

JUSTIFICATION FOR NONMATERIAL/NONSUBSTANTIVE CHANGE
Certain Patent Petitions Requiring a Fee
OMB Control Number 0651-0059

Background

The United States Patent and Trademark Office (USPTO) is submitting this request to update the current inventory of information collection 0651-0059 Certain Patent Petitions Requiring a Fee. The fees in 0651-0059 0032 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 0651-0059 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 0651-0059 and are to be removed from 0651-0072, pending its discontinuation.

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

Item	Responses	Cost
0059 Petitions requiring the petition fee set forth in 37 CFR 1.17(g) (Group I)	3,017	\$1,072,400.00
0059 Petitions requiring the petition fee set forth in 37 CFR 1.17(g) (Group II)	8,619	\$1,531,600.00
0059 Petitions requiring the petition fee set forth in 37 CFR 1.17(g) (Group III)	11,428	\$1,421,560.00
Total	23,064	\$4,025,560.00

Summary of Changes

The addition of \$4,025,560 in fees to collection 0651-0059 is to account for these fees following the discontinuation of collection 0651-0072.

Changes to Burden

Burden Type	Currently Approved	Proposed Change	New Estimate
Responses	0	23,064	23,064
Fees	\$0.00	\$4,025,560.00	\$4,025,560.00

Adding these fees to 0651-0059 (that are currently accounted for in the discontinued 0651-0072) will increase the annual (non-hour) cost estimates originally reported for in the renewal.

Consequently, this collection takes a net burden increase of \$4,025,560 in annual (non-hour) costs as a program change.

The 0651-0059 revised total burden is as follows:

- 23,064 responses

- \$4,025,560 in annual (non-hour) costs