

JUSTIFICATION FOR NONMATERIAL/NONSUBSTANTIVE CHANGE
Patent Term Extension
OMB Control Number 0651-0020

Background

The United States Patent and Trademark Office (USPTO) is submitting this request to update the current inventory of information collection 0651-0020 Patent Term Extension. The fees in 0651-0020 had been moved into collection 0651-0072 America Invents Act Section 10 Patent Fee Adjustments (approved by OMB in January, 2013). This request is to return these fees to 0651-0020 from 0651-0072 to provide appropriate accounting of the fees with the discontinuation of 0651-0072.

This request is only to return the affected fees to the annual (non-hour) cost burden. The table below details the fees that have been moved to 0651-0020 and are to be removed from 0651-0072, pending its discontinuation:

Fees for Respondents – Annual (Non-hour) Cost Burdens

Item	Responses	Cost
0020 Filing an application for patent term adjustment	1,367	\$273,400.00
0020 Request for reinstatement of term reduced	10	\$4,000.00
0020 Extension of term of patent	60	\$67,200.00
0020 Initial application for interim extension (see 37 CFR 1.790)	1	\$420.00
0020 Subsequent application for interim extension (see 37 CFR 1.790)	1	\$220.00
Total	1,439	\$345,240.00

Summary of Changes

The addition of \$345,240 in fees to collection 0651-0020 is to account for these fees following the discontinuation of collection 0651-0072.

Changes in Burden

Burden Type	Currently Approved	Proposed Change	New Estimate
Responses	0	1,439	1,439
Fees	\$0.00	\$345,240.00	\$345,240.00

Adding these fees to 0651-0020 (that are currently accounted for in the discontinuing 0651-0072) will increase the annual (non-hour) cost estimates originally reported for the renewal.

Consequently, this collection takes a net burden increase of \$345,240 in annual (non-hour) costs as a program change.

The 0651-0020 revised total burden is as follows:

- 1,439 responses
- \$345,240 in annual (non-hour) fees