



Australian Government

IP Australia

AUSTRALIAN OFFICIAL JOURNAL

OF

PATENTS

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General Information

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GUIDE TO THE USE OF THIS JOURNAL

The Australian Official Journal of Patents (AOJP) reports all major events and actions which take place during the life cycle of an Australian patent and provides certain details of these actions as they relate to the patent or patent application involved. This guide sets out to teach the reader how to use the journal to access this information.

While there are many possible actions in the life of a patent, the majority of actions reported relate to the following events, which are the main stages in the progression of a patent application to a sealed patent:

(i) FILING -

This is the act of making an application. When the application is first filed certain details are published.

(ii) OPEN-TO-PUBLIC-INSPECTION (OPI) -

Approximately 18 months after first filing of an Australian or a corresponding foreign application, certain application documents, including the complete specification, become available to the public (Open-to-Public-Inspection or "OPI"). Relevant application details are published.

(iii) NATIONAL PHASE ENTRY (NPE) -

For an application filed under the PCT to have full effect, it must move from the international phase of processing into the National phase of processing, by complying with the requirements of s.89(3). For PCT applications that were filed after 1 January 2004 which have entered the National Phase certain details are published.

(iv) ACCEPTANCE -

This is the Commissioner's acceptance of a patent application. Once the Commissioner has accepted a patent application, certain details of the application are published in the AOJP. Notice of opposition may be filed within three months of advertisement of acceptance.

(v) OPPOSITION -

If an opposition action is commenced against the grant of the patent, the six-figure acceptance number and the name of the opponent are published. If the opposition is to the Certification of an Innovation Patent, the patent number and the name of the opponent are published.

(vi) SEALING -

Most accepted applications are not opposed. These proceed to sealing and become granted patents. Of the few that are opposed (less than 1%) most of these, after resolution of the opposition, proceed to sealing and become granted patents. Sealed patents are simply listed in order of their application number.

(vii) CERTIFICATION-

This is the Commissioner's Certification after passing examination of a previously granted unexamined Innovation Patent.

In addition to the actions related to these stages, other actions reported include: assignments, lapsing or withdrawal of applications and ceasing or expiry of patents, voluntary amendments, extensions of time for certain actions and registration of licences.

How To Identify Information Using "INID" Numbers

Patents are published in many different countries and in many different languages. As a result, finding the information that you want (eg the filing date) on a patent document or in a journal can be quite difficult. There is an international system operating, however, which codifies this information in an unambiguous way, by assigning a specific number to each piece of information about the history of a patent. These numbers are called the **I**nternationally **A**greed **N**umbers for the **I**dentification of **D**ata or INID numbers.

These numbers appear on all published patents and abstracts and are used throughout this journal to identify particular items of information. For example, the date on which a document is filed has the INID number (22), while the name of the applicant has the INID number of (71). These numbers are always expressed in parentheses and always immediately precede the information to which they relate. For example:

(22) 12.10.91

means that the filing date of the document which contains this reference is 12 October 1991. Learning the INID numbers for the information you want will help you find it quickly and easily.

A complete list of the INID numbers and the items to which they relate is provided at the end of this Guide.

How Australian Patent Documents are Numbered

Patent applications in Australia are assigned a number at the filing stage in their processing. Each Australian application will retain the same number throughout its life, though different numbers may be associated to the application. The number will incorporate the year of lodgment then a unique number within the appropriate range.

There will be number ranges for types of patents:

100,000 – 199,999	Innovation
200,000 – 799,999	Standard
800,000 – 899,999	Petty
900,000 – 999,999	Provisional

When searching for information and ordering documents it is vital that you understand the numbering systems.

1. **Provisional Applications** are given a ten-figure number

e.g. 2002901123

A provisional application number is identified by the INID number (21).

2. **Complete and Innovation Applications** are also given a ten-figure application number

e.g. 2002200345 Standard
2002100123 Innovation

There are prefixes applied to this number which indicate whether the application has been accepted:

A document corresponding to an unaccepted application has the prefix, AU-A; eg AU-A-2002200234.
A document corresponding to an accepted application carries the prefix AU-B; eg AU-B-2002200234.

Users need to be aware that an accepted document may differ from the corresponding unaccepted document. This is because amendment may occur between first publication (OPI) and second publication (acceptance).

A ten-figure application number is identified by the INID number (21).

NOTE: When ordering any patent document from us, whether accepted or not, please quote the ten-figure application number preceded by the appropriate prefix.

Arrangement of Information in the Journal

For each of the categories

- (i) Provisional Applications Filed,
- (ii) Complete Applications Filed,
- (iii) Applications Open to Public Inspection
- (iv) Applications Entered National Phase
- (v) Applications Accepted, and
- (vi) Innovation Patent Certified.

The Journal lists the information published in that category in an alphabetical Name Index list based on the name of the applicant. These indices are useful if you wish to find information about applications made by a particular applicant.

In addition to the Name Index there is provided, for each of these categories, a Numerical Index. This index lists the applications either in order of their five-figure Application Numbers, in the case of complete applications filed and applications OPI, or in order of their six-figure Document Number in the case of accepted applications. It provides, for each number, the name of the applicant. These indices are useful if you wish to track the progress of a particular patent application.

There are also IPC Indices provided for applications which are OPI, for applications which have entered national phase and for applications which have been accepted. IPC stands for International Patent Classification. Each IPC "mark" is an alpha-numerical representation of a particular area of technology. These indices are in order of IPC mark, and within each mark provide either the five-figure application numbers of the application which are now OPI or the six-figure numbers of the cases now accepted. These indices are useful if you wish to check on patent activity in a particular technology.

Using the Indices

1. To Find Patent Information if You Know the Name of the Applicant.

Use the Name Indices. They will give you the following information identified by their INID number:

<u>ITEM</u>	<u>INID</u> <u>No.</u>	<u>ITEM</u>	<u>INID</u> <u>No.</u>
A) Provisional applications filed - Name Index		B) Complete applications filed - Name Index	
The <u>name</u> of the applicant	(71)	The <u>name</u> of the applicant	(71)
The Provisional application <u>number</u>	(21)	The <u>number</u> assigned to the application	(21)
The <u>date</u> of filing	(22)	The <u>date</u> of filing	(22)
The <u>title</u> of the invention	(54)	<u>Title</u> of the invention	(54)
		<u>Number</u> of priority document(s) if any	(31)
		<u>Date(s)</u> of filing of priority documents	(32)
		<u>Country</u> of which priority documents filed	(33)
		PCT application <u>number</u>	(86)
<u>ITEM</u>	<u>INID</u> <u>No.</u>	<u>ITEM</u>	<u>INID</u> <u>No.</u>
C) Applications open to public inspection - Name Index		D) Applications entered National Phase - Name Index	
The <u>name</u> of the applicant	(71)	The <u>name</u> of the applicant	(71)
The <u>number</u> of the document	(11)	The <u>number</u> of the document	(11)
The <u>number</u> assigned to the application	(21)	The <u>number</u> assigned to the application	(21)

The <u>date</u> of filing	(22)	The <u>date</u> of filing	(22)
The <u>title</u>	(54)	The <u>title</u>	(54)
The <u>classification marks</u>	(51)	The <u>classification marks</u>	(51)
Priority document <u>number(s)</u>	(31)	PCT publication <u>number</u>	(87)
<u>Date</u> of filing of priority document(s)	(32)	Priority document <u>number</u>	(31)
<u>Country</u> in which priority document filed	(33)	<u>Date</u> of filing of priority document(s)	(32)
Publication <u>date</u> of unexamined document	(43)	<u>Country</u> in which priority document filed	(33)
Inventors <u>names</u> if known	(72)	Publication <u>date</u> of unexamined document	(43)
<u>Patent Attorneys</u>	(74)	Inventors <u>names</u> if known	(72)
Related by addition	(61)	<u>Patent Attorneys</u>	(74)
Related by division	(62)		

<u>ITEM</u>	<u>INID</u>	<u>ITEM</u>	<u>INID</u>
	<u>No.</u>		<u>No.</u>

E) Applications accepted - Name Index

The <u>name</u> of the applicant	(71)
The <u>number</u> of the document	(11)
The <u>number</u> of the accepted document	(10)
The <u>number</u> assigned to the application	(21)
The <u>date</u> of filing	(22)
The <u>title</u>	(54)
The <u>classification marks</u>	(51)
PCT publication <u>number</u>	(87)
Priority document <u>number</u>	(31)
<u>Date</u> of filing of priority document(s)	(32)
<u>Country</u> in which priority document filed	(33)
Publication <u>date</u> of unexamined document	(43)
Publication <u>date</u> of examined document	(44)
Publication <u>date</u> of granted patent	(45)
Inventors <u>names</u>	(72)
<u>Patent Attorneys</u>	(74)
Related by addition	(61)
Related by division	(62)

F) Patents Certified – Name Index

The <u>name</u> of the applicant	(71)
The <u>number</u> of the accepted document	(10)
The <u>number</u> assigned to the application	(21)
The <u>date</u> of filing	(22)
The <u>title</u>	(54)
The <u>classification marks</u>	(51)
Priority document <u>number</u>	(31)
<u>Date</u> of filing of priority document(s)	(32)
<u>Country</u> in which priority document filed	(33)
Publication <u>date</u> of granted patent	(45)
Inventors <u>names</u>	(72)
<u>Patent Attorneys</u>	(74)
Related by division	(62)

You will notice at each stage of following application through that all applications are in alphabetical order of **Applicant**, not inventor.

2. To Find Information About a Patent Application if You Know its Number.

Use the appropriate numerical index. This will give you the name of the applicant from the number. You will then need to use the appropriate Name Index as above to find out other information about the Patent Application you are interested in.

The following Numerical Indices are available:

- A) **Provisional** Applications filed.
- B) **Complete** Applications filed.
- C) **Innovation** Applications filed.
- D) Applications **Open to Public Inspection**.
- E) Applications **Entered National Phase**
- F) Applications **Accepted**.
- G) Innovation Patent **Certified**

3. To Find Information About Patent Documents in the Area of Technology in which You are Interested if You Know the International Patent Classification Mark for that Area.

All patent applications are classified according to their subject matter using the International Patent Classification (IPC). Although the system is very detailed and covers all technologies, knowledge of the IPC marks of the technologies you are interested in will allow you to find patent documents in these technologies quite easily. To identify the IPC marks of technologies you are interested in, you can inspect relevant documentation in any of IP Australia's state offices.

The indices to use are

- A) Applications **OPI** - IPC Index
- B) Applications **accepted** - IPC Index
- C) Applications **Entered National Phase** – IPC Index

These indices give you the numbers of the applications which are either OPI, Entered National Phase or Accepted and are listed in order of their IPC marks.

Once you have the numbers of the documents that interest you, consult the relevant Number Index (see 2. above) to find the applicant's name, and then the Name Index (see 1. above) to find out the details of that application.

'INID' NUMBERS in use on Australian Patent Documents

'INID' is an acronym for 'Internationally agreed **N**umbers for the **I**dentification of **D**ata'.

(10) Document identification

- (11) Number of the document
- (12) Plain language designation of the kind of document
- (19) WIPO country code, or other identification, of the country publishing the document.

(20) Document filing data

- (21) Number(s) assigned to the application(s).
- (22) Date(s) of filing application(s)
- (23) Other date(s) of filing, including exhibition filing date and date of filing complete specification following provisional specification.
- (24) Date from which industrial property rights may have effect.

(30) Priority data

- (31) Number(s) assigned to priority application(s)
- (32) Date(s) of filing priority application(s)
- (33) Country (countries) in which the priority application(s) was (were) filed.

(40) Date(s) of making available to the public

- (43) Date of publication by printing or similar process of an unexamined document, on which no grant has taken place on or before the said date.
- (44) Date of publication by printing or similar process of an examined document, on which no grant has taken place on or before the said date.
- (45) Date of publication by printing or similar process of a document, on which grant or certification has taken place on or before the said date.

(50) Technical Information

- (51) International Patent Classification
- (52) Domestic or national classification
- (54) Title of invention
- (56) List of prior art documents, if separate from descriptive text
- (57) Abstract or claim

(60) Reference(s) to other legally related domestic document(s)

- (60) Related by cognate(s).
- (61) Related by addition(s).
- (62) Related by division(s).

(70) Identification of parties concerned with the document

- (71) Name(s) of applicant(s)
- (72) Name(s) of inventor(s) if known to be such
- (74) Name(s) of attorney(s) or agent(s)
- (75) Name(s) of inventor(s) who is (are) also applicant(s)

(80) Identification of data related to International Conventions other than the Paris Convention

- (86) PCT Application Number
- (87) PCT Publication Number

NOTE

- (1) Australian patent documents published on or after 26 October 1978 should be referred to by the application number preceded by the prefix AU-A or AU-B.

 AU-A = Pre-examination **AU-B** = Post-examination
- (2) The classification used is the International Patent Classification and is identified by the INID code (51). Further editions of the classification are identified as (51)², (51)³, (51)⁴ and (51)⁵.
- (3) INID code 74 provides for the name of the patent attorney, or firm of attorneys, prosecuting an application.

ABSTRACTS OF DECISIONS**DECISION OF A DELEGATE OF THE COMMISSIONER OF PATENTS**

Patent	:	No. 755035 in the name of Ronald Neville Langford
Title	:	Method of Locating Web-Pages by Utilising Visual Images
Action	:	Request under section 223 of the <i>Patents Act 1990</i> for an extension of time to pay 6 th year renewal fee by Ronald Neville Langford and an opposition thereto by David Gerard Clark
Decision	:	Issued 30 September 2009.

Abstract

It has not been established that patentee or his agent, PSL Management Pte Ltd, made an error or omission in failure to pay the 6th year renewal fee for the patent for the purpose of paragraph 223(2)(a) of the *Patents Act 1990*.

An extension of time under paragraph 223(2)(a) is not appropriate.

Costs were awarded against the patentee.

Proceedings under the Patents Act 1990

Extensions of Time, Section 223

Applications Received

Notice of opposition under Section 223(6) to the undermentioned application(s) for an extension of time may be lodged at the Patent Office within the prescribed time.

709266 **MeadWestvaco Packaging Systems, LLC** An application to extend the time from 26 Mar 2008 to 26 Sep 2009 in which to pay a renewal fee has been lodged . Address for service in Australia - SPRUSON & FERGUSON GPO Box 3898 SYDNEY NSW 2001

718143 **Swiss Pacific Group Ltd**, An application to extend the time from 26 Dec 2008 to 26 Sep 2009 in which to pay a renewal fee has been lodged . Address for service in Australia - Sateesh Apte c/- ImmunoScience, Inc 6670 Owens Dr, Pleasanton CA 94588

748440 **Live Tissue Connect, Inc.** An application to extend the time from 9 Feb 2009 to 9 Oct 2009 in which to pay a renewal fee has been lodged . Address for service in Australia - Chrysiliou Law Mount View Place Suite 6, 322 Mountain Highway WANTIRNA Vic 3152

Applications Allowed - Section 223(2)

681916 **Merck & Co., Inc.** The time in which to pay a renewal fee has been extended to 4 May 2009 . Address for service in Australia - SPRUSON & FERGUSON GPO Box 3898 SYDNEY NSW 2001

712143 **TEAGASC, The Agriculture and Food Development Authority** The time in which to pay a renewal fee has been extended to 12 Jun 2009 . Address for service in Australia - Shelston IP Level 21 60 Margaret Street SYDNEY NSW 2000

712302 **Precision Therapeutics, Inc.** The time in which to pay a renewal fee has been extended to 10 Jul 2009 . Address for service in Australia - PIZZEYS GPO Box 1374 BRISBANE QLD 4001

730665 **Educate, Inc.** The time in which to pay a renewal fee has been extended to 24 Apr 2009 . Address for service in Australia - Davies Collison Cave GPO Box 3876 SYDNEY NSW 2001

734348 **Eadie, M.R. and Eadie, P.S.** The time in which to pay a renewal fee has been extended to 30 Jul 2009 . Address for service in Australia - Cullens Patent and Trade Mark Attorneys GPO Box 1074 BRISBANE QLD 4001

756052 **Golden Life Pty Ltd** The time in which to pay a renewal fee has been extended to 12 May 2009 . Address for service in Australia - Wing Leung Au 10 Ribbon Gum Close Alford's Point NSW 2234

756456 **Craig Davies Pty Ltd.** The time in which to pay a renewal fee has been extended to 23 Jul 2009 . Address for service in Australia - Richard Davies Davies, Craig Pty Ltd Box 363 Altona North VIC 3025

763836 **VRM International Ltd.** The time in which to pay a renewal fee has been extended to 29 Jun 2009 . Address for service in

Extensions of Time, Section 223 -cont'd

Australia - Cullens Patent and Trade Mark Attorneys GPO Box 1074 BRISBANE QLD 4001

784415 **Baines Masonary Blocks Pty Ltd** The time in which to pay a renewal fee has been extended to 6 Jun 2009 . Address for service in Australia - SPRUSON & FERGUSON GPO Box 3898 SYDNEY NSW 2001

Amendments, Section 104

Applications for Amendment

A person interested in opposing the allowance of the amendment may, at any time within three months from the date of this journal, give notice at the Patent Office using the approved form accompanied by the prescribed fee.

780846 Mediators of hedgehog signaling pathways, compositions and uses related thereto **Curis, Inc.** The nature of the proposed amendment is as shown in the statement(s) filed 7 Jul 2009. . Address for service in Australia - Shelston IP Level 21 60 Margaret Street SYDNEY NSW 2000

Assignments Registered

654626 M Management-Tex, Ltd. The patent has been assigned to **Jamak Fabrication-Tex, LLC**

672772 Kos Pharmaceuticals, Incorporated The patent has been assigned to **Theta Biomedical Consulting & Development Co., Inc.**

674283 Nakita & Hopsure Financial Services Ltd The patent has been assigned to **LRC Products Limited**

676874 Schering Aktiengesellschaft The patent has been assigned to **Alcafleu Management GmbH & Co. KG**

713033 Lexicon Systems Limited The patent has been assigned to **Evocom Holdings Limited**

713618 Monopace Pty Ltd; P. Guinane Pty. Ltd. The patent has been assigned to **Gelair Pty Ltd**

729998 Platte Chemical Co. The patent has been assigned to **AMVAC Chemical Corporation**

739574 Schering Aktiengesellschaft The patent has been assigned to **Alcafleu Management GmbH & Co. KG**

749651 Citech Limited The patent has been assigned to **Tanjung Citech UK Limited**

771725 Craig Fossey; Adrian Ross The patent has been assigned to **Adrian Ross**

Assignments Registered - cont'd

772988 Argenta Manufacturing Limited The patent has been assigned to **Novartis AG**

773149 Dwight Cavendish Systems Limited The patent has been assigned to **DCS Copy Protection Limited**

773271 Robinhood Australia Pty Limited The patent has been assigned to **Parbury Pty Ltd**

774836 Pushpa Khanna The patent has been assigned to **MAGNA MISSION SDN BHD**

Alteration Of Name In Register

682943 Ludowici Mineral Processing Equipment Pty Ltd The name of the patentee(s) has been changed to **Ludowici Australia Pty Ltd**

710018 RUD-Kettenfabrik Rieger & Dietz GmbH u. Co. The name of the patentee(s) has been changed to **RUD Ketten Rieger & Dietz GmbH u. Co. KG**

710438 CV Therapeutics, Inc. The name of the patentee(s) has been changed to **Gilead Palo Alto, Inc.**

726597 CV Therapeutics, Inc. The name of the patentee(s) has been changed to **Gilead Palo Alto, Inc.**

731778 CV Therapeutics, Inc. The name of the patentee(s) has been changed to **Gilead Palo Alto, Inc.**

747835 CV Therapeutics, Inc. The name of the patentee(s) has been changed to **Gilead Palo Alto, Inc.**

748313 RUD-Kettenfabrik Rieger & Dietz GmbH u. Co. The name of the patentee(s) has been changed to **RUD Ketten Rieger & Dietz GmbH u. Co. KG**

760658 CV Therapeutics, Inc. The name of the patentee(s) has been changed to **Gilead Palo Alto, Inc.**

760806 CV Therapeutics, Inc. The name of the patentee(s) has been changed to **Gilead Palo Alto, Inc.**

766712 CV Therapeutics, Inc. The name of the patentee(s) has been changed to **Gilead Palo Alto, Inc.**

766799 CV Therapeutics, Inc. The name of the patentee(s) has been changed to **Gilead Palo Alto, Inc.**

768530 CV Therapeutics, Inc. The name of the patentee(s) has been changed to **Gilead Palo Alto, Inc.**

771242 CV Therapeutics, Inc. The name of the patentee(s) has been changed to **Gilead Palo Alto, Inc.**

777395 Mystic Tan, Inc. The name of the patentee(s) has been changed to **MT Industries, Inc.**

777461 CV Therapeutics, Inc. The name of the patentee(s) has been changed to **Gilead Palo Alto, Inc.**

778203 CV Therapeutics, Inc. The name of the patentee(s) has been changed to **Gilead Palo Alto, Inc.**

778824 Wizkids, LLC The name of the patentee(s) has been changed to **Wizkids, Inc.**

Corrigenda

In Vol 23, No 38, Page(s) 261 under the heading **Patents Ceased or Expired** Please delete all reference to Patent No. 763868

In Vol 23, No 39, Page(s) 263 under the heading **Patents Ceased or Expired** Please delete all reference to Patent No. 600839