Notice Concerning Unavailability to the Public of the Patent Review Processing System on December 16 – 18, 2014

The system that the public uses to file petitions for *inter partes* reviews, covered business method patent reviews, post-grant reviews, and derivation proceedings with the Office, the Patent Review Processing System or PRPS, was unavailable from December 16 through December 18, 2014. As a result of this unavailability, the Board posted the following notice on its Web site to provide instructions to the public concerning how to file papers that the public would file normally in PRPS.

PRPS is currently down as of December 16, 2014 3:00 pm EST.

PTAB will be extending deadlines for the parties for all matters that do not have statutory deadlines until the site becomes available. As for petition filings, patent owner responses, motions, and requests for rehearing (on institution decisions or final decisions) and any other matters that have an imposed deadline or statutory due date, the parties should send an e-mail to TRIALS@USPTO.GOV indicating the need to file one of these items. DO NOT send attachments. PTAB will authorize filing of late attachments and PTAB will change the filing dates in PRPS to reflect the appropriate filing date. ALL MATTERS SHOULD BE SERVED ON OPPOSING COUNSEL ON THE APPROPRIATE DUE DATE.

Accordingly, for a matter with an imposed deadline or statutory due date, the Board deems filed, in accordance with 37 C.F.R. § 42.6(b)(1), any paper enumerated in the notice above that was submitted in accordance with the instructions set forth above, as of the date an e-mail was sent to Trials@uspto.gov indicating the need to file the paper, as long as the paper was served on opposing counsel on the appropriate due date, and the paper, accompanied by the appropriate fee, was subsequently submitted in PRPS when it became available. Any questions concerning this notice may be directed to <u>Trials@uspto.gov</u> or

(571) 272-7822.

Date:

James Donald Smith

Chilef Administrative Patent Judge Patent Trial and Appeal Board