Department of Agriculture. Only patents for drug products, medical devices, food additives, or color additives are potentially eligible for extension. The maximum length that a patent may be extended under 35 U.S.C. 156 is five years.

Under 35 U.S.C. 156(d), an application for patent term extension must identify the approved product; the patent to be extended; and the claims included in the patent that cover the approved product. An application that meets these requirements may be granted if delays were caused by an applicant’s failure to make a reasonable effort to respond within three months of the mailing date of a communication from the USPTO.

The USPTO is updating this information collection to remove one item, the Request for Recalculation of Patent Term Adjustment in View of Wyeth (PTO/SB/131), because the information is no longer being collected. The USPTO is also removing the fees associated with the information requirements in this collection because these fees have been moved into information collection 0651–0072, which was approved by OMB in January 2013 in conjunction with the USPTO rulemaking “Setting and Adjusting Patent Fees” (RIN 0651–AC54).

II. Method of Collection

By mail, facsimile, hand delivery, or electronically to the USPTO.

III. Data

OMB Number: 0651–0020.
Form Number(s): None.
Type of Review: Revision of a currently approved collection.
Affected Public: Businesses or other for-profits; not-for-profit institutions.
Estimated Number of Respondents: 1,950 responses per year. The USPTO estimates that approximately 25% of these respondents will be from small entities.
Estimated Time per Response: The USPTO estimates that it will take the public from 1 to 25 hours, depending on the complexity of the situation, to gather the necessary information, prepare the appropriate documents, and submit the information to the USPTO.
Estimated Total Annual Respondent Burden Hours: 7,252 hours.
Estimated Total Annual Respondent Cost Burden: $2,690,492. The USPTO expects that the information in this collection will be prepared by attorneys at an estimated rate of $371 per hour. Therefore, the USPTO estimates that the respondent cost burden for this collection will be approximately $2,690,492 per year.
Estimated Total Annual Non-hour Respondent Cost Burden: $90. There are no capital start-up, maintenance, or recordkeeping costs associated with this information collection. However, this collection does have annual (non-hour) costs in the form of postage costs. There are fees associated with the requirements for patent term extension and patent term adjustment. These fees are covered under OMB control number 0651–0072. The fees are listed in the accompanying table for reference but will not be included in the annual (non-hour) cost burden for this collection.

<table>
<thead>
<tr>
<th>Item</th>
<th>Fee amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>$1,120.00.</td>
<td>Application To Extend Patent Term Under 35 U.S.C. 156</td>
</tr>
<tr>
<td>$0.00.</td>
<td>Request for Interim Extension Under 35 U.S.C. 156(e)(2)</td>
</tr>
<tr>
<td>$0.00.</td>
<td>Petition To Review Final Eligibility Decision Under 37 CFR 1.750</td>
</tr>
<tr>
<td>$420.00.</td>
<td>Initial Application for Interim Extension Under 35 U.S.C. 156(d)(5)</td>
</tr>
<tr>
<td>$220.00.</td>
<td>Subsequent Application for Interim Extension Under 37 CFR 1.790</td>
</tr>
<tr>
<td>$0.00.</td>
<td>Response to Requirement To Elect</td>
</tr>
<tr>
<td>$0.00.</td>
<td>Response to Request to Identify Holder of Regulatory Approval</td>
</tr>
<tr>
<td>$0.00.</td>
<td>Declaration to Withdraw an Application to Extend Patent Term</td>
</tr>
<tr>
<td>$200.00.</td>
<td>Petition for Reinstatement of Reduced Patent Term Adjustment</td>
</tr>
<tr>
<td>$400.00.</td>
<td>Response to Requirement to Elect</td>
</tr>
<tr>
<td>(large entity) $400.00. (small entity) $200.00. (micro entity) $100.00.</td>
<td>Petition To Accord a Filing Date to an Application Under 37 CFR 1.740 for Extension of a Patent Term</td>
</tr>
</tbody>
</table>

Customers may incur postage costs when submitting the information in this collection to the USPTO by mail. The USPTO estimates that the Application to Extend Patent Term Under 35 U.S.C. 156, the Initial Application for Interim Extension Under 35 U.S.C. 156(d)(5), and approximately 7% of the other responses for this collection will be submitted by mail. The USPTO estimates that the average first-class postage cost for a mailed submission will be 46 cents and that up to 195 submissions will be mailed to the USPTO per year, for a total estimated postage cost of $90 per year.

The total annual (non-hour) respondent cost burden for this collection is estimated to be approximately $90 per year.

IV. Request for Comments

Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval. All comments will become a matter of public record.

The USPTO is soliciting public comments to: (a) Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (b) Evaluate the accuracy of the agency’s estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used; (c) Enhance the quality, utility, and clarity of the information to be collected; and (d) Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.


Susan K. Fawcett, Records Officer, USPTO, Office of the Chief Information Officer.

[FR Doc. 2013–12620 Filed 5–24–13; 8:45 am]

BILLING CODE 3510–16–P

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

[Docket #: 130430427–3427–01; OMB Control #: 0625–0274 (Expiration: 04/30/2016)]

RIN 0625–XC006

Interim Procedures for Considering Requests From the Public for Textile and Apparel Safeguard Actions on Imports From Panama

AGENCY: The Committee for the Implementation of Textile Agreements.

ACTION: Notice of interim procedures and request for comments.

SUMMARY: This notice sets forth the interim procedures the Committee for