

PATENT COOPERATION TREATY

From the INTERNATIONAL SEARCHING AUTHORITY

To:

100080
China
Room 305, Tower B., BEIJING AEROSPACE
CPMIEC BUILDING, No. 30, Haidian South Road,
Haidian District., Beijing

WU, FENG & ZHANG CO.

PCT

WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY

(PCT Rule 43bis.1)

Date of mailing
(day/month/year) **26 August 2015**

Applicant's or agent's file reference
FAW0061

FOR FURTHER ACTION
See paragraph 2 below

International application No. PCT/CN2014/093708	International filing date (day/month/year) 12 December 2014	Priority date (day/month/year)
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International Patent Classification (IPC) or both national classification and IPC
B32B 27/32(2006.01)i

Applicant
DOW GLOBAL TECHNOLOGIES LLC et al

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 and 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.

Name and mailing address of the ISA/
**STATE INTELLECTUAL
PROPERTY OFFICE OF THE
P.R.CHINA
100088
China
6, Xitucheng Rd., Jimen Bridge,
Haidian District, Beijing**

Date of completion of this opinion
21 August 2015

Authorized officer

TANG,Tiantian

Facsimile No. (86—10) 62019451

Telephone No. (86-10)010-62414120

**WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY**

International application No.

PCT/CN2014/093708

Box No. I

Basis of the 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.
☐ a translation of the international application into _____ which is the language of a translation furnished for the purposes of international search (Rules 12.3(a) and 23.1(b)).
2. ☐ This opinion has been established taking into account the **rectification of an obvious mistake** authorized by or notified to this Authority under Rule 91 (Rule 43bis.1(a)).
3. With regard to any **nucleotide and/or amino acid sequence** disclosed in the international application, this opinion has been established on the basis of a sequence listing filed or furnished:
 - a. (means)
☐ on paper
☐ in electronic form
 - b. (time)
☐ in the international application as filed
☐ together with the international application in electronic form
☐ subsequently to this Authority for the purposes of search
4. ☐ In addition, in the case that more than one version or copy of a sequence listing 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.
5. Additional comments:

**WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY**

International application No.

PCT/CN2014/093708

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

1. Statement

Novelty (N)	Claims	1-16	YES
	Claims	None	NO
Inventive step (IS)	Claims	None	YES
	Claims	1-16	NO
Industrial applicability (IA)	Claims	1-16	YES
	Claims	None	NO

2. Citations and explanations :

[1] D1:WO2007085380A1 (CRYOVAC INC. et al.) 02.Aug.2007(02.08.2007) Claim 1

[2] Novelty

[3] D1 discloses a multilayer oriented film comprising at least one layer (a) comprising one or more polyesters and/or copolyesters characterized by a % of crystallinity higher than 15, an adjacent layer (b) comprising one or more polyolefin-based adhesive resins, and a layer (c) comprising one or more co-polyesters characterized by a % of crystallinity lower than 15, is positioned between said two layers (a) and (b) in such a way that one of the two principal surfaces of layer (c) is directly adhered to layer (a) and the other is directly adhered to layer (b).The multi-layer film is biaxially oriented and coextruded.

[4] D1 does not disclose all the features of claim 1. Hence, the claim 1-16 are novel in the sense of PCT Article 33(2).

[5] Inventive step

[6] The solution to this problem proposed in claim 1 of the present application is considered as involving an inventive step (Article 33(3) PCT) for the following reasons:D1 does not disclose that the crystallinities are $C_B > C_T > C_S$, and heat seal performance would be beneficial.

[7] Claims 2-15 are dependent on claim 1 and as such also meet the requirements of the PCT with respect to novelty and inventive step.

[8] The claims 1-16 meet the criteria set out in PCT Article 33(3).

[9] Industrial applicability

[10] The claims 1-15 have industrial applicability in the sense of PCT Article 33(4).