### PATENT AND TRADEMARK OFFICE

**Submission for OMB Review; Comment Request, Pro Bono Survey; Correction**

**AGENCY:** United States Patent and Trademark Office, Commerce.

**ACTION:** Notice; correction.

**SUMMARY:** The United States Patent and Trademark Office published a document in the *Federal Register* on August 22, 2016, concerning requests for comments on a Pro Bono Survey. The Pro Bono Survey is used by the Pro Bono Advisory Council (PBAC) and the USPTO to provide information to the Patent and Trademark Office regarding the current status and effectiveness of each region’s pro bono hub. The document contained an incorrect cost burden based on the estimate of the hourly burden rate. The hourly rate estimate should use the Bureau of Labor Statistics hourly wage for lawyers instead of the American Intellectual Property Law Association hourly wage for intellectual property lawyers.

**FOR FURTHER INFORMATION CONTACT:** John Kirkpatrick, 571–270–3343 or email InformationCollection@uspto.gov. Include “Pro Bono Survey” in the subject line of the message.

**Correction**

In the *Federal Register* notice published on August 22, 2016 (81 FR 56612), in the second column, correct the “Cost Burden” caption to read:

- **Cost Burden:** $10,480.00

**Dated:** September 13, 2016.

### DEPARTMENT OF COMMERCE

**United States Patent and Trademark Office**

**Submission for OMB Review; Comment Request; Legal Processes**

The United States Patent and Trademark Office (USPTO) will submit to the Office of Management and Budget (OMB) for clearance the following proposal for collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35).

**Agency:** United States Patent and Trademark Office, (USPTO).

**Title:** Legal Processes.

**OMB Control Number:** 0651–0046. Form Number(s): None.

**Type of Request:** Renewal. 

**Number of Respondents:** 309 responses per year.

**Average Hours per Response:** The USPTO estimates that it will take the public from 5 minutes (0.08 hours) to 6 hours to prepare a single item in this collection, including gathering the necessary information, preparing the appropriate documents, and submitting the information required for this collection.

**Burden Hours:** 130 hours.

**Cost Burden:** $8,479.54. The USPTO expects that the information in this collection will be prepared by attorneys and former employees at an hourly rate of $65.51. Using these hourly rates, the USPTO estimates that the total respondent cost burden for this collection will be approximately $8,479.54 per year.

**Needs and Uses:** The purpose of this collection is to cover information requirements related to civil actions and claims involving current and former employees of the United States Patent and Trademark Office (USPTO). The rules for these legal processes may be found under 37 CFR part 104, which outlines procedures for service of process, demands for employee

### Itemization of Costs

<table>
<thead>
<tr>
<th>Item No.</th>
<th>Item/type of cost</th>
<th>Estimated annual responses</th>
<th>Amount</th>
<th>Totals</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Deposited Materials—Federal Express</td>
<td>900</td>
<td>$119.00</td>
<td>$107,100.00</td>
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<tr>
<td>2</td>
<td>Deposited Materials—Packaging Supplies</td>
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<td>352.82</td>
<td>317,538.00</td>
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<td>3</td>
<td>Request for Depository Approval</td>
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<td>6.45</td>
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<td></td>
<td><strong>Total Postage/Packaging</strong></td>
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<td></td>
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<td></td>
<td><strong>Total Annual (Non-Hour) Cost Burden</strong></td>
<td></td>
<td></td>
<td>2,674,644.45</td>
</tr>
</tbody>
</table>

The USPTO estimates that the (non-hour) respondent cost burden in the form of mailing costs amounts to $424,644.45.

Therefore, the USPTO estimates that the total (non-hour) respondent cost burden for this collection in the form of capital start-up costs and postage costs is $2,674,644.45.

**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.

Dated: September 15, 2016.

Marcie Lovett,
Records Management Division Director, OCIO United States Patent and Trademark Office.

[FR Doc. 2016–22684 Filed 9–20–16; 8:45 am]

BILLING CODE 3510–16–P