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E.Mall:bricas@brigardycastro.com.co

Señores

SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO

DIVISION DE NUEVAS CREACIONES

E. S. D.

RESPUESTA A OFICIO 05232 DE JULIO 03, 2003

REF: Expediente No. 03 045.756 – Solicitud de Patente a favor de OWENS – BROCKWAY GLASS CONTAINER INC. - Titulada: MÉTODO Y APARATO PARA CENTRAR UN TUBO DE CONTROL FLUJO DE VIDRIO

RAMIRO CASTRO DUQUE, vecino de Bogotá, portador de la tarjeta Profesional No. 1003, obrando como apoderado de la sociedad OWENS - BROCKWAY GLASS CONTAINER INC., según lo acredita el documento de poder protocolizado en esa División, bajo el No. 13516, para dar cumplimiento al requerimiento notificado por fijación en lista el 03 de Julio de 2003, y de acuerdo con los Artículos 38 y 39 de la Decisión 486 de la comisión de la Comunidad Andina, me permito anexar al presente escrito lo siguiente:

- 1. Documento donde consta la cesión del derecho a la Patente otorgado por el inventor al solicitante, debidamente apostillado.**
- 2. Artes finales (2 de 12 cm X 12 cm y 1 de 6 cm X 6 cm).**
- 3. Extracto para publicación y Tarjeta de Archivo Temático.**

De la señora Jefe atentamente,



RAMIRO CASTRO DUQUE
C.C. No. 170.322 de Bogo-tá
Código 340
Cra 7 No. 16-56 Piso 9

Agosto 19, 2003
CHP/MEV/hsr.

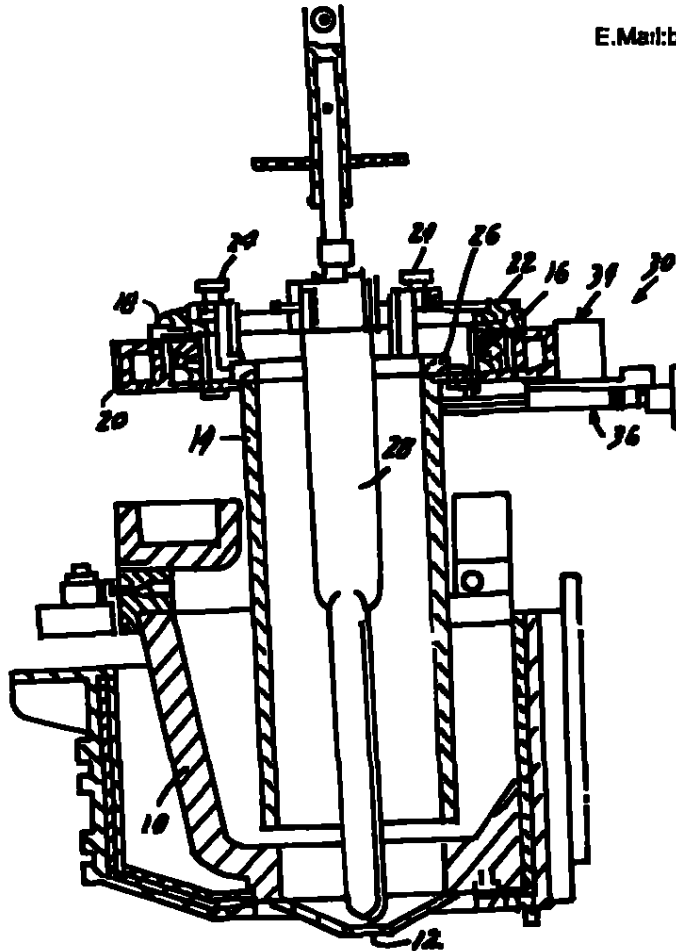
Drigard & Castro
Abogados

Apartado 3692

Cra. 7 18-56
Bogotá - Colombia S.A.

Tel. Conm. 3802200
Tel./Fax: (57.1) 2827976
(57.1) 3802130

E-Mail: bricas ; br.gard/castro.com.co



Folio 79: FOLIO ARCHIVO REMATE
Folio 80: CAMPO PUBLICACION

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APOSTILLE

(Convention de la Haye du 5 octobre 1961)

1. Country: United States of America

This public document

2. has been signed by J. BERNIE QUILTER

3. acting in the capacity of Clerk of Court of Common Pleas

4. bears the seal/stamp of Court of Common Pleas, Lucas County

CERTIFIED

5. at Columbus, Ohio

6. July 29, 2003

7. by the Secretary of State of Ohio.

8. No. 135857

9. Seal/Stamp:

10. Signature:



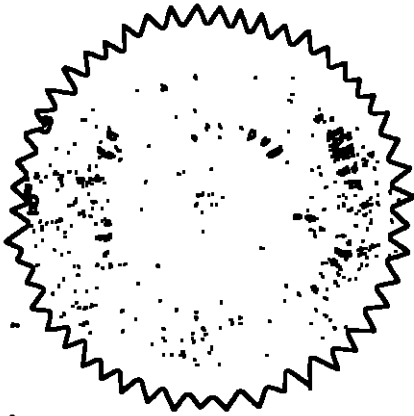
J. Kenneth Blackwell
J. Kenneth Blackwell
Secretary of State of Ohio

This certification certifies only the authenticity of the signature of the official who signed the document, the capacity in which that official acted, and where appropriate, the identity of the seal or stamp which the document bears. This certification does not imply that the contents of the document(s) are correct, nor that they have the approval of this office.

NOTARY CERTIFICATE

THE STATE OF OHIO }
COUNTY OF LUCAS }

ss.



J. Bernie Quilter, Clerk of the Common Pleas Court and Court of Appeals for the County of Lucas and State of Ohio, the same being a court of record, and having by LAW a Seal, do hereby certify that

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Judith M. Schreiner

whose name is subscribed to the certificate of the proof of acknowledgment of the annexed instrument and thereon written, was, at the time of taking such proof and acknowledgment, a Notary Public, duly commissioned and sworn, and authorized by the laws of said State to take the acknowledgments and proofs of deeds or conveyances for lands, tenements or hereditaments in said State, to be recorded therein. And further, that I am well acquainted with the handwriting of such Notary Public, and verily believe that the signature to said certificate of proof or acknowledgment is genuine, that impression of seal of such officer is not required by law to be filed in my office, and the commission expires on the 2nd day of

February 2006

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of the said Court and County, at Toledo, Ohio, July 2, 2003

(Date)

J. Bernie Quilter, Clerk of Courts



J. Bernie Quilter, Clerk

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**CERTIFIED COPY
OF
ASSIGNMENT**

I, JUDITH M. SCHREINER, a Notary Public in and for the State of Ohio, U.S.A., hereby certify that the attached document is a true copy of the Assignment made of an Improvement Invention for METHOD AND APPARATUS FOR CENTERING A GLASS FLOW CONTROL TUBE by its Inventor:

STEPHEN M. GERBER

to Owens-Brockway Glass Container Inc., as executed on June 25, 2002, and recorded in the United States Patent and Trademark Office on August 12, 2002 (as evidenced by the Notice of Recordation of Assignment Document also attached), and that the aforesaid Improvement Invention is the subject of United States Patent Application Serial No. 10/161,231 filed May 31, 2002.

Dated: June 30, 2003



JUDITH M. SCHREINER
Notary Public, State of Ohio
Commission Expires 2/2/06

Judith M. Schreiner
Notary Public

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OCTOBER 22, 2002

PTAS

Under Secretary of Commerce For Intellectual Property and
Director of the United States Patent and Trademark Office
Washington, DC 20231
www.uspto.gov

OWENS-ILLINOIS, INC.
NIRAV D. PARIKH
ONE SEAGATE, 25-LDP
TOLEDO, OH 43666



102193155A

**UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT**

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 08/12/2002

REEL/FRAME: 013188/0415
NUMBER OF PAGES: 2

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

GERBER, STEPHEN M.

DOC DATE: 06/25/2002

ASSIGNEE:

OWENS-BROCKWAY GLASS CONTAINER
INC.
ONE SEAGATE
TOLEDO, OHIO 43666

SERIAL NUMBER: 10161231
PATENT NUMBER:

FILING DATE: 05/31/2002
ISSUE DATE:

PAULA MCCRAY, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

ASSIGNMENT

WHEREAS, I, Stephen M. Gerber, of 10690 Center Road, Traverse City, Michigan 49686, U.S.A., have invented an improvement in "Method and Apparatus for Centering a Glass Flow Control Tube"; and

WHEREAS, I have executed an Application for United States Patent based thereon, on the 3rd day of May, 2002; and

WHEREAS, Owens-Brockway Glass Container Inc., a corporation of Delaware, is desirous of acquiring certain rights thereunder;

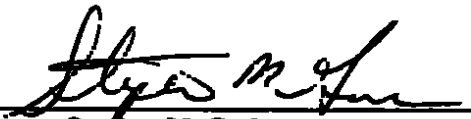
NOW, THEREFORE, for One Dollar (\$1.00) and other valuable considerations, receipt of all of which is hereby acknowledged, I have agreed to and do hereby sell, assign, and transfer unto said corporation my entire right, title, and interest in and throughout the United States of America (including its territories and dependencies) and all countries foreign thereto, in and to said invention, said application and any and all patents (including extensions thereof) of any country, which have been or may be granted on said invention or any part thereof, or on said application or any divisional, continuing, renewal, reissue, or other patent application, based in whole or in part thereon, or based upon said invention.

TO BE HELD AND ENJOYED by said corporation, its successors and assigns, to the full ends of the respective terms for which said patents or any of them have been or may be granted, as fully and entirely as the same would have been held and enjoyed by me had no sale and assignment of said interest been made;

AND I hereby covenant and agree for myself, my heirs, and my legal representatives, to assist my said assignee in the prosecution of said application and in any interference which may arise involving said invention, and, upon request, to execute without further consideration all necessary and desirable divisional, continuing, renewal, reissue, or other applications for patents in any country, that might be deemed necessary by said assignee fully to secure to said assignee its interest as aforesaid in and to said invention or any part thereof, and in and to said several patents or any of them. Further, I hereby authorize the above-mentioned assignee to insert in this instrument the identifying serial number and filing date of my said application when received.

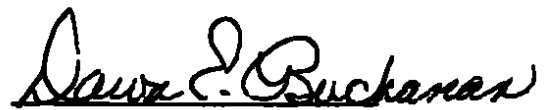
AND I do hereby authorize and request the Commissioner of Patents of the United States of America to issue any and all United States patents which may be granted upon said United States applications or any of them, or upon said invention or any part thereof, to said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal this 25 day of June, 2002.


Stephen M. Gerber

STATE OF Michigan)
COUNTY OF Grand Traverse) ss:

On this 25th day of June, 2002, before me, a Notary Public, personally appeared the above-named Stephen M. Gerber, personally known to me and known by me to be the one who executed the foregoing instrument and subscribed the same in my presence, and acknowledged the same to be his free act and deed.


Notary Public
Dawn E. Buchanan

My Commission Expires:
November 3, 2005

U.S. Serial No. 10/161,231 Filing Date 05/31/2002

2° EXAMEN DE FORMA, PATENTE DE INVENCION

Radicación N° **03-45756**

Folio 87

Concepto Técnico N° **177**

Clasificación Internacional de Patentes: **C03B 7/84, B65G 47/00**

Practicado el examen de acuerdo a lo establecido en el Art. 38 de la Decisión 486, se determinó que esta solicitud de **Patente**:

- SI ☒ NO ☐ Contiene un resumen de la invención (Art. 26-e)
- SI ☒ NO ☐ Contiene el título o nombre de la invención (Art. 27-d)
- SI ☒ NO ☐ Contiene la descripción de la invención (Art. 26-b)
- SI ☒ NO ☐ NO ES APLICABLE ☐ Contiene los dibujos necesarios para comprender la invención (Art. 26-d)
- SI ☒ NO ☐ Contiene una o más reivindicaciones (Art. 26-c)
- SI ☐ NO ☐ NO ES APLICABLE ☒ Han sido desarrollados los productos a partir de recursos genéticos o de sus productos derivados de los que cualquiera de los Países Miembros es país de origen (Art. 26-h)
- SI ☐ NO ☐ NO ES APLICABLE ☒ Los productos y o procedimientos han sido obtenidos o desarrollados a partir a partir de los conocimientos tradicionales de las comunidades indígenas, afro americanas, o locales de los Países Miembros, de acuerdo a lo establecido en la Decisión 391 y sus modificaciones y reglamentaciones vigentes (Art. 26-i)
- SI ☐ NO ☒ La invención se refiere a un producto relativo a un material biológico (Art. 26-j)
- SI ☒ NO ☐ NO ES APLICABLE ☐ La prioridad coincide con la materia reivindicada.
- SI ☒ NO ☐ **CUMPLE LOS REQUISITOS TÉCNICOS**

OBSERVACIONES Y OTROS: SI ☐ NO ☐ Ver hoja(s) anexa(s)

- Nuevos dibujos, folios: 29 – 34
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EXAMINADOR TÉCNICO: 202051

Bogotá D C, febrero 06 de 2004.

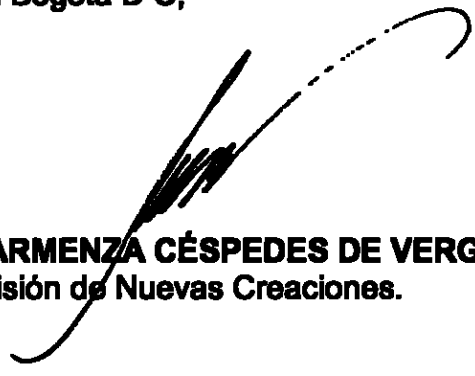
2020
Bogotá D C

Doctor(a)
RAMIRO CASTRO DUQUE
Apoderado(a)

REFERENCIA:	Radicación N°	03-45756
	Trámite	002
	Evento	001
	Actuación	416
	Oficio N°	193
	Folios	001

Teniendo en cuenta que la solicitud de privilegio de patente que se tramita bajo el expediente indicado en la referencia, reúne los requisitos de forma establecidos en los artículos 26 y 27 de la Decisión 486, de la Comisión de la Comunidad Andina, y en las demás disposiciones vigentes sobre la materia, se envía el extracto de la solicitud a la oficina de comunicaciones para efecto de su publicación en la Gaceta de Propiedad Industrial, conforme lo establece el artículo 40 de la Decisión 486, a partir del 29/11/2004.

Cúmplase
Dado en Bogotá D C, **06 FEB. 2004**


ALIX CARMENZA CÉSPEDES DE VERGEL
Jefe División de Nuevas Creaciones.

202051