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Letter No.: CHEM/2020

Date : 05/05/2010

SUB : First Examination Report

APPLICATION NUMBER : 2090/KOLNP/2006

DATE OF FILING : 25/07/2006

DATE OF REQUEST FOR EXAMINATION : 18/01/2008

DATE OF PUBLICATION : 18/05/2007

Applicant Name : **UNIVERSITY OF MIAMI**

Description :

1. a) This report is the First/ Consequent Examination Report prepared on the basis of the examination conducted on the instant application under Section 12 and 13 of the Patents Act 1970.

b) The report contains the official requirements broadly on the following grounds:

i. Whether the application and the specification and other documents relating thereto are in accordance with the requirements of this Act and of any rules made thereunder.

ii. Whether there is any lawful ground of objection to the grant of the patent under this Act in pursuance of the application.

iii. The result of investigations made under section 13; and

iv. Other prescribed matters.

c) The application under reference will be treated as deemed to have been abandoned under Section 21(1) of the Act unless all the requirements imposed by the Act and rules made there under are complied with within prescribed period of 12 months from the issuance of this report.

2. Detailed Examination Report:

Objections :

1. Claim no. 1 do not sufficiently define the invention.
2. The title of the application and that of the specification is not precise.
3. Subject matter of alleged claims do not constitute an invention in respect of inventive step in the view of US20020039595, US20020156302.
4. Claim No. 8- 32 fall within the scope of such clause (i) of Section 3 of the Act.
5. Novelty of the alleged invention is anticipated by prior publications; see for instance US6582723, US20020156302, Kokawa T et. al. Coenzyme Q10 in cancer chemotherapy--experimental studies on augmentation of the effects of masked compounds, especially in the combined chemotherapy with immunopotentiators. Gan To Kagaku Ryoho. 1983 Mar;10(3):768-774.
6. Further foreign filing particulars if any should be filed with necessary petition.
7. Reference to the drawings should be given by adding the word "accompanying" on the body of the specification.

Encl :

1. Application for Grant of Patent
2. Provisional/Complete Specification

( N Mukherjee )  
Asst. Controller of Patents & Designs

NOTE : All Communications to be sent to the Controller of Patents at the above address.