

22—04 P U D T**Demandee's Domicile That Is Written in a Written Request for Trial for Invalidation After the (attacked) Patent Has Been Surrendered or Has Lapsed**

A trial for invalidation may be requested after the right has been abandoned or has lapsed (the Patent Act Article 123(3), the Utility Model Act Article 37(3), the Design Act Article 48(3), the Trademark Act Articles 46(3), 68(4)).

Meanwhile, various written requests for registration submitted after the right has been abandoned or has lapsed are all dismissed. Changes of address, etc. have not been registered in a closed register.

Therefore, even if an address, etc. of a demandee of a request for trial for invalidation may be different from ones in a closed register, a request for trial for invalidation shall be accepted by proving a fact of change of address, etc.

In case a duplicate of the written request may not be dispatched to a demandee, this notifies a demandant and requires an explanation to the demandee.

(Revised Feb 2015)