

**35-07 P U D T****Inspection Conducting Out-of-Court and These Cases**

1. An out-of-court inspection (on-site inspection) includes the inspection for preservation of evidence. A general out-of-court inspection and an out-of-court inspection for preservation of evidence are the same except the following item 2. (→34-01 9. 35-06,35-08, 35-09). The procedures of the two inspections are the same.

2. The difference between the two inspections is to examine whether there is prima facie showing of the situation and its appropriateness in determining preservation of evidence since an out-of-court inspection for preservation of evidence requires prompt actions. Therefore, a preparatory procedure for a general out-of-court inspection is similar to a preparatory procedure for an out-of-court inspection for preservation of evidence (→35-08 4.) except matters concerning particularity of preservation of evidence.

3. Examples of Out-Of-Court Inspection

Invalidation 2004-35144 (Patent)

Invalidation 2003-35079 (Utility Model)

Invalidation 2003-35002 (Patent)

Opposition 2000-70703 (Patent)

Opposition H11 (1999)-73952(Patent)

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