

**Patent Administrator's Course
Mock Examination 19th February 2015**

Answers

Question 2.

- (a) Three months from the date of issuance of the International Search Report (1 mark)
or 22 months from the earliest priority date (1 mark)
whichever is the later (0.5 mark)
- 15/07/2015 + 3M = 15th October 2015 [a Thursday] (1 mark)
19/02/2014 + 22M = 19th December 2015 [a Saturday] (1 mark)
- So due date is Monday, 21st December 2015 (0.5 mark)
- (b) (i) File the Demand form (1 mark)
File a response [including any desired amendments] to the International Preliminary Report
on Patentability. (1 mark)
- (ii) Pay the fees due (0.5 mark)
i.e. the fee for international preliminary examination and the handling fee (0.5 mark)

(8 marks in total)

Question 3

- i) International Bureau. c). (0.5+0.5 marks)
- ii) Receiving Office. a). (0.5+0.5 marks)
- iii) International Preliminary Examination Authority. b). (0.5+0.5 marks)
- iv) Supplementary International Searching Authority. d). (0.5+0.5 marks)

(4 marks in total)

Question 4

- End of the calendar month containing the fourth filing anniversary (1 mark)
- 10/03/2011 + 4 years = 10/03/2015, so 31/03/2015 (1 mark)
- But 1st month's late payment extension is free (1 mark)
- So date for payment is 30/04/2015 [a Thursday] (1 mark)

(4 marks in total)

Question 5

(a) 13 months from the end of the extended period (under S25(4)) (1 mark)

30/09/2015 + 13 months = 31/10/2016 [a Monday] (1 mark)

(b) File Patents Form 16 (1 mark)

with evidence showing the failure to renew on time was unintentional (1 mark)

Pay the restoration fee and missed renewal fee (1 mark)

(5 marks in total)

Question 6

4½ years from the earliest priority date (1 mark)

Or 1 year from the date of issuance of the first examination report (1 mark)

Whichever is the later (0.5 mark)

18/02/2013 + 4½ years = 18/08/2017 (1 mark)

09/01/2015 + 1 year = 09/01/2016 (1 mark)

So compliance date is 18th August 2017 [a Thursday] (0.5 mark)

(5 marks in total)

Question 7

(a) 19/02/2015 + 4M = 19th June 2015 [a Friday] (1 mark)

(b) The date can be extended by 2 months (1 mark)

To 19th August 2015 [a Wednesday] (1 mark)

(c) The extension request must be filed within the extended period (1 mark)

In writing (1 mark)

Identifying the application and time limit concerned (1 mark)

(6 marks in total)

Question 8

(a) 4 months from notification of the examination report (1 mark)

19/02/2015 + 10 days = 01/03/2015 (1 mark)

01/03/2015 + 4M = 01/07/2015 [a Wednesday] (1 mark)

(b) By 2 months, i.e. to 1st September 2015 [a Tuesday] (1 mark)

(c) Within the unextended time limit [i.e. by 01/07/2015] (1 mark)

In writing, by a formal filing method (1 mark)

(6 marks in total)

Question 9

Pay the fee for grant and printing (1 mark)

File translations of the claims into French and German (1 mark)

Within 4 months of notification of the communication (1 mark)

16/01/2015 + 10 days = 26/01/2015 (1 mark)

26/01/2015 + 4M = 26th May 2015 [a Tuesday] (1 mark)

(5 marks in total)

Question 10

The application is deemed to be withdrawn (1 mark)

A notice of loss of rights issues (1 mark)

Setting a period of two months from its date of notification (1 mark)

To complete the omitted acts (1 mark)

And pay the flat-rate further processing fee (1 mark)

[in which case the legal consequences of the omission shall not ensue]. **(5 marks in total)**

Question 11

- DE – No translation (0.5 mark)
- ES – Full translation (0.5 mark)
- GR – Full translation (0.5 mark)
- IE – No translation (0.5 mark)
- IS – Claims translation only (0.5 mark)
- NL – Claims translation only (0.5 mark)

(3 marks in total)

Question 12

- 3 months from the date of publication of mention of grant in the European Patent Bulletin (1 mark)
- 04/03/2015 + 3M = 4th June 2015 [a Thursday] (1 mark)

(2 marks in total)

Question 13

- Up to and including the day before publication of mention of grant [i.e. while the application remains pending] (1 mark)
- = up to and including 3rd March 2015 (1 mark)

(2 marks in total)

Question 14

- (a) Yes (0.5 marks)
- (b) No (0.5 marks)
- (c) No (0.5 marks)
- (d) Yes (0.5 marks)

(2 marks in total)

Question 15

- An indication that a patent is sought (1 mark)
- Information identifying the applicant or allowing the applicant to be contacted (1 mark)
- A description or a reference to a previous application (1 mark)

(3 marks in total)

Question 16

- (i) False (1 mark)
- (ii) False (1 mark)
- (iii) True (1 mark)
- (iv) False (1 mark)
- (v) False (1 mark)

(5 marks in total)

Question 17

- (a) No (0.5 marks)
- (b) No (0.5 marks)
- (c) No (0.5 marks)
- (d) Yes (0.5 marks)
- (e) No (0.5 marks)
- (f) Yes (0.5 marks)

(3 marks in total)

Question 18

- Pay the examination fee (1 mark)
- Pay the designation fee (1 mark)
- and any required extension fees (1 mark)
- Answer any objections raised in the European search opinion (1 mark)
- Within 6 months of publication of the European search report [A3 publication] (1 mark)
- 18/02/2015 + 6M = 18th August 2015 [a Tuesday] (1 mark)

(6 marks in total)

Question 19

Opposition must be filed within 9 months of the date of grant (21/01/2015). (1 mark)

$21/01/2015 + 9M = 21^{\text{st}}$ October 2015 [a Wednesday] (1 mark)

The patent can be:

- revoked in its entirety (1 mark)

- maintained in amended form [i.e. claims restricted] (1 mark)

- maintained as originally granted [i.e. opposition dismissed] (1 mark)

(5 marks in total)

Question 20

(a) Renewal is “normally” due at the end of the calendar month containing the 4th filing anniversary

(1 mark)

$02/06/2011 + 4 \text{ years} = 02/06/2015$, so 1st renewal is due by 30th June 2015 [a Monday]

(1 mark)

(b) Grant took place more than three years and 9 months after filing (0.5 mark)

so the due date for paying the renewal is extended to the end of the third calendar month following the month in which grant took place. (0.5 mark)

$05/05/2015 + 3M = 05/08/2015$, so the 1st renewal fee must be paid by 31st August 2015 [a Monday]

(1 mark)

But this is a Bank Holiday so the fee can be paid by Tuesday 1st September 2015 (1 mark)

(c) From the date of grant, 5th May 2015. (1 mark)

(6 marks in total)

EPO Address Book [Window Title Bar]

File Edit View Help

Find in: Company [Dropdown] poi [Text] [Search Icon]

+ -

- Harajuku Heavy Engineering Comestibles Kabushiki Kaisha
- Healthtronics Laboratories, Inc.
- HELPFUL AND WONDERFUL PATENT AGENTS
- Illinois Tool Works Inc.
- IMAX CORPORATION
- IMMERSION CORPORATION
- Immersion Corporation
- Interface, Inc.
- j2 Global Communications, Inc.
- JELD-WEN, INC.
- John Bean Technologies Corporation

Last Name: [Text]

First Name: [Text]

Title: [Text]

Middle Name(s): [Text]

Company: POINT OF SALE SOLUTIONS

Department: [Text]

Association No.: [Text]

PO Box: [Text]

Building: [Text]

Street: 1 Blackwood Lane

District: Cradley Heath

City: Birmingham

Postal code: B12 0LR

Country of incorporation: GB United Kingdom

Country: GB United Kingdom

GB County: West Midlands

Telephone: [Text]

Telefax: [Text]

E-mail: [Text]

Nationality: [Text]

Principal place of business: GB United Kingdom

State of incorporation: [Text]

Role: FR | DE | DK | PL

Route	Role	Registration No.
There are no items to show in this view		

EPO Address Book [Window Title Bar]

File Edit View Help

Find in: Last name [dropdown] hyn [input] [Search Icon]

<ul style="list-style-type: none"> + - X DANIEL, Marvin C DEVENISH, Ryan DOSANJH, Sukhjiban ELLIS, Michael Ellis, Robin Esprey, Vaughan Ettenberg, Martin Fezer, Susan, F FLOWERS, Lupin - Bloom and Budd LLP GAUDIN, Jeremy Gaudreau, Steven Gibbon, Michael Gomez, Daniel H. Gray, Keith N. GROVES, Leslie Hammler, Martin - Phillips & Leigh Hase, Yoko HAWKINS, Steve D. HE, Qing HELPFUL, Amy - Helpful and 	Last Name:	<input type="text" value="HYNEKEN"/>	Middle Name(s):	<input type="text"/>
	First Name:	<input type="text" value="David"/>	Company:	<input type="text" value="POINT OF SALE SOLUTION"/>
	Title:	<input type="text"/>	Department:	<input type="text"/>
			Association No.:	<input type="text"/>
	PO Box:	<input type="text"/>	Country:	<input type="text" value="GB"/> <input type="text" value="United Kingdom"/>
	Building:	<input type="text"/>	GB County:	<input type="text" value="West Midlands"/>
	Street:	<input type="text" value="1 Blackwood Lane"/>	Telephone:	<input type="text"/>
	District:	<input type="text" value="Cradley Heath"/>	Telefax:	<input type="text"/>
	City:	<input type="text" value="Birmingham"/>	E-mail:	<input type="text"/>
	Postal code:	<input type="text" value="B12 0LR"/>	Nationality:	<input type="text" value="GB"/> <input type="text" value="United Kingdom"/>
Country of incorporation:	<input type="text"/>	Residence:	<input type="text" value="GB"/> <input type="text" value="United Kingdom"/>	
		State of incorporation:	<input type="text"/>	

Role | FR | DE | DK | PL

Route	Role	Registration No.
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Create a New Application

User Reference: poss-05-WO

Group: <none>

Procedure: PCT/RO/101

Description: PCT/RO/101 request

Based on Template: <none>

Language of proceedings: English

Customer number:

Save to folder:

- Default Folder

Create Cancel

PCT-RO-101 Electronic Request - poss-05-WO

File Edit View Tools Help

Request States Names Priority Biology Declarations Contents Fees Payment Annotate

Receiving Office: GB UK Intellectual Property Office

International Searching Authority: EP European Patent Office (EPO)

Language of filing of the international application: English

Title of invention: MATTER TRANSFER MODULE FOR BAGGING DEVICE

Request to use results of earlier search:

filing not possible
filing possible
ready for filing

RO must be GB, to be able to forward the priority document to the IB as instructed.

PCT-RO-101 Electronic Request - poss-05-WO

File Edit View Tools Help

Request States Names Priority Biology Declarations Contents Fees Payment Annotate

filing not possible
filing possible
ready for filing

Applicant, Inventor, Agent, Common Representative

Function	Name	Val.
+ Applicant	Open to add applicant or applicant/inventor	
+ Inventor only	Open to add inventor only	
+ Agent	Open to add agent	

Address Book Exchange

Select from existing Address Book names:

Name	Fax	E-Mail
POINT OF SALE SOLUTIONS LTD, Birmingham		
POWERS, Richard, Atlanta		
QUATANENS, Frederic, Issoudun		

↓ Applicant only ↓ Applicant/Inventor ↓ Inventor only ↓ Agent

Entries (to be) added to Names page:

Function	Name

Copy to Address Book Remove

OK Cancel

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Request Applicant, Inventor, Agent, Common Representative

Address Book Exchange

Select from existing Address Book names:

Name	Fax	E-Mail
DRAFT & HUGFEE, London, +4420 7766 5500		mail@draftandhugfee.
Electronic Theatre Controls, Inc., Middleton		
ELLIS, Michael, Alpharetta		

Applicant only
 Applicant/Inventor
 Inventor only
 Agent

Entries (to be) added to Names page:

Function	Name

Copy to Address Book Remove

OK Cancel

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Details concerning Agent

Legal entity Natural person

Name: Registration No.

First Name:

Country or territory:

Telephone:

Address:

Facsimile:

e-mail:

City:

GB County:

Postal code:

as advance copies followed by paper notifications

exclusively in electronic form (no paper notifications will be sent)

Same address as the first-named agent

PCT-RO-101 Electronic Request - poss-05-WO

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filing not possible
filing possible
ready for filing

Applicant, Inventor, Agent, Common Representative

Function	Name	Val.
1. Applicant	POINT OF SALE SOLUTIONS LTD	
+ Applicant	Open to add applicant or applicant/inventor	
+ Inventor only	Open to add inventor only	

1. A Address Book Exchange

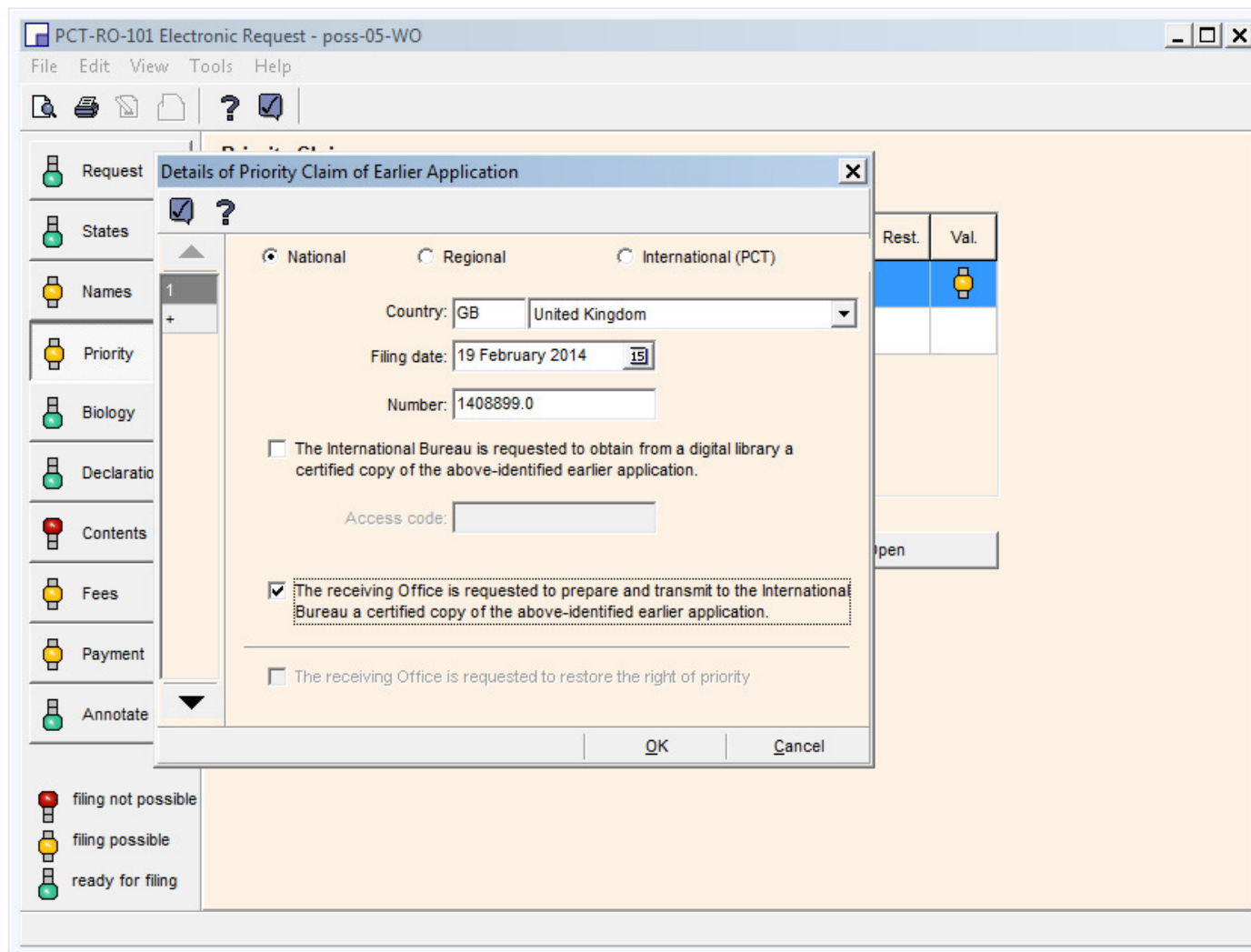
+ A Select from existing Address Book names:

Name	Fax	E-Mail
Husband, Phillip, Nelson		
HYNEKEN, David, Birmingham		
IDEA, Ivan, Teddington		

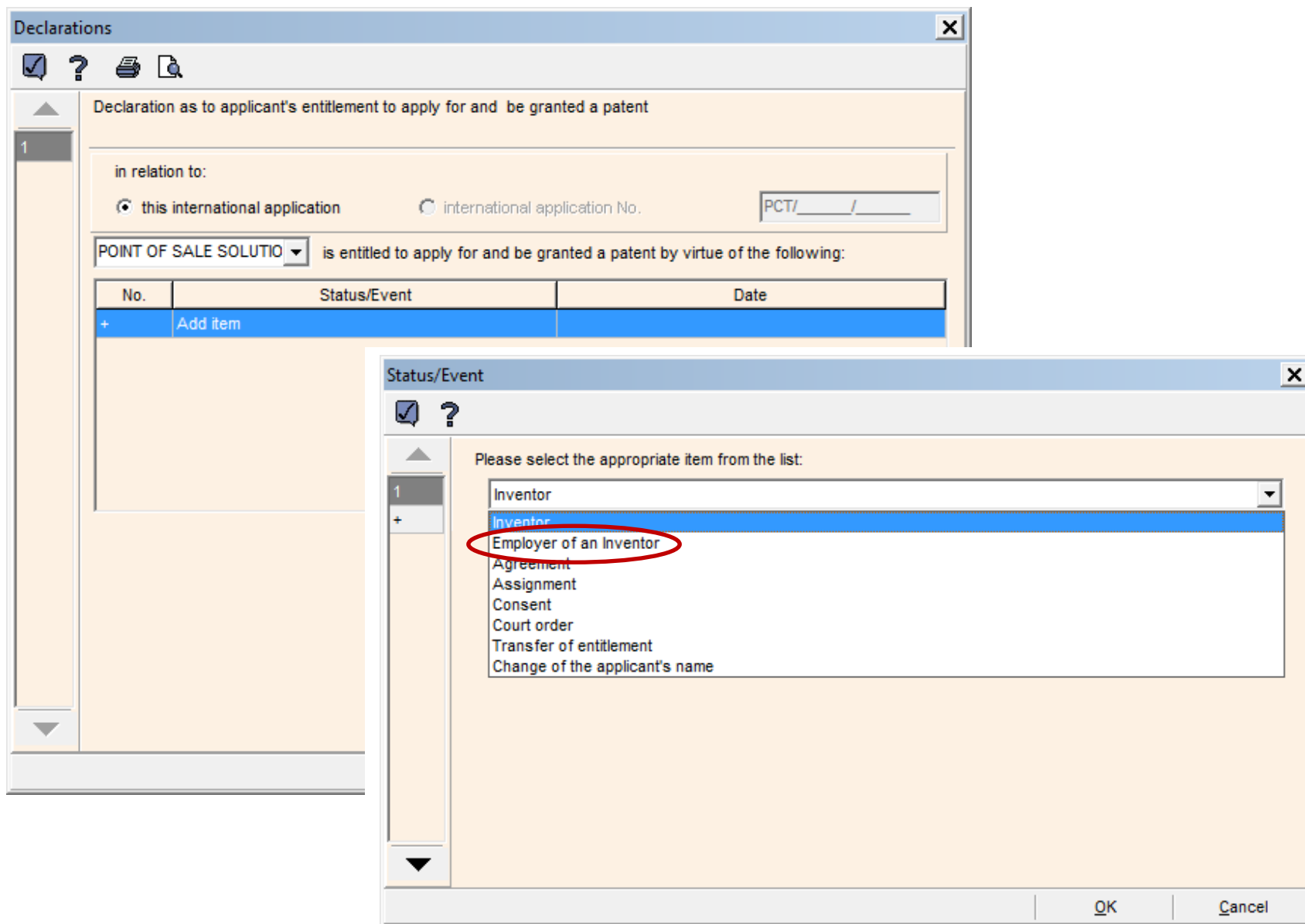
Entries (to be) added to Names page:

Function	Name
1. App.	POINT OF SALE SOLUTIONS LTD, Birmingham
1. Age.	DRAFT & HUGFEE, London, +4420 7766 5500

OK Cancel



Priority document is not available in a digital library, as the first filing was made on paper.



PCT-RO-101 Electronic Request - poss-05-WO

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Request States Names Priority Biology Declarations Contents Fees Payment Annotate filing not possible filing possible ready for filing Specification

Check List

XML attachments PDF attachments
 Single specification file

Document	Details	Pages	Electronic File	Val.
Request (including declaration sheets)		4		
Specification				

Drawings

Content Details

Language of the abstract:

Electronic File

Status: Not attached

Request (including declaration sheets)

Specification

Drawings

fee calculation sheet

International

In total:

Specification

Open

Look in: readytofile

Name	Date modified	Type
eticket-out	26/02/2014 18:00	Adobe Ac
eticket-ret	26/02/2014 17:58	Adobe Ac
Example Letters (1&2) (2)	07/07/2013 01:44	Adobe Ac
Example Letters (1&2)	07/07/2013 01:45	Adobe Ac
GB filing receipt	06/07/2013 23:37	Adobe Ac
IA Status	23/03/2014 11:10	Adobe Ac
PfFs 1+3+7+FS1+log	08/07/2013 22:53	Adobe Ac
poss-05-WO-dwgs	05/12/2014 22:36	Adobe Ac
poss-05-WO-spec	05/12/2014 21:12	Adobe Ac
Sample SPD receipt	13/07/2013 16:44	Adobe Ac
X(2013-04-23 16-53-00)	23/04/2013 17:34	Adobe Ac

File name:

Files of type: Portable Document Format

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Check List

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Single specification file

Document	Details	Pages	Electronic File	Val.
Request (including declaration sheets)		4		
Specification		19	poss-05-wo-spec.pdf	

Drawings Pre-conve

Content Details

Language of the abstract: English

Electronic File: poss-05-wo-spec.pdf

Status: Attached As "poss-05-wo-spec.pdf" [Reset]

The Specification contains 19 pages

Description	from page	1	till	15	15	pages	
Claims	from page	16	till	18	3	pages	
Abstract	from page	19	till	19	1	pages	

abstract is not included In total 19 pages

Specification [OK] [Cancel]

PCT-RO-101 Electronic Request - poss-05-WO

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Request States Names Priority Biology Declarations Contents Fees Payment Annotate filing not possible filing possible ready for filing Drawings

Check List

XML attachments PDF attachments

Single specification file

Document	Details	Pages	Electronic File	Val.
Request (including declaration sheets)		4		
Specification		19	poss-05-wo-spec.pdf	
Drawings				

Pre-conver Content Details

Request (including declaration sheets)

Specification

Drawings

Pre-conversion archive

fee calculation sheet

Figure of the drawings which should accompany the abstract:

Electronic File

Status: Not attached

Reset

Open

Look in: readytofile

Name	Date modified	Type
eticket-out	26/02/2014 18:00	Adobe Ac
eticket-ret	26/02/2014 17:58	Adobe Ac
Example Letters (1&2) (2)	07/07/2013 01:44	Adobe Ac
Example Letters (1&2)	07/07/2013 01:45	Adobe Ac
GB filing receipt	06/07/2013 23:37	Adobe Ac
IA Status	23/03/2014 11:10	Adobe Ac
PFs.1+3+7+ES1+log	08/07/2013 22:53	Adobe Ac
poss-05-WO-dwgs	05/12/2014 22:36	Adobe Ac
poss-05-wo-spec	05/12/2014 21:12	Adobe Ac
Sample SFD receipt	13/07/2013 16:44	Adobe Ac
X(2013-04-23 16-53-00)	23/04/2013 17:34	Adobe Ac

File name:

Files of type: Portable Document Format

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Request States Names Priority Biology Declarations Contents Fees Payment Annotate filing not possible filing possible ready for filing Drawings

Check List

XML attachments
 PDF attachments
 Single specification file

Document	Details	Pages	Electronic File	Val.
Request (including declaration sheets)		4		
Specification		19	poss-05-wo-spec.pdf	
Drawings	Fig. No.			

Content Details

Request (including declaration sheets)

Specification

Drawings

Pre-conversion archive

fee calculation sheet

Figure of the drawings which should accompany the abstract:

Electronic File:

Status: Attached As "poss-05-wo-dwgs.pdf"

Number of pages:

The figure of the drawings which should accompany the abstract contains text:

No
 Yes
 Please type the text in the Drawing Text box.

Drawing Text

Drawings

PCT-RO-101 Electronic Request - poss-05-WO

File Edit View Tools Help

Request States Names Priority Biology Declarations Contents Fees Payment Annotate filing not possible filing possible ready for filing

Check List

XML attachments PDF attachments

Single specification file

Document	Details	Pages	Electronic File	Val.
Request (including declaration sheets)		4		
Specification		19	poss-05-wo-spec.pdf	
Drawings	Fig. No. 2	5	poss-05-wo-dwgs.pdf	
Pre-conversion archive				

Recalculate International Application In total: 4

Pre-conversion archive

Content Details

Request (including declaration sheets)
Specification
Drawings
Pre-conversion archive
fee calculation sheet

Electronic File:

Status: Not attached

Open

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Name	Date modified	Type
Module 7 Session 1 (no forms)	07/10/2013 10:59	Compress
Module 7 Session 1 Forms	07/10/2013 10:59	Compress
Module 7 Sessions 1 - 3	30/09/2013 01:22	Compress
PCA	05/12/2014 23:33	Compress
Session 1	07/10/2013 10:49	Compress

File name:

Files of type: Archive File Format Open as read-only

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XML attachments
 PDF attachments
 Single specification file

Add

File	Val.
original separate power of attorney	
original general power of attorney	
copy of general power of attorney	
translation of international application into...	
separate indications concerning deposited microorganisms or other biological materia	
sequence listing submitted for international search only	
statement confirming that "the information in Annex C/ST.25 text format submitted unc	
OTHER	

Open

International Application Accompanying Items

In total: documents files

fee calculation sheet

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filings possible
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Payment

Mode of Payment: authorization to charge current account

The receiving Office (RO/GB) is authorized to charge:

- the total fees to my current account
- any deficiency or credit any overpayment in the total fees to my current account
- the fees for preparation and transmittal of the priority document to the International Bureau of WIPO to my current account

Current account number: D12345

Authorized User Name: William Abel OWERS

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