

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the **PATENT APPLICATION** of:

Giuseppe Dal Pra'

Application No.: 11/366,984

Confirmation No.: 2615

Filed: March 2, 2006

For: ELECTRIC CONTROL DEVICE FOR A
MOTOR-DRIVEN DERAILLEUR FOR
BICYCLES

Group: 3655

Examiner: Rodney Bonck

Our File: CAM3-PT002RE

Date: September 14, 2010

REFUND REQUEST

Mail Stop 16
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.26(b) a **refund** of \$1,188.00 is hereby requested.

This refund request results from the following circumstances:

This reissue application was filed on March 2, 2006 as a reissue of U.S. Patent No. 6,698,567. When this reissue application was first filed, the subject patent had a total of 50 claims with three (3) independent claims. The reissue application was filed with a preliminary amendment adding three (3) new independent claims. At the time of the reissue application filing, additional claim fees were paid in the amounts of \$300 (for the number of independent claims in excess of 3) and \$824 (for the number of total

claims in excess of 20), said amount was taken from deposit account 22-0493 (as evidenced by the attached Fee Record Sheet from the USPTO of April 17, 2006).

On July 25, 2006, the reissue was suspended because the subject patent entered a reexamination proceeding. During the reexamination of Patent No. 6,698,567, a number of claims were amended to be in independent form and other claims were canceled. On July 29, 2010, a Response to Notice of Non-Compliant Amendment and Supplemental Reply were filed in the present reissue application to properly list the claims as they appear after the reexamination. As of the July 29, 2010 Supplemental Reply, there are thirty-four (34) total claims pending, including seventeen (17) independent claims.

At the time of filing of this reissue application, excess claims fees were already paid for three (3) excess independent claims and thirty-three (33) excess total claims. Therefore, the USPTO should only have charged the deposit account for 11 excess independent claims and refunded the fee for 19 excess total claims.

On August 23, 2010, the USPTO charged the firm's deposit account for amounts of \$364 (for 14 claims in excess of 20) and \$1540 (for 14 independent claims in excess of 3) as evidenced by the attached document from the USPTO. The charges reflect 14 additional new independent claim filings when in fact only 3 new independent claims were added to the Supplemental Reply.

This charge to the Volpe & Koenig Deposit Account is evidently in error, and its refund is therefore requested.

Applicant: Christopher et al.
Application No.: 90/009,794

Please credit a refund in the amount of \$1,188.00 (\$1,904 (total charged to deposit account) minus \$1,210 (11 excess independent claims to be paid) plus \$494 (19 excess claims to be refunded) to Volpe and Koenig, P.C., Deposit Account No. 22-0493.

Respectfully submitted,

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Enclosures