

§ 1.18

37 CFR Ch. I (7-1-02 Edition)

(j) For filing a petition to institute a public use proceeding under § 1.292—\$1,510.00.

(k) For filing a request for expedited examination under § 1.155(a)—\$900.00.

(l) For filing a petition for the revival of an unavoidably abandoned application under 35 U.S.C. 111, 133, 364, or 371, for the unavoidably delayed payment of the issue fee under 35 U.S.C. 151, or for the revival of an unavoidably terminated reexamination proceeding under 35 U.S.C. 133 (§ 1.137(a)):

By a small entity (§ 1.27(a)): \$55.00.
By other than a small entity: \$110.00.

(m) For filing a petition for revival of an unintentionally abandoned application, for the unintentionally delayed payment of the fee for issuing a patent, or for the revival of an unintentionally terminated reexamination proceeding under 35 U.S.C. 41(a)(7) (§ 1.137(b)):

By a small entity (§ 1.27(a))—\$640.00
By other than a small entity—\$1,280.00

(n) For requesting publication of a statutory invention registration prior to the mailing of the first examiner's action pursuant to § 1.104—\$920.00 reduced by the amount of the application basic filing fee paid.

(o) For requesting publication of a statutory invention registration after the mailing of the first examiner's action pursuant to § 1.104—\$1,840.00 reduced by the amount of the application basic filing fee paid.

(p) For an information disclosure statement under § 1.97(c) or (d) or a submission under § 1.99: \$180.00.

(q) Processing fee for taking action under one of the following sections which refers to this paragraph—\$50.00

§ 1.41—to supply the name or names of the inventor or inventors after the filing date without a cover sheet as prescribed by § 1.51(c)(1) in a provisional application.

§ 1.48—for correction of inventorship in a provisional application.

§ 1.53(c)(2)—to convert a nonprovisional application filed under § 1.53(b) to a provisional application under § 1.53(c).

(r) For entry of a submission after final rejection under § 1.129(a):

By a small entity (§ 1.27(a))—\$370.00
By other than a small entity—\$740.00

(s) For each additional invention requested to be examined under § 1.129(b):

By a small entity (§ 1.27(a))—\$370.00
By other than a small entity—\$740.00

(t) For the acceptance of an unintentionally delayed claim for priority under 35 U.S.C. 119, 120, 121, or 365(a) or (c) (§§ 1.55 and 1.78)—\$1,280.00

[56 FR 65152, Dec. 13, 1991, as amended at 57 FR 2033, Jan 17, 1992; 57 FR 32439, July 22, 1992; 58 FR 38723, July 20, 1993; 58 FR 45841, Aug. 31, 1993; 60 FR 20221, Apr. 25, 1995; 62 FR 40452, July 29, 1997; 62 FR 53182, Oct. 10, 1997; 62 FR 61235, Nov. 17, 1997; 63 FR 67580, Dec. 8, 1998; 64 FR 67777, Dec. 3, 1999; 65 FR 14871, Mar. 20, 2000; 65 FR 49195, Aug. 11, 2000; 65 FR 54658, Sept. 8, 2000; 65 FR 57052, Sept. 20, 2000; 65 FR 78959, Dec. 18, 2000; 66 FR 47389, Sept. 12, 2001; 66 FR 39449, July 31, 2001]

§ 1.18 Patent post allowance (including issue) fees.

(a) Issue fee for issuing each original or reissue patent, except a design or plant patent:

By a small entity (§ 1.27(a))—\$640.00
By other than a small entity—\$1,280.00

(b) Issue fee for issuing a design patent:

By a small entity (§ 1.27(a))—\$230.00
By other than a small entity—\$460.00

(c) Issue fee for issuing a plant patent:

By a small entity (§ 1.27(a))—\$310.00
By other than a small entity—\$620.00

(d) Publication fee \$300.00.

(e) For filing an application for patent term adjustment under § 1.705: \$200.00.

(f) For filing a request for reinstatement of all or part of the term reduced pursuant to § 1.704(b) in an application for patent term adjustment under § 1.705: \$400.00.

[65 FR 49195, Aug. 11, 2000, as amended at 65 FR 56391, Sept. 18, 2000; 65 FR 57053, Sept. 20, 2000; 65 FR 78960, Dec. 18, 2000; 66 FR 39449, July 31, 2001]

§ 1.19 Document supply fees.

The United States Patent and Trademark Office will supply copies of the following documents upon payment of the fees indicated. The copies will be in black and white unless the original document is in color, a color copy is requested and the fee for a color copy is paid.

U.S. Patent and Trademark Office, Commerce

§ 1.20

(a) Uncertified copies of patent application publications and patents:

(1) Printed copy of the paper portion of a patent application publication or patent, including a design patent, statutory invention registration, or defensive publication document:

- (i) Regular service, which includes preparation of copies by the Office within two to three business days and delivery by United States Postal Service or to an Office Box; and preparation of copies by the Office within one business day of receipt and delivery by electronic means (*e.g.*, facsimile, electronic mail) \$3.00.
- (ii) Next business day delivery to Office Box \$6.00.
- (iii) Expedited delivery by commercial delivery service \$25.00.
- (2) Printed copy of a plant patent in color: \$15.00.
- (3) Color copy of a patent (other than a plant patent) or statutory invention registration containing a color drawing ... \$25.00.

(b) Certified and uncertified copies of Office documents:

(1) Certified or uncertified copy of the paper portion of patent application as filed:

- (i) Regular service—\$15.00
- (ii) Expedited regular service—\$30.00
- (2) Certified or uncertified copy of paper portion of patent-related file wrapper and contents:
 - (i) File wrapper and paper contents of 400 or fewer pages—\$200.00
 - (ii) Additional fee for each additional 100 pages or portion thereof—\$40.00
 - (iii) Additional fee for certification—\$25.00
- (3) Certified or uncertified copy on compact disc of patent-related file-wrapper contents that were submitted on compact disc:
 - (i) First compact disc in a single order—\$55.00
 - (ii) Each additional compact disc in the single order of paragraph (b)(3)(i) of this section—\$15.00

(4) Certified or uncertified copy of Office records, per document except as otherwise provided in this section—\$25.00

(5) For assignment records, abstract of title and certification, per patent—\$25.00

(c) Library service (35 U.S.C. 13): For providing to libraries copies of all patents issued annually, per annum—\$50.00

(d) For list of all United States patents and statutory invention registrations in a subclass—\$3.00

(e) Uncertified statement as to status of the payment of maintenance fees due on a patent or expiration of a patent—\$10.00

(f) Uncertified copy of a non-United States patent document, per document—\$25.00

(g)–(h) [Reserved]

[56 FR 65152, Dec. 13, 1991, as amended at 57 FR 38195, Aug. 21, 1992; 58 FR 38723, July 20, 1993; 60 FR 41022, Aug. 11, 1995; 62 FR 40452, July 29, 1997; 64 FR 67486, Dec. 2, 1999; 65 FR 54658, Sept. 8, 2000; 65 FR 57053, Sept. 20, 2000]

§ 1.20 Post issuance fees.

(a) For providing a certificate of correction for applicant's mistake:

(§ 1.323)—\$100.00

(b) Processing fee for correcting inventorship in a patent (§ 1.324)—\$130.00.

(c) In reexamination proceedings

(1) For filing a request for *ex parte* reexamination (§ 1.510(a))—\$2,520.00

(2) For filing a request for *inter partes* reexamination (§ 1.915(a))—\$8,800.00

(d) For filing each statutory disclaimer (§ 1.321):

- By a small entity (§ 1.27(a)) \$55.00
- By other than a small entity \$110.00

(e) For maintaining an original or re-issue patent, except a design or plant patent, based on an application filed on or after December 12, 1980, in force beyond four years; the fee is due by three years and six months after the original grant:

- By a small entity (§ 1.27(a))—\$440.00
- By other than a small entity—\$880.00

(f) For maintaining an original or re-issue patent, except a design or plant patent, based on an application filed on