

From: Roche, David I [e-mail address redacted]  
Sent: Monday, September 19, 2011 1:12 PM  
To: ai\_a\_implementation  
Subject: Question about patents eligible for Inter Partes Review or Reexam

Dear USPTO:

I'm aware that Inter Partes Reexam was not available for patents based on applications filed Nov. 29, 1999 or earlier. This is based on 37 CFR § 1.913. (I'm not aware of a statutory restriction in this regard, but it may have been in the implementing legislation.)

Will the limit on which patents are eligible for inter partes reexam (i.e., patents file after Nov. 29, 1999) be applicable to:  
a) requests for Inter Partes Reexam filed between Sept. 16, 2011 and Sept. 16, 2012?  
b) request for Inter Partes Review filed after Sept. 16, 2012?

Thanks,

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