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MANUAL OF PATENT EXAMINING PROCEDURE
Third Edition

Instructions regarding Revision No. 40

The attached revised pages are replacements for those in the Manual having corresponding numbers, or additional pages to be placed in appropriate numerical sequence.

The notation "[R-40]" in the attached pages appears either at the title or at the end of a section that has been revised.

Louis O. Maassel, Editor
Manual of Patent Examining Procedure

Particular attention is called to the following sections:

- 608.02 Rule 84(b), (d), (f), (j) and (l) revised to include rule change adding equivalent metric dimensions.
- 706.03(e) Section on "Product by Process" claims substantially rewritten to remove some limitations.
- 706.03(q) Entire section on "Obvious Method" claims rewritten to follow court decisions.
- 706.03(s) Citation of In re Gibbs et al added under "Abandonment of Invention."
- 706.03(w) Amended for clarification. Citation of Hellbaum and Plastic Contact Lens Co. added.
- 1101.01(j) Last paragraph added.
- 1101.02 Revised for clarification.
- 1101.02(d) Amended to set forth procedure if patent claims are copied without identifying patent.

- 1105.02 Last paragraph added.
- 1401.08 Citation of cases relating to broadening claims added. Also In re Wittry cited as authority for refusing reissue if the claims are of the same scope.
- 1701.01 Amended to require notification of Deputy Assistant Commissioner for Patents if examiner is to testify in a suit involving a patent or patent application. Citations at end of section added.
- 1703 Revised subscription rates added.
- Appendix I Amended by adding the following trademarks: Airslide, Hula-Hoop, Jacobs, Para-sail, Silastic, and Videofile.

All other changes are corrections which are largely matters of clarification, terminology, form or capitalization.

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