

# EXHIBIT D

**Bahr, Robert**

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**From:** Morse, Gregory  
**Sent:** Thursday, March 22, 2007 12:34 PM  
**To:** Bahr, Robert  
**Subject:** Re:

Before you say that, let me check how many are in the early stages of processing. Ninety pct of cases that get through OIPE have claim data.

----- Original Message -----  
**From:** Bahr, Robert  
**To:** Morse, Gregory  
**Sent:** Thu Mar 22 12:31:09 2007  
**Subject:** RE:

WRT--

4. The number of applications in the backlog (as some date) and the number of applications in the backlog that contain (??) more than 5/25

As of 2/28/07, 708,321 UPR cases in the backlog. 29% of the non-small entity cases were over 5 or 25, and 30% of the small entity cases were over 5 and 25. Only about 95% have claims data, so misleading to give a raw number. In addition some cases other than the 95% have not yet been processed enough to determine large/small entity or claims.

Any objection to me saying--

Of the applications currently awaiting examination for which claims data is available in PALM (which is over ninety percent of such applications), about thirty percent contain more than five independent claims or more than twenty-five total claims.

-----Original Message-----  
**From:** Morse, Gregory  
**Sent:** Wednesday, March 21, 2007 5:03 PM  
**To:** Bahr, Robert  
**Subject:**

Let me know what else you need - I still need to get you issued claims over 5/25.

A05028