



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
www.uspto.gov

NOV 17 2004

1636 5 JUN 20 09:45

Office of Regulatory Policy  
HFD - 13  
5600 Fishers Lane  
Rockville, MD 20857

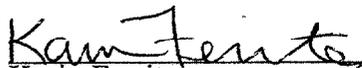
Attention: Claudia Grillo

The attached application for patent term extension of U.S. Patent No. 4,600,706 was filed on May 13, 2004, under 35 U.S.C. § 156.

The assistance of your Office is requested in confirming that the product identified in the application, NSURE®, has been subject to a regulatory review period within the meaning of 35 U.S.C. § 156(g) before its first commercial marketing or use and that the application for patent term extension was filed within the sixty-day period after the product was approved. Since a determination has not been made whether the patent in question claims a product which has been subject to the Federal Food, Drug and Cosmetic Act, or a method of manufacturing or use of such a product, this communication is NOT to be considered as notice which may be made in the future pursuant to 35 U.S.C. § 156(d)(2)(A).

Our review of the application to date indicates that the subject patent would be eligible for extension of the patent term under 35 U.S.C. § 156.

Inquiries regarding this communication should be directed to the undersigned at (571) 272-7744 (telephone) or (571)272-7744 (facsimile).

  
Karin Ferriter  
Senior Legal Advisor  
Office of Patent Legal Administration  
Office of the Deputy Commissioner  
for Patent Examination Policy

cc: Basil Krikelis  
Ratner Prestia, Nemours Building  
1007 Orange Street, Suite 1100,  
PO Box 1596  
Wilmington DE 19899

k

2006E-0250

LET 1