

Application for Patent Designating the U.S. Abandoned Unintentionally Under 37 CFR 1.137(b) (PTO/SB/64/PCT), into this collection from collection 0651–0031 Patent Processing (Updating). The Application Data Sheet, which was already an approved requirement in collection 0651–0032 Initial Patent Application, was also added to 0651–0021 due to a rule change permitting some PCT applications to include an Application Data Sheet. In April 2003, OMB corrected the total annual (non-hour) cost figure listed for this collection in the USPTO's inventory so that the annualized costs would be listed properly in thousands of dollars.

## II. Method of Collection

By mail or hand delivery to the USPTO. Some communications related

to PCT applications may also be submitted to the USPTO by facsimile.

## III. Data

OMB Number: 0651–0021.

Form Number(s): PCT RO/101/134/144, PTO–1382, PTO–1390, PCT/IPEA/401, PCT/IB/328, PTO/SB/61/PCT, PTO/SB/64/PCT, PCT/Model of power of attorney, PCT/Model of general power of attorney.

Type of Review: Revision of a currently approved collection.

Affected Public: Individuals or households; businesses or other for-profits; not-for-profit institutions; farms; the Federal Government; and State, local, or tribal governments.

Estimated Number of Respondents: 379,065 responses per year.

Estimated Time Per Response: The USPTO estimates that it will take the public from 15 minutes (0.25 hours) to 8 hours to gather the necessary information; prepare the appropriate form, petition, or other request; and submit the information to the USPTO.

Estimated Total Annual Respondent Burden Hours: 367,842 hours per year.

Estimated Total Annual Respondent Cost Burden: \$92,696,184 per year. The USPTO expects that the information in this collection will be prepared by attorneys. Using the professional rate of \$252 per hour for associate attorneys in private firms, the USPTO estimates that the respondent cost burden for submitting the information in this collection will be \$92,696,184 per year.

Item	Form No.	Estimated time for response	Estimated annual responses	Estimated annual burden hours
Request and Fee Calculation Sheet (Annex and Notes) .....	PCT/RO/101	1 hour .....	42,200	42,200
Description/claims/drawings/abstracts .....	N/A	3 hours .....	42,200	126,600
Application Data Sheet .....	N/A	23 minutes .....	3,000	1,140
Transmittal Letter to the United States Receiving Office (RO/US).	PTO–1382	15 minutes .....	29,500	7,375
Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) Concerning a Filing Under 35 U.S.C. § 371.	PTO–1390	15 minutes .....	22,385	5,596
PCT/Model of Power of Attorney .....	( <sup>1</sup> )	15 minutes .....	30,700	7,675
PCT/Model of General Power of Attorney .....	( <sup>1</sup> )	15 minutes .....	3,000	750
Extensions of time .....	N/A	15 minutes .....	25,000	6,250
Priority documents .....	N/A	15 minutes .....	63,000	15,750
Indications Relating to a Deposited minutes Microorganism ..	PCT/RO/134	15 minutes .....	400	100
Response to invitation to correct defects .....	N/A	2 hours .....	30,000	60,000
Request for rectification of obvious errors .....	N/A	30 minutes .....	2,000	1,000
Notice of Confirmation of Precautionary Designations .....	PCT/RO/144	15 minutes .....	260	65
Demand and Fee Calculation Sheet (Annex and Notes) .....	PCT/IPEA/401	1 hour .....	27,800	27,800
Amendments .....	N/A	1 hour .....	15,000	15,000
Notice Effecting Later Elections .....	PCT/IB/328	15 minutes .....	50	13
Fee Authorization .....	N/A	15 minutes .....	15,000	3,750
Petitions .....	N/A	4 hours .....	3,000	12,000
Requests to transmit copies of international application .....	N/A	15 minutes .....	2,300	575
Withdrawal of international application/designations of the state/demands/elections/priority claims.	N/A	15 minutes .....	5,000	1,250
Request/authorization to access international application .....	N/A	15 minutes .....	600	150
Translations .....	N/A	2 hours .....	16,000	32,000
Petition for Revival of an International Application for Patent Designating the U.S. Abandoned Unavoidably Under 37 CFR 1.137(a).	PTO/SB/61/PCT	8 hours .....	19	152
Petition for Revival of an International Application for Patent Designating the U.S. Abandoned Unintentionally Under 37 CFR 1.137(b).	PTO/SB/64/PCT	1 hour .....	651	651
Total .....		.....	379,065	367,842

<sup>1</sup> Same as title.

Estimated Total Annual Non-hour Respondent Cost Burden: \$149,320,674 per year. There are no capital start-up costs, maintenance costs, or recordkeeping costs associated with this information collection. However, this collection does have annual (non-hour) costs in the form of translation costs, filing fees, and postage costs.

Under the terms of the PCT, the USPTO may require documents submitted for a PCT application to be translated into English when necessary. This requirement carries additional costs for the party to contract for a translation of the documents in question. Depending on the particular circumstances, the documents to be

translated can vary greatly in size. Firms that perform translation services do not have set fees for these services. The cost of translating a document is dependent upon the length of the document, the complexity of the document, whether the document is technical, and the languages that the document has to be translated to and from. Due to these