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Sent: Thursday, September 01, 2011 11:30 AM  
To: Gongola, Janet; aia\_implementation  
Cc: [e-mail address redacted]; Stoll, Robert  
Subject: Comments on Slide Presentation at PPAC

Ms. Gongola:

I am chairing one of the AIPLA special subcommittees preparing comments on the issues related to enactment of the AIA.

Thank you for the helpful slide presentation today. It will aid us in focusing and organizing our comments.

One specific comment to your slides relates to slides 7 and 11 and the G3 rulemaking. I did not see any dates or timeline for rollout of G3 rules. My concern is that, while the changeover to FITF occurs 18 months from enactment, practitioners who want to advise clients on how to make best use of the first-to-publish grace period under new 102(b) will need to be providing that advice up to 12 months in advance of the effective date of the changeover. While I understand the great crush of new regulations that need to be promulgated to implement the AIA, I would hope that the USPTO would consider putting out at least a comment in the first six months after enactment that could provide some guidance to inventors and patent practitioners on how to advise clients about the possible pre-cutover use of the first-to-publish grace period.

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