Updated Patent Prosecution Highway (PPH) Pilot Program Between the United States Patent and Trademark Office and the National Institute of Industrial Property of Brazil

On January 11, 2016, the United States Patent and Trademark Office (USPTO) commenced a Patent Prosecution Highway (PPH) pilot program with the National Institute of Industrial Property of Brazil (INPI). See Patent Prosecution Highway (PPH) Pilot Program Between the United States Patent and Trademark Office and the Brazilian National Institute of Industrial Property, 1423 OFF. GAZ. PAT. OFFICE 52 (February 2, 2016). This PPH pilot program was due to terminate on April 30, 2020.

With a continued commitment to enhance intellectual property cooperation between both offices, the USPTO and the INPI have established a new PPH pilot program, which commenced on December 1, 2019, and will terminate on November 30, 2024. Accordingly, the previous PPH pilot program between the USPTO and the INPI terminated on November 30, 2019. Although this new PPH pilot program supersedes the previous PPH pilot program between the USPTO and the INPI, the treatment of any PPH request based on INPI work product filed in the USPTO will remain identical to that of the previous PPH pilot program. Accordingly, no change to the practice of USPTO applicants will result from the new PPH pilot program.

Any inquiries concerning this notice may be directed to Bryan Lin, International Patent Legal Administration at 571-272-3303, or via e-mail addressed to bryan.lin@uspto.gov.

Specific questions about the Patent Prosecution Highway should be directed to the Office of Petitions at 571-272-3282, or via e-mail addressed to PPHfeedback@uspto.gov.

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Andrei Iancu Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office