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Señores

SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO

DIVISIÓN DE NUEVAS CREACIONES

E. _____ S. _____ D. _____

Expediente No. 04.100.994

Solicitud de Patente de Invención titulada:

"SURTIDOR PARA MATERIAL DE HOJA".

Solicitante: KIMBERLY-CLARK WORLDWIDE, INC.

SUPERINDUSTRIA Y COMERCIO

Radicación : 04100994 00000004

Folios: 7

Fecha (MM): 2005-11-25 09:45:16

Trámite : 011 PCT-PATENT 379 FASE NACI 379 COMPLEMEN

Dependencia: 2020 DIVISION DE NUEVAS CREACIONES

MEMORIAL DE ALCANCE

J. IAN RAISBECK, mayor de edad y vecino de Bogotá, identificado tal como aparece al pie de mi firma, en mi carácter de apoderado de la sociedad en referencia, me permito dar alcance a mi memorial radicado ante ese Despacho el pasado 4 de marzo de 2005, en los siguientes términos:

1. Adjunto los resultados del Examen Preliminar Internacional emitidos por la Oficina Examinadora (oficina de Patentes de los Estados Unidos). Al mismo tiempo me permito informar que dicho reporte no contiene anexos.

Atentamente,



J. IAN RAISBECK

CC. No. 79.376.996 de Bogotá

T.P. 135.799 CSJ

Anexo: Copia del Examen Preliminar Internacional

PATENT COOPERATION TREATY

NOV - 7 2005
87From the
INTERNATIONAL PRELIMINARY EXAMINING AUTHORITYTo:
SUE C. WATSON
KIMBERLY-CLARK WORLDWIDE INC.
401 NORTH LAKE STREET
NEENAH, WI 54956

PCT

NOTIFICATION OF TRANSMITTAL OF
INTERNATIONAL PRELIMINARY
EXAMINATION REPORT

(PCT Rule 71.1)

Date of Mailing
(day/month/year) 14 Jan 2004 02 Nov 2005

Applicant's or agent's file reference

17686

IMPORTANT NOTIFICATION

International application No.

PCT/US03/06638 ✓

International filing date (day/month/year)

04 March 2003 (04.03.2003)

Priority date (day/month/year)

25 April 2002 (25.04.2002)

Applicant

KIMBERLY-CLARK WORLDWIDE INC.

1. The applicant is hereby notified that this International Preliminary Examining Authority transmits herewith the international preliminary examination report and its annexes, if any, established on the international application.
2. A copy of the report and its annexes, if any, is being transmitted to the International Bureau for communication to all the elected Offices.
3. Where required by any of the elected Offices, the International Bureau will prepare an English translation of the report (but not of any annexes) and will transmit such translation to those Offices.

4. REMINDER

The applicant must enter the national phase before each elected Office by performing certain acts (filing translations and paying national fees) within 30 months from the priority date (or later in some Offices)(Article 39(1))(see also the reminder sent by the International Bureau with Form PCT/IB/301).

Where a translation of the international application must be furnished to an elected Office, that translation must contain a translation of any annexes to the international preliminary examination report. It is the applicant's responsibility to prepare and furnish such translation directly to each elected Office concerned.

For further details on the applicable time limits and requirements of the elected Offices, see Volume II of the PCT Applicant's Guide.

Name and mailing address of the IPEA/US

Mail Stop PCT, Attn: IPEA/US
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Facsimile No. (703) 305-3230

Authorized officer

William A Rivers

Telephone No. 703-308-1113

PATENT COOPERATION TREATY

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From the
INTERNATIONAL PRELIMINARY EXAMINING AUTHORITY

To:
SUB C. WATSON
KIMBERLY-CLARK WORLDWIDE INC.
401 NORTH LAKE STREET
NEENAH, WI 54956

PCT

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Authorized officer

William A. Rivers

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PATENT COOPERATION TREATY

PCT

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

(PCT Article 36 and Rule 70)

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Applicant's or agent's file reference 17686	FOR FURTHER ACTION See Notification of Transmittal of International Preliminary Examination Report (Form PCT/IP/EA/416)	
International application No. PCT/US03/06638	International filing date (day/month/year) 04 March 2003 (04.03.2003)	Priority date (day/month/year) 25 April 2002 (25.04.2002)
International Patent Classification (IPC) or national classification and IPC IPC(7): B65H 18/02 and US Cl.: 242/593, 615.3, 615.4, 132, 137; 206/409; 220/253		
Applicant KIMBERLY-CLARK WORLDWIDE INC.		
1. This international preliminary examination report has been prepared by this International Preliminary Examining Authority and is transmitted to the applicant according to Article 36. 2. This REPORT consists of a total of <u>4</u> sheets, including this cover sheet. ☐ This report is also accompanied by ANNEXES, i.e., sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications made before this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions under the PCT). These annexes consist of a total of <u>—</u> sheets. 3. This report contains indications relating to the following items: I ☒ Basis of the report II ☐ Priority III ☐ Non-establishment of report with regard to novelty, inventive step and industrial applicability IV ☐ Lack of unity of invention V ☒ Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement VI ☒ Certain documents cited VII ☐ Certain defects in the international application VIII ☐ Certain observations on the international application		
Date of submission of the demand 14 November 2003 (14.11.2003)	Date of completion of this report 13 June 2004 (13.06.2004)	
Name and mailing address of the IPEA/US Mail Stop PCT, Attn: IPEA/US Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450 Facsimile No. (703) 305-3230	Authorized officer William A Rivera Telephone No. 703-308-1113	

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I. Basis of the report

1. With regard to the elements of the international application:*

- ☒ the international application as originally filed.
- ☒ the description:
pages 1-12 _____ as originally filed
pages NONE _____, filed with the demand
pages NONE _____, filed with the letter of _____
- ☒ the claims:
pages 13-19 _____ as originally filed
pages NONE _____, as amended (together with any statement) under Article 19
pages NONE _____, filed with the demand
pages NONE _____, filed with the letter of _____
- ☒ the drawings:
pages 1-11 _____, as originally filed
pages NONE _____, filed with the demand
pages NONE _____, filed with the letter of _____
- ☐ the sequence listing part of the description:
pages NONE _____, as originally filed
pages NONE _____, filed with the demand
pages NONE _____, filed with the letter of _____

2. With regard to the language, all the elements marked above were available or furnished to this Authority in the language in which the international application was filed, unless otherwise indicated under this item.

These elements were available or furnished to this Authority in the following language _____ which is:

- ☐ the language of a translation furnished for the purposes of international search (under Rule 23.1(b)).
- ☐ the language of publication of the international application (under Rule 48.3(b)).
- ☐ the language of the translation furnished for the purposes of international preliminary examination (under Rules 55.2 and/or 55.3).

3. With regard to any nucleotide and/or amino acid sequence disclosed in the international application, the international preliminary examination was carried out on the basis of the sequence listing:

- ☐ contained in the international application in printed form.
- ☐ filed together with the international application in computer readable form.
- ☐ furnished subsequently to this Authority in written form.
- ☐ furnished subsequently to this Authority in computer readable form.
- ☐ The statement that the subsequently furnished written sequence listing does not go beyond the disclosure in the international application as filed has been furnished.
- ☐ The statement that the information recorded in computer readable form is identical to the written sequence listing has been furnished.

4. ☒ The amendments have resulted in the cancellation of:

- ☒ the description, pages NONE
- ☒ the claims, Nos. NONE
- ☒ the drawings, sheets/fig NONE

5. ☐ This report has been established as if (some of) the amendments had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).**

* Replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report since they do not contain amendments (Rules 70.16 and 70.17).

** Any replacement sheet containing such amendments must be referred to under item 1 and annexed to this report.

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No.
PCT/US03/06638

a1

b

V. Reasoned statement under Rule 66.2(a)(II) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement**1. STATEMENT**

Novelty (N)

Claims 1-43 YES

Claims NONE NO

Inventive Step (IS)

Claims 1-43 YES

Claims NONE NO

Industrial Applicability (IA)

Claims 1-43 YES

Claims NONE NO

2. CITATIONS AND EXPLANATIONS

Claims 1-43 meet the criteria set out in PCT Article 33(2)-(3), because the prior art does not teach or fairly suggest a dispenser comprising a housing having a chamber configured to hold sheet material, the housing including an access door configured to provide both access to the chamber and closure to the chamber; and a dispensing member supported by the access door, the dispensing member including a first panel having an opening there which is spaced-apart from a second panel having an exit port provided therein, at least one panel being movable such that when the access door is positioned in an opened loading position to permit sheet material to be loaded into the chamber, at least one of the panels moves so that a portion of the opening in the first panel and a portion of the exit port in the second panel are moved into an axial alignment to permit sheet material to be readily threaded therethrough, and when the access door is positioned in a closed dispensing position, at least one of the panels moves so that the opening in the first panel and the exit port in the second panel are moved out of axial alignment so that the sheet material in the chamber flows through the non-aligned opening and exit port.

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No.

PCT/US03/06638

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VI. Certain documents cited

1. Certain published documents (Rule 70.10)

Application No
Patent No.
US 6,575,397 B1

Publication Date
(day/month/year)
10 June 2003

Filing Date
(day/month/year)
25 April 2002

Priority date (valid claim)
(day/month/year)
25 April 2002

2. Non-written disclosures (Rule 70.9)

Kind of non-written disclosure

Date of non-written disclosure
(day/month/year)

Date of written disclosure referring to
non-written disclosure
(day/month/year)

DIVISION DE NUEVAS CREACIONES

RADICACIÓN EXPEDIENTE No 04-100894

EL EXTRACTO DE LA PRESENTE SOLICITUD DE PATENTE DE INVENCION

PCT FUE PUBLICADO EN LA GACETA DE PROPIEDAD INDUSTRIAL No 562

DE FECHA 31 DE MARZO DEL 2006 EL TERMINO HABIL SEÑALADO POR

LA LEY EXPIRA EL 05 DE JULIO DEL 2006

NOTA: Dentro del plazo de los seis (6) meses siguientes a partir de la fecha de publicación en la gaceta de Propiedad Industrial, deberá solicitar y cancelar el examen de patentabilidad so pena de que la solicitud caiga en abandono, de acuerdo con lo establecido en el Artículo 44 de la Decisión 486/2000.

SE PRESENTARON OPOSICIONES POR PARTE DE TERCEROS.

SI _____

NO__ _X _ _ _ _

Bogotá D.C, ENERO DE 2007

SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO

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RADICACIÓN: 4-100994

EDICTO No. 2626

**LA SECRETARÍA GENERAL AD-HOC
HACE SABER:**

Que esta Superintendencia profirió Resolución No. 1194 de 29-ENE-2007. Que el contenido de la parte resolutive es como sigue: El Superintendente de Industria y Comercio.

RESUELVE

ARTICULO PRIMERO: Declarar abandonada la solicitud de privilegio de patente de invención que entró en fase nacional en virtud del Tratado de Cooperación en Materia de Patentes (PCT), de acuerdo con las razones expuestas en la parte considerativa de la presente resolución.

ARTICULO SEGUNDO: Notificar personalmente el contenido de la presente resolución al

doctor Ian Ralsbeck Lines, o a quien haga sus veces, en su calidad de apoderado de Kimberly - Clark Worldwide, Inc., entregándole copia de la misma, advirtiéndole que contra ella procede el recurso de reposición interpuesto ante el Superintendente de Industria y Comercio, al momento de la notificación o dentro de los 5 días hábiles siguientes a ella.

NOTIFÍQUESE Y CUMPLASE
Dada en Bogotá, D.C., a los

29 DE 2007

EL SUPERINTENDENTE DE INDUSTRIA Y COMERCIO,

JAIRO RUBIO ESCOBAR

Para notificar a los interesados, se fija el presente EDICTO en lugar visible al público en la SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO, por el término de (10) diez días hábiles contados a partir de las 8:00 a.m. de hoy.

Secretaría General Ad-Hoc 13-FEB-2007
Secretaría General Ad-Hoc
EDICTO No. 2626

Este edicto se desfilja hoy 26-FEB-2007 a las 4:30 p.m.