

Summary of Industry-Only Third Global Dossier Task Force Meeting

USPTO Headquarters
Global Intellectual Property Academy (GIPA)
Alexandria, VA
Held February 3, 2016 8:00 – 13:30



AIPLA
American Intellectual
Property Law Association



**Intellectual[®]
Property
Owners
Association**

Progress on short-term goals

1. Proof of Concept (AIPLA and IPO/USPTO)

- ❑ *Three-Part Common Request Form – a possible basis for a pilot*
- ❑ *During pilot program, will need to seek input from all applicants.*

Progress on short-term goals

2. Alert Functionality (Business Europe/EPO)

- ❑ *There is agreement in support of the Business Europe recommendations.*
- ❑ *Request: Do not make it easier than it is today to make request for alerting more discoverable (more public) than they are today.*

Progress on short-term goals

3. XML Document Provision (JIPA/JPO)

- Integrating AIPLA/IPO proposal on use of Common Form with JIPA proposal on XML: Incorporate XML tags into the Common Form, to enable automatic translation in the native language of the IP5 Receiving Office of, and population of, information on the Common Form.*
- Agree to proposal of JIPA's slide 6 and slide 9 prioritization.*

Progress on short-term goals

4. Standardized Applicant Name (KINPA/KIPO)

- ❑ *Industry requests that the Patent Office consult with the Applicant before changing the applicant's name in an application or patent for standardized applicant name.*
- ❑ *Industry requests that the Patent Offices not assign Applicant registration numbers without consulting with the Applicant, as there are legal and tax implications.*

Progress on short-term goals

5. Legal Status (PPAC/SIPO)

- ❑ Request: please identify and clearly define scope and information content of each legal status category.
- ❑ Request: Consult with Users to arrange and prioritize [legal status] categories
- ❑ Industry supports timeline provided on PPAC's Next Steps slide.

A. Barriers to Implementation and Increased Functionality

Active Component with Common Form Proposal:

- Proposal is based upon the assumption that the Global Dossier route to PPH is available to the Public. In July, 2016, this will be publicly available in Japan.
- Pre-publication information need to be addressed in short- and long-term, so all documents may not be available to the Offices.
 - *Possible solution: pilot restricted to published applications*
 - *Applicants can opt in*

A. Barriers to Implementation and Increased Functionality (cont'd)

XML Document Provision

- Security and IT systems in general.

Legal Status:

- making the legal status information available to satisfy the diverse needs of the User groups.

B. Patent Office Concerns

Active Component with Common Form Proposal:

- Will the Offices willing to participate in the pilot, as some portions of the proposal may place burden on the Offices and examiners?

C. Patent Practitioners Concern

Active Component with Common Form Proposal:

- Whether the Applicant can file Common Form directly or through, for example, a lock box, so that it is accessed by the local attorney, to meet the Patent Office filing requirements?

D. Corporate Interests

- Please include enough participants in the pilot for the Active Component with Common Form Proposal to have robust testing.

E. How to Move Forward

Active Component with Common Form Proposal:

- Individual Office to respond to the proposed Common Form, Offices to collaborate in defining Common Form, find partner Patent Offices to start pilot, find Applicants to participate in the pilot.

Alert and Functionality:

- EPO share learnings/experience with the other Offices on information provided in alerting requests.

E. How to Move Forward (cont'd)

XML Provision:

- IP5 Offices and WIPO share learnings/experience with the other Offices and industries on XML implementation including data provision and data security.
- Integrate XML tags into Common Form

Applicant Name Standardization:

- IP5 Offices communicate with applicants (Industries) and consider their inputs regarding the applicant name standardization.

E. How to Move Forward (cont'd)

Generally:

No need for lock-step participation; an IP5 Office should implement with whichever other Offices is available and willing; the other Offices should endeavor to join as soon possible.

Thank You!!

