

09/22/2006 14:33 FAX 3307226446

Walker & Jocke

001/003



Ralph E. Jocke
Patent
&
Trademark Law

FACSIMILE TRANSMISSION COVER SHEET

TRANSMITTING: 3 PAGES (INCLUDING THIS PAGE)

FAX NUMBER: 571.273.7707

TO: **Mail Stop Comments - Patents
Commissioner for Patents**

Attn: Hiram H. Bernstein, Esq.

DATE: August 22, 2006

SENDER: Ralph E. Jocke

FAX NUMBER: (330) 722-6446

COMMENTS: Please refer to the following.

**Re: Changes to Information Disclosure Statement Requirements
and Other Related Matters**

If you do not receive all pages, contact the sender IMMEDIATELY at the number listed below. The information contained in this facsimile message is confidential and intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited and will be considered as a tortious interference in our confidential business relationships. If you have received this communication in error, please immediately notify us by telephone and return the original message to us at the address below via the U.S. Postal Service. Thank you.

330 • 721 • 0000
MEDINA

330 • 225 • 1669
CLEVELAND

330 • 722 • 6446
FACSIMILE

nej@walkerandjocke.com
E-MAIL

231 South Broadway, Medina, Ohio U.S.A. 44256-2601

PAGE 1/3 * RCVD AT 8/22/2006 2:33:30 PM [Eastern Daylight Time] * SVR:USPTO-EFAX-5/2 * DNIS:2737707 * CSID:3307226446 * DURATION (mm-ss):00-56

08/22/2006 14:33 FAX 3307226446

Walker & Jocke

002/003

Ralph E. Jocke
Patent
&
Trademark Law

Walker
&
Jocke
a legal professional association

August 22, 2006
Via Facsimile 571.273.7707

Mail Stop Comments - Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Attn: Hiram H. Bernstein, Esq.

Re: **Changes to Information Disclosure Statement Requirements and Other
Related Matters**

Dear Sir:

I write to express opposition to the proposed changes to the rules of the United States Patent and Trademark Office regarding Information Disclosure Statement requirements and other related matters, published in the Federal Register on Monday, July 10, 2006 (hereafter the "Proposed Rules"). These Proposed Rules will result in massively increased costs associated with the prosecution of most patent applications and will make it more difficult for small businesses, independent inventors and non-profit institutions to protect their innovations. As such, the adoption of these Proposed Rules would be contrary to the interests of U.S. competitiveness in the world market.

The Proposed Rules would also impose undue burden and costs to obtain U.S. patents that are not imposed by most other countries on their patent applicants. This is further reason why adoption of the Proposed Rules will be harmful to U.S. economic interests.

These Proposed Rules would require the submission of numerous additional documents during prosecution of most patent applications compared to current practice. Such additional material will include the applicant's opinions on each of the cited prior art references and the basis for the patentability of the pending claims compared thereto. Such additional material in the prosecution history of patent applications will undoubtedly become the basis for allegations of misrepresentation and inequitable conduct in any litigation that may arise related to a granted patent. This will further increase the costs associated with patent litigation and make it more difficult for patent owners to enforce their rights against infringers.

330 • 721 • 0000
MEDINA

330 • 225 • 1669
CLEVELAND

330 • 722 • 6446
FACSIMILE

rej@walkerandjocke.com
E-MAIL

231 South Broadway, Medina, Ohio U.S.A. 44256-2601

PAGE 2/3 * RCVD AT 8/22/2006 2:33:30 PM [Eastern Daylight Time] * SVR:USPTO-EFAXRF-5/2 * DNIS:2737707 * CSID:3307226446 * DURATION (mm-ss):00-56

PAGE 2/3 * RCVD AT 9/19/2006 11:10:56 AM [Eastern Daylight Time] * SVR:USPTO-EFAXRF-6/44 * DNIS:2737719 * CSID:12345678901234567890 * DURATION (mm-ss):01-06

08/22/2006 14:34 FAX 3307226446

Walker & Jocke

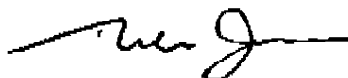
003/003

Mail Stop Comments - Patents
August 22, 2006
Page 2

The Proposed Rules should not be adopted for these reasons. I instead urge the Patent Office to use the sufficient funds that have been allocated by Congress to hire and retain the number of qualified patent examiners necessary to handle the Office's current workload.

Thank you for your consideration.

Very truly yours,



Ralph E. Jocke

REJ/lch