



DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

Submission for OMB Review; Comment Request

The United States Patent and Trademark Office (USPTO) will submit to the Office of Management and Budget (OMB) for clearance the following proposal for collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35).

Agency: United States Patent and Trademark Office (USPTO).

Title: Deposit of Biological Materials.

Form Number(s): None.

Agency Approval Number: 0651-0022.

Type of Request: Revision of a currently approved collection.

Burden: 2,005 hours annually.

Number of Respondents: 2,001 responses per year.

Avg. Hours Per Response: The USPTO estimates that it will take the public approximately 1 hour for the average patent applicant respondent to collect and submit the necessary deposit information and approximately 5 hours for

the average depository seeking approval to store biological material to gather and submit the necessary approval information.

Needs and Uses: Information on the deposit of biological materials in depositories is required for (a) the USPTO determination of compliance with 35 U.S.C. 2(b)(2) and 112, and 37 CFR 1.801-1.809 and 1.14, where inventions sought to be patented rely on biological material subject to the deposit requirement, including notification to the interested public about where to obtain samples of deposits; and (b) in compliance with 37 CFR 1.803 to demonstrate that the depositories are qualified to store and test the biological material submitted to them. This collection is used by the USPTO to determine whether or not the applicant has met the requirements of the patent regulations. In addition, the USPTO uses this information to determine the suitability of a respondent depository based upon administrative and technical competence and the depository's agreement to comply with the requirements set forth by the USPTO.

Affected Public: Businesses or other for-profits; not-for-profit institutions.

Frequency: On occasion.

Respondent's Obligation: Required to obtain or retain

benefits.

OMB Desk Officer: Nicholas A. Fraser, e-mail:

[Nicholas A. Fraser@omb.eop.gov](mailto:Nicholas.A.Fraser@omb.eop.gov).

Once submitted, the request will be publicly available in electronic format through the Information Collection Review page at [www.reginfo.gov](http://www.reginfo.gov).

Paper copies can be obtained by:

- E-mail: [InformationCollection@uspto.gov](mailto:InformationCollection@uspto.gov).  
Include "0651-0022 copy request" in the subject line of the message.
- Mail: Susan K. Fawcett, Records Officer,  
Office of the Chief Information Officer, United States  
Patent and Trademark Office, P.O. Box 1450,  
Alexandria, VA 22313-1450.

Written comments and recommendations for the proposed information collection should be sent on or before [INSERT DATE 30 DAYS AFTER THE DATE OF PUBLICATION IN THE FEDERAL REGISTER] to Nicholas A. Fraser, OMB Desk Officer, via e-mail to [Nicholas A Fraser@omb.eop.gov](mailto:Nicholas.A.Fraser@omb.eop.gov) or by fax to 202-395-5167, marked to the attention of Nicholas A. Fraser.

Dated: August 21, 2013

Susan K. Fawcett

Records Officer, USPTO

Office of the Chief Information Officer

BILLING CODE: 3510-16-P

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