

Chapter 100: Secrecy, Access, National Security, and Foreign Filing

101 General

102 Information as to Status of an Application

103 Right of Public To Inspect Patent Files and Some Application Files

I. ACCESS TO IMAGE FILE WRAPPER (IFW) APPLICATIONS

II. PUBLISHED U.S. PATENT APPLICATIONS

III. UNPUBLISHED ABANDONED AND PENDING APPLICATIONS (INCLUDING PROVISIONAL APPLICATIONS) THAT ARE IDENTIFIED

IV. ACCESS WHERE PART OF AN APPLICATION IS INCORPORATED BY REFERENCE IN A U.S. PATENT APPLICATION PUBLICATION OR A U.S. PATENT

V. PETITION FOR ACCESS BY THIRD PARTY

VI. ACCESS WHERE PATENT CLAIMS 35 U.S.C. 119(e), 120, 121, or 365 BENEFIT

VII. ACCESS TO PROVISIONAL APPLICATIONS

VIII. APPLICATION AT THE PATENT TRIAL AND APPEAL BOARD

IX. DEFENSIVE PUBLICATIONS

X. REISSUE APPLICATIONS

XI. REQUEST FOR REEXAMINATION

XII. DECISIONS BY THE DIRECTOR

XIII. FOIA REQUESTS

104 Power to Inspect Application

I. AUTHORITY TO GRANT ACCESS - APPLICATION FILED ON OR AFTER SEPTEMBER 16, 2012

II. AUTHORITY TO GRANT ACCESS - APPLICATION FILED BEFORE SEPTEMBER 16, 2012

III. POWER TO INSPECT

IV. ACCESS TO PATENT APPLICATIONS (PROVISIONAL AND NONPROVISIONAL) AND BOARD RECORDS

105 Suspended or Excluded Practitioner Cannot Inspect

106 Control of Inspection by Assignee

106.01 Rights of Assignee of Part Interest

110 Confidential Nature of International Applications

115 Review of Applications for National Security and Property Rights Issues

120 Secrecy Orders

I. SECRECY ORDER TYPES

II. RELATED SUBJECT MATTER

III. CORRESPONDENCE

IV. PCT APPLICATIONS

V. CHANGES IN SECRECY ORDERS

VI. IMPROPER OR INADVERTENT DISCLOSURE

VII. EXPIRATION

121 Handling of Applications under Secrecy Order and/or Bearing National Security Markings

130 Examination of Secrecy Order Cases

140 Foreign Filing Licenses

I. EXPEDITED FOREIGN FILING LICENSE

II. RETROACTIVE LICENSES

150 Statements to DOE and NASA

151 Content of the Statements