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| Fenella Jacquet:Oyen Wiggs:Letterhead:Colour Graphics:Letterhead-Oyen Wiggs-Colour-LOGO.emf | | **Canada PCT National Phase Entry Instructions** | |
| **TO:** |  | | **FROM:** |
| **Oyen Wiggs Green & Mutala LLP** | Name: | |  |
| Suite 480 ‑ The Station | Address: | |  |
| 601 West Cordova Street |  | |  |
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|  |  | |  |
| **E-mail: mail@patentable.com** | E-mail: | |  |
| Web: http://www.patentable.com | Ref. No.: | |  |

**I. Application Particulars**

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| **International Application No.:** | **International Filing Date:** |
|  |  |

Title of Invention:

Canadian National Phase Entry required under:

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| --- | --- | --- |
| [ ] PCT Chapter I |  | [ ] PCT Chapter II |

Convention priority claim(s) is based on

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| **Country** | **Application Serial Number** | **Filing Date (Day / Month / Year)** |
|  |  |  |
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[ ] additional Convention priority claim(s) is attached

**II. Inventor Information**

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| **Inventor #1:**  **&@\*embedsizle %&owgm$ font&@** | | **Inventor #2 (if applicable):** | |
| Name: |  | Name: |  |
| Address: |  | Address: |  |
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| --- | --- | --- | --- |
| **Inventor #3 (if applicable):** | | **Inventor #4 (if applicable):** | |
| Name: |  | Name: |  |
| Address: |  | Address: |  |
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[ ] Information on additional inventor(s) is attached.

**III. Applicant Information**

|  |  |
| --- | --- |
| [ ] Applicant(s) is the inventor(s) | [ ] Applicant(s) is listed below |

|  |  |  |  |
| --- | --- | --- | --- |
| **Applicant #1:** | | **Applicant #2 (if applicable):**  **&@\*embedsizle %&owgm$ font&@** | |
| Name: |  | Name: |  |
| Address: |  | Address: |  |
|  |  |  |  |
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[ ] Information on additional applicant(s) is attached.

**IV. Request for Examination**

Canada uses a deferred examination system for patent applications. This requires the applicant to file a request for examination and pay the government examination fee within 5 years of the international filing date of the PCT application. Please indicate whether we should request examination when we file the application, or defer such request for the time being.

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| [ ] Request examination at time of filing | [ ] Defer request for examination |

**V. Entity Size**

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| A small entity for fees purposes is an entity that employs 50 or fewer employees or that is a university. Small entity status does not apply to an entity that (a) is controlled directly or indirectly by an entity, other than a university, that employs more than 50 employees; or (b) has transferred or licensed or has an obligation, other than a contingent obligation, to transfer or license any right in the invention to an entity, other than a university, that employs more than 50 employees.  A Canadian patent can be invalidated if any fee is improperly paid on the small entity scale. If an applicant incorrectly claims small entity status and makes a payment on the small entity scale, the application may be deemed abandoned. If the incorrect payment is not corrected within the one-year grace period provided for reinstatement of abandoned applications, the Commissioner currently has no jurisdiction to accept corrective maintenance fee payments. Accordingly if there is any doubt as to entity status, we strongly recommend that all fees be paid on the large entity basis. | [ ] Applicant(s) does not claim small entity status  [ ] Applicant(s) claims small entity statusand acknowledges and accepts the risks of incorrectly claiming small entity status.  copied from Oyen Wiggs Green & Mutala |

**VI. Accompanying Documents**

|  |  |  |
| --- | --- | --- |
| PCT Request | Enclosed [ ] | To Follow [ ] |
| International Application as originally filed | Enclosed [ ] | To Follow [ ] |
| Cover page of International Application as published by WIPO1 | Enclosed [ ] | To Follow [ ] |
| English or French translation of International Application (unless WIPO published in English or French) | Enclosed [ ] | To Follow [ ] |
| International Search Report | Enclosed [ ] | To Follow [ ] |
| Article 19 Amendments (if any) | Enclosed [ ] | To Follow [ ] |
| Demand for International Preliminary Examination (Chapter II only) | Enclosed [ ] | To Follow [ ] |
| International Preliminary Examination Report (Chapter II only) | Enclosed [ ] | To Follow [ ] |
| Article 34 Amendments (if any) | Enclosed [ ] | To Follow [ ] |
| Assignment(s) (if any)2 | Enclosed [ ] | To Follow [ ] |
| File Copies | Enclosed [ ] | To Follow [ ] |

1 An application which discloses nucleotide or amino acid sequences, that do not form part of the prior art, must contain a sequence listing in computer-readable form containing the actual sequence(s). The com-puter-readable sequence listing must be filed within three months of national phase entry in Canada, failing which a completion fee will be required.

2 The CIPO no longer requires an applicant to record assignments or other title documents to substantiate the applicants entitlement to apply for a patent. However, we recommend recordation of all assignments or other title documents which establish the chain of title from the inventor(s) to the applicant. An assignment affecting a Canadian patent is void against a subsequent assignee unless the assignment is both filed and recorded before the CIPO records an assignment to the subsequent assignee. The applicants title is therefore not secure as against any subsequent assignee unless the assignment is recorded. Even though the CIPO will not require us to do so, we recommend that you provide and instruct us to file copies of any relevant assignments or other title documents which establish the chain of title from the inventor(s) to the applicant. We also recommend that any future changes in ownership of the patent rights (e.g. assignments, mergers, name changes, etc.) be recorded in the CIPO.

We can request National Entry **without** a signed Power of Attorney. A certified copy of the priority document(s) is not ordinarily required.

**VII. Special Instructions:**

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Filing deadline: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Additional instructions:**

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[ ] Further additional instructions are attached.

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| --- | --- | --- | --- | --- |
| Signature: |  |  | Date dispatched: |  |
| Name of Signatory: |  |  |  |  |

*Form revision: June 2007*

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| Fenella Jacquet:Oyen Wiggs:Letterhead:Colour Graphics:Letterhead-Oyen Wiggs-Colour-LOGO.emf | Please send completed form and attachments to Oyen Wiggs Green & Mutala LLP via  (1) e-mail to mail@patentable.com;  (2) fax to 604-681-4081; **or**  (3) courier to address above. |