

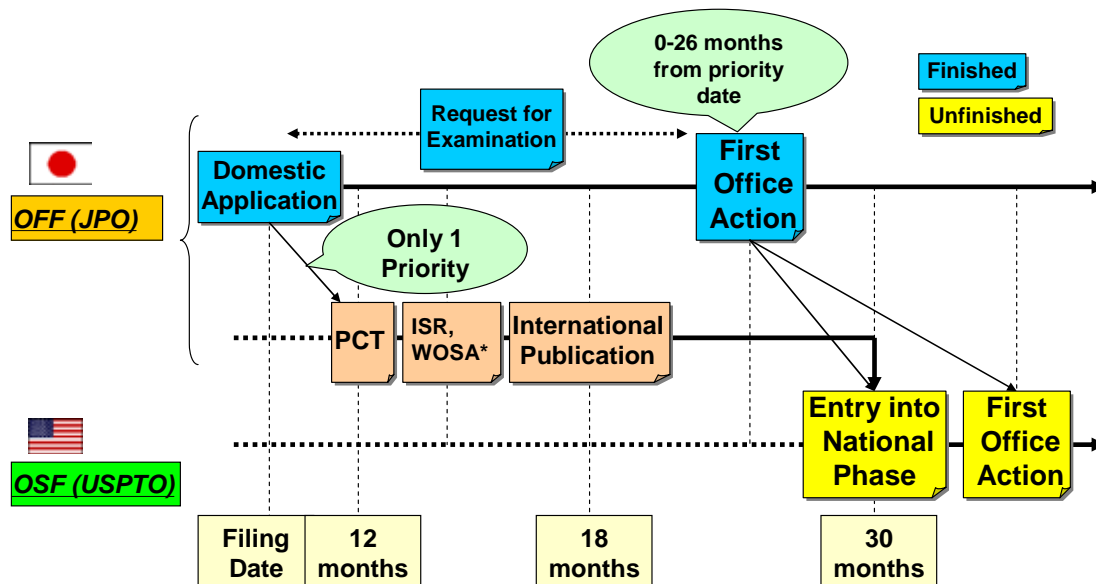
# JPO as Office of First Filing and USPTO as Office of Second Filing

## 1. Application Requirements for the Pilot

A PCT application (for which the JPO is OFF and the USPTO is OSF), which satisfies all of the following requirements (1 to 4) on the date that a request for participation in the pilot is filed with the JPO and which is also selected by the JPO for participation in the pilot after the request has been filed, is qualified to participate in the pilot.

- (1) The PCT application (with a priority claim from a domestic application) is filed with the JPO (See Case 1) or the PCT application has been filed directly (without a priority claim) with the JPO (See Case 2).
- (2) The PCT application has not entered the national phase of the USPTO.
- (3) First Action by the JPO for the PCT application is completed within 26 months from the filing date of the domestic application (from which the PCT application claims priority) (See Case 1) or from the filing date of the PCT application (filed directly with the JPO) (See Case 2).
- (4) The PCT application does not have multiple priority (i.e., a maximum of one priority claim is permitted).

### Case 1: JPO as OFF and USPTO as OSF



\* WOSA stands for Written Opinion by ISA.

## PCT Application with Only One Priority

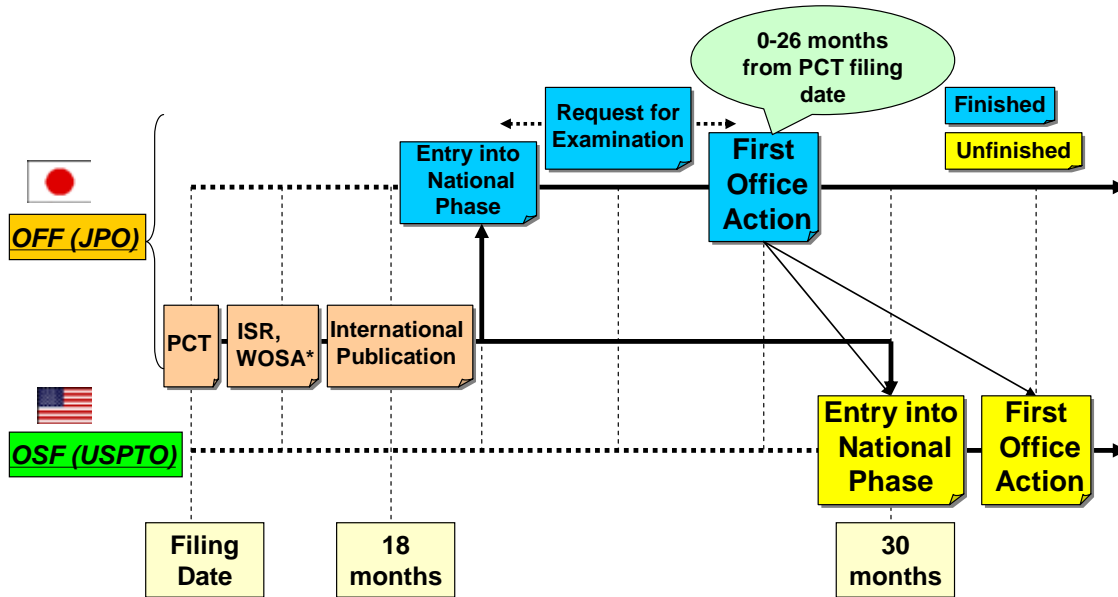
Box No. VI **PRIORITY CLAIM**

The priority of the following earlier application(s) is hereby claimed:

Filing date of earlier application <i>(day/month/year)</i>	Number of earlier application	Where earlier application is:		
		national application: country or Member of WTO	regional application: regional Office	international application: receiving Office
item (1)	<b>Only one earlier application is listed here.</b>			
item (2)				
item (3)				

Further priority claims are indicated in the Supplemental Box.

### Case 2: JPO as OFF and USPTO as OSF



\* WOSA stands for Written Opinion by ISA.

## 2. Filing a Request for Participation in the Pilot

To participate in the pilot with a PCT application, which satisfies all of the requirements for participation in the pilot (1 to 4), an applicant first must file a request for the pilot with the JPO and thereafter receive notification of selection.

To file a request for the pilot with the JPO, an applicant must send an email to the International Affairs Division of the JPO ([PA0800@jpo.go.jp](mailto:PA0800@jpo.go.jp)) requesting participation in the Analogous New Route Pilot Project and listing the PCT application number(s) of the participating application(s). The subject of the email should be as follows: "Application for Participation in the Analogous New Route Pilot Project." (Please refer to the sample email at the end of this document.)

Please note that this is the only method by which an application for participation in the pilot can be filed.

Within 2 months after receiving the email, the JPO will inform the applicant of whether an application satisfied the application requirements and was selected for participation in the pilot. After an application has been selected by the JPO, the applicant is required to take the necessary procedures with the USPTO. Please refer to the following URL for more details: [http://www.uspto.gov/web/patents/pph/newroute\\_jpo.html](http://www.uspto.gov/web/patents/pph/newroute_jpo.html)

It is possible for a PCT application to enter the national phase of the United States, regardless of receipt of notification of selection by the JPO for participation in the pilot. Therefore, whether or not an application is eligible for the pilot, the applicant should take the necessary procedures within the permitted time limit (30 months from which the PCT application claims priority) for PCT applications to enter the national phase of the United States.

### 3. Evaluation of the Pilot by Applicants

The JPO will ask applicants, participating in the pilot in which the JPO is OFF and the USPTO is OSF, to evaluate the pilot for further discussion of the New Route. The questionnaire will be sent to an applicant after the First Office Action (FOA) has been issued by the USPTO examiners. Thank you for your understanding and cooperation.

### 4. End of the Pilot

The Pilot Project will be finished when one of the following occurs: (1) 50 applications have been accepted by each office or (2) one year has passed since the start of the project.

# Sample Email

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**[Subject]**

Application for Participation in Analogous New Route Pilot Project

**[Body]**

We would like to participate in the Analogous New Route Pilot Project with the following PCT application(s).

PCT application number: PCT / JPXXXX / XXXXXX

**Contact Information**

Name of the applicant

Name of the contact person and his/her post, telephone number and email address

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**Note:**

- List each PCT application separately if you have plural.