

**UNITED STATES
PATENT AND TRADEMARK OFFICE**



Patent Public Advisory Committee Quarterly Meeting

USPTO Budget Update

Tony Scardino
Chief Financial Officer

February 1, 2018

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PATENT AND TRADEMARK OFFICE



Agenda

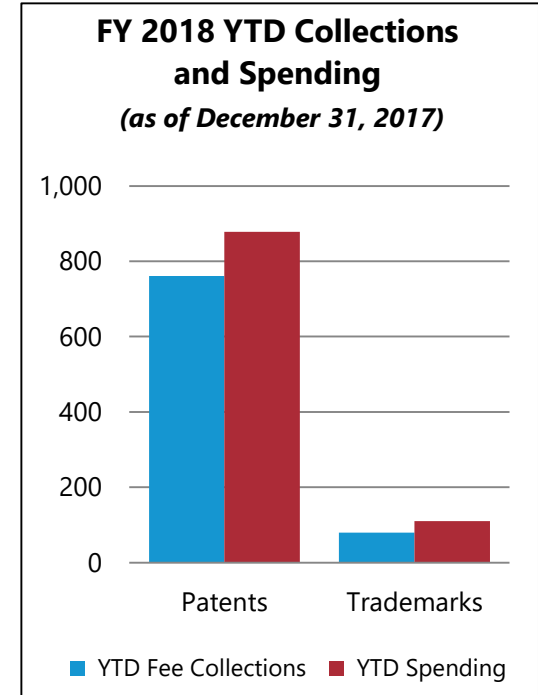
- FY 2018 Status
- FY 2019 Budget
- Fee Rulemaking/ Fee Setting Authority

FY 2018 Status

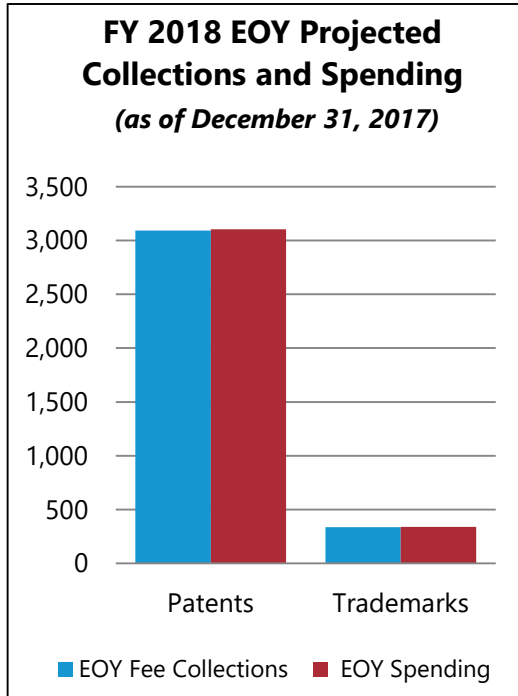
- USPTO's appropriation lapsed January 20, 2018 at 12:01am
 - The Agency maintains sufficient carryover funding from prior fiscal years and stayed open during the federal government shut down
- A new Continuing Resolution (CR) was passed on January 22, 2018, which appropriates the Agency through February 8, 2018
 - The USPTO is held to an adjusted spending level calculated off of \$3,230M (plus carryover and other income)
 - The CR includes a rescission of 0.6791%

FY 2018 Status *(continued)*

- As of December 31, 2017
 - Planned fee collections of 840.8M
 - Patents: \$758.7M Trademarks: \$82.1M
 - Year to date fee collections: \$841.0M
 - Patents: \$761.1M Trademarks: \$79.9M
 - Year to date spending: \$988.0M
 - Patents: \$877.8M, Trademarks: \$110.2M



FY 2018 Status *(continued)*



- As of December 31, 2017
 - End of year projected fee collections of \$3,430.1M
 - Patents: \$3,093.8M, Trademarks: \$336.3M
 - End of year projected spending of \$3,443.9M
 - Patents: \$3,105.5M, Trademarks: \$338.4M
 - End of year projected operating reserve of \$393.3M
 - Patents: \$268.5M, Trademarks: \$124.8M

FY 2019 Budget

- The FY 2019 President's Budget request will be submitted on February 12, 2018 to Congress
 - PPAC received a draft to review mid January 2018.
USPTO requested comments by January 31, 2018
- USPTO expects that appropriation hearings will be held for DoC's FY 2019 Budget by the House and Senate CJS subcommittees

Fee Rulemaking/Fee Setting Authority

- The patent fee rule was implemented on January 16, 2018
- Absent Congressional action, the USPTO's fee setting authority under section 10 of the AIA will expire on September 16, 2018

Questions and Comments

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