

Marked Up Version of the Final Rules

37 CFR 1.704(c)(2) Deferral of issuance of a patent under § 1.314, in which case the period of adjustment set forth in § 1.703 shall be reduced by the number of days, if any, beginning on the date a request for deferral of issuance of a patent under § 1.314 was filed and ending on the earlier of the date a request to terminate the deferral was filed or the date the patent was issued

37 CFR 1.704(c)(3) Abandonment of the application or late payment of the issue fee, in which case the period of adjustment set forth in § 1.703 shall be reduced by the number of days, if any, beginning on the date of abandonment or the date day after the date the issue fee was due and ending on ~~the earlier of:~~

~~(i) The date of mailing of the decision reviving the application or accepting late payment of the issue fee; or~~

~~(ii) The date that is four months after the date the grantable petition to revive the application or accept late payment of the issue fee was filed;~~

37 CFR 1.704(c)(6) Submission of a preliminary amendment or other preliminary paper less than one month before the mailing of an Office action under 35 U.S.C. 132 or notice of allowance under 35 U.S.C. 151 that requires the mailing of a supplemental Office action or notice of allowance, in which case the period of adjustment set forth in § 1.703 shall be reduced by the ~~lesser of:~~

~~(i) The number of days, if any, beginning on the day after the mailing date of the original Office action or notice of allowance date that is eight months from either the date on which the application was filed under 35 U.S.C. 111(a) or the date of commencement of the national stage under 35 U.S.C. 371(b) or (f) in an international application and ending on the date of mailing of the supplemental Office action or notice of allowance; or~~

~~(ii) Four months the preliminary amendment or other preliminary paper was filed;~~

37 CFR 1.704(c)(9) Submission of an amendment or other paper after a decision by the Patent Trial and Appeal Board, other than a decision designated as containing a new ground of rejection under § 41.50(b) of this title or statement under § 41.50(c) of this title, or a decision by a Federal court, less than one month before the mailing of an Office action under 35 U.S.C. 132 or notice of allowance under 35 U.S.C. 151 that requires the mailing of a supplemental Office action or supplemental notice of allowance, in which case the period of adjustment set forth in § 1.703 shall be reduced by the lesser of:

~~(i) The number of days, if any, beginning on the day after the mailing date of the original Office action or notice of allowance of the decision by the Patent Trial and Appeal Board or by a Federal court and ending on the mailing date of the supplemental Office action or notice of allowance; or~~

~~(ii) Four months the amendment or other paper was filed;~~

37 CFR 1.704(c)(10) Submission of an amendment under § 1.312 or other paper, other than a request for continued examination in compliance with § 1.114 or an amendment

under § 1.312 or other paper expressly requested by the Office, after a notice of allowance has been given or mailed, in which case the period of adjustment set forth in § 1.703 shall be reduced by the lesser of:

~~(i) The number of days, if any, beginning on the day after the date the amendment under § 1.312 or other paper was filed of mailing of the notice of allowance under 35 U.S.C. 151 and ending on the mailing date of the Office action or notice in response to the amendment under § 1.312 or such other paper; or~~

~~(ii) Four months the amendment under § 1.312 or other paper was filed;~~