

U.S. Patent and Trademark Office, Commerce

§ 1.20

- (1) Printed copy of the paper portion of a patent application publication or patent, including a design patent, statutory invention registration, or defensive publication document. Service includes preparation of copies by the Office within two to three business days and delivery by United States Postal Service; and preparation of copies by the Office within one business day of receipt and delivery to an Office Box or by electronic means (e.g., facsimile, electronic mail)—\$3.00.
- (2) Printed copy of a plant patent in color: \$15.00.
- (3) Color copy of a patent (other than a plant patent) or statutory invention registration containing a color drawing \$25.00.
- (b) Certified and uncertified copies of Office documents:
 - (1) Certified or uncertified copy of the paper portion of patent application as filed processed within seven calendar days—\$20.00
 - (2) Certified or uncertified copy of paper portion of patent-related file wrapper and contents:
 - (i) File wrapper and paper contents of 400 or fewer pages—\$200.00
 - (ii) Additional fee for each additional 100 pages or portion thereof—\$40.00
 - (iii) Additional fee for certification—\$25.00
 - (3) Certified or uncertified copy on compact disc of patent-related file-wrapper contents that were submitted on compact disc:
 - (i) First compact disc in a single order—\$55.00
 - (ii) Each additional compact disc in the single order of paragraph (b)(3)(i) of this section—\$15.00
 - (4) Certified or uncertified copy of Office records, per document except as otherwise provided in this section—\$25.00
 - (5) For assignment records, abstract of title and certification, per patent—\$25.00

- (c) Library service (35 U.S.C. 13): For providing to libraries copies of all patents issued annually, per annum—\$50.00
- (d) For list of all United States patents and statutory invention registrations in a subclass—\$3.00
- (e) Uncertified statement as to status of the payment of maintenance fees due on a patent or expiration of a patent—\$10.00
- (f) Uncertified copy of a non-United States patent document, per document—\$25.00
- (g)-(h) [Reserved]

[56 FR 65152, Dec. 13, 1991, as amended at 57 FR 38195, Aug. 21, 1992; 58 FR 38723, July 20, 1993; 60 FR 41022, Aug. 11, 1995; 62 FR 40452, July 29, 1997; 64 FR 67486, Dec. 2, 1999; 65 FR 54658, Sept. 8, 2000; 65 FR 57053, Sept. 20, 2000; 67 FR 70849, Nov. 27, 2002]

§ 1.20 Post issuance fees.

- (a) For providing a certificate of correction for applicant's mistake:
 - (§ 1.323)—\$100.00
- (b) Processing fee for correcting inventorship in a patent (§ 1.324)—\$130.00.
- (c) In reexamination proceedings
 - (1) For filing a request for *ex parte* reexamination (§ 1.510(a))—\$2,520.00
 - (2) For filing a request for *inter partes* reexamination (§ 1.915(a))—\$8,800.00
 - (d) For filing each statutory disclaimer (§ 1.321):
 - By a small entity (§ 1.27(a)) \$55.00
 - By other than a small entity \$110.00
 - (e) For maintaining an original or re-issue patent, except a design or plant patent, based on an application filed on or after December 12, 1980, in force beyond four years; the fee is due by three years and six months after the original grant:
 - By a small entity (§ 1.27(a)) .. \$455.00
 - By other than a small entity \$910.00
 - (f) For maintaining an original or re-issue patent, except a design or plant patent, based on an application filed on or after December 12, 1980, in force beyond eight years; the fee is due by seven years and six months after the original grant:
 - By a small entity (§ 1.27(a)) .. \$1,045.00
 - By other than a small entity \$2,090.00

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(g) For maintaining an original or re-issue patent, except a design or plant patent, based on an application filed on or after December 12, 1980, in force beyond twelve years; the fee is due by eleven years and six months after the original grant:

By a small entity (§1.27(a)) .. \$1,610.00
By other than a small entity \$3,220.00

(h) Surcharge for paying a maintenance fee during the six-month grace period following the expiration of three years and six months, seven years and six months and eleven years and six months after the date of the original grant of a patent based on an application filed on or after December 12, 1980:

By a small entity (§1.27(a)) \$65.00
By other than a small entity .. \$130.00

(i) Surcharge for accepting a maintenance fee after expiration of a patent for non-timely payment of a maintenance fee where the delay in payment is shown to the satisfaction of the Director to have been—

- (1) Unavoidable—\$700.00
- (2) Unintentional—\$1,640.00

(j) For filing an application for extension of the term of a patent (§1.740)—\$1,060.00

(1) Application for extension under §1.740—\$1,120.00

(2) Initial application for interim extension under §1.790—\$420.00

(3) Subsequent application for interim extension under §1.790—\$220.00

[56 FR 65153, Dec. 13, 1991, as amended at 57 FR 38195, Aug. 21, 1992; 57 FR 56450, Nov. 30, 1992; 58 FR 44280, Aug. 20, 1993; 60 FR 41022, Aug. 11, 1995; 61 FR 39588, July 30, 1996; 62 FR 40453, July 29, 1997; 63 FR 67580, Dec. 8, 1998; 64 FR 67777, Dec. 3, 1999; 65 FR 76772, Dec. 7, 2000; 65 FR 78960, Dec. 18, 2000; 65 FR 80755, Dec. 22, 2000; 68 FR 41534, July 14, 2003]

§ 1.21 Miscellaneous fees and charges.

The Patent and Trademark Office has established the following fees for the services indicated:

(a) Registration of attorneys and agents:

(1) For admission to examination for registration to practice:

(i) Application Fee (non-refundable)—\$40.00

(ii) Registration examination fee—\$310.00

(2) On registration to practice—\$100.00

(3) For reinstatement to practice—\$40.00

(4) For certificate of good standing as an attorney or agent—\$10.00

Suitable for framing—\$20.00

(5) For review of a decision of the Director of Enrollment and Discipline under §10.2(c)—\$130.00

(6) For requesting regrading of an examination under §10.7(c):

(i) Regrading of seven or fewer questions—\$230.00

(ii) Regrading of eight or more questions—\$460.00

(b) Deposit accounts:

(1) For establishing a deposit account—\$10.00

(2) Service charge for each month when the balance at the end of the month is below \$1,000—\$25.00

(3) Service charge for each month when the balance at the end of the month is below \$300 for restricted subscription deposit accounts used exclusively for subscription order of patent copies as issued—\$25.00

(c) Disclosure document: For filing a disclosure document—\$10.00

(d) Delivery box: Local delivery box rental, per annum—\$50.00

(e) International type search reports: For preparing an international type search report of an international type search made at the time of the first action on the merits in a national patent application—\$40.00

(f) [Reserved]

(g) Self-service copy charge, per page—\$0.25

(h) For recording each assignment, agreement or other paper relating to the property in a patent or application, per property—\$40.00

(i) Publication in Official Gazette: For publication in the Official Gazette of a notice of the availability of an application or a patent for licensing or sale:

Each application or patent—\$25.00

(j) Labor charges for services, per hour or fraction thereof—\$40.00

(k) For items and services that the Director finds may be supplied, for which fees are not specified by statute or by this part, such charges as may be