



UNITED STATES PATENT AND TRADEMARK OFFICE

Instructions for Application Data Sheet (ADS) 37 CFR 1.76
FOR NATIONAL STAGE APPLICATIONS FILED UNDER 35 U.S.C., 371

March 2011

This booklet contains instructions for and examples of indicating

Application Information,
Domestic Benefit/National Stage Information, and
Foreign Priority Information

on an Application Data Sheet (ADS) (*e.g.*, PTO/SB/14) for a national stage application filed with the USPTO under 35 U.S.C. 371.

Applicants are reminded that a supplemental application data sheet must comply with 37 CFR 1.76(c). As such, the PTO/SB/14 cannot be used when preparing a supplemental application data sheet.

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Application Information

Title of the Invention			
Attorney Docket Number		Small Entity Status Claimed	<input type="checkbox"/>
Application Type			
Subject Matter			
Suggested Class (if any)		Sub Class (if any)	
Suggested Technology Center (if any)			
Total Number of Drawing Sheets (if any)		Suggested Figure for Publication (if any)	

Application Type:

Select "Nonprovisional" from the drop-down list.

Application Type	
	Nonprovisional Provisional

Subject Matter:

Select "Utility" from the drop-down list.

Subject Matter	
	Utility Plant Design

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Domestic Benefit/National Stage Information

Prior Application Status	-	<input type="button" value="Remove"/>
Application Number	Continuity Type	Prior Application Number Filing Date (YYYY-MM-DD)
	-	

➤ ***National Stage Information***

Prior Application Status:

Leave this field blank because a PCT national stage application is the same application as the PCT international application. Thus, the PCT international application is not a prior application.

Prior Application Status	-
<ul style="list-style-type: none"> Patented Pending Abandoned Expired 	

Application Number:

This field is left blank which will signify “This Application is a” to refer to the application being submitted with the ADS.

Application Number

Continuity Type:

Select “a 371 of international” from the drop-down list.

Continuity Type
-
<ul style="list-style-type: none"> Continuation of Division of Continuation in part of a 371 of international substitution of reissued of non provisional of

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Prior Application Number:

Enter the PCT international application number.

Prior Application Number

Filing Date (YYYY-MM-DD):

Enter the international filing date of the PCT international application.

Filing Date (YYYY-MM-DD)

For additional domestic benefit information click the “Add” button.

➤ ***Domestic Benefit Information***

Prior Application Status:

Select the status of the earlier domestic application from the drop-down list.

Prior Application Status	▼
Patented	
Pending	
Abandoned	
Expired	

Application Number:

Enter the application number of the application filed subsequent to the prior application.

Application Number

Continuity Type:

Select the appropriate continuity type from the drop-down list to indicate the benefit claim, and relationship, if necessary, to the prior U.S. application. For example, a U.S. national stage application of a PCT international application that claims benefit of a prior U.S. provisional would be a nonprovisional of that prior

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U.S. provisional application; and, a U.S. national stage application of a PCT international application that claims benefit of a prior U.S. nonprovisional application may be a continuation of, divisional of, or continuation in part of that prior U.S. nonprovisional application.

Continuity Type
<input type="text"/>
Continuation of
Division of
Continuation in part of
a 371 of international
substitution of
reissued of
non provisional of

Prior Application Number:

Enter the PCT international application number.

Prior Application Number
<input type="text"/>

Filing Date (YYYY-MM-DD):

Enter the international filing date of the PCT international application.

Filing Date (YYYY-MM-DD)
<input type="text"/>

For additional domestic benefit information click the “Add” button.

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Foreign Priority Information

Application Number	Country ⁱ	Parent Filing Date (YYYY-MM-DD)	Priority Claimed
			<input checked="" type="radio"/> Yes <input type="radio"/> No

Application Number:

Enter the complete foreign priority application number.

- Note that for foreign priority applications filed in the Korea Intellectual Property Office (KIPO), the foreign priority application number must include the two-digit application type (*e.g.*, 10-2009-134782, where 10 indicates the application type).
- Note that a foreign priority application may include an earlier-filed PCT international application (a PCT international application that is filed earlier than the present PCT international application which is entering the national stage), if the earlier-filed PCT international application designated at least one PCT Contracting State other than the United States and the present PCT international application was filed within one year of the earlier-filed PCT international filing date.

Country:

Enter the two-letter country/regional office code of the foreign priority application.

Parent Filing Date (YYYY-MM-DD):

Enter the foreign priority application filing date.

Priority Claimed:

Indicate whether or not foreign priority is being claimed.

For additional foreign priority information click the “Add” button.

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Examples

➤ **EXAMPLE 1**

An Application Data Sheet (ADS) is filed for a U.S. national stage application of PCT international application PCT/US09/23456 having an international filing date 15 January 2009, which claims benefit of U.S. provisional application 61/990010 filed with the USPTO on 23 June 2008.

Application Information:

Application Type	Nonprovisional	▼
Subject Matter	Utility	▼

Domestic Benefit/National Stage Information:

This section allows for the applicant to either claim benefit under 35 U.S.C. 119(e), 120, 121, or 365(c) or indicate National Stage entry from a PCT application. Providing this information in the application data sheet constitutes the specific reference required by 35 U.S.C. 119(e) or 120, and 37 CFR 1.78(a)(2) or CFR 1.78(a)(4), and need not otherwise be made part of the specification.			
Prior Application Status	▼	<input type="button" value="Remove"/>	
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
	a 371 of international	PCT/US09/23456	2009-01-15
Prior Application Status	▼	<input type="button" value="Remove"/>	
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
PCT/US09/23456	non provisional of	61/990010	2008-06-23

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➤ **EXAMPLE 2**

An Application Data Sheet (ADS) is filed for a U.S. national stage application of PCT international application PCT/US09/23456 having an international filing date 15 January 2009, which is a continuation of U.S. nonprovisional application 12/623457 filed with the USPTO on 10 May 2008 and claims priority to Australia application 2008-000451 filed with the IPAU on 20 January 2008.

Application Information:

Application Type	Nonprovisional	<input type="button" value="v"/>
Subject Matter	Utility	<input type="button" value="v"/>

Domestic Benefit/National Stage Information:

This section allows for the applicant to either claim benefit under 35 U.S.C. 119(e), 120, 121, or 365(c) or indicate National Stage entry from a PCT application. Providing this information in the application data sheet constitutes the specific reference required by 35 U.S.C. 119(e) or 120, and 37 CFR 1.78(a)(2) or CFR 1.78(a)(4), and need not otherwise be made part of the specification.			
Prior Application Status	<input type="button" value="v"/>	<input type="button" value="Remove"/>	
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
	a 371 of international	PCT/US09/23456	2009-01-15
Prior Application Status	<input type="button" value="v"/>	<input type="button" value="Remove"/>	
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
PCT/US09/23456	Continuation of	12/623457	2008-05-10
Additional Domestic Benefit/National Stage Data may be generated within this form by selecting the Add button.			<input type="button" value="Add"/>

Foreign Priority Information:

This section allows for the applicant to claim benefit of foreign priority and to identify any prior foreign application for which priority is not claimed. Providing this information in the application data sheet constitutes the claim for priority as required by 35 U.S.C. 119(b) and 37 CFR 1.55(a).			
			<input type="button" value="Remove"/>
Application Number	Country ⁱ	Parent Filing Date (YYYY-MM-DD)	Priority Claimed
2008-000451	AU	2008-01-20	<input checked="" type="radio"/> Yes <input type="radio"/> No