

**UNITED STATES
PATENT AND TRADEMARK OFFICE**



Patent Public Advisory Committee Quarterly Meeting

USPTO Budget Update

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November 8, 2018

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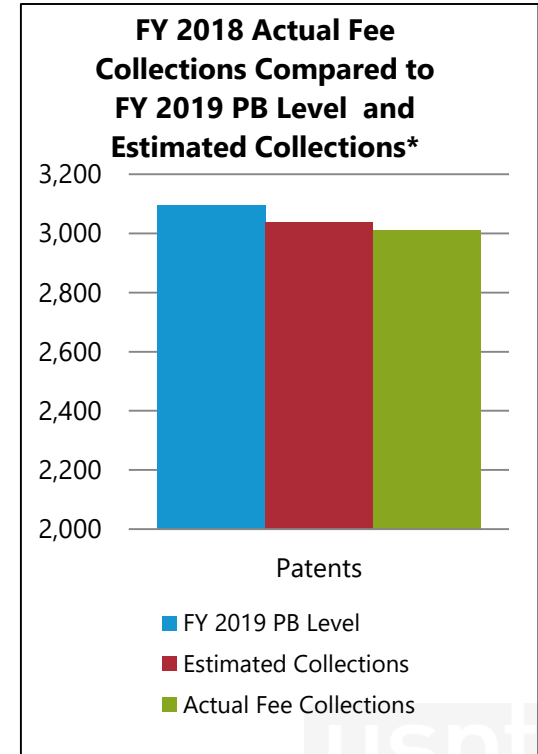


Agenda

- FY 2018 Summary
- FY 2019 Status
- FY 2019 Budget
- Strategic Plan
- Fee Rulemaking/ Fee Setting Authority
- Other Topics for Discussion

FY 2018 Summary: Patent Fees

- USPTO collected a total of \$3,338.8M
 - Patents: \$3,009.9M, Trademarks: \$328.9M
- Patents collections were:
 - \$28.2M, or 0.9%, below the estimated collections
 - \$84.0M, or 2.7%, below the level estimated in the FY 2019 President's Budget



*The estimated collection is a revised estimate from summer 2018.



FY 2018 Summary: End-of-Year Results

	Patents
Actual Fee Collections	\$3,009,859,473
Adjustment to Revenue	1,479,809
Actual Prior Year Operating Reserve	252,919,819
Actual Other Income	37,015,346
OIG Transfer	-902,384
<i>Total End-of-Year Available Income</i>	<i>3,300,372,063</i>
<i>Total End-of-Year Spending</i>	<i>2,988,832,730</i>
EOY Operating Reserve	\$311,539,333

*Adjustment to Revenue includes in-transit revenue and prior years refunds



FY 2019 Status

- The current Continuing Resolution (CR) is through December 7, 2018
 - The USPTO is held to an adjusted spending level calculated off of \$3.5B (plus carryover and other income)

FY 2020 Budget

- USPTO submitted its FY 2020 OMB Budget on September 10, 2018
- The FY 2020 President's Budget will be released and available to the public in February 2019
 - PPAC will receive a draft copy of the budget to review in advance of the submission

Strategic Planning

- The 2018-2022 USPTO Strategic Plan is expected to be available in November 2018
 - USPTO accepted comments from the public through September 20, 2018

Fee Rulemaking

- The public hearing on the proposed patent fees occurred on September 6, 2018
- All public comments were received by September 13, 2018
- PPAC recommendations were received on October 10, 2018
- USPTO is currently assessing the comments and recommendations received by PPAC and the public
- The rulemaking process is underway

Fee Setting Authority

- The Study of Underrepresented Classes Chasing Engineering and Science Success (SUCCESS) Act was signed on October 31, 2018
 - This bill extends fee setting authority for eight years
 - The USPTO's fee setting authority under section 10 of the AIA expired on September 16, 2018
 - It instructs the USPTO, in consultation with SBA, to conduct a study and provide legislative and other recommendations to increase the number of women, minorities, and veterans who apply for and are granted patents

Questions and Comments

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