

**From:** David Winwood  
**Sent:** Monday, November 05, 2012 8:08 AM  
**To:** fitf\_guidance; fitf\_rules  
**Subject:** Comments from UAB Research Foundation

Attached please find comments from the UAB Research Foundation.

DW

**David Winwood, Ph.D.**  
Chief Executive Officer | **UAB Research Foundation**  
Senior Associate Vice President, Economic Development & Innovation Alliances | **UAB**

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Via email: [fitf\\_guidance@uspto.gov](mailto:fitf_guidance@uspto.gov)  
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Re: Comments from the UAB Research Foundation

*Changes to Implement the First Inventor to File Provisions of the Leahy-Smith America Invents Act, 77 Fed. Reg. 43742 (July 26, 2012); and*

*Examination Guidelines for Implementing the First Inventor to File Provisions of the Leahy-Smith America Invents Act, 77 Fed. Reg. 43759 (July 26, 2012)*

The following comments are respectfully submitted by the UAB Research Foundation.

The UAB Research Foundation (UABRF) owns and manages the patent portfolio of the University of Alabama at Birmingham (UAB). UABRF wishes to note its agreement with and strong support of the comments submitted by the Higher Education Associations, the University of California and the Wisconsin Alumni Research Foundation related to the subject dockets (PTO-P-2012-0024; 77 FedReg43759 and PTO—P-2012-0015; 77 FedReg43742).

UABRF respectfully requests that the USPTO reconsider its unduly narrow interpretation of the AIA grace period provisions and, instead, respect the clear legislative intent of Congress. To address the concerns raised in the USPTO's proposed Examination Guidelines, UABRF urges the USPTO to consider instead the "Suggested Solution" provided by the University of California.

Respectfully,



David Winwood, Ph.D.  
Chief Executive Officer,  
UAB Research Foundation

November 2, 2012