

CASTELLAN S & CO LTDA
ABOGADOS
Calle 94 A No. 7 A-09
Bogotá, D.C. - COLOMBIA

449

SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO
Rad: 05-122014- 00001-0000
Fec: 2006-09-20 16:08:05 Dep. 2020 NUECREACIONES
Tra. 11 PATENTERYII
Evs: 879 FASENACIONALI
Art 636 PETICION Folio: 6

Señor

Jefe de la División de Nuevas Creaciones

Superintendencia de Industria y Comercio

Ministerio de Comercio, Desarrollo, Industria y Turismo

E. S. D.

Re.: Expediente No. 05.122.014

Solicitud del examen de patentabilidad correspondiente a la Patente PCT

Entrada en Fase Nacional, para:

"COMPUESTOS DE AMIDA Y METODOS PARA CONTROLAR
ENFERMEDADES VEGETALES CON LOS MISMOS"

Solicitante: SUMITOMO CHEMICAL COMPANY LIMITED

SOLICITUD EXAMEN DE PATENTABILIDAD

(CAPITULO I)

Yo, MARGARITA CASTELLANOS ABONDANO, mayor de edad, identificada y domiciliada como aparece al pie de mi firma, obrando en mi calidad de apoderada de la sociedad solicitante, atentamente me permito solicitar a Ud. que se realice el examen de patentabilidad de la invención arriba citada, para lo cual anexo el comprobante de pago No. 06- 72.373 de Septiembre 19 de 2006, correspondiente a la tasa establecida para dicha solicitud.

En consecuencia, atentamente solicito a Ud. se anexe este memorial junto con el comprobante de pago al expediente correspondiente a esta solicitud de Patente PCT Entrada en Fase Nacional, y se continúe con su tramitación.

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Asimismo, presento copia en inglés de la opinión escrita de la búsqueda internacional, en donde se muestra que las reivindicaciones 1 a 6 son novedosas, tienen nivel inventivo y poseen aplicación industrial.

Señor Jefe,


Margarita Castellanos Abondano
C.C. No. 39.779.654 de Usaquén
T.P.A. No. 70.819 del C. S. J.
Calle 94 A No. 7 A-09 - Bogotá, D.C.
Teléfono (PBX): 610 7420

Bogotá, 20 SET. 2006
MCA/gcb/8018-FNPCT

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SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO

NIT : 900176089-2

RECIBO OFICIAL DE CAJA : 06 - 72.373
FECHA : SEPTIEMBRE 19 DE 2006

SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO
Rad: 05-122014- -00001-0000
Fec: 2006-09-20 16:03:03 Dep. 2020 NUECREACIONES
Tra. 11 PATENTEIYM
Exo: 379 FASENACIONALI
Am533 PETICION Folios: 6

CONSIGNACION

DEBITANTE	TIPO PAGO	BANCO	CUENTA	No. PAGO	FECHA PGO	Vr. PAGO
ALVARO CASTELLANOS	CONSIGNACION	BANCO POPULAR	050-00110-6	51079917	19/09/2006	1,237,000.00

C O N C E P T O

CANT. HISTORICO	CONCEPTO	TOTAL CONCEPTO
1 50005-01-01 SOLICITUDES	85 EXAMEN DE PATENTABILIDAD DE INVEN	388,000.00
	TOTAL :	388,000.00

SON: TRESCIENTOS OCHENTA Y OCHO MIL PESOS

RESPONSABLE : 
RECIBO DE CAJA APLICADO AL EXPEDIENTE No. _____

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PATENT COOPERATION TREATY

TRANSLATION

From the
INTERNATIONAL SEARCHING AUTHORITY

To:

PCT

WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY

(PCT Rule 43bis.1)

Applicant's or agent's file reference 563318		Date of mailing (day/month/year)	
		FOR FURTHER ACTION See paragraph 2 below	
International application No. PCT/JP2004/008397	International filing date (day/month/year) 09.06.2004	Priority date (day/month/year) 27.06.2003	
International Patent Classification (IPC) or both national classification and IPC			
Applicant SUMITOMO CHEMICAL COMPANY, LIMITED			

1. This opinion contains indications relating to the following items:

☒	Box No. I	Basis of the opinion
☐	Box No. II	Priority
☐	Box No. III	Non-establishment of opinion with regard to novelty, inventive step and industrial applicability
☐	Box No. IV	Lack of unity of invention
☒	Box No. V	Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
☐	Box No. VI	Certain documents cited
☐	Box No. VII	Certain defects in the international application
☐	Box No. VIII	Certain observations on the international application

2. FURTHER ACTION

If a demand for international preliminary examination is made, this opinion will be considered to be a written opinion of the International Preliminary Examining Authority ("IPEA") except that this does not apply where the applicant chooses an Authority other than this one to be the IPEA and the chosen IPEA has notified the International Bureau under Rule 66.1bis(b) that written opinions of this International Searching Authority will not be so considered.

If this opinion is, as provided above, considered to be a written opinion of the IPEA, the applicant is invited to submit to the IPEA a written reply together, where appropriate, with amendments, before the expiration of 3 months from the date of mailing of Form PCT/ISA/220 or before the expiration of 22 months from the priority date, whichever expires later.

For further options, see Form PCT/ISA/220.

3. For further details, see notes to Form PCT/ISA/220.

Name and mailing address of the ISA/JP	Authorized officer
Facsimile No.	Telephone No.

WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY

International application No.

PCT/JP2004/008397

Box No. I Basis of this opinion

1. With regard to the language, this opinion has been established on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.

☐

This opinion has been established on the basis of a translation from the original language into the following language

_____, which is the language of a translation furnished for the purposes of international search (under Rule 12.3 and 23.1(b)).

2. With regard to any nucleotide and/or amino acid sequence disclosed in the international application and necessary to the claimed invention, this opinion has been established on the basis of:

a. type of material

☐

a sequence listing

☐

table(s) related to the sequence listing

b. format of material

☐

in written format

☐

in computer readable form

c. time of filing/furnishing

☐

contained in the international application as filed.

☐

filed together with the international application in computer readable form.

☐

furnished subsequently to this Authority for the purposes of search.

3. ☐ In addition, in the case that more than one version or copy of a sequence listing and/or table(s) relating thereto has been filed or furnished, the required statements that the information in the subsequent or additional copies is identical to that in the application as filed or does not go beyond the application as filed, as appropriate, were furnished.

4. Additional comments:

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WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY

International application No.
PCT/JP2004/008397

Box No. V Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement

1. Statement			
Novelty (N)	Claims	1-6	YES
	Claims		NO
Inventive step (IS)	Claims	1-6	YES
	Claims		NO
Industrial applicability (IA)	Claims	1-6	YES
	Claims		NO

2. Citations and explanations:

Document 1: JP 55-89254 A (Kuraray Co., Ltd.), 05 July 1980, Pages 1-2 (Family: none)

Document 2: JP 6-220004 A (Bayer AG.), 09 August 1994, claims & EP 595130 A1 & US 5508436 A & US 5672718 A

Document 3: JP 55-113754 A (Compagnie Francaise de Produits Industriels, S.A.), 02 September 1980, claims & DE 3001433 A & GB 2041926 A

Claims 1-6 possess novelty and involve an inventive step over documents 1-3 cited in the ISR.

Amides which have plant disease control effect are neither described in documents 1-3; nor could they be easily conceived by a person skilled in the art given the description in documents 1-3.