

CERTIFICATION AND REQUEST TO TREAT AN APPLICATION FILED DURING A DESIGNATED SIGNIFICANT UNPLANNED ELECTRONIC BUSINESS SYSTEM OUTAGE AS AN APPLICATION FILED BY THE USPTO'S ELECTRONIC FILING SYSTEM	
Application Number	Filing Date
First Named Inventor	Attorney Docket Number
Title of Invention	
<p>APPLICANT HEREBY CERTIFIES THE FOLLOWING AND REQUESTS THAT THE ABOVE-IDENTIFIED APPLICATION BE TREATED AS AN APPLICATION FILED BY THE USPTO'S ELECTRONIC FILING SYSTEM.</p> <p>1. The above-identified application was filed during a designated significant unplanned electronic business system outage by an alternative filing method. In addition, a copy of the application is being filed with this form via EFS-Web (or Patent Center) no later than: (1) one month from the date a filing receipt was first issued for the application if the non-electronic filing fee has been paid; or (2) the expiration of the period for reply to a notice requiring payment of the non-electronic filing fee (<i>e.g.</i>, a notice to file missing parts under 37 CFR 1.53(f)) if the non-electronic filing fee has not been paid.</p> <p>2. The copy of the application filed with this form via EFS-Web (or Patent Center) is a true copy of the original application as filed by the alternative filing method. The copy of the application is being filed as a follow-on paper to the above-identified application, and not as a new application.</p> <p>3. Applicant requests a refund of any fees that were previously paid (<i>e.g.</i>, the non-electronic filing fee) that are not due as a result of treating the application as an application filed by the USPTO's electronic filing system. If appropriate, applicant requests that any fees currently due be recalculated and that any fees available as a result of the recalculation be reapplied to fees remaining due on the filing of this application as needed and that any remaining funds be refunded according to 37 CFR 1.26.</p>	
<p>NOTE: <i>This form must be signed in accordance with 37 CFR 1.33. Please see 37 CFR 1.4(d) for the signature requirements. Submit multiple forms if more than one signature is required – see below.*</i></p>	
Signature	Date
Name	Registration Number
<p>*Total of _____ forms are submitted.</p>	

Privacy Act Statement

The **Privacy Act of 1974 (P.L. 93-579)** requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether disclosure of these records is required by the Freedom of Information Act.
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3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
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5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (*i.e.*, GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.