

Received: January 05, 2012

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Submitter Information  
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General Comment

Proposed rule 1290(e) should be clarified to prevent inadvertently creating requirements on applicants to correct 3rd party submissions.

Should a 3rd Party Submission be entered into the IFW, but an Examiner later crosses out of one or more such references(as not considered), a question is raised about applicant's duty to review and/or resubmit such information in corrected form.

It would be beneficial to have an explicit statement that the Office does not require an applicant to review 3rd party submissions which were not considered by the Examiner.

This is in line with the Office's stated goal that 3rd party submissions "will not create a duty on the part of the applicant to independently file the submitted documents with the Office in an information disclosure statement". Fed.Reg. Vol. 77, No. 3, Page 450, Col. 1, lines 10-16.