

**EXHIBIT 5**  
**Part 5 of 5**

<b>VI. INFORMATION RELATING TO REGULATORY FLEXIBILITY ACT</b>		
<b>DATE</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>
11/00/86	NBER Working Paper Series – Working Paper No. 2083 - The Value Of Patents As Indicators Of Incentive Activity by Zvi Griliches, Ariel Pakes, Bronwyn Hall	A07203-A07205
03/00/95	NBER Working Paper Series – Working Paper No. 5049 – Trade In Ideas: Patenting And Productivity On The OECD by Jonathan Eaton and Samuel Kortum	A07206-A07208
05/00/00	Market Value and Patent Citations: A First Look by Bronwyn Hall, Adam Jaffee and Manuel Trajtenberg	A07209-A07211
06/00/01	Statement of Financial Accounting Standards No. 142; Goodwill and Other Intangible Assets	A07212-A07321
05/00/05	Who enjoys “TRIPs” Abroad? An empirical analysis of intellectual property rights in the Uruguay Round by Phillip McCalman	A07322-A07324
11/25/05	Memorandum from B. Knight to T. Sullivan regarding Certification Under 605(b) of the Regulatory Flexibility Act	A07325-A07327
12/22/05	Memorandum from S. Brown to D. Rostker regarding submission of a proposed addition of a currently approved collection	A07328-A07477
00/00/06	United States Patent and Trademark Office Performance And Accountability Report, Fiscal Year 2006	A07478-A07479
09/12/06	E-mail from E. Gormsen to R. Bahr regarding cost elements question	A07480
09/20/06	E-mail from R. Bahr to E. Gormsen regarding request for information, and scheduling a meeting	A07481
09/28/06	E-mail from J. Collier to R. Bahr regarding estimating representative claims	A07482
09/29/06	E-mail from J. Collier to R. Bahr regarding update on tentative conclusions on AB93/AB94	A07483
09/29/06	Pre-Examination Search Document for Attorney Docket No. 076376.0411	A07484-A07560
09/29/06	Pre-Examination Search Document for Attorney Docket No. 076376.0412	A07561-A07609
09/29/06	Pre-Examination Search Document for Attorney Docket No. 076376.0413	A07610-A07698
11/20/06	71 Fed. Reg. 67109 – Business Size Standard for Purposes of United States Patent and Trademark Office Regulatory Flexibility Analysis for Patent-Related Regulations	A07699-A07702

11/21/06	Request For Reconsideration Of Decision On Petition To Make Special for Application No. 11/549,286	A07703-A07811
12/00/06	The Small Business Economy For Data Year 2005 – A Report To The President	A07812-A08091
12/04/06	Supplemental Petition To Make Special Under Accelerated Examination Program	A08092-A08208
03/13/07	PRA Update	A08209-A08226
03/14/07	E-mail from G. Morse to J. Doll regarding number of 3 CON/CIP filings or 4+ CON/CIP/RCE/CPA filings, by TC, as of 3/13/07	A08227
03/28/07	E-mail from R. Bahr to E. Gormsen regarding cost elements question	A08228-A08230
04/02/07	E-mail from R. Bahr to E. Gormsen regarding patenting trends report	A08231
04/05/07	E-mail from R. Bahr to E. Gormsen regarding patenting trends report	A08232-A08233
04/10/07	E-mail from R. Bahr to E. Gormsen regarding cost elements question	A08234-A08236
04/25/07	E-mail from J. Collier to A. Ostrup regarding follow-up to yesterday's call	A08237
05/03/07	E-mail from J. Collier to R. Bahr attaching claims data spreadsheet	A08238-A08239
05/06/07	E-mail from R. Bahr to J. Collier regarding claims data	A08240
05/06/07	E-mail from R. Bahr to J. Collier attaching claims data spreadsheet	A08241-A08242
05/07/07	E-mail from J. Collier to R. Bahr regarding applicants affected by claims and continuing application requirements	A08243
05/08/07	E-mail from J. Collier to R. Bahr regarding AIPLA definition of "minimal complexity"	A08244-A08247
05/08/07	E-mail from E. Gormsen to R. Bahr regarding claims data analysis	A08248
05/09/07	E-mail from R. Bahr to J. Collier regarding bottom up analysis of ESD	A08249-A08250
05/10/07	E-mail from R. Bahr to E. Gormsen regarding applications and preexamination searches	A08251
05/11/07	E-mail from E. Gormsen to R. Bahr regarding data request	A08252-A08254
05/15/07	E-mail from R. Bahr to E. Gormsen regarding data request	A08255-A08263
06/06/07	E-mail from R. Bahr to J. Collier regarding regulatory alternatives	A08264-A08265
06/12/07	E-mail from R. Bahr to E. Gormsen regarding claims data spreadsheet	A08266-A08267
06/27/07	E-mail from R. Bahr to J. Collier regarding certification analysis	A08268-A08269

06/29/07	Certification Analysis Under The Regulatory Flexibility Act: Changes to Practice for Continued Examination Filings, Patent Applications Containing Patentably Indistinct Claims, and Examination of Claims in Patent Applications, Prepared by ICF International	A08270-A08306
07/10/07	Memorandum from W. Covey to T. Sullivan regarding Certification Under 605(b) of the Regulatory Flexibility Act	A08307-A08315
09/18/07	USPTO Organization Chart	A08316-A08318
09/20/07	FY 2007 Fee Schedule from USPTO website	A08319-A08329

## VII. ADDITIONAL CORRESPONDENCE

DATE	DESCRIPTION	BATES NO.
11/04/04	Letter from E. Meltzer to W. Logsdon responding to an invitation extended to J. Dudas to speak to the Patent Bar in Pittsburgh	A08330-A08333
02/08/06	Letter from J. Dudas to T. Davis responding to concerns raised with respect to procedures for the examination and reexamination of patents	A08334-A08340
03/02/06	Letter from E. Meltzer to C. Stephens responding to an invitation extended to the USPTO to participate in a panel discussion during the New York Biotechnology Association's Annual Meeting	A08341-A08344
05/01/06	Letter from T. Dzenitis to B. Boxer responding to concerns over proposed rule changes by the USPTO	A08345-A08364
05/08/06	Letter from J. DelPonti to J. Dudas providing comments to the proposed rule changes	A08365-A08368
05/25/06	Letter from E. Meltzer to B. Groff responding to an invitation extended to the USPTO for a speaking engagement for the State Bar of Georgia	A08369-A08370
06/12/06	Letter from E. Meltzer to M. Dowling responding to an invitation extended to the USPTO for a speaking engagement for the Greater Dallas Chamber's Technology Business Council	A08371-A08375
06/22/06	Letter from R. Bahr to M. Voet responding to comments received regarding proposed rule changes	A08376-A08377
08/17/06	Letter from C. Gutierrez to S. Crooke responding to comments received regarding proposed rule changes	A08378-A08392
10/03/06	Letter from E. Meltzer to E. Lonergan responding to an invitation extended to the USPTO for a speaking engagement in the Upstate New York area	A08393-A08398

10/04/06	Letter from D. Sampson to V. Norton responding to comments received regarding proposed rule changes	A08399-A08413
10/29/06	Letter from R. Nydegger to S. Pinkos providing comments regarding the proposed rule changes	A08414-A08419
10/31/06	Letter from E. Meltzer to P. Thurlow responding to an invitation extended to the USPTO for a speaking engagement for the New York Intellectual Property Law Association	A08420-A08423
01/10/07	Letter from E. Meltzer to K. Christensen responding to an invitation extended to the USPTO for a speaking engagement at the Utah IP Summit	A08424-A08427
04/17/07	Letter from J. Dudas to P. Wenger responding to comments received regarding proposed rule changes	A08428-A08432
07/03/07	Letter from D. Boundy to D. Copley regarding budget effects of two proposed rule changes	A08433-A08442
07/05/07	Letter from E. Meltzer to T. Kastelic responding to an invitation extended to the USPTO for a speaking engagement at the 17 <sup>th</sup> Annual Ohio Annual Institute on Intellectual Property in Cleveland	A08443-A08449
07/05/07	Letter from E. Meltzer to D. Leo responding to an invitation extended to the USPTO for a speaking engagement at the Corporate Patent Roundtable in Hilton Head Island, South Carolina	A08450-A08451
08/21/07	Letter from E. Meltzer to J. Wager responding to an invitation extended to the USPTO for a speaking engagement in Cambridge, Massachusetts	A08452-A08453
<b>VIII. MISCELLANEOUS</b>		
<b>DATE</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>
10/05/98	63 Fed. Reg. 53498 – Changes To Implement the Patent Business Goals	A08454-A08487
08/30/04	USPTO Federal Register Publications And Rule Making, And Official Gazette Publications Agency Administrative Order 217-02A	A08488-A08502
05/16/07	Meeting Record Regarding: Changes to Practice	A08503-A08504
06/29/07	E-mail from C. Barnes to J. McDowell regarding revised AB93 AB94	A08505
07/05/07	E-mail from D. Rostker to J. McDowell regarding budget effect of two Patent Office rules (w/attachment)	A08506-A08515
08/02/07	Letter from J. Dudas to Pelosi, Cheney, Gamboa enclosing final rule entitled “Changes to Practice for Continued Examination Filings, Patent Applications Containing Patentably Indistinct Claims, and Examination of Claims in Patent Applications	A08516-A08524

<b>IX. ADDITIONAL USPTO PRESENTATIONS</b>		
<b>DATE</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>
01/10/06	Notice of Proposed Rule Making – Proposed Changes to Practice for continuing Applications, Requests for Continued Examination Practice, and Applications Containing Patentably Indistinct Claims (71 Fed. Reg. 48, January 3, 2006) by Robert Spar, Director of Office of Patent Legal Administration	A08525-A08591
01/11/06	Proposed Changes to Practice of Continued Examination Practice – Proposed Requirements for Continuing Applications	A08592-A08610
01/23/06	Summary of Proposed Rule Changes to Continuations, Double Patenting, and Claims by James Toupin, General Counsel	A08611-A08625
01/25/06	Coming Attractions – Los Angeles Intellectual Property Law Association “Washington and the West” Conference by James Toupin, General Counsel	A08626-A08633
01/25/06	The State Of The Patent System Background For Rule Proposals - Los Angeles Intellectual Property Law Association “Washington and the West” Conference by James Toupin, General Counsel	A08634-A08648
02/01/06	Summary of Proposed Rule Changes to Continuations, Double Patenting, and Claims by James Toupin, General Counsel	A08649-A08687
02/04/06	USPTO Request for Public Input: Strategic Planning - AIPLA Mid-Winter Institute by John Doll, Commissioner for Patents	A08688-A08748
03/02/06	Rules Proposals On Claims And Continuations And Developments In Appeal Practice – Oregon Patent Law Association by James Toupin	A08749-A08793
03/14/06	The Patent Office Speaks – DC Bar Intellectual Property Law Section by John Doll, Jay Lucas and Stewart Levy	A08792-A08868
03/25/06	USPTO Rules Proposals: Seeking Focus In The Burgeoning Patent System – Orange County Patent Lawyers Association – San Diego IP Lawyers Association by James Toupin, General Counsel	A08869-A08910
04/26/06	Challenges Facing the USPTO Presentation by Peggy Focarino, Deputy Commissioner for Patent Operations	A08911-A08925
07/17/06	USPTO 21 <sup>st</sup> Century Strategic Plan Update – National Association of Patent Practitioners (NAPP) by John Doll, Commissioner for Patents	A08926-A08959

07/18/06	How the New PTO Regulations Will Impact Your Practice – George Mason University School Of Law Fifth Annual Symposium on Hot Topics in Patent Law by Jay Lucas, Deputy Commissioner for Patent Examination Policy	A08960-A08979
07/22/06	Intellectual Property Law Summer Institute by John Doll, Commissioner for Patents	A08980-A09029
Undated	Notice of Proposed Rule Making	A09030-A09031
Undated	Chicago Regional Independent Inventors Conference by John Doll, Commissioner for Patents	A09032-A09061
Undated	Notice of Proposed Rule Making – Changes To Practice For The Examination Of Claims In Patent Applications	A09062-A09085
Undated	11 <sup>th</sup> Annual Independent Inventors Conference by John Doll, Commissioner for Patents	A09086-A09113
Undated	USPTO Request for Public Input: Strategic Planning by John Doll, Commissioner for Patents	A09114-A09198
Undated	Notice of Proposed Rule Making –Changes to Practice for the Examination of Claims in Patent Applications (71 Fed. Reg. 61, January 3, 2006) by Robert Spar, Director of Office of Patent Legal Administration	A09199-A09255
Undated	USPTO Request for Public Input: Strategic Planning by John Doll, Commissioner for Patents	A09256-A09314
Undated	Examination of Claims	A09315-A09330
Undated	USPTO Request for Public Input: Strategic Planning by John Doll and Jay Lucas	A09331-A09389
<b>X. FINAL RULES</b>		
<b>DATE</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>
08/21/07	72 Fed. Reg. 46716 - Changes to Practice for Continued Examinations Filings, Patent Applications Containing Patentably Indistinct Claims, and Examination of Claims in Patent Applications; Final Rule	A9390-A09518
09/11/07	1322 O.G. 76 - Changes to Practice for Continued Examinations Filings, Patent Applications Containing Patentably Indistinct Claims, and Examination of Claims in Patent Applications	A09519-A09622