

# CITATION OF PRIOR ART

## PROGRESS AND NEXT STEPS

Meeting of the IP5 Heads of Office and the IP5 Industry

June 1, 2016

Tokyo



Korean Intellectual  
Property Office



# I. Recent Progress

- ❖ **Two prioritized sub-topics were selected** | PHEP Meeting (2014 Oct.)
  - Providing an IT based mechanism for the submission of prior art previously cited by other offices
  - Implementing an IP5 common form for citation of prior art
- ❖ **IP5 report on citation of prior art was endorsed** | Heads Meeting (2015 May)
  - Process of each IP5 Office related to citation of prior art
  - Barriers and possible solutions on two specific topics
- ❖ **Technical discussion on IT-based solution initiated** | WG2 Meeting (2016 Feb.)
  - WG2 shared initial thought on the business requirement from PHEP

# II. Implementing IT System

## ❖ Objective

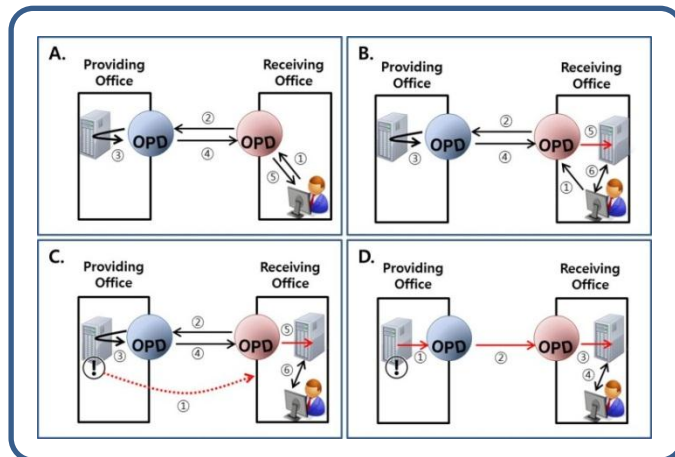
- Allowing examiners to easily view citation data of other offices
- Potentially reducing the burden of applicants

## ❖ Basic requirements

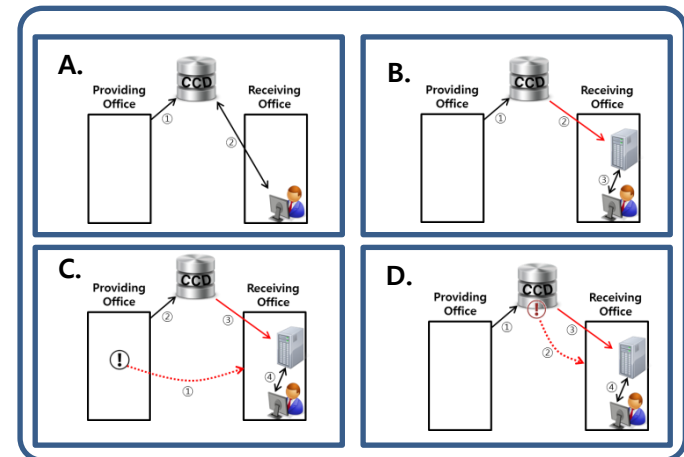
- Consolidation of prior art citations in an application file
- Providing information in real-time
- Indicators as to when the citation was added, whether or not considered by examiner

## ❖ Initial feasibility study by WG2

### Possible solutions utilizing OPD



### Possible solutions utilizing CCD



# III. Priority for future work

## ❖ Difficulties in harmonizing citation form

- Common form from applicants to Offices  
: Difficult to decide whether to use a separate form or to incorporate into description as the common form
- 'PCT ISR like' common form from Offices to applicants  
: Concerns on workload of the IP5 Offices

## ❖ Future work: ***Focus on the 'IT based mechanism'***

- 'Common citation form' may be revisited after the completion of the IT based mechanism

# IV. Next steps

## ❖ **PHEP to clarify the business requirement for the IT system**

- Revisit business requirements to clearly define objective and functions of the IT system based on the information from the feasibility study from WG2

## ❖ **WG2 to design the IT system satisfying the business requirement**

- Fully utilize existing structures (OPD, CCD, PDX etc.)
- Set details for optimization
- Distribute tasks

## ❖ **Each office to continue internal consultations on this issue**

# Thank you!

*For further questions, please contact **Mr. CHO Sangheum** ([sangheum.cho@korea.kr](mailto:sangheum.cho@korea.kr)) or **Ms. Summer Kostelnik** ([summer.kostelnik@uspto.gov](mailto:summer.kostelnik@uspto.gov))*