

From: Jorge Rodriguez
To: [PTABNPR2018](#)
Subject: Changes to the Claim Construction Standard
Date: Wednesday, June 6, 2018 4:22:40 PM

I hear state the adoption of the proposed rule that would require the use of the Phillips claims construction standard in lieu of BRI.

To remove any doubt, I am also urging USPTO that the rule change be made applicable to all post grant reviews/reexaminations/IPRs, so that whenever a claims construction is at issue in any USPTO post grant proceeding, only one standard, Phillips, is used..

I am also urging that the new rule be implemented so as to be applicable to any USPTO proceeding that is at any stage, including those that have been made the subject of a final order and that are now in the appellate process.