345)

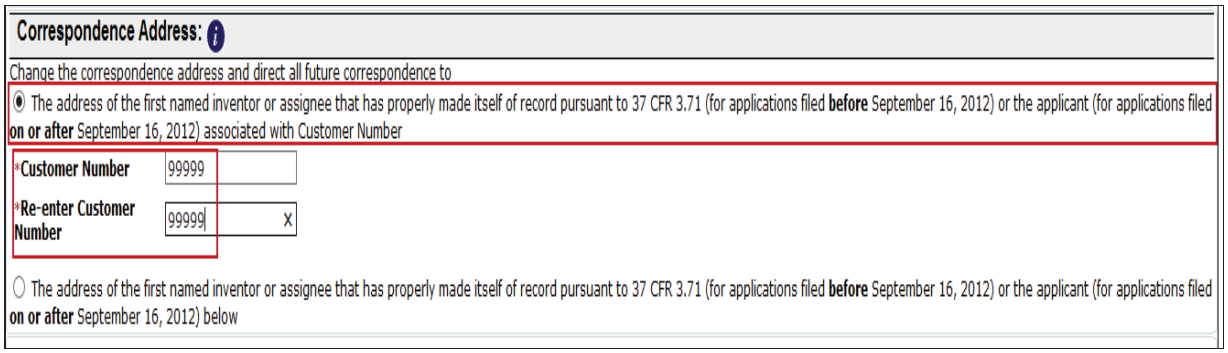
The petition requestor does not have Power of Attorney.

Petition to Withdraw from Issue after Payment of the Issue Fee (37 CFR 1.313(c)(1) or (2))

On the ePetition Request screen, if power of attorney is assigned to a customer number then you must select the radio button for “all the practitioners of record associated with Customer Number.” You will need to select one or more reason(s) for the withdrawal and all three checkboxes next to the statements displayed to confirm that they are factually correct.



When power of attorney is assigned to a customer number you must direct all future correspondence to a specific customer number or you will need to provide the correspondence address of the first named inventor or assignee that has properly made itself of record pursuant to 37 CFR 3.71. If directing all future correspondence to a new customer number, such cannot be the customer number of a law firm but rather must be the customer number of the applicant or assignee of record.



When providing the postal address, the postal code is required for a U.S. address (format: 12345 or 12345-1234).

Correspondence Address:

Change the correspondence address and direct all future correspondence to

○ The address of the first named inventor or assignee that has properly made itself of record pursuant to 37 CFR 3.71 (for applications filed **before** September 16, 2012) or the applicant (for applications filed **on or after** September 16, 2012) associated with Customer Number

◉ The address of the first named inventor or assignee that has properly made itself of record pursuant to 37 CFR 3.71 (for applications filed **before** September 16, 2012) or the applicant (for applications filed **on or after** September 16, 2012) below

*Name 1

Name 2

*Street Address 1

Street Address 2

* City

State (required for United States)

*Country

Postal Code (required for United States)

Telephone Number

e-Mail Address

At the end of the screen you will need to complete user information and provide an S-signature. *(Please refer to EFS Web Legal Framework, Section F. Signature Policy.)*

I am authorized to sign on behalf of myself and all withdrawing practitioners

*Signature /J. Doe/ (EXAMPLE: /John Smith/)

*Name John Doe

*Registration Number 99999

EFS-Web will display a screen with the selections you made. This gives you an opportunity to confirm your choices to make sure you have selected the necessary options. The petition-request.pdf document is generated by EFS-Web to show the information that you have entered. You can review this document by clicking on the hyperlink **petition-request.pdf**. This document will be loaded into the electronic application file (i.e., IFW), if your ePetition is granted. Once you have confirmed your selections, click the **Submit** button to file your ePetition.

ePetition Information

Please withdraw me as attorney or agent for the above identified patent application and
all the practitioners of record associated with the Customer Number 99999

The reason(s) for this request are those described in 37 CFR
*(select one or more)

11.116(a)(1)	11.116(a)(2)	11.116(a)(3)
11.116(b)(1)	11.116(b)(2)	11.116(b)(3)
11.116(b)(4)	11.116(b)(5)	11.116(b)(6)

*Check each box below that is factually correct.

I/We have given reasonable notice to the client prior to the expiration of the response period, that the practioner(s) intend to withdraw from employment.

I/We have delivered to the client or a duly authorized representative of the client all papers and property(including funds)to which the client is entitled.

I/We have notified the client of any responses that may be due and the time frame within which the client must respond.

Correspondence Address:

Change the correspondence address and direct all future correspondence to

The address of the first named inventor or assignee that has properly made itself of record pursuant to 37 CFR 3.71 (for applications filed **before** September 16, 2012) or the applicant (for applications filed **on or after** September 16, 2012) associated with Customer Number

***Customer Number** 99999

A petition request document will be loaded into the electronic application file based on your input above, if the ePetition is granted.
To review the document below, please click on the document name.

Sequence	Files to be Submitted	Page Count	Document Description	File Size	Validation Status Message
1	petition-request.pdf	1	Petition automatically granted by EFS	31157 byte	PASS

No validation errors found.

Certification

I am authorized to sign on behalf of myself and all withdrawing practitioners

*Signature /J. Doe/
*Name John Doe
*Registration Number 99999

Save for Later Submission | Cancel | Submit | Please click Submit only once

2. ePetition Filing Requirements: Petition to Withdraw from Issue after Payment of the Issue Fee (37 CFR 1.313(c)(1) or (2))

- The user must enter a valid US application number.
- The US application number entered may not be for an issued patent.
- The US application may not be in an abandoned status.
- The Issue fee must have been paid.
- If the filer has POA, a valid Registration Number must be entered.

To begin the petition, enter the application number, confirmation number and reason for withdrawal from issue. Then certify your identity. If the power of attorney radio button is selected, the system will validate that the registration number entered has power of attorney.

Petition to Withdraw from Issue after Payment of the Issue Fee (37 CFR 1.313(c)(1) or (2))

*Application Number (EXAMPLE: 99999999 , 99/999999 or 99/999,999)

*Confirmation Number (EXAMPLE: 1234)

*Reason for withdrawal:

- One or more claims are unpatentable
- Consideration of a request for continued examination

*I certify, in accordance with 37 CFR 1.4(d)(4) that I am:

- An attorney or agent registered to practice before the Patent and Trademark Office who has been given power of attorney in this application
- An attorney or agent registered to practice before the Patent and Trademark Office, acting in a representative capacity
- A sole inventor
- A joint inventor; I certify that I am authorized to sign this submission on behalf of all of the inventors as evidenced by the power of attorney in the application
- A joint inventor; all of whom are signing this e-petition

After proceeding to the ePetition Request screen, the reason for withdrawal and other information provided on the Certification screen will be displayed for review purposes, but cannot be changed. If you need to change the application number, reason for withdrawal, or petition filer type, please click on the **Cancel** button to restart the petition.

You must indicate if the required documents and/or fees have been previously filed or will accompany the ePetition. For consideration of RCE, the option to indicate that you previously filed the RCE request, submission, and fee will only be displayed if the system can locate the RCE fee payment. You must select the date from the dropdown list that corresponds to the date of your RCE submission.

You must indicate the current entity status. At the bottom of the screen you will need to complete user information and provide an S-signature. *(Please refer to EFS Web Legal Framework, Section F. Signature Policy.)*

ePetition Request

An application may be withdrawn from issue for further action upon petition by the applicant. To request that the Office withdraw an application from issue, applicant must file a petition under this section including the fee set forth in § 1.17(h) and a showing of good and sufficient reasons why withdrawal of the application from issue is necessary.

APPLICANT HEREBY PETITIONS TO WITHDRAW THIS APPLICATION FROM ISSUE UNDER 37 CFR 1.313(c).

A grantable petition requires the following items:
(1) Petition fee; and
(2) One of the following reasons:
(a) Unpatentability of one or more claims, which must be accompanied by an unequivocal statement that one or more claims are unpatentable, an amendment to such claim or claims, and an explanation as to how the amendment causes such claim or claims to be patentable;
(b) Consideration of a request for continued examination in compliance with § 1.114 (for a utility or plant application only); or
(c) Express abandonment of the application. Such express abandonment may be in favor of a continuing application, but not a CPA under 37 CFR 1.53(d).

- [x] Consideration of a request for continued examination
- RCE Request, Submission, and Fee are attached

***Applicant claims the following fee status:**

- Micro Entity
- Small Entity
- Regular Undiscounted

Certification

*I certify, in accordance with 37 CFR 1.4(d)(4) that I am:

- A sole inventor

*Signature /John Doe/ (EXAMPLE: /John Smith/)

*Name John Doe

Privacy Policy | Cancel | Save for Later Submission | Save & Continue

On the Attached Documents screen, the required documents that need to be attached will be displayed with the document description that needs to be chosen.

The following documents need to be attached:
Doc Code Document Description
RCEX Request for Continued Examination (RCE)
In addition, the RCE submission needs to be attached.

Files to be Submitted	Multi-Doc	Category	Document Description
petition-request.pdf	NO	General Transmittal	Petition automatically granted by EFS

1 Browse... View All Categories Delete
Does your PDF file contain multiple documents? Yes No
Add File

*Users are advised not to submit **credit card** payment form **PTO-2038** via EFS-Web. Submission of the credit card payment form via EFS-Web may result in the form being included among the patent or trademark records open for public inspection. Users choosing to pay with a credit card should instead utilize the on-line payment method available through EFS-Web.*

Privacy Policy Cancel Upload & Validate Review
Please Upload & Validate before Review

In order to continue, you must successfully upload the necessary PDF document(s) without validation errors.

The Calculate Fees screen displays the fees due based on the previously selected fee entity status. To view the next screen click **Continue**.

Petition Fees

	FeeCode	Small
Petition fee- 37 CFR 1.17(h) (Group III)	1464	$130
Request for continued examination	2801	$405
Total Fees Due: $	535	

Privacy Policy Cancel Continue

On the Confirm & File screen, information provided as well as files to be submitted are displayed. To submit your ePetition for auto-processing, click the **File ePetition & Pay** button. The EFS-Web payment screen will display since payment is required for this ePetition. Your fee payment must be successfully processed in order for you to receive the Petition Grant.

☑ Consideration of a request for continued examination

◉ RCE Request, Submission, and Fee are attached

***Applicant claims the following fee status:**

◉ Micro Entity

○ Small Entity

○ Regular Undiscounted

This is the fee data associated with your submission.

Total Fees Due: $ 335

A petition request document will be loaded into the electronic application file based on your input above, if the ePetition is granted.
To Review a Document, please click on the document name.

Sequence	Files to be Submitted	Page Count	Document Description	File Size	Validation Status Message
1	petition-request.pdf	2	Petition automatically granted by EFS	31320 byte	◆ PASS
	◆No validation errors found.				
2	RCE_Testing.pdf	3	Request for Continued Examination (RCE)	697557 byte	◆ PASS
	◆No validation errors found.				
3	concise_descr.pdf	4	Amendment Submitted/Entered with Filing of CPA/RCE	605739 byte	◆ PASS
	◆No validation errors found.				
4	fee-info.pdf	2	Fee Worksheet (PTO-06)	31709 byte	◆ PASS
	◆No validation errors found.				

Certification

*I certify, in accordance with 37 CFR 1.4(d)(4) that I am:

◉ A sole inventor

*Signature /John Doe/

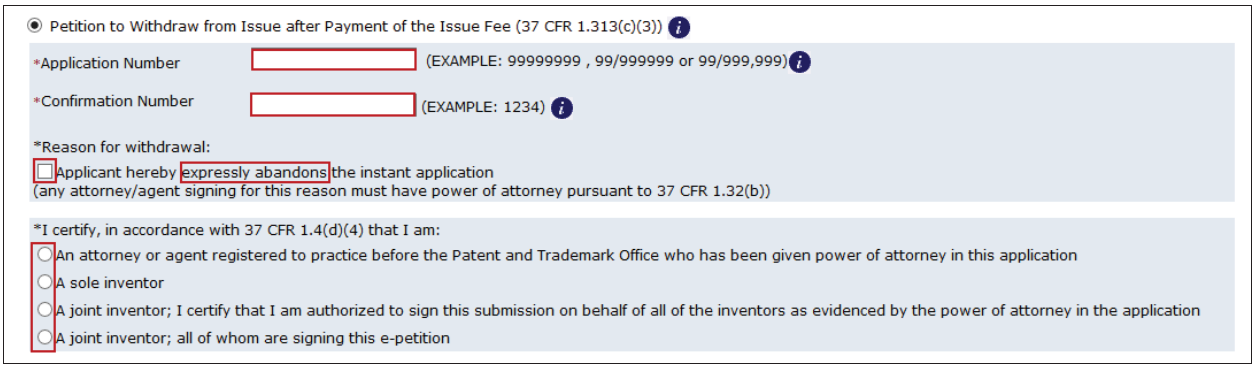
*Name John Doe

3. ePetition Filing Requirements: Petition to Withdraw from Issue after Payment of the Issue Fee (37 CFR 1.313(c)(3))

- The user must enter a valid US application number.
- The US application number entered may not be for an issued patent.
- The US application may not be in an abandoned status.
- The Issue fee must have been paid.
- If the filer is a registered practitioner given Power of Attorney, the Power of Attorney will be verified by the system.

To begin this petition, enter the application number, confirmation number, and reason for withdrawal.

Select the appropriate certification statement to indicate your identity. Then select the appropriate certification statement. Registered Attorneys acting in a representative capacity may <u>not</u> file this petition.



<u>Warning</u>: Your application will be expressly abandoned if this ePetition is granted.

After proceeding to the ePetition Request screen, the reason for withdrawal selected on the Certification screen will be displayed for review purposes, but cannot be changed. If you need to change the application number, reason for withdrawal, or petition filer type, please click on the **Cancel** button to restart the petition.

The appropriate radio button for fee entity status needs to be selected. At the bottom of the screen, you will need to complete user information and provide an S-signature. *(Please refer to EFS Web Legal Framework, Section F. Signature Policy.)*

ePetition Request

An application may be withdrawn from issue for further action upon petition by the applicant. To request that the Office withdraw an application from issue, applicant must file a petition under this section including the fee set forth in § 1.17(h) and a showing of good and sufficient reasons why withdrawal of the application from issue is necessary.

APPLICANT HEREBY PETITIONS TO WITHDRAW THIS APPLICATION FROM ISSUE UNDER 37 CFR 1.313(c).

A grantable petition requires the following items:
(1) Petition fee; and
(2) One of the following reasons:
(a) Unpatentability of one or more claims, which must be accompanied by an unequivocal statement that one or more claims are unpatentable, an amendment to such claim or claims, and an explanation as to how the amendment causes such claim or claims to be patentable;
(b) Consideration of a request for continued examination in compliance with § 1.114 (for a utility or plant application only); or
(c) Express abandonment of the application. Such express abandonment may be in favor of a continuing application, but not a CPA under 37 CFR 1.53(d).

☑ Applicant hereby expressly abandons the instant application
(any attorney/agent signing for this reason must have power of attorney pursuant to 37 CFR 1.32(b))

***Applicant claims the following fee status:**

○ Micro Entity
○ Small Entity
○ Regular Undiscounted

Certification

*I certify, in accordance with 37 CFR 1.4(d)(4) that I am:

◉ A sole inventor

*Signature (EXAMPLE: /John Smith/)

*Name

Privacy Policy | Cancel | Save for Later Submission | Save & Continue

No documents need to be attached for this ePetition. The Calculate Fees screen displays the required petition fee due. Click **Continue** to proceed.

Petition Fees

	FeeCode	Large
Petition fee- 37 CFR 1.17(h) (Group III)	1464	$130

Total Fees Due: $ 130

Privacy Policy | Cancel | Continue

On the Confirm & File screen, information provided as well as files to be submitted are displayed. To submit your ePetition for auto-processing, click the **File ePetition & Pay** button. The EFS-Web payment screen will display since payment is required for this ePetition. Your fee payment must be successfully processed in order for you to receive the Petition Grant.

☑ Applicant hereby expressly abandons the instant application
(any attorney/agent signing for this reason must have power of attorney pursuant to 37 CFR 1.32(b))

***Applicant claims the following fee status:**

- ○ Micro Entity
- ○ Small Entity
- ◉ Regular Undiscounted

This is the fee data associated with your submission.

Total Fees Due: $ 130

A petition request document will be loaded into the electronic application file based on your input above, if the ePetition is granted.
To Review a Document, please click on the document name.

Sequence	Files to be Submitted	Page Count	Document Description	File Size	Validation Status Message
1	petition-request.pdf ◆No validation errors found.	2	Petition automatically granted by EFS	30297 byte	◆ PASS
2	fee-info.pdf ◆No validation errors found.	2	Fee Worksheet (PTO-06)	30322 byte	◆ PASS

Certification

*I certify, in accordance with 37 CFR 1.4(d)(4) that I am:

- ◉ A sole inventor

*Signature /John Doe/

*Name John Doe

Online fee payment is required for ePetition processing.

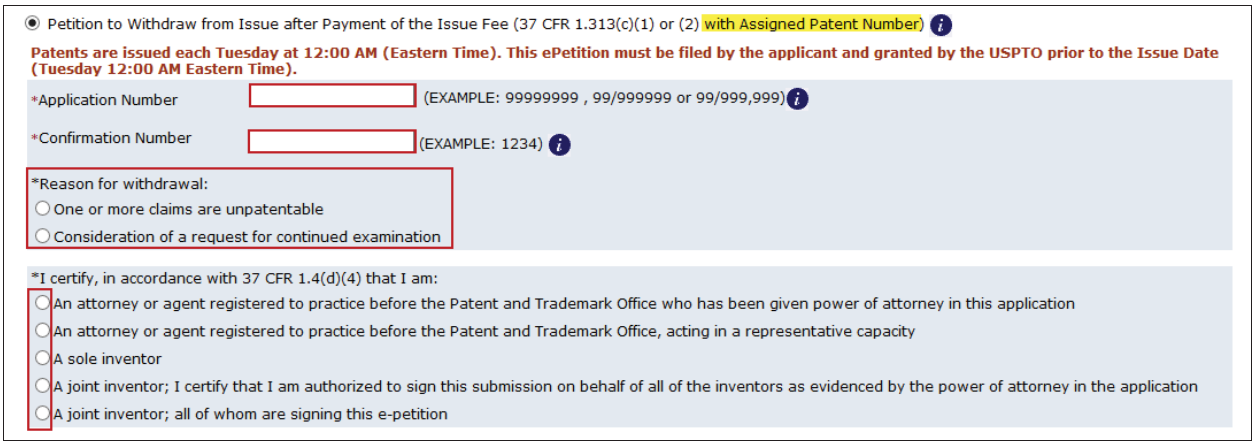
The USPTO's **RAM** payment server is ready to accept your fee payments using a USPTO Deposit Account , an Electronic Funds Transfer , or one of the following credit cards: American Express, Discover, MasterCard, or Visa. Please have all access codes, account numbers and account holder information ready to ensure a successful online payment experience.

Select **File ePetition & Pay** to finalize your electronic petition request and enter your online fee payment. Your session will timeout from inactivity in one hour, so you must complete the payment transaction within this timeframe. If the submission timeouts, your ePetition will be unprocessed.

4. ePetition Filing Requirements: Petition to Withdraw from Issue after Payment of the Issue Fee (37 CFR 1.313(c)(1) or (2) with Assigned Patent Number)

- The user must enter a valid US application number.
- The US application number entered may not be for an issued patent.
- The US application must have a patent number assigned.
- The US application may not be in an abandoned status.
- The Issue fee must have been paid.
- The patent issue date of the application needs to be later than the current date.
- If the filer has POA, a valid Registration Number must be entered.

To begin the following petition, enter in the application number, confirmation number and reason for withdrawal from issue. Then certify your identity.



You must indicate if required documents and/or fees have been previously filed or will accompany the ePetition. For consideration of RCE, the option to indicate that you previously filed the RCE request, submission, and fee will only be displayed if the system can locate the RCE fee payment. You must select the date from the dropdown list that corresponds to the date of your RCE submission.

You must indicate the current entity status. If selecting micro entity as the current entity status, you must certify if the application falls under the option for either Gross Income Basis or Institution of Higher Education Basis.

*Applicant claims the following fee status:

◉ Micro Entity

◉ Gross Income Basis

CERTIFICATION OF MICRO ENTITY STATUS (GROSS INCOME BASIS)

The applicant hereby certifies the following:

(1) SMALL ENTITY REQUIREMENT -The applicant qualifies as a small entity as defined in 37 CFR 1.27.

(2) APPLICATION FILING LIMIT - Neither the applicant nor the inventor nor a joint inventor has been named as the inventor or a joint inventor on more than four previously filed U.S. patent applications, excluding provisional applications and international applications under the Patent Cooperation Treaty (PCT) for which the basic national fee under 37 CFR 1.492(a) was not paid, and also excluding patent applications for which the applicant has assigned all ownership rights or is obligated to assign all ownership rights as a result of the applicants previous employment.

(3) GROSS INCOME LIMIT ON APPLICANTS AND INVENTORS - Neither the applicant nor the inventor nor a joint inventor, in the calendar year preceding the calendar year in which the applicable fee is being paid, had a gross income, as defined in section 61(a) of the Internal Revenue Code of 1986 (26 U.S.C. 61(a)), exceeding the Maximum Qualifying Gross Income reported on the USPTO website at http://www.uspto.gov/patents/law/micro_entity.jsp which is equal to three times the median household income for that preceding calendar year, as most recently reported by the Bureau of the Census.

(4) GROSS INCOME LIMIT ON PARTIES WITH AN OWNERSHIP INTEREST - Neither the applicant nor the inventor nor a joint inventor has assigned, granted, or conveyed, nor is under an obligation by contract or law to assign, grant, or convey, a license or other ownership interest in the application concerned to an entity that, in the calendar year preceding the calendar year in which the applicable fee is being paid, had a gross income, as defined in section 61(a) of the Internal Revenue Code of 1986, exceeding the Maximum Qualifying Gross Income reported on the USPTO website at http://www.uspto.gov/patents/law/micro_entity.jsp which is equal to three times the median household income for that preceding calendar year, as most recently reported by the Bureau of the Census.

○ Institution of Higher Education Basis

*I certify, in accordance with 37 CFR 1.4(d)(4) that I am:

◉ A sole inventor

*Signature /John Doe/ (EXAMPLE: /John Smith/)

*Name John Doe

At the bottom of the screen you will need to complete user information and provide an S-signature. *(Please refer to EFS Web Legal Framework, Section F. Signature Policy.)*

ePetition Request

An application may be withdrawn from issue for further action upon petition by the applicant. To request that the Office withdraw an application from issue, applicant must file a petition under this section including the fee set forth in § 1.17(h) and a showing of good and sufficient reasons why withdrawal of the application from issue is necessary.

APPLICANT HEREBY PETITIONS TO WITHDRAW THIS APPLICATION FROM ISSUE UNDER 37 CFR 1.313(c).

A grantable petition requires the following items:
(1) Petition fee; and
(2) One of the following reasons:
(a) Unpatentability of one or more claims, which must be accompanied by an unequivocal statement that one or more claims are unpatentable, an amendment to such claim or claims, and an explanation as to how the amendment causes such claim or claims to be patentable;
(b) Consideration of a request for continued examination in compliance with § 1.114 (for a utility or plant application only); or
(c) Express abandonment of the application. Such express abandonment may be in favor of a continuing application, but not a CPA under 37 CFR 1.53(d).

☑ Consideration of a request for continued examination

○ RCE Request, Submission, and Fee are attached

*Applicant claims the following fee status:

○ Micro Entity

◉ Small Entity

○ Regular Undiscounted

Certification

*I certify, in accordance with 37 CFR 1.4(d)(4) that I am:

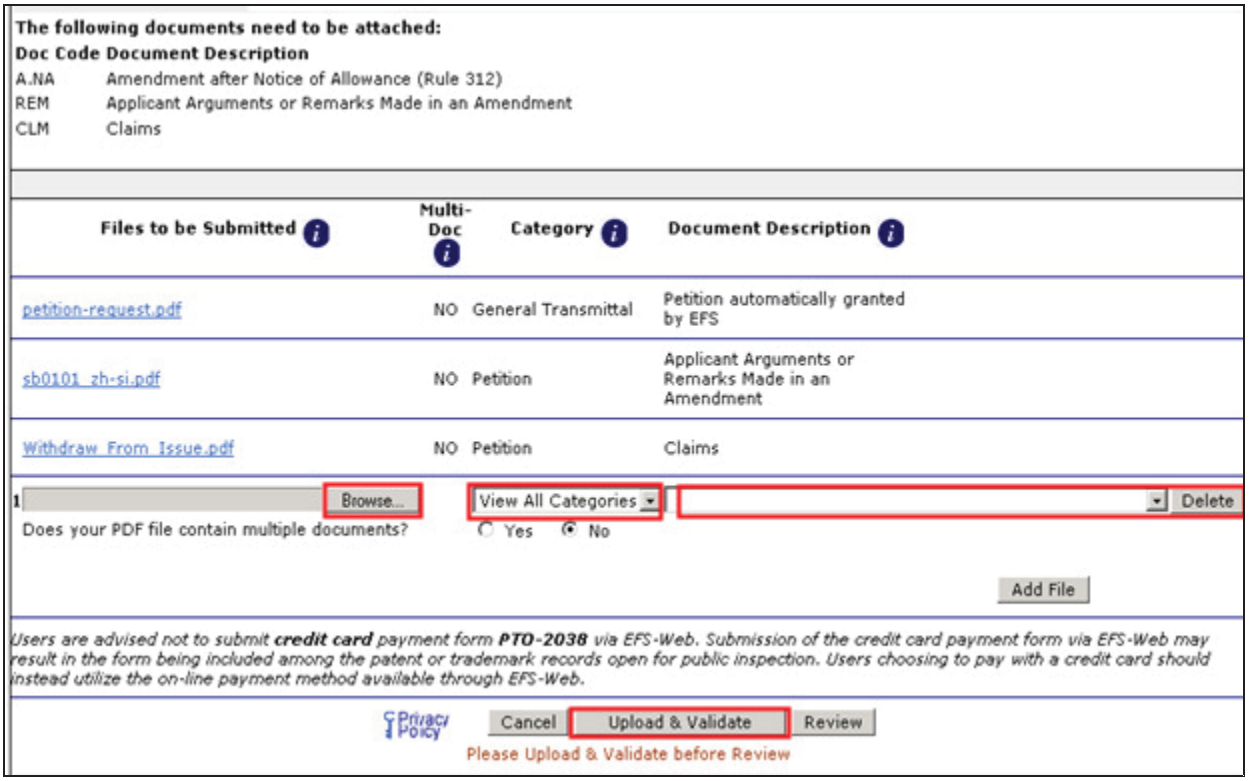
◉ A sole inventor

*Signature /John Doe/ (EXAMPLE: /John Smith/)

*Name John Doe

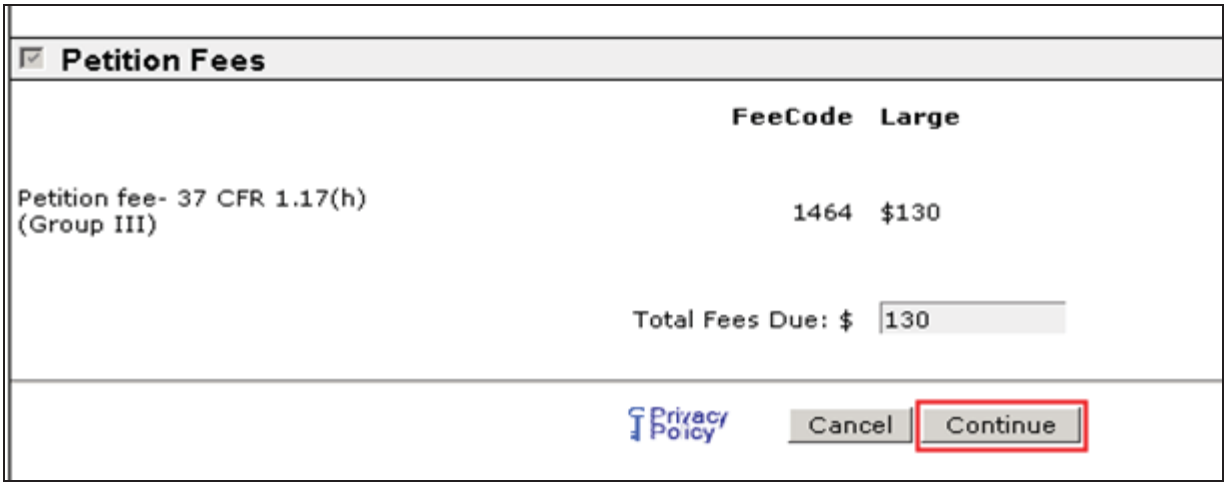
Privacy Policy | Cancel | Save for Later Submission | Save & Continue

On the Attached Documents screen, the required documents that need to be attached will be displayed with the document description that needs to be chosen.



In order to continue you must successfully upload the necessary PDF documents without validation errors.

The Fee Calculation screen displays fees due. To view the next screen click **Continue**.



On the Confirm & File screen, information provided as well as files to be submitted are displayed. To submit your ePetition for auto-processing, click the **File ePetition & Pay** button.

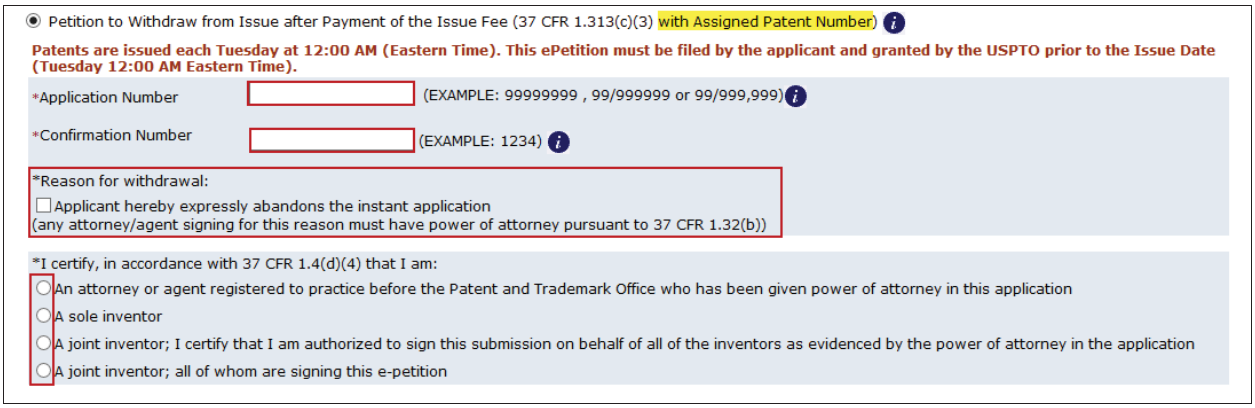
The EFS-Web payment screen will display since payment is required for this ePetition. Your fee payment must be successfully processed in order for you to receive the Petition Grant.

Warning: Patents are issued each Tuesday at Midnight (12:00 AM Eastern Time). You must file and complete payment for your ePetition and it must be granted by USPTO before the Issue Date. Please file your petition as soon as possible so as to avoid any computer system problems which may cause the patent to issue despite the petition to withdraw it from issue.

5. ePetition Filing Requirements: Petition to Withdraw from Issue after Payment of the Issue Fee (37 CFR 1.313(c)(3) with Assigned Patent Number)

- The user must enter a valid US application number.
- The US application number entered may not be for an issued patent.
- The US application must have a patent number assigned.
- The US application may not be in an abandoned status.
- The Issue fee must have been paid.
- The patent issue date of the application needs to be later than the current date.
- If the filer has POA, a valid Registration Number must be entered.

To begin the following petition, enter in the application number, confirmation number and reason for withdrawal from issue. Then select the appropriate certification statement. Registered Attorneys acting in a representative capacity may not file this petition.



Warning: Your application will be expressly abandoned if this ePetition is granted.

The appropriate radio button for fee entity status needs to be selected. If selecting micro entity as the current entity status, you must certify if the application falls under the option for either Gross Income Basis or Institution of Higher Education Basis.

*Applicant claims the following fee status:

◉ Micro Entity

◉ Gross Income Basis

CERTIFICATION OF MICRO ENTITY STATUS (GROSS INCOME BASIS)

The applicant hereby certifies the following:

(1) SMALL ENTITY REQUIREMENT -The applicant qualifies as a small entity as defined in 37 CFR 1.27.

(2) APPLICATION FILING LIMIT - Neither the applicant nor the inventor nor a joint inventor has been named as the inventor or a joint inventor on more than four previously filed U.S. patent applications, excluding provisional applications and international applications under the Patent Cooperation Treaty (PCT) for which the basic national fee under 37 CFR 1.492(a) was not paid, and also excluding patent applications for which the applicant has assigned all ownership rights or is obligated to assign all ownership rights as a result of the applicants previous employment.

(3) GROSS INCOME LIMIT ON APPLICANTS AND INVENTORS - Neither the applicant nor the inventor nor a joint inventor, in the calendar year preceding the calendar year in which the applicable fee is being paid, had a gross income, as defined in section 61(a) of the Internal Revenue Code of 1986 (26 U.S.C. 61(a)), exceeding the Maximum Qualifying Gross Income reported on the USPTO website at http://www.uspto.gov/patents/law/micro_entity.jsp which is equal to three times the median household income for that preceding calendar year, as most recently reported by the Bureau of the Census.

(4) GROSS INCOME LIMIT ON PARTIES WITH AN OWNERSHIP INTEREST - Neither the applicant nor the inventor nor a joint inventor has assigned, granted, or conveyed, nor is under an obligation by contract or law to assign, grant, or convey, a license or other ownership interest in the application concerned to an entity that, in the calendar year preceding the calendar year in which the applicable fee is being paid, had a gross income, as defined in section 61(a) of the Internal Revenue Code of 1986, exceeding the Maximum Qualifying Gross Income reported on the USPTO website at http://www.uspto.gov/patents/law/micro_entity.jsp which is equal to three times the median household income for that preceding calendar year, as most recently reported by the Bureau of the Census.

○ Institution of Higher Education Basis

*I certify, in accordance with 37 CFR 1.4(d)(4) that I am:

◉ A sole inventor

*Signature /John Doe/ (EXAMPLE: /John Smith/)

*Name John Doe

At the end of the screen you will need to complete user information and provide an S-signature. *(Please refer to EFS Web Legal Framework, Section F. Signature Policy.)*

ePetition Request

An application may be withdrawn from issue for further action upon petition by the applicant. To request that the Office withdraw an application from issue, applicant must file a petition under this section including the fee set forth in § 1.17(h) and a showing of good and sufficient reasons why withdrawal of the application from issue is necessary.

APPLICANT HEREBY PETITIONS TO WITHDRAW THIS APPLICATION FROM ISSUE UNDER 37 CFR 1.313(c).

A grantable petition requires the following items:
(1) Petition fee; and
(2) One of the following reasons:
(a) Unpatentability of one or more claims, which must be accompanied by an unequivocal statement that one or more claims are unpatentable, an amendment to such claim or claims, and an explanation as to how the amendment causes such claim or claims to be patentable;
(b) Consideration of a request for continued examination in compliance with § 1.114 (for a utility or plant application only); or
(c) Express abandonment of the application. Such express abandonment may be in favor of a continuing application, but not a CPA under 37 CFR 1.53(d).

☑ Applicant hereby expressly abandons the instant application
(any attorney/agent signing for this reason must have power of attorney pursuant to 37 CFR 1.32(b))

*Applicant claims the following fee status:

○ Micro Entity

○ Small Entity

◉ Regular Undiscounted

Certification

*I certify, in accordance with 37 CFR 1.4(d)(4) that I am:

◉ A sole inventor

*Signature /John Doe/ (EXAMPLE: /John Smith/)

*Name John Doe ✕

Privacy Policy | Cancel | Save for Later Submission | Save & Continue

The Fee Calculation screen displays the petition fee due. To view the next screen click **Continue**. -

Petition Fees

	FeeCode	Large
Petition fee- 37 CFR 1.17(h) (Group III)	1464	$130

Total Fees Due: $ 130

Privacy Policy Cancel Continue

On the Confirm & File screen, information provided as well as the files to be submitted are displayed. To submit your ePetition submission, click the **File ePetition & Pay** button. The EFS-Web payment screen will display, since payment is required for this ePetition. Your fee payment must be successfully processed in order for you to receive the Petition Grant.

Warning: Patents are issued each Tuesday at Midnight (12:00 AM Eastern Time). You must file and complete payment for your ePetition and it must be granted by USPTO before the Issue Date. Please file your petition as soon as possible so as to avoid any computer system problems which may cause the patent to issue despite the petition to withdraw it from issue.

Applicant hereby expressly abandons the instant application
(any attorney/agent signing for this reason must have power of attorney pursuant to 37 CFR 1.32(b))

*Applicant claims the following fee status:

- Micro Entity
- Small Entity
- Regular Undiscounted

This is the fee data associated with your submission.

Total Fees Due: $ 130

A petition request document will be loaded into the electronic application file based on your input above, if the ePetition is granted.
To Review a Document, please click on the document name.

Sequence	Files to be Submitted	Page Count	Document Description	File Size	Validation Status Message
1	petition-request.pdf	2	Petition automatically granted by EFS	30233 byte	PASS
	No validation errors found.				
2	fee-info.pdf	2	Fee Worksheet (PTO-06)	30468 byte	PASS
	No validation errors found.				

Certification

*I certify, in accordance with 37 CFR 1.4(d)(4) that I am:

- A sole inventor

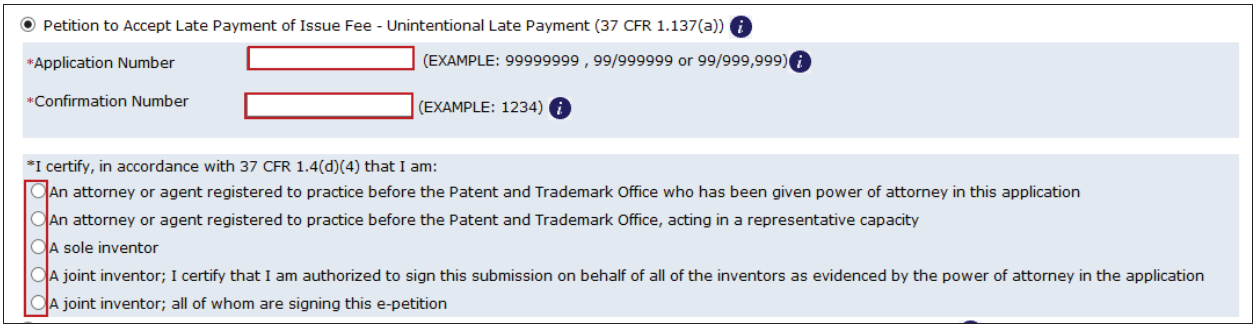
*Signature /John Doe/

*Name John Doe

6. ePetition Filing Requirements: Petition to Accept Late Payment of Issue Fee - Unintentional Late Payment (37 CFR 1.137(a))

- The user must enter a valid US application number.
- The US application number entered may not be for an issued patent.
- The application must be in an abandoned status.
- The Issue fee must be paid.
- The application has to have been allowed.
- If the filer has POA, a valid Registration Number must be entered.

To begin the following petition, enter in the application number, confirmation number, and then certify the user identity. To proceed to the next screen, click **Continue**.



The user must indicate the fee entity status and make sure the issue fee transmittal form is attached. If selecting micro entity as the current entity status, you must certify if the application falls under the option for either Gross Income Basis or Institution of Higher Education Basis.

*Applicant claims the following fee status:

◉ Micro Entity

◉ Gross Income Basis

CERTIFICATION OF MICRO ENTITY STATUS (GROSS INCOME BASIS)

☐ The applicant hereby certifies the following:

(1) SMALL ENTITY REQUIREMENT -The applicant qualifies as a small entity as defined in 37 CFR 1.27.

(2) APPLICATION FILING LIMIT - Neither the applicant nor the inventor nor a joint inventor has been named as the inventor or a joint inventor on more than four previously filed U.S. patent applications, excluding provisional applications and international applications under the Patent Cooperation Treaty (PCT) for which the basic national fee under 37 CFR 1.492(a) was not paid, and also excluding patent applications for which the applicant has assigned all ownership rights or is obligated to assign all ownership rights as a result of the applicants previous employment.

(3) GROSS INCOME LIMIT ON APPLICANTS AND INVENTORS - Neither the applicant nor the inventor nor a joint inventor, in the calendar year preceding the calendar year in which the applicable fee is being paid, had a gross income, as defined in section 61(a) of the Internal Revenue Code of 1986 (26 U.S.C. 61(a)), exceeding the Maximum Qualifying Gross Income reported on the USPTO website at http://www.uspto.gov/patents/law/micro_entity.jsp which is equal to three times the median household income for that preceding calendar year, as most recently reported by the Bureau of the Census.

(4) GROSS INCOME LIMIT ON PARTIES WITH AN OWNERSHIP INTEREST - Neither the applicant nor the inventor nor a joint inventor has assigned, granted, or conveyed, nor is under an obligation by contract or law to assign, grant, or convey, a license or other ownership interest in the application concerned to an entity that, in the calendar year preceding the calendar year in which the applicable fee is being paid, had a gross income, as defined in section 61(a) of the Internal Revenue Code of 1986, exceeding the Maximum Qualifying Gross Income reported on the USPTO website at http://www.uspto.gov/patents/law/micro_entity.jsp which is equal to three times the median household income for that preceding calendar year, as most recently reported by the Bureau of the Census.

○ Institution of Higher Education Basis

*I certify, in accordance with 37 CFR 1.4(d)(4) that I am:

◉ A sole inventor

*Signature /John Doe/ (EXAMPLE: /John Smith/)

*Name John Doe

The appropriate statement must be selected for any Drawing corrections and/or other deficiencies. The statement box detailing that the entire delay from the date of abandonment to the date of filing the petition was unintentional must be selected. The user must also provide an S-signature to continue.

ePetition Request

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

A grantable petition requires the following items:

(1) Petition fee;
(2) Reply and/or issue fee;
(3) Terminal disclaimer with disclaimer fee required for all utility and plant applications filed before June 8, 1995; and for all design applications;
(4) Statement that the entire delay was unintentional.

***Applicant claims the following fee status:**

○ Micro Entity

○ Small Entity

◉ Regular Undiscounted

Issue Fee and Publication Fee

Issue Fee and Publication Fee must accompany ePetition.

***Issue Fee Transmittal**

☑ Issue Fee Transmittal is attached

***Drawing corrections and/or other deficiencies**

◉ Drawing corrections and/or other deficiencies are not required

○ I certify, in accordance with 37 CFR 1.4(d)(4), that drawing corrections and/or other deficiencies have previously been filed on

Month Day Year

month day year

○ Drawing corrections and/or other deficiencies are attached

☐ ***STATEMENT:** The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

Certification

*I certify, in accordance with 37 CFR 1.4(d)(4) that I am:

◉ A sole inventor

*Signature /John Doe/ (EXAMPLE: /John Smith/)

*Name John Doe

Privacy Policy | Cancel | Save for Later Submission | Save & Continue

You are required to upload the Issue Fee Payment (PTO-85B) document. If you have to provide drawings or other documents, attach the documents and select the appropriate document description from the dropdown list (e.g., “Drawings”).

The following document needs to be attached:

Doc Code	Document Description
IFEE	Issue Fee Payment (PTO-85B)

Files to be Submitted	Multi-Doc	Category	Document Description
petition-request.pdf	NO	General Transmittal	Petition automatically granted by EFS
test.pdf	NO	Petition	Issue Fee Payment (PTO-85B)
1 C:\Documents and Settings\rfern Browse...	Does your PDF file contain multiple documents? Yes No	Petition	Drawings

Delete

Add File

*Users are advised not to submit **credit card** payment form **PTO-2038** via EFS-Web. Submission of the credit card payment form via EFS-Web may result in the form being included among the patent or trademark records open for public inspection. Users choosing to pay with a credit card should instead utilize the on-line payment method available through EFS-Web.*

Privacy Policy | Cancel | Upload & Validate | Review

Please Upload & Validate before Review

In order to continue you must successfully upload any necessary PDF document(s) without validation errors.

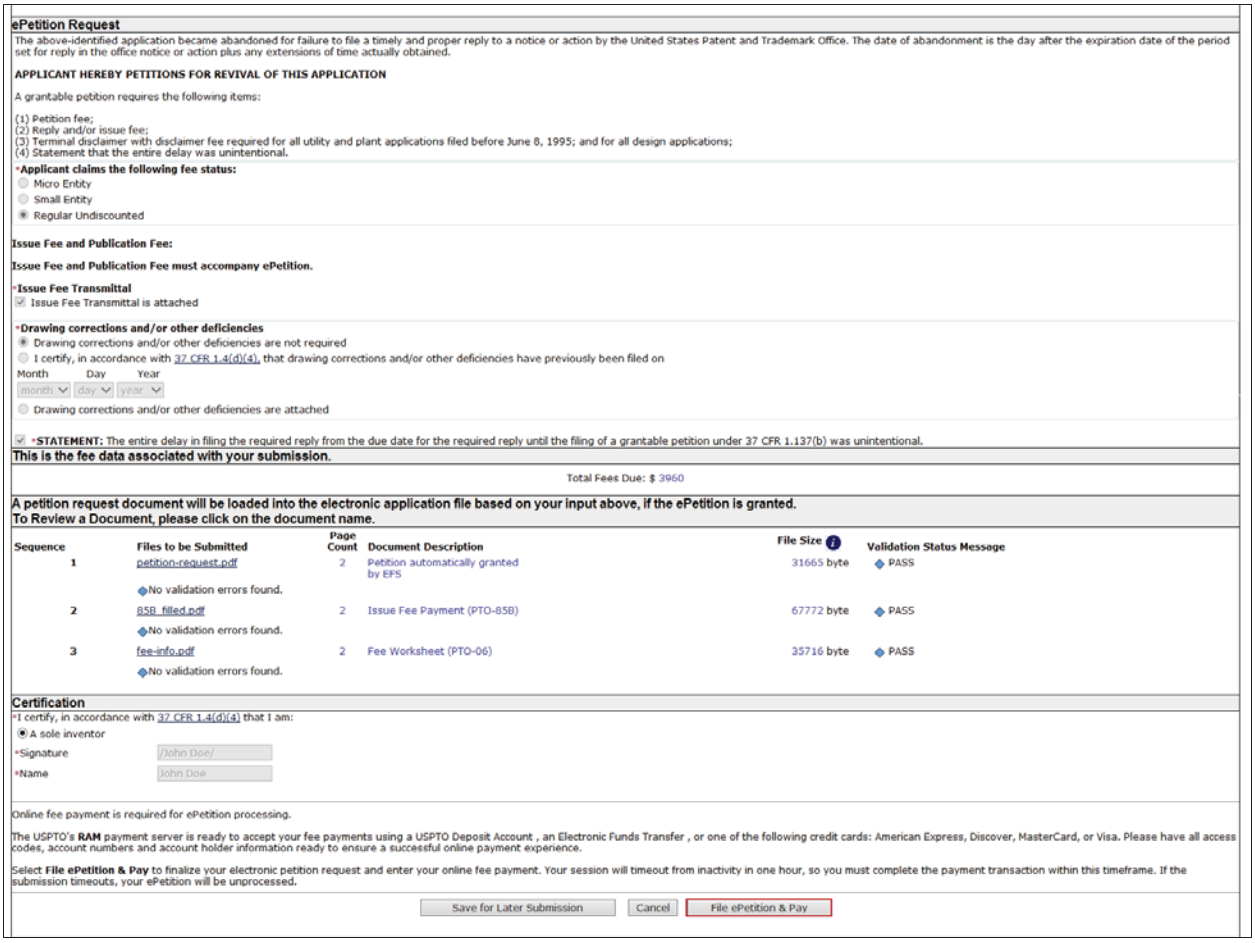
The Fee Calculation screen displays the fees due. To proceed to the next screen, click **Continue**.

Petition Fees

	FeeCode	Small
Petition-revive unintent. abandoned appl	2453	$810
Utility Appl issue fee	2501	$755
Publ. Fee- early, voluntary, or normal	1504	$300
	Total Fees Due: $	1865

Privacy Policy | Cancel | Continue

On the Confirm & File screen, the information provided as well as files to be submitted is displayed. To submit your ePetition submission, click the **File ePetition & Pay** button. The EFS-Web payment screen will display, since payment is required for this ePetition. Your fee payment must be successfully processed in order for you to receive the Petition Grant.



ePetition Request

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

A grantable petition requires the following items:

(1) Petition fee;
(2) Reply and/or issue fee;
(3) Terminal disclaimer with disclaimer fee required for all utility and plant applications filed before June 8, 1995; and for all design applications;
(4) Statement that the entire delay was unintentional.

***Applicant claims the following fee status:**
- Micro Entity
- Small Entity
- Regular Undiscounted

Issue Fee and Publication Fee:

Issue Fee and Publication Fee must accompany ePetition.

***Issue Fee Transmittal**
- Issue Fee Transmittal is attached

***Drawing corrections and/or other deficiencies**
- Drawing corrections and/or other deficiencies are not required
- I certify, in accordance with 37 CFR 1.4(d)(4), that drawing corrections and/or other deficiencies have previously been filed on

Month Day Year
month day year

- Drawing corrections and/or other deficiencies are attached

***STATEMENT:** The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

This is the fee data associated with your submission.

Total Fees Due: $ 3960

A petition request document will be loaded into the electronic application file based on your input above, if the ePetition is granted.
To Review a Document, please click on the document name.

Sequence	Files to be Submitted	Page Count	Document Description	File Size	Validation Status Message
1	petition-request.pdf	2	Petition automatically granted by EFS	31665 byte	PASS
	No validation errors found.				
2	85B_filled.pdf	2	Issue Fee Payment (PTO-85B)	67772 byte	PASS
	No validation errors found.				
3	fee-info.pdf	2	Fee Worksheet (PTO-06)	35716 byte	PASS
	No validation errors found.				

Certification

*I certify, in accordance with 37 CFR 1.4(d)(4) that I am:
- A sole inventor

*Signature /John Doe/
*Name John Doe

Online fee payment is required for ePetition processing.

The USPTO's **RAM** payment server is ready to accept your fee payments using a USPTO Deposit Account , an Electronic Funds Transfer , or one of the following credit cards: American Express, Discover, MasterCard, or Visa. Please have all access codes, account numbers and account holder information ready to ensure a successful online payment experience.

Select **File ePetition & Pay** to finalize your electronic petition request and enter your online fee payment. Your session will timeout from inactivity in one hour, so you must complete the payment transaction within this timeframe. If the submission timeouts, your ePetition will be unprocessed.

Save for Later Submission | Cancel | File ePetition & Pay

7. ePetition Filing Requirements: Petition for Revival of an Application based on Failure to Notify the Office of a Foreign or International Filing (37 CFR 1.137(f))

- The user must enter a valid US application number.

- The US application cannot be in an abandoned status.

- The petition must have a filing date more than 45 days past the foreign application filing date.

- A non-publication request must have been previously filed. -

- If the filer has POA, a valid Registration Number must be entered.

This ePetition requires the application number, the confirmation number, and the foreign filing date. You must certify your identity. To proceed to the next screen, click **Continue**.

Petition for Revival of an Application based on Failure to Notify the Office of a Foreign or International Filing (37 CFR 1.137(f))

*Application Number (EXAMPLE: 99999999 , 99/999999 or 99/999,999)

*Confirmation Number (EXAMPLE: 1234)

*Foreign Filing Date Month month Day day Year year

*I certify, in accordance with 37 CFR 1.4(d)(4) that I am:

- An attorney or agent registered to practice before the Patent and Trademark Office who has been given power of attorney in this application
- An attorney or agent registered to practice before the Patent and Trademark Office, acting in a representative capacity
- A sole inventor
- A joint inventor; I certify that I am authorized to sign this submission on behalf of all of the inventors as evidenced by the power of attorney in the application
- A joint inventor; all of whom are signing this e-petition

The ePetition Data screen displays the ePetition request. You must indicate the current entity status, confirm that the non-publication request was filed, and certify that the entire delay period from the date of foreign filing until the date of submitting the petition was unintentional. If selecting micro entity as the current entity status, you must certify if the application falls under the option for either Gross Income Basis or Institution of Higher Education Basis.

*Applicant claims the following fee status:

Micro Entity

Gross Income Basis

CERTIFICATION OF MICRO ENTITY STATUS (GROSS INCOME BASIS)

The applicant hereby certifies the following:

(1) SMALL ENTITY REQUIREMENT -The applicant qualifies as a small entity as defined in 37 CFR 1.27.

(2) APPLICATION FILING LIMIT - Neither the applicant nor the inventor nor a joint inventor has been named as the inventor or a joint inventor on more than four previously filed U.S. patent applications, excluding provisional applications and international applications under the Patent Cooperation Treaty (PCT) for which the basic national fee under 37 CFR 1.492(a) was not paid, and also excluding patent applications for which the applicant has assigned all ownership rights or is obligated to assign all ownership rights as a result of the applicants previous employment.

(3) GROSS INCOME LIMIT ON APPLICANTS AND INVENTORS - Neither the applicant nor the inventor nor a joint inventor, in the calendar year preceding the calendar year in which the applicable fee is being paid, had a gross income, as defined in section 61(a) of the Internal Revenue Code of 1986 (26 U.S.C. 61(a)), exceeding the Maximum Qualifying Gross Income reported on the USPTO website at http://www.uspto.gov/patents/law/micro_entity.jsp which is equal to three times the median household income for that preceding calendar year, as most recently reported by the Bureau of the Census.

(4) GROSS INCOME LIMIT ON PARTIES WITH AN OWNERSHIP INTEREST - Neither the applicant nor the inventor nor a joint inventor has assigned, granted, or conveyed, nor is under an obligation by contract or law to assign, grant, or convey, a license or other ownership interest in the application concerned to an entity that, in the calendar year preceding the calendar year in which the applicable fee is being paid, had a gross income, as defined in section 61(a) of the Internal Revenue Code of 1986, exceeding the Maximum Qualifying Gross Income reported on the USPTO website at http://www.uspto.gov/patents/law/micro_entity.jsp which is equal to three times the median household income for that preceding calendar year, as most recently reported by the Bureau of the Census.

Institution of Higher Education Basis

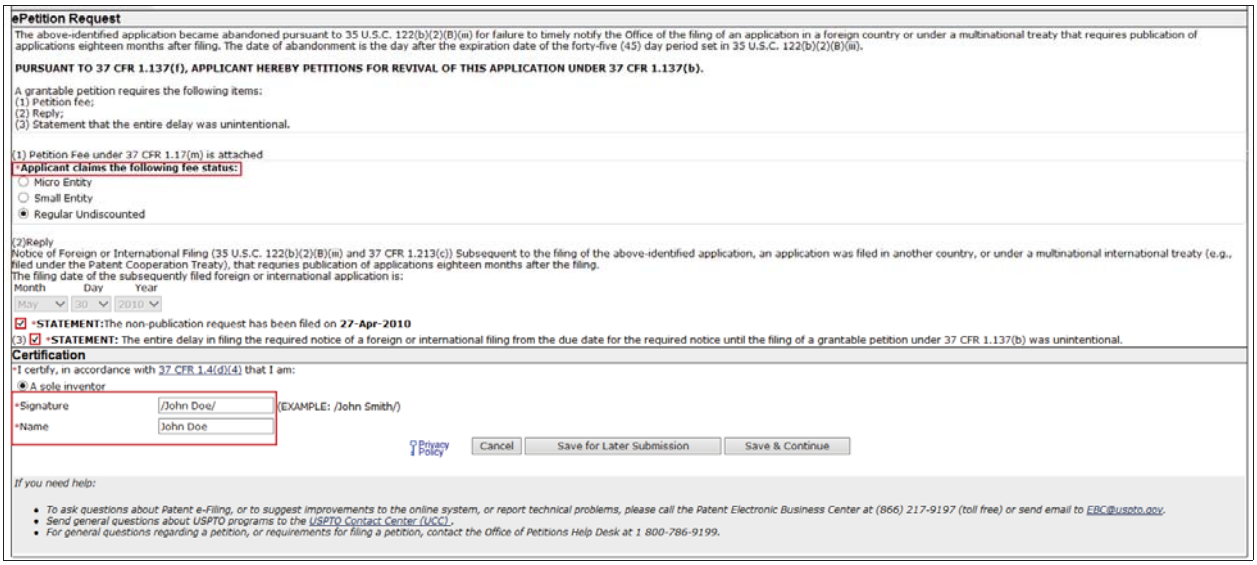
*I certify, in accordance with 37 CFR 1.4(d)(4) that I am:

A sole inventor

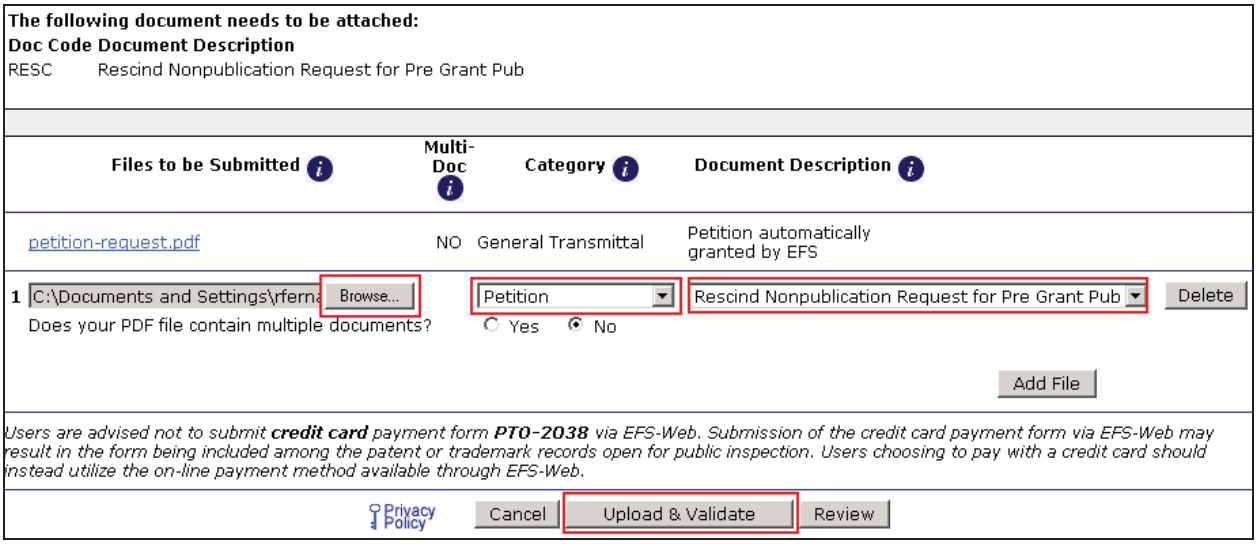
*Signature /John Doe/ (EXAMPLE: /John Smith/)

*Name John Doe

In the last section of the screen you must provide your name and S-signature. Remember, required entry fields must be complete in order to continue with the submission. To proceed to the next screen, click **Continue**.

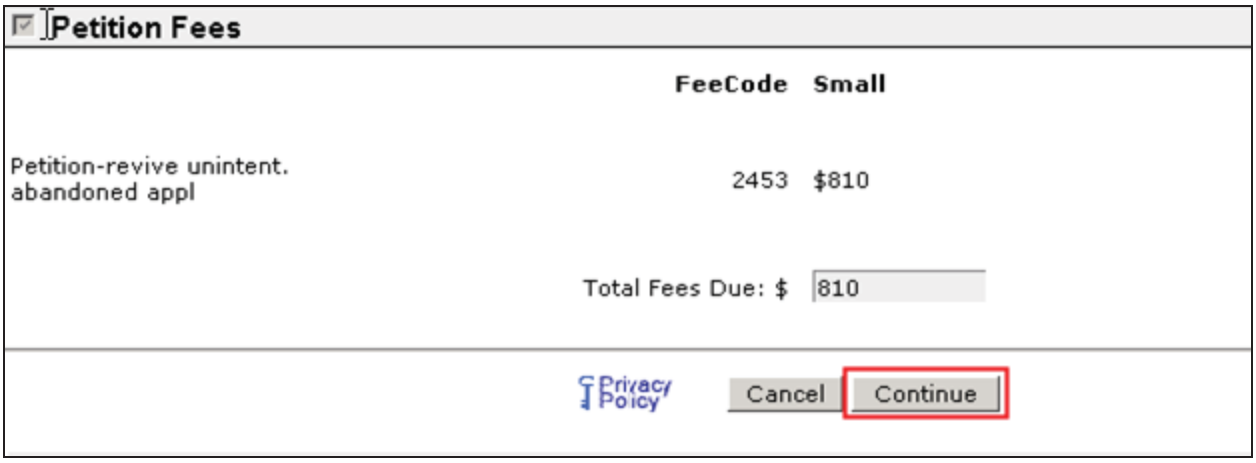


You are required to attach the *Rescind Nonpublication Request for Pre Grant Pub* document with this ePetition. Select the document description labeled "Rescind Nonpublication Request for Pre Grant Pub." Click "Upload & Validate" to include the document with your ePetition submission.



In order to continue you must successfully upload the PDF document without validation errors.

This Calculate Fees screen displays the required fees. To proceed to the next screen, click **Continue**.

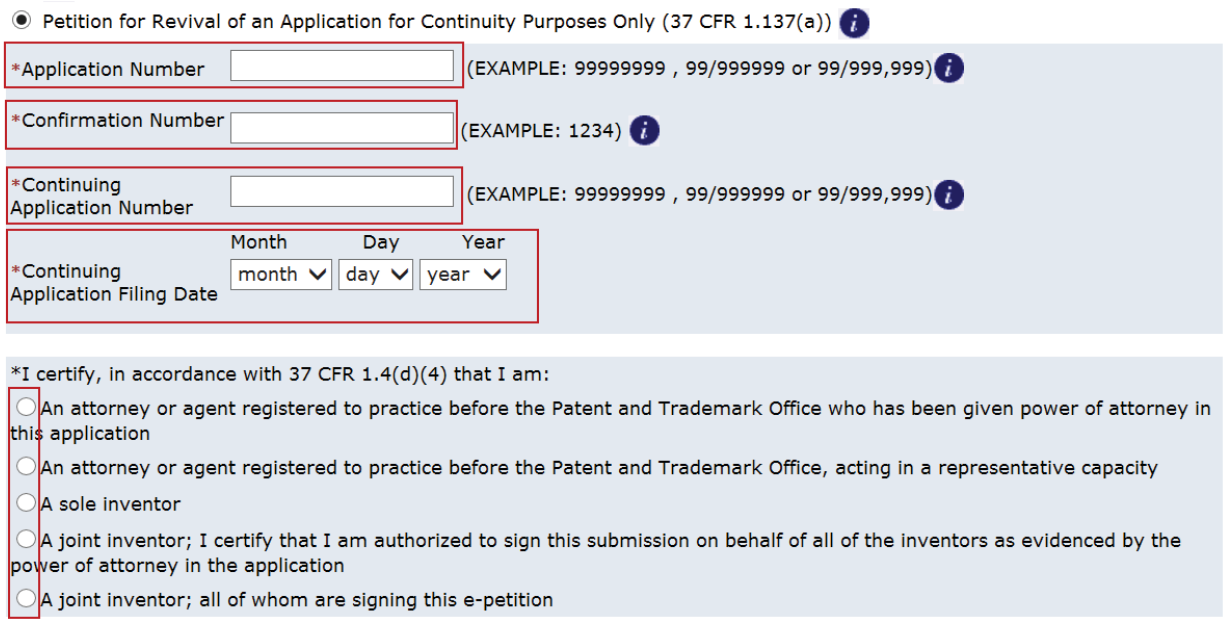


On the Confirm & File screen, the information provided as well as files to be submitted are displayed. To submit your ePetition submission, click the **File ePetition & Pay** button. The EFS-Web payment screen will display, since payment is required for this ePetition. Your fee payment must be successfully processed in order for you to receive the Petition Grant.

8. ePetition Filing Requirements: Petition for Revival of an Application for Continuity Purposes Only (37 CFR 1.137(a))

- The user must enter a valid US application number.
- The US application number cannot be a provisional application.
- The US application number entered may not be an issued patent.
- The Parent application must be in an abandoned status.
- The Child application has to have been previously filed.
- If the filer has POA, a valid Registration Number must be entered.

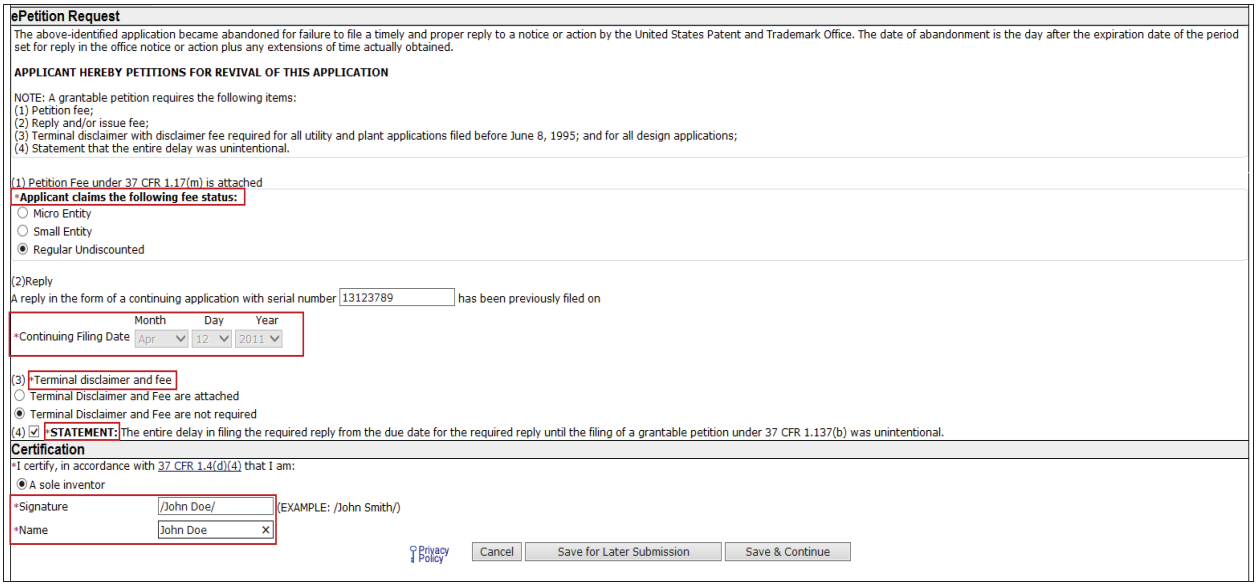
To start this ePetition, you must enter the application number, confirmation number, continuing application number, and the continuing application filing date.



On the ePetition Data screen, the continuing application number and continuing filing date provided on the Certification screen will be displayed for review purposes.

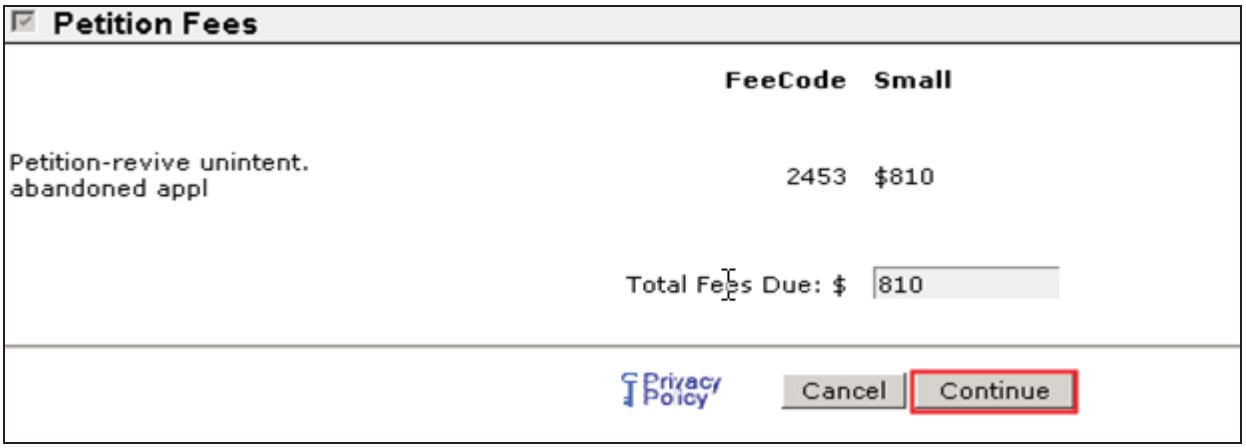
A fee entity status and an appropriate terminal disclaimer statement must be selected, as well as the statement concerning the period of unintentional delay must be checked in order to continue. On the last section of the screen, you must provide your name and S-signature. It is

required that each entry field be completed to continue with the submission. To proceed to the next screen, click **Continue**.



In order to continue you must successfully upload the required PDF submissions without validation errors.

The Fee Calculation screen displays fees due. To proceed to the next screen, click **Continue**.



On the Confirm & File screen, the information provided as well as files to be submitted is displayed. To submit your ePetition submission, click the **File ePetition & Pay** button. The EFS-Web payment screen will display, since payment is required for this ePetition. Your fee payment must be successfully processed in order for you to receive the Petition Grant.

ePetition Request

(1) Petition Fee under 37 CFR 1.17(m) is attached

***Applicant claims the following fee status:**

- Micro Entity
- Small Entity
- Regular Undiscounted

(2)Reply

A reply in the form of a continuing application with serial number 13123789 has been previously filed on

	Month	Day	Year
*Continuing Filing Date	Apr	12	2011

(3) *Terminal disclaimer and fee

- Terminal Disclaimer and Fee are attached
- Terminal Disclaimer and Fee are not required

(4) ☑ ***STATEMENT:** The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

This is the fee data associated with your submission.

Total Fees Due: $ 1890

A petition request document will be loaded into the electronic application file based on your input above, if the ePetition is granted.
To Review a Document, please click on the document name.

Sequence	Files to be Submitted	Page Count	Document Description	File Size	Validation Status Message
1	petition-request.pdf	2	Petition automatically granted by EFS	31524 byte	PASS
	No validation errors found.				
2	fee-info.pdf	2	Fee Worksheet (PTO-06)	30968 byte	PASS
	No validation errors found.				

Certification

*I certify, in accordance with 37 CFR 1.4(d)(4) that I am:

- A sole inventor

*Signature /John Doe/

*Name John Doe

Online fee payment is required for ePetition processing.

The USPTO's **RAM** payment server is ready to accept your fee payments using a USPTO Deposit Account , an Electronic Funds Transfer , or one of the following credit cards: American Express, Discover, MasterCard, or Visa. Please have all access codes, account numbers and account holder information ready to ensure a successful online payment experience.

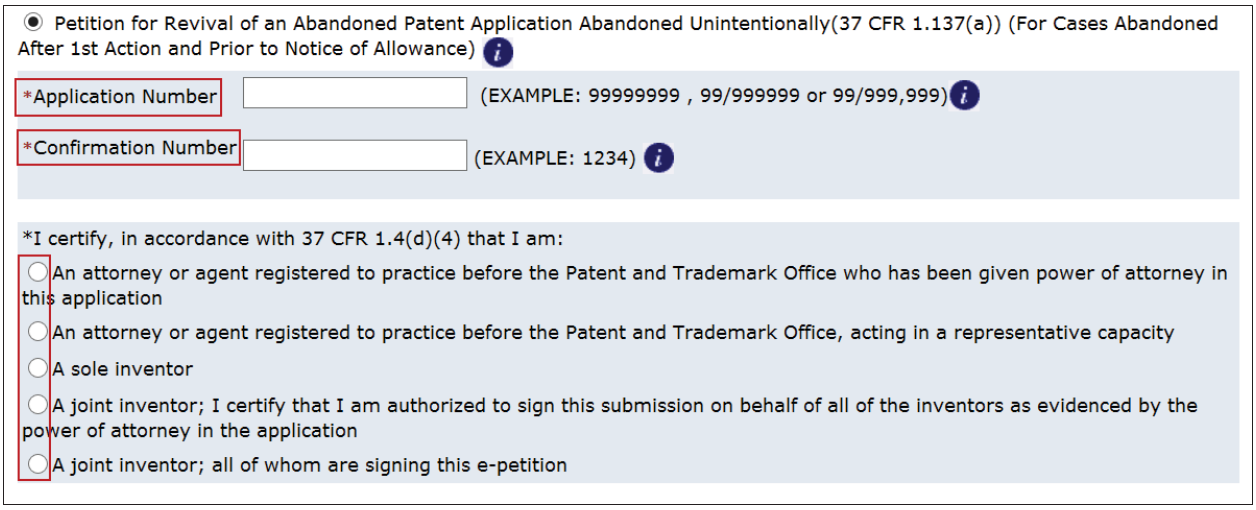
Select **File ePetition & Pay** to finalize your electronic petition request and enter your online fee payment. Your session will timeout from inactivity in one hour, so you must complete the payment transaction within this timeframe. If the submission timeouts, your ePetition will be unprocessed.

Save for Later Submission | Cancel | File ePetition & Pay

9. ePetition Filing Requirements: Petition for Revival of an Abandoned Patent Application Abandoned Unintentionally (37 CFR 1.137(a)) (For Cases Abandoned After 1st Action and Prior to Notice of Allowance)

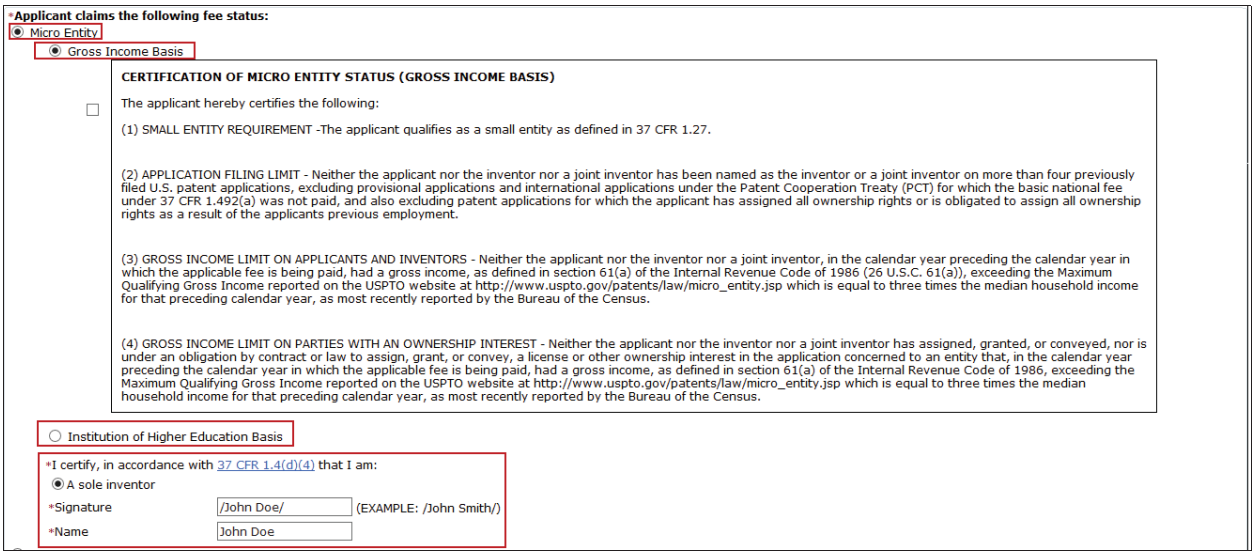
- The user must enter a valid US application number.
- The US application number cannot be a provisional, design, reexam, or plant
- The US application number entered may not be an issued patent.
- A Notice of Abandonment must have been mailed by the Office.
- The abandonment date must be less than 2 years
- After Final Rejection Amendments may not be filed
- If the filer has POA, a valid Registration Number must be entered.
- The ePetition may not be filed if the application is after Notice of Allowance

To begin the following petition, select this type from the Petitions for Revival grouping, enter the application number, confirmation number, and then certify the user identity. To proceed to the next screen, click **Continue**.



After proceeding to the ePetition Request screen, the revival type and the information provided on the Certification screen will be displayed for review purposes, but cannot be changed. If you need to change the application number, petition type, or petition filer type, please click on the **Cancel** button to restart the petition.

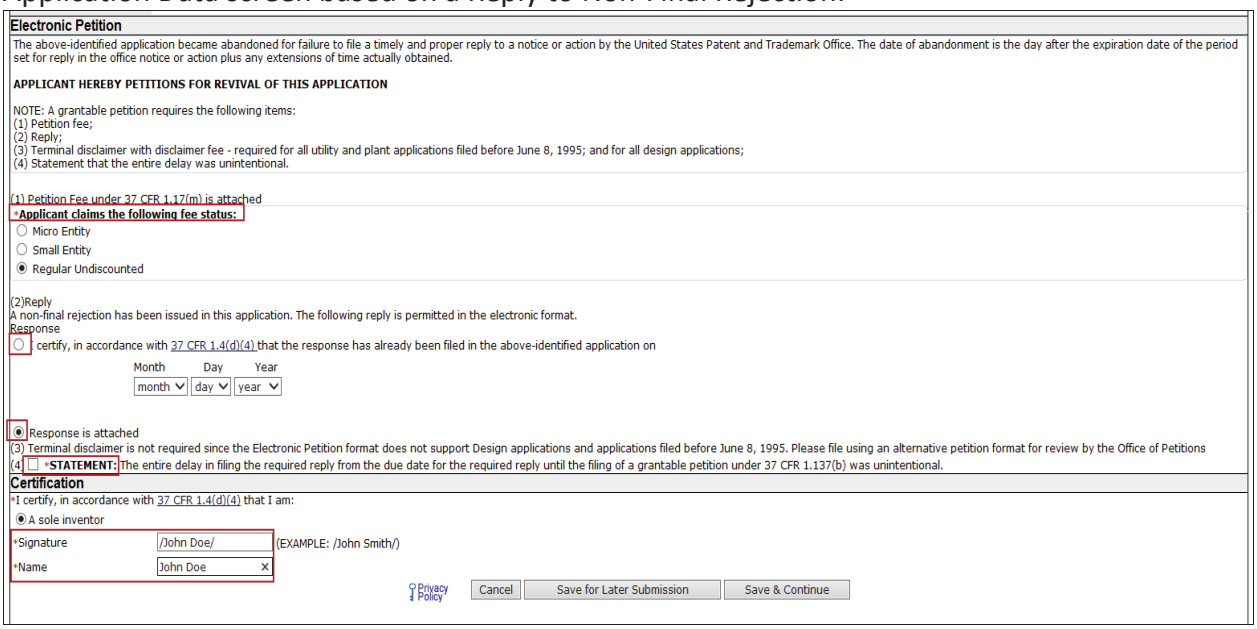
The user must indicate the fee entity status and make sure the appropriate statement must be selected for the Reply. If selecting micro entity as the current entity status, you must certify if the application falls under the option for either Gross Income Basis or Institution of Higher Education Basis.



The statement box detailing that the entire delay from the date of abandonment to the date of filing the petition was unintentional must be selected. The user must also provide an S-signature to continue

Note: EFS-Web will automatically display whether a non-final rejection or final rejection has been issued.

Application Data screen based on a Reply to Non-Final Rejection:



Electronic Petition

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:
(1) Petition fee;
(2) Reply;
(3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications;
(4) Statement that the entire delay was unintentional.

(1) Petition Fee under 37 CFR 1.17(m) is attached
***Applicant claims the following fee status:**
Micro Entity
Small Entity
Regular Undiscounted

(2)Reply
A non-final rejection has been issued in this application. The following reply is permitted in the electronic format.
Response
I certify, in accordance with 37 CFR 1.4(d)(4) that the response has already been filed in the above-identified application on

Month Day Year
month day year

Response is attached
(3) Terminal disclaimer is not required since the Electronic Petition format does not support Design applications and applications filed before June 8, 1995. Please file using an alternative petition format for review by the Office of Petitions
(4) ***STATEMENT:** The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

Certification
*I certify, in accordance with 37 CFR 1.4(d)(4) that I am:
A sole inventor
*Signature /John Doe/ (EXAMPLE: /John Smith/)
*Name John Doe

Privacy Policy | Cancel | Save for Later Submission | Save & Continue

Application Data screen based on a Reply to Final Rejection: -

Electronic Petition

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:
(1) Petition fee;
(2) Reply;
(3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications;
(4) Statement that the entire delay was unintentional.

(1) Petition Fee under 37 CFR 1.17(m) is attached

***Applicant claims the following fee status:**

- ○ Micro Entity
- ○ Small Entity
- ◉ Regular Undiscounted

(2)Reply

A final rejection has been issued in this application. The following reply is permitted in the electronic format.

- ○ *Request for Continued Examination
- ○ *Notice of Appeal

(3) Terminal disclaimer is not required since the Electronic Petition format does not support Design applications and applications filed before June 8, 1995. Please file using an alternative petition format for review by the Office of Petitions

(4) ☐ ***STATEMENT:** The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

Certification

*I certify, in accordance with 37 CFR 1.4(d)(4) that I am:

◉ A sole inventor

*Signature (EXAMPLE: /John Smith/)

*Name

Privacy Policy | Cancel | Save for Later Submission | Save & Continue

Note: The Attach Documents screen will only be displayed if the selection for documents and fees are going to be attached (e.g., RCE Request, Submission and Fee are attached)

(2)Reply

A final rejection has been issued in this application. The following reply is permitted in the electronic format.

◉ *Request for Continued Examination

○ I certify, in accordance with 37 CFR 1.4(d)(4) that the RCE Request, Submission, and Fee have already been filed in the above identified application on

Month	Day	Year
month	day	year

◉ RCE Request, Submission and Fee are attached

On the Attached Documents screen, the required documents that need to be attached will be - displayed with the document description that needs to be chosen. -

Example of a Final Rejection reply: -

The following documents need to be attached:
Doc Code Document Description
RCEX Request for Continued Examination (RCE)
In addition, the RCE submission needs to be attached.

Files to be Submitted	Multi-Doc	Category	Document Description
petition-request.pdf	NO	General Transmittal	Petition automatically granted by EFS

1 Browse... View All Categories Delete
Does your PDF file contain multiple documents? Yes No
Add File

*Users are advised not to submit **credit card** payment form **PTO-2038** via EFS-Web. Submission of the credit card payment form via EFS-Web may result in the form being included among the patent or trademark records open for public inspection. Users choosing to pay with a credit card should instead utilize the on-line payment method available through EFS-Web.*

Privacy Policy Cancel Upload & Validate Review
Please Upload & Validate before Review

In order to continue, you must successfully upload the necessary PDF document(s) without validation errors.
The Calculate Fees screen displays the fees due based on the previously selected fee entity status and other fees are attached with the submission (e.g., RCE/Notice of Appeal). To view the next screen click **Continue**.

Petition Fees

	FeeCode Large
Petition-revive unintent. abandoned appl	1453 $1860

Total Fees Due: $ 1860

Privacy Policy Cancel Continue

On the Confirm & File screen, the information provided as well as files to be submitted are displayed. This is a read only page. To make any changes you must go back to the Application Data screen by selecting the appropriate tab at the top of the screen or by selecting the hyperlink “edit the Electronic Petition request” located below the Electronic Request heading. Do not select the “Back” button on your browser. To submit your ePetition submission, click the **File ePetition & Pay** button. The EFS-Web payment screen will display, since payment is required for this ePetition. Your fee payment must be successfully processed in order for you to receive the Petition Grant.

(1) Petition Fee under 37 CFR 1.17(m) is attached

***Applicant claims the following fee status:**

- ○ Micro Entity
- ○ Small Entity
- ◉ Regular Undiscounted

(2)Reply

A final rejection has been issued in this application. The following reply is permitted in the electronic format.

◉ *Request for Continued Examination

◉ I certify, in accordance with 37 CFR 1.4(d)(4) that the RCE Request, Submission, and Fee have already been filed in the above-identified application on

Month	Day	Year
Feb	28	2005

○ RCE Request, Submission and Fee are attached

○ *Notice of Appeal

○ I certify, in accordance with 37 CFR 1.4(d)(4) that that the Notice of Appeal and Fee have already been filed in the above-identified application on

Month	Day	Year
month	day	year

○ Notice of Appeal and Fee are attached

(3) Terminal disclaimer is not required since the Electronic Petition format does not support Design applications and applications filed before June 8, 1995. Please file using an alternative petition format for review by the Office of Petitions

(4) ☑ ***STATEMENT:** The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

This is the fee data associated with your submission.

Total Fees Due: $ 1860

A petition request document will be loaded into the electronic application file based on your input above, if the ePetition is granted.
To Review a Document, please click on the document name.

Sequence	Files to be Submitted	Page Count	Document Description	File Size	Validation Status Message
1	petition-request.pdf	2	Petition automatically granted by EFS	33689 byte	◆ PASS
	◆No validation errors found.				
2	fee-info.pdf	2	Fee Worksheet (PTO-06)	30266 byte	◆ PASS
	◆No validation errors found.				

Certification

*I certify, in accordance with 37 CFR 1.4(d)(4) that I am:

◉ A sole inventor

*Signature /John Doe/

*Name John Doe

Online fee payment is required for ePetition processing.

The USPTO's **RAM** payment server is ready to accept your fee payments using a USPTO Deposit Account , an Electronic Funds Transfer , or one of the following credit cards: American Express, Discover, MasterCard, or Visa. Please have all access codes, account numbers and account holder information ready to ensure a successful online payment experience.

Select **File ePetition & Pay** to finalize your electronic petition request and enter your online fee payment. Your session will timeout from inactivity in one hour, so you must complete the payment transaction within this timeframe. If the submission timeouts, your ePetition will be unprocessed.

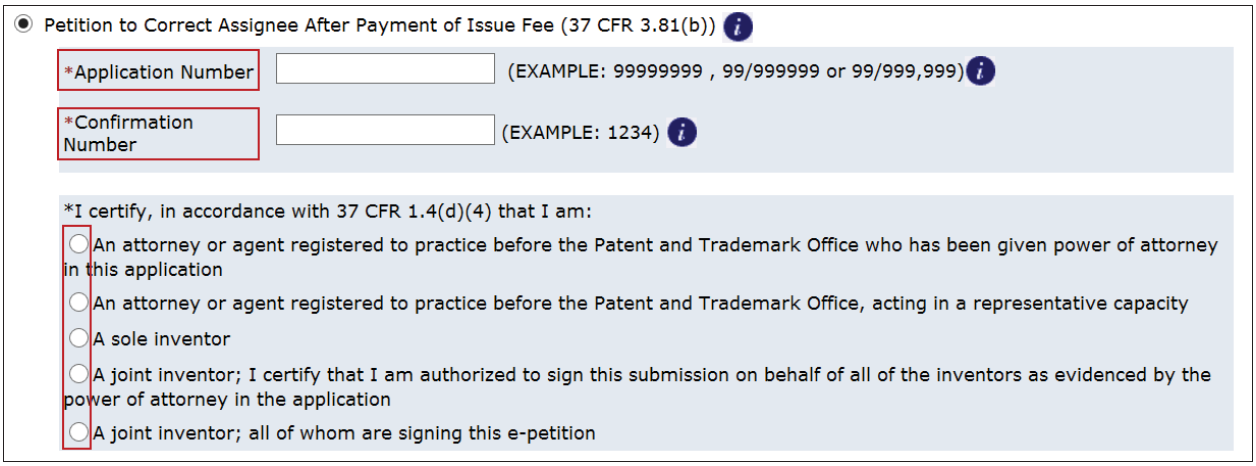
Save for Later Submission | Cancel | File ePetition & Pay

If you have any questions or concerns regarding filing in EFS-Web, please contact the Patent EBC Monday - Friday, from 6:00 a.m. to 12 Midnight Eastern Time, by email ebc@uspto.gov or telephone 866-217-9197.

10. ePetition Filing Requirements: Petition to Correct Assignee After Payment of Issue Fee (37 CFR 3.81(b))

- The user must enter a valid US application number.
- The US application number cannot be a provisional or plant
- The US application must be in an allowed status
- The Issue fee must have been paid
- The Certificate of Correction must be attached
- If the filer has POA, a valid Registration Number must be entered.

To begin the following petition, enter in the application number, confirmation number, and then certify the user identity. If the power of attorney radio button is selected, the system will validate that the registration number entered has power of attorney. To proceed to the next screen, click **Continue**.

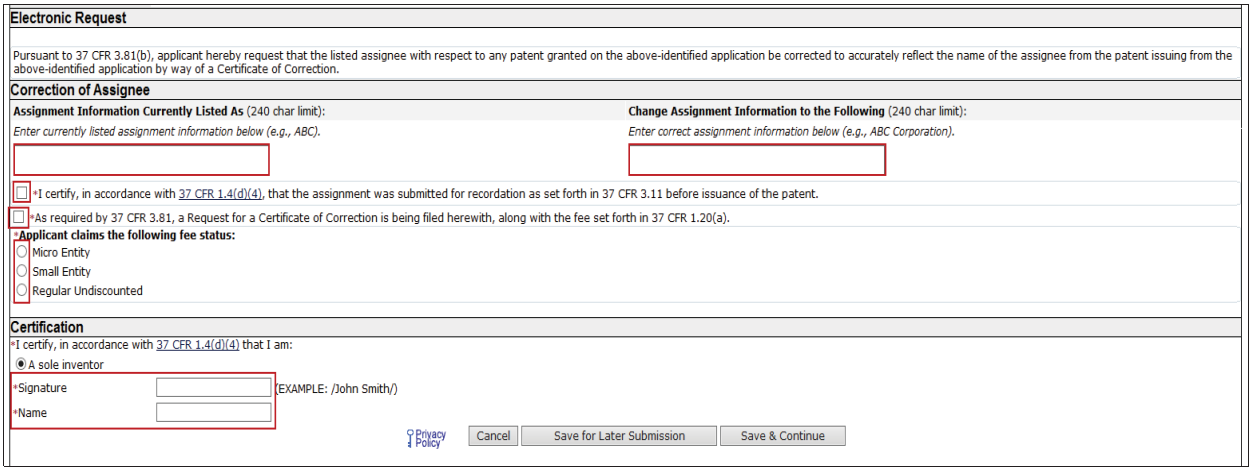


Note: Information entered on the Certification screen cannot be edited on subsequent screens. Please review the application number, confirmation number, and other data entered carefully before continuing. If you need to make a change to the data entered on the Certification screen after you have proceeded to later screens, please click the **Cancel** button at the bottom of page to restart the request.

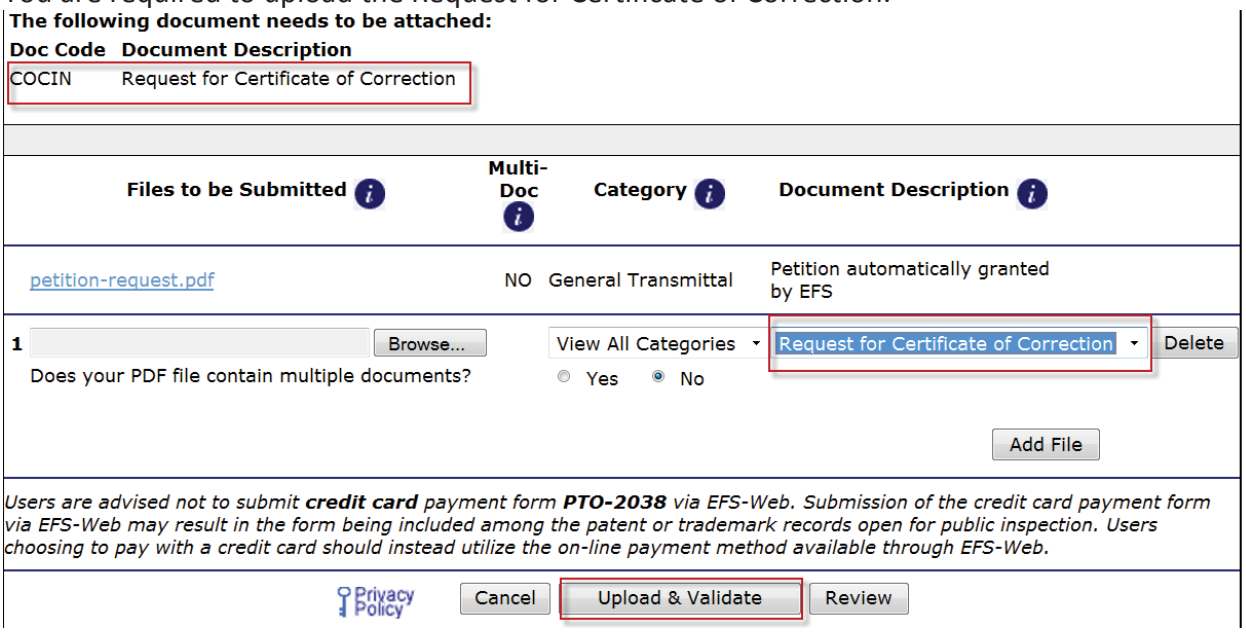
In the Correction of Assignee section, enter both the assignment information currently listed and the correct assignment information into their respective boxes. You may enter up to 240 characters in each text box.

The certification statement box detailing that the assignment was submitted for recordation as set forth in 37 CFR 3.11 before issuance of the patent and the statement that the Request for Certificate of Correction is being filed with the submission must be both selected in order to proceed.

The user must also provide the entity status, S-signature, and name to continue.
Select Save & Continue to proceed.

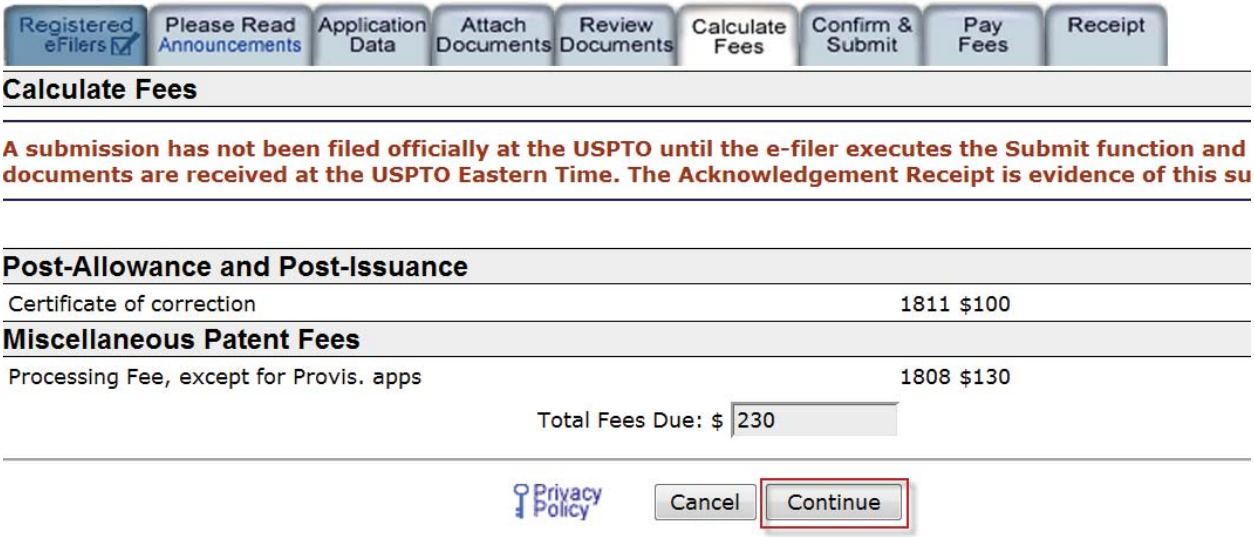


You are required to upload the Request for Certificate of Correction. -



In order to continue you must successfully upload the required document without validation errors. After a successful upload, click **Continue.**

The Fee Calculation screen displays the fees due. To proceed to the next screen, click **Continue**. -



On the Confirm & File screen, the information provided as well as files to be submitted is displayed. To submit your ePetition submission, click the **File ePetition & Pay** button. The EFS-Web payment screen will display, since payment is required for this ePetition. Your fee payment must be successfully processed in order for you to receive the Petition.

Grant. -

Electronic Request

If the following information is incorrect, please edit the Electronic Petition request.

Pursuant to 37 CFR 3.81(b), applicant hereby request that the listed assignee with respect to any patent granted on the above-identified application be corrected to accurately reflect the name of the assignee from the patent issuing from the above-identified application by way of a Certificate of Correction.

Correction of Assignee

Assignment Information Currently Listed As (240 char limit):	**Change Assignment Information to the Following** (240 char limit):
Enter currently listed assignment information below (e.g., ABC).	*Enter correct assignment information below (e.g., ABC Corporation).*
ABC Incorporated	ABC, LLC

☑ *I certify, in accordance with 37 CFR 1.4(d)(4), that the assignment was submitted for recordation as set forth in 37 CFR 3.11 before issuance of the patent.

☑ *As required by 37 CFR 3.81, a Request for a Certificate of Correction is being filed herewith, along with the fee set forth in 37 CFR 1.20(a).

***Applicant claims the following fee status:**

- ○ Micro Entity
- ○ Small Entity
- ◉ Regular Undiscounted

This is the fee data associated with your submission.

Total Fees Due: $ 230

A petition request document will be loaded into the electronic application file based on your input above, if the ePetition is granted.
To Review a Document, please click on the document name.

Sequence	Files to be Submitted	Page Count	Document Description	File Size	Validation Status Message
1	petition-request.pdf	3	Petition automatically granted by EFS	31003 byte	PASS
	No validation errors found.				
2	color-drawing.pdf	1	Request for Certificate of Correction	111888 byte	PASS
	No validation errors found.				
3	fee-info.pdf	2	Fee Worksheet (PTO-06)	31585 byte	PASS
	No validation errors found.				

Certification

*I certify, in accordance with 37 CFR 1.4(d)(4) that I am:

◉ A sole inventor

*Signature /John Doe/

*Name John Doe

Online fee payment is required for ePetition processing.

The USPTO's **RAM** payment server is ready to accept your fee payments using a USPTO Deposit Account , an Electronic Funds Transfer , or one of the following credit cards: American Express, Discover, MasterCard, or Visa. Please have all access codes, account numbers and account holder information ready to ensure a successful online payment experience.

Select **File ePetition & Pay** to finalize your electronic petition request and enter your online fee payment. Your session will timeout from inactivity in one hour, so you must complete the payment transaction within this timeframe. If the submission timeouts, your ePetition will be unprocessed.

Save for Later Submission | Cancel | File ePetition & Pay

If you have any questions or concerns regarding filing in EFS-Web, please contact the Patent EBC Monday - Friday, from 6:00 a.m. to 12 Midnight Eastern Time, by email ebc@uspto.gov or telephone 866-217-9197.

11. ePetition Filing Requirements: Petition to Accept Unintentional Delayed Payment of Maintenance Fee (37 CFR 1.378(b))

- The user must enter a valid US application and patent number.
- The US patent must be in an expired status.
- The US patent must be expired for less than two years; otherwise the Petitioner must file the petition by mail.
- If the filer has POA, a valid Registration Number must be entered.

To begin the following petition, select this type from the Petitions for Revival grouping, enter the application number, confirmation number, and then certify the user identity. To proceed to the next screen, click **Continue**.

Petition to Accept Unintentional Delayed Payment of the Maintenance Fee (37 CFR 1.378(b))

*Application Number (EXAMPLE: 99999999 , 99/999999 or 99/999,999)

*Patent Number (EXAMPLE: 9,999,999; 9999999)

*I certify, in accordance with 37 CFR 1.4(d)(4) that I am:

- An attorney or agent registered to practice before the Patent and Trademark Office who has been given power of attorney in this application
- An attorney or agent registered to practice before the Patent and Trademark Office, acting in a representative capacity
- A sole patentee
- A joint patentee; I certify that I am authorized to sign this submission on behalf of all of the patentees as evidenced by the power of attorney in the application
- A joint patentee; all of whom are signing this e-petition
- The assignee of record of the entire interest that qualifies as an authorized party under 37 CFR 1.33(b)

The user must indicate the maintenance fee window and the current entity status. If selecting micro entity as the current entity status, you must certify if the application falls under the option for either Gross Income Basis or Institution of Higher Education Basis.

*Applicant claims the following fee status:

Micro Entity

Gross Income Basis

CERTIFICATION OF MICRO ENTITY STATUS (GROSS INCOME BASIS)

The applicant hereby certifies the following:

(1) SMALL ENTITY REQUIREMENT -The applicant qualifies as a small entity as defined in 37 CFR 1.27.

(2) APPLICATION FILING LIMIT - Neither the applicant nor the inventor nor a joint inventor has been named as the inventor or a joint inventor on more than four previously filed U.S. patent applications, excluding provisional applications and international applications under the Patent Cooperation Treaty (PCT) for which the basic national fee under 37 CFR 1.492(a) was not paid, and also excluding patent applications for which the applicant has assigned all ownership rights or is obligated to assign all ownership rights as a result of the applicants previous employment.

(3) GROSS INCOME LIMIT ON APPLICANTS AND INVENTORS - Neither the applicant nor the inventor nor a joint inventor, in the calendar year preceding the calendar year in which the applicable fee is being paid, had a gross income, as defined in section 61(a) of the Internal Revenue Code of 1986 (26 U.S.C. 61(a)), exceeding the Maximum Qualifying Gross Income reported on the USPTO website at http://www.uspto.gov/patents/law/micro_entity.jsp which is equal to three times the median household income for that preceding calendar year, as most recently reported by the Bureau of the Census.

(4) GROSS INCOME LIMIT ON PARTIES WITH AN OWNERSHIP INTEREST - Neither the applicant nor the inventor nor a joint inventor has assigned, granted, or conveyed, nor is under an obligation by contract or law to assign, grant, or convey, a license or other ownership interest in the application concerned to an entity that, in the calendar year preceding the calendar year in which the applicable fee is being paid, had a gross income, as defined in section 61(a) of the Internal Revenue Code of 1986, exceeding the Maximum Qualifying Gross Income reported on the USPTO website at http://www.uspto.gov/patents/law/micro_entity.jsp which is equal to three times the median household income for that preceding calendar year, as most recently reported by the Bureau of the Census.

Institution of Higher Education Basis

*I certify, in accordance with 37 CFR 1.4(d)(4) that I am:

A sole inventor

*Signature /John Doe/ (EXAMPLE: /John Smith/)

*Name John Doe

The statement box detailing that the entire delay from the date of abandonment to the date of filing the petition was unintentional must be selected. The user must also provide an S-signature to continue.

Petition to Accept Unintentional Delayed Payment of the Maintenance Fee (37 CFR 1.378(c))

Application Number	59000000
Patent Number	0000000
Issue Date	14-Jan-2003
Filing Date	15-Nov-2001
Title of Invention	MY FIRST INVENTION
First Named Inventor	Joe Inventor
Customer Number or Correspondence Address	99999
Filed By	John Doe
Attorney Docket Number	739/37926/312
Application Type	Utility under 35 USC 111(a)

*Applicant selects the following Maintenance Fee:
- 3 1/2 year
- 7 1/2 year
- 11 1/2 year

*Applicant claims the following fee status:
- Micro Entity
- Small Entity
- Regular Undiscounted

*STATEMENT: THE UNDERSIGNED CERTIFIES THAT THE DELAY IN PAYMENT OF THE MAINTENANCE FEE TO THIS PATENT WAS UNINTENTIONAL.

Certification

*I certify, in accordance with 37 CFR 1.4(d)(4) that I am:
- A sole patentee

*Signature (EXAMPLE: /John Smith/)
*Name

Privacy Policy | Cancel | Continue

The Fee Calculation screen displays the fees due for the entity status selected on the previous screen. If the entity status is incorrect, click on the **Application Data** tab at the top of the page and select the correct entity status. To proceed to the next screen, click **Continue**.

Calculate Fees

A submission has not been filed officially at the USPTO until the e-filer executes the Submit function and the documents are received at the USPTO Eastern Time. The Acknowledgement Receipt is evidence of this submission.

Petition Fees

	FeeCode	Small Entity
Maintenance Fee Due at 3.5 years	2551	$800
Surcharge after Expiration-Unintentional	2558	$820
	Total Fees Due: $	1620

Privacy Policy | Cancel | Continue

On the Confirm & File screen, the information provided as well as files to be submitted is displayed. To submit your ePetition submission, click the **File ePetition & Pay** button. The EFS-Web payment screen will display, since payment is required for this ePetition. Your fee payment must be successfully processed in order for you to receive the Petition Grant.

Electronic Request

If the following information is incorrect, please edit the Electronic Petition request.

***Applicant selects the following Maintenance Fee:**

- (•) 3 1/2 year
- ( ) 7 1/2 year
- ( ) 11 1/2 year

***Applicant claims the following fee status:**

- ( ) Micro Entity
- (•) Small Entity
- ( ) Regular Undiscounted

☑ ***STATEMENT:** THE UNDERSIGNED CERTIFIES THAT THE DELAY IN PAYMENT OF THE MAINTENANCE FEE TO THIS PATENT WAS UNINTENTIONAL.

This is the fee data associated with your submission.

Total Fees Due: $ 1620

A petition request document will be loaded into the electronic application file based on your input above, if the ePetition is granted.
To Review a Document, please click on the document name.

Sequence	Files to be Submitted	Page Count	Document Description	File Size	Validation Status Message
1	petition-request.pdf	2	Petition automatically granted by EFS	32008 byte	PASS
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