

**33-01.1 P U D T****Notification of the Designated Date of Oral Proceedings**

The chief administrative judge may notify the date of oral proceedings to parties concerned or interveners who appeared in court for the case in question. It is not necessary to serve a summons informing a date of oral proceedings at this time (the Patent Act Article 145(4) → Code of Civil Procedure Article 94, the Utility Model Act Article 41, the Design Act Article 52, the Trademark Act Article 56).

**1. Those who notify of the date**

A chief administrative judge shall notify of the date.

**2. Those who receive the notification**

Parties concerned or interveners who appeared in court, or their agent may receive the notification of the date/

A person who “appeared in court for the case in question” means the person appeared at the JPO is intended to conduct the matters related to the trial case in question including the proceedings, inquiry, interview, access to records, etc.

When a person appeared at the JPO for another case, the notification of the date cannot be given.

**3. Matters to be notified**

A date and a place for the oral proceedings shall be notified.

A date shall be determined after adjusting the schedules of a panel, both parties and a trial clerk, thus, in principle, this notification is given during

both parties appeared at the JPO.

A place shall be specified any of a trial court, the first trial court, the second trial court, a shared meeting room or an interview room.

4. Matters that require attention in notifying the date

When a chief administrative judge notifies the date, he/she shall sufficiently discuss with a trial clerk in advance on a date of oral proceedings including availability of a trial court, etc.

Even if the oral proceedings include examination of evidence, such as examination of witness, it is possible to notify a date to parties concerned who appeared at the JPO.

5. Records of notification of the date

A chief administrative judge shall record to the effect that the date of oral proceedings is designated and such the date in a trial record, or a record of interview.

(Revised July 2005)