

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : 11,503,933 B2
APPLICATION NO. : 17/844634
DATED : November 22, 2022
INVENTOR(S) : Christopher A. Miksovsky et al.

Page 1 of 1

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

In the Claims

1. In Line 21 of Claim 1 (Column 11, Line 34) change “an” to --the--

Signed and Sealed this
Thirty-first Day of January, 2023

Katherine Kelly Vidal
Director of the United States Patent and Trademark Office

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: MIKSOVSKY et al.

Attorney Docket No.: HMG1P008D4

Patent No.: 11,503,933

Issued: November 22, 2022

Title: EATING UTENSIL SYSTEM

CERTIFICATE OF EFS-WEB TRANSMISSION

I hereby certify that this correspondence is being transmitted electronically through EFS-WEB to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on January 3, 2023.

Signed: _____/Erin Saito/
Erin Saito

**REQUEST FOR CERTIFICATE OF CORRECTION
OF APPLICANT'S MISTAKE
(35 U.S.C §255, 37 C.F.R. §1.323)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Attn: Certificate of Correction

Dear Commissioner:

Attached is Form PTO-1050 (Certificate of Correction) at least one copy of which is suitable for printing.

A mistake of a clerical or typographical nature, or minor in character appears in the above-referenced patent; however, the mistake occurred in good faith. The correction introduces no new matter nor requires reexamination.

The errors together with the exact page and line number where the errors appear in the application file are as follows:

CLAIMS:

1. In line 21 of claim 1 (column 11, line 34) change "an" to --the--, such that the clause reads "in the extended orientation..."

The Commissioner is hereby authorized to charge the amount of \$160.00 to deposit Account 50-4481 (Order No. HMG1P008D4) in accordance with 37 CFR § 1.20(a). If it is

determined that any additional fees are due, the Commissioner is hereby authorized to charge such fees to Deposit Account 50-4481 (Order No. HMG1P008D4).

Respectfully submitted,
BEYER LAW GROUP LLP

/Steve D Beyer/
Steve D Beyer
Registration No. 31,234

P. O. Box 51887
Palo Alto, CA 94303-1887
650-842-1300

UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

Page 1 of 1

PATENT NO. : 11,503,933
APPLICATION NO. : 17/844,634
ISSUE DATE : November 22, 2022
INVENTOR(S) : Christopher A. MIKSOVSKY et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

1. In line 21 of claim 1 (column 11, line 34) change "an" to --the--, such that the clause reads "in the extended orientation..."

MAILING ADDRESS OF SENDER (Please do not use customer number below):

Steve D Beyer
BEYER LAW GROUP LLP
P. O. Box 51887
Palo Alto, CA 94303-1887

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Electronic Patent Application Fee Transmittal

Application Number:	17844634			
Filing Date:	20-Jun-2022			
Title of Invention:	EATING UTENSIL SYSTEM			
First Named Inventor/Applicant Name:	Christopher A. MIKSOVSKY			
Filer:	Steve D. Beyer/Erin Saito			
Attorney Docket Number:	HMG1P008D4			
Filed as Small Entity				
Filing Fees for Utility under 35 USC 111(a)				
Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Basic Filing:				
Pages:				
Claims:				
Miscellaneous-Filing:				
Petition:				
Patent-Appeals-and-Interference:				
Post-Allowance-and-Post-Issuance:				
CERTIFICATE OF CORRECTION	2811	1	160	160

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Extension-of-Time:				
Miscellaneous:				
Total in USD (\$)				160

Electronic Acknowledgement Receipt

EFS ID:	47307410
Application Number:	17844634
International Application Number:	
Confirmation Number:	1717
Title of Invention:	EATING UTENSIL SYSTEM
First Named Inventor/Applicant Name:	Christopher A. MIKSOVSKY
Customer Number:	58766
Filer:	Steve D. Beyer/Erin Saito
Filer Authorized By:	Steve D. Beyer
Attorney Docket Number:	HMG1P008D4
Receipt Date:	03-JAN-2023
Filing Date:	20-JUN-2022
Time Stamp:	16:50:30
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	yes
Payment Type	DA
Payment was successfully received in RAM	\$ 160
RAM confirmation Number	E202313G51024492
Deposit Account	504481
Authorized User	Erin Saito

The Director of the USPTO is hereby authorized to charge indicated fees and credit any overpayment as follows:

37 CFR 1.16 (National application filing, search, and examination fees)

37 CFR 1.17 (Patent application and reexamination processing fees)

37 CFR 1.19 (Document supply fees)
37 CFR 1.20 (Post Issuance fees)
37 CFR 1.21 (Miscellaneous fees and charges)

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Request for Certificate of Correction	HMG1P008D4_COC_Request.pdf	35589	no	3
			71b947f05488589c95b86aa0449e8e8d99790624		

Warnings:

Information:

2	Fee Worksheet (SB06)	fee-info.pdf	37921	no	2
			69a0e060a10550d89340026945945351215f1bc5		

Warnings:

Information:

Total Files Size (in bytes):	73510
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This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

To: USPTOmail@beyerlaw.com,,
From: PAIR_eOfficeAction@uspto.gov
Cc: PAIR_eOfficeAction@uspto.gov
Subject: Private PAIR Correspondence Notification for Customer Number 58766

Nov 03, 2022 04:40:55 AM

Dear PAIR Customer:

Beyer Law Group LLP
P. O. Box 51887
Palo Alto, CA 94303-1887
UNITED STATES

The following USPTO patent application(s) associated with your Customer Number, 58766 , have new outgoing correspondence. This correspondence is now available for viewing in Private PAIR.

The official date of notification of the outgoing correspondence will be indicated on the form PTOL-90 accompanying the correspondence.

Disclaimer:

The list of documents shown below is provided as a courtesy and is not part of the official file wrapper. The content of the images shown in PAIR is the official record.

Application	Document	Mailroom Date	Attorney Docket No.
17844634	ISSUE.NTF	11/02/2022	HMG1P008D4

To view your correspondence online or update your email addresses, please visit us anytime at <https://portal.uspto.gov/secure/myportal/privatepair>.

If you have any questions, please email the Electronic Business Center (EBC) at EBC@uspto.gov with 'e-Office Action' on the subject line or call 1-866-217-9197 during the following hours:

Monday - Friday 6:00 a.m. to 12:00 a.m.

Thank you for prompt attention to this notice,

UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT APPLICATION INFORMATION RETRIEVAL SYSTEM



APPLICATION NO.	ISSUE DATE	PATENT NO.	ATTORNEY DOCKET NO.	CONFIRMATION NO.
17/844,634	11/22/2022	11503933	HMG1P008D4	1717

58766 7590 11/02/2022
Beyer Law Group LLP
P. O. Box 51887
Palo Alto, CA 94303-1887

ISSUE NOTIFICATION

The projected patent number and issue date are specified above.

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b) (application filed on or after May 29, 2000)

The Patent Term Adjustment is 0 day(s). Any patent to issue from the above-identified application will include an indication of the adjustment on the front page.

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) WEB site (<http://pair.uspto.gov>).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (571)-272-7702. Questions relating to issue and publication fee payments should be directed to the Application Assistance Unit (AAU) of the Office of Patents Stakeholder Experience (OPSE), Stakeholder Support Division (SSD) at (571)-272-4200.

INVENTOR(s) (Please see PAIR WEB site <http://pair.uspto.gov> for additional inventors):

Christopher A. MIKSOVSKY, Bend, OR;
Clint N. SLONE, San Francisco, CA;
Evelyne CHAUBERT, San Francisco, CA;
Charlie NGHIEM, Oakland, CA;
Robert Charles LANE, Belmont, CA;

APPLICANT(s) (Please see PAIR WEB site <http://pair.uspto.gov> for additional applicants):

Humangear, Inc., San Francisco, CA;

The United States represents the largest, most dynamic marketplace in the world and is an unparalleled location for business investment, innovation, and commercialization of new technologies. The USA offers tremendous resources and advantages for those who invest and manufacture goods here. Through SelectUSA, our nation works to encourage and facilitate business investment. To learn more about why the USA is the best country in the world to develop technology, manufacture products, and grow your business, visit SelectUSA.gov.



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
17/844,634	06/20/2022	Christopher A. MIKSOVSKY	HMG1P008D4	1717
58766	7590	10/17/2022		
Beyer Law Group LLP P. O. Box 51887 Palo Alto, CA 94303-1887			EXAMINER PRONE, JASON D	
			ART UNIT	PAPER NUMBER
			3724	
			NOTIFICATION DATE	DELIVERY MODE
			10/17/2022	ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

USPTOmail@beyerlaw.com

Response to Rule 312 Communication	Application No. 17/844,634	Applicant(s) MIKSOVSKY et al.	
	Examiner JASON D PRONE	Art Unit 3724	AIA (FITF) Status Yes

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. ☒ The amendment filed on 03 October 2022 under 37 CFR 1.312 has been considered, and has been:
- a) ☐ entered.
 - b) ☒ entered as directed to matters of form not affecting the scope of the invention.
 - c) ☐ disapproved because the amendment was filed after the payment of the issue fee.
Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.
 - d) ☐ disapproved. See explanation below.
 - e) ☐ entered in part. See explanation below.
 - f) ☐ not entered because the supplemental or corrected Application Data sheet (ADS)
 - ☐ was not accompanied by a petition to accept an unintentionally delayed claim under 37 CFR 1.55 or 27 CFR 1.78;
 - ☐ did not identify the information being changed in accordance with 37 CFR 1.76(c)(2);
 - ☐ was not properly signed in accordance with 37 CFR 1.76(e) (or 37 CFR 1.33(b) for applications filed prior to September 16, 2012).

/Jason Daniel Prone/
Primary Examiner, Art Unit 3724

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: MIKSOVSKY et al.

Attorney Docket No.: HMG1P008D4

Application No.: 17/844,634

Examiner: PRONE, JASON D.

Filed: June 20, 2022

Group: 3724

Title: EATING UTENSIL SYSTEM

Confirmation No.: 1717

CERTIFICATE OF EFS-WEB TRANSMISSION

I hereby certify that this correspondence is being transmitted electronically through EFS-WEB to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on October 3, 2022.

Signed: _____/Kellianne Bartlett/_____
Kellianne Bartlett

**AMENDMENT AFTER ALLOWANCE, BEFORE OR WITH PAYMENT OF ISSUE
FEE PURSUANT to 37 C.F.R. §1.312**

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

Dear Commissioner:

Prior to the issuance of the above-identified application as a patent, please amend the patent application as follows:

Amendments to the Claims are reflected in the listing of claims which begin on page 2 of this paper.

Remarks/Arguments begin on page 8 of this paper.

To: USPTOmail@beyerlaw.com,,
From: PAIR_eOfficeAction@uspto.gov
Cc: PAIR_eOfficeAction@uspto.gov
Subject: Private PAIR Correspondence Notification for Customer Number 58766

Oct 17, 2022 03:21:16 AM

Dear PAIR Customer:

Beyer Law Group LLP
P. O. Box 51887
Palo Alto, CA 94303-1887
UNITED STATES

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Application	Document	Mailroom Date	Attorney Docket No.
17844634	N271	10/17/2022	HMG1P008D4

To view your correspondence online or update your email addresses, please visit us anytime at <https://portal.uspto.gov/secure/myportal/privatepair>.

If you have any questions, please email the Electronic Business Center (EBC) at EBC@uspto.gov with 'e-Office Action' on the subject line or call 1-866-217-9197 during the following hours:

Monday - Friday 6:00 a.m. to 12:00 a.m.

Thank you for prompt attention to this notice,

UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT APPLICATION INFORMATION RETRIEVAL SYSTEM

To: USPTOmail@beyerlaw.com,,
From: PAIR_eOfficeAction@uspto.gov
Cc: PAIR_eOfficeAction@uspto.gov
Subject: Private PAIR Correspondence Notification for Customer Number 58766

Oct 07, 2022 03:20:36 AM

Dear PAIR Customer:

Beyer Law Group LLP
P. O. Box 51887
Palo Alto, CA 94303-1887
UNITED STATES

The following USPTO patent application(s) associated with your Customer Number, 58766 , have new outgoing correspondence. This correspondence is now available for viewing in Private PAIR.

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Disclaimer:

The list of documents shown below is provided as a courtesy and is not part of the official file wrapper. The content of the images shown in PAIR is the official record.

Application	Document	Mailroom Date	Attorney Docket No.
17844634	NTC.PUB	10/06/2022	HMG1P008D4

To view your correspondence online or update your email addresses, please visit us anytime at <https://portal.uspto.gov/secure/myportal/privatepair>.

If you have any questions, please email the Electronic Business Center (EBC) at EBC@uspto.gov with 'e-Office Action' on the subject line or call 1-866-217-9197 during the following hours:

Monday - Friday 6:00 a.m. to 12:00 a.m.

Thank you for prompt attention to this notice,

UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT APPLICATION INFORMATION RETRIEVAL SYSTEM



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
17/844,634	06/20/2022	Christopher A. MIKSOVSKY	HMG1P008D4

CONFIRMATION NO. 1717

PUBLICATION NOTICE



OC000000136510203

58766
Beyer Law Group LLP
P. O. Box 51887
Palo Alto, CA 94303-1887

Title:EATING UTENSIL SYSTEM

Publication No.US-2022-0312995-A1

Publication Date:10/06/2022

NOTICE OF PUBLICATION OF APPLICATION

The above-identified application will be electronically published as a patent application publication pursuant to 37 CFR 1.211, et seq. The patent application publication number and publication date are set forth above.

The publication may be accessed through the USPTO's publically available Searchable Databases via the Internet at www.uspto.gov. The direct link to access the publication is currently <http://www.uspto.gov/patft/>.

The publication process established by the Office does not provide for mailing a copy of the publication to applicant. A copy of the publication may be obtained from the Office upon payment of the appropriate fee set forth in 37 CFR 1.19(a)(1). Orders for copies of patent application publications are handled by the USPTO's Public Records Division. The Public Records Division can be reached by telephone at (571) 272-3150 or (800) 972-6382, by facsimile at (571) 273-3250, by mail addressed to the United States Patent and Trademark Office, Public Records Division, Alexandria, VA 22313-1450 or via the Internet.

In addition, information on the status of the application, including the mailing date of Office actions and the dates of receipt of correspondence filed in the Office, may also be accessed via the Internet through the Patent Electronic Business Center at www.uspto.gov using the public side of the Patent Application Information and Retrieval (PAIR) system. The direct link to access this status information is currently <https://portal.uspto.gov/pair/PublicPair>. Prior to publication, such status information is confidential and may only be obtained by applicant using the private side of PAIR.

Further assistance in electronically accessing the publication, or about PAIR, is available by calling the Patent Electronic Business Center at 1-866-217-9197.

Office of Data Management, Application Assistance Unit (571) 272-4000, or (571) 272-4200, or 1-888-786-0101



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

NOTICE OF ALLOWANCE AND FEE(S) DUE

58766 7590 10/03/2022
Beyer Law Group LLP
P. O. Box 51887
Palo Alto, CA 94303-1887

EXAMINER	
PRONE, JASON D	
ART UNIT	PAPER NUMBER
3724	

DATE MAILED: 10/03/2022

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
17/844,634	06/20/2022	Christopher A. MIKSOVSKY	HMG1P008D4	1717

TITLE OF INVENTION: EATING UTENSIL SYSTEM

APPLN. TYPE	ENTITY STATUS	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	SMALL	\$600	\$0.00	\$0.00	\$600	01/03/2023

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED. THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED. SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE DOES NOT REFLECT A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE IN THIS APPLICATION. IF AN ISSUE FEE HAS PREVIOUSLY BEEN PAID IN THIS APPLICATION (AS SHOWN ABOVE), THE RETURN OF PART B OF THIS FORM WILL BE CONSIDERED A REQUEST TO REAPPLY THE PREVIOUSLY PAID ISSUE FEE TOWARD THE ISSUE FEE NOW DUE.

HOW TO REPLY TO THIS NOTICE:

I. Review the ENTITY STATUS shown above. If the ENTITY STATUS is shown as SMALL or MICRO, verify whether entitlement to that entity status still applies.

If the ENTITY STATUS is the same as shown above, pay the TOTAL FEE(S) DUE shown above.

If the ENTITY STATUS is changed from that shown above, on PART B - FEE(S) TRANSMITTAL, complete section number 5 titled "Change in Entity Status (from status indicated above)".

For purposes of this notice, small entity fees are 1/2 the amount of undiscounted fees, and micro entity fees are 1/2 the amount of small entity fees.

II. PART B - FEE(S) TRANSMITTAL, or its equivalent, must be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed. If an equivalent of Part B is filed, a request to reapply a previously paid issue fee must be clearly made, and delays in processing may occur due to the difficulty in recognizing the paper as an equivalent of Part B.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Maintenance fees are due in utility patents issuing on applications filed on or after Dec. 12, 1980. It is patentee's responsibility to ensure timely payment of maintenance fees when due. More information is available at www.uspto.gov/PatentMaintenanceFees.

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), by mail or fax, or via EFS-Web.

By mail, send to: Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

By fax, send to: (571)-273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

58766 7590 10/03/2022
Beyer Law Group LLP
P. O. Box 51887
Palo Alto, CA 94303-1887

Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being transmitted to the USPTO via EFS-Web or by facsimile to (571) 273-2885, on the date below.

(Typed or printed name)
(Signature)
(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
17/844,634	06/20/2022	Christopher A. MIKSOVSKY	HMG1P008D4	1717

TITLE OF INVENTION: EATING UTENSIL SYSTEM

APPLN. TYPE	ENTITY STATUS	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	SMALL	\$600	\$0.00	\$0.00	\$600	01/03/2023

EXAMINER	ART UNIT	CLASS-SUBCLASS
PRONE, JASON D	3724	030-150000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/AIA/122 or PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/AIA/47 or PTO/SB/47; Rev 03-02 or more recent) attached. **Use of a Customer Number is required.**

2. For printing on the patent front page, list

(1) The names of up to 3 registered patent attorneys or agents OR, alternatively,

1 _____

(2) The name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

2 _____

3 _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document must have been previously recorded, or filed for recordation, as set forth in 37 CFR 3.11 and 37 CFR 3.81(a). Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Please check the appropriate assignee category or categories (will not be printed on the patent) : ☐ Individual ☐ Corporation or other private group entity ☐ Government

4a. Fees submitted: ☐ Issue Fee ☐ Publication Fee (if required) ☐ Advance Order - # of Copies _____

4b. Method of Payment: (Please first reapply any previously paid fee shown above)

☐ Electronic Payment via EFS-Web ☐ Enclosed check ☐ Non-electronic payment by credit card (Attach form PTO-2038)

☐ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment to Deposit Account No. _____

5. **Change in Entity Status** (from status indicated above)

☐ Applicant certifying micro entity status. See 37 CFR 1.29

☐ Applicant asserting small entity status. See 37 CFR 1.27

☐ Applicant changing to regular undiscounted fee status.

NOTE: Absent a valid certification of Micro Entity Status (see forms PTO/SB/15A and 15B), issue fee payment in the micro entity amount will not be accepted at the risk of application abandonment.

NOTE: If the application was previously under micro entity status, checking this box will be taken to be a notification of loss of entitlement to micro entity status.

NOTE: Checking this box will be taken to be a notification of loss of entitlement to small or micro entity status, as applicable.

NOTE: This form must be signed in accordance with 37 CFR 1.31 and 1.33. See 37 CFR 1.4 for signature requirements and certifications.

Authorized Signature _____

Date _____

Typed or printed name _____

Registration No. _____



UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
17/844,634	06/20/2022	Christopher A. MIKSOVSKY	HMG1P008D4	1717
58766	7590	10/03/2022	EXAMINER	
Beyer Law Group LLP P. O. Box 51887 Palo Alto, CA 94303-1887			PRONE, JASON D	
			ART UNIT	PAPER NUMBER
			3724	
DATE MAILED: 10/03/2022				

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b) (Applications filed on or after May 29, 2000)

The Office has discontinued providing a Patent Term Adjustment (PTA) calculation with the Notice of Allowance.

Section 1(h)(2) of the AIA Technical Corrections Act amended 35 U.S.C. 154(b)(3)(B)(i) to eliminate the requirement that the Office provide a patent term adjustment determination with the notice of allowance. See Revisions to Patent Term Adjustment, 78 Fed. Reg. 19416, 19417 (Apr. 1, 2013). Therefore, the Office is no longer providing an initial patent term adjustment determination with the notice of allowance. The Office will continue to provide a patent term adjustment determination with the Issue Notification Letter that is mailed to applicant approximately three weeks prior to the issue date of the patent, and will include the patent term adjustment on the patent. Any request for reconsideration of the patent term adjustment determination (or reinstatement of patent term adjustment) should follow the process outlined in 37 CFR 1.705.

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (571)-272-7702. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at 1-(888)-786-0101 or (571)-272-4200.

OMB Clearance and PRA Burden Statement for PTOL-85 Part B

The Paperwork Reduction Act (PRA) of 1995 requires Federal agencies to obtain Office of Management and Budget approval before requesting most types of information from the public. When OMB approves an agency request to collect information from the public, OMB (i) provides a valid OMB Control Number and expiration date for the agency to display on the instrument that will be used to collect the information and (ii) requires the agency to inform the public about the OMB Control Number's legal significance in accordance with 5 CFR 1320.5(b).

The information collected by PTOL-85 Part B is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450. Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Privacy Act Statement

The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether disclosure of these records is required by the Freedom of Information Act.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

Notice of Allowability	Application No. 17/844,634	Applicant(s) MIKSOVSKY et al.	
	Examiner JASON D PRONE	Art Unit 3724	AIA (FITF) Status Yes

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the amendment received 9-12-22.
☐ A declaration(s)/affidavit(s) under **37 CFR 1.130(b)** was/were filed on _____.

2. ☐ An election was made by the applicant in response to a restriction requirement set forth during the interview on _____; the restriction requirement and election have been incorporated into this action.

3. ☒ The allowed claim(s) is/are 1-30. As a result of the allowed claim(s), you may be eligible to benefit from the **Patent Prosecution Highway** program at a participating intellectual property office for the corresponding application. For more information, please see http://www.uspto.gov/patents/init_events/pph/index.jsp or send an inquiry to PPHfeedback@uspto.gov.

4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

Certified copies:

a) ☐ All b) ☐ Some* c) ☐ None of the:

1. ☐ Certified copies of the priority documents have been received.

2. ☐ Certified copies of the priority documents have been received in Application No. _____.

3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).

6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)	5. ☐ Examiner's Amendment/Comment
2. ☐ Information Disclosure Statements (PTO/SB/08), Paper No./Mail Date _____.	6. ☒ Examiner's Statement of Reasons for Allowance
3. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material _____.	7. ☐ Other _____.
4. ☐ Interview Summary (PTO-413), Paper No./Mail Date. _____.	

/Jason Daniel Prone/
Primary Examiner, Art Unit 3724

Reasons for Allowance

1. The following is an examiner's statement of reasons for allowance: none of the prior art incorporates a system incorporating a fork catch features and a guide portion cooperating with a spoon with a catch feature to define the specifics of the nested and extended orientations in combination with the remaining limitations.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to JASON DANIEL PRONE whose telephone number is (571)272-4513. The examiner can normally be reached Monday-Friday: 7:30 am-3:30 pm.

Examiner interviews are available via telephone, in-person, and video conferencing using a USPTO supplied web-based collaboration tool. To schedule an interview, applicant is encouraged to use the USPTO Automated Interview Request (AIR) at <http://www.uspto.gov/interviewpractice>.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Sean M Michalski can be reached on (571)272-6752. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of published or unpublished applications may be obtained from Patent Center. Unpublished application information in Patent Center is available to registered users. To file and manage patent submissions in Patent Center, visit: <https://patentcenter.uspto.gov>. Visit <https://www.uspto.gov/patents/apply/patent-center> for more information about Patent Center and <https://www.uspto.gov/patents/docx> for information about filing in DOCX format. For additional questions, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

22 September 2022

/Jason Daniel Prone/

Primary Examiner, Art Unit 3724

<i>Index of Claims</i> 	Application/Control No. 17/844,634	Applicant(s)/Patent Under Reexamination MIKSOVSKY et al.
	Examiner JASON D PRONE	Art Unit 3724

✓	Rejected	-	Cancelled	N	Non-Elected	A	Appeal
=	Allowed	÷	Restricted	I	Interference	O	Objected

CLAIMS										
☐ Claims renumbered in the same order as presented by applicant					☐ CPA		☒ T.D.		☐ R.1.47	
CLAIM		DATE								
Final	Original	08/01/2022	08/30/2022	09/22/2022						
1	1	÷	✓	=						
2	2	÷	✓	=						
3	3	÷	✓	=						
4	4	÷	✓	=						
5	5	÷	✓	=						
6	6	÷	✓	=						
7	7	÷	✓	=						
8	8	÷	✓	=						
9	9	÷	✓	=						
10	10	÷	✓	=						
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28	25	÷	○	=						
29	26	÷	○	=						
30	27	÷	○	=						
21	28			=						
22	29			=						
23	30			=						

Search Notes 	Application/Control No. 17/844,634	Applicant(s)/Patent Under Reexamination MIKSOVSKY et al.
	Examiner JASON D PRONE	Art Unit 3724

CPC - Searched*		
Symbol	Date	Examiner
A47G 21/023, 04, 06, 065	08/30/2022	/JP/

CPC Combination Sets - Searched*		
Symbol	Date	Examiner

US Classification - Searched*			
Class	Subclass	Date	Examiner
30	147-150, 322-328		
D7	643, 644, 653	08/30/2022	/JP/

* See search history printout included with this form or the SEARCH NOTES box below to determine the scope of the search.

Search Notes		
Search Notes	Date	Examiner
consulted CPC and USPC		
inventor search		
consulted parent cases. ODP proper at this time	08/30/2022	/JP/
updated search	09/22/2022	/JP/

Interference Search			
US Class/CPC Symbol	US Subclass/CPC Group	Date	Examiner
	entire listed search		
	claim search Pe2e search	09/22/2022	/JP/

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Issue Classification 	Application/Control No. 17/844,634	Applicant(s)/Patent Under Reexamination MIKSOVSKY et al.	
	Examiner JASON D PRONE	Art Unit 3724	

CPC						
Symbol					Type	Version
A47G	/	21	/	06	F	2013-01-01
A47G	/	21	/	04	I	2013-01-01
A47G	/	21	/	023	I	2013-01-01

CPC Combination Sets						
Symbol				Type	Set	Ranking
	/		/			

NONE		Total Claims Allowed:	
(Assistant Examiner)	(Date)	30	
/Jason Daniel Prone/ Primary Examiner, Art Unit 3724	22 September 2022	O.G. Print Claim(s)	O.G. Print Figure
(Primary Examiner)	(Date)	1	6A and 6C

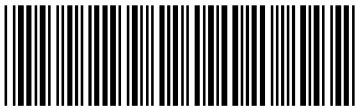
Issue Classification 	Application/Control No. 17/844,634	Applicant(s)/Patent Under Reexamination MIKSOVSKY et al.
	Examiner JASON D PRONE	Art Unit 3724

INTERNATIONAL CLASSIFICATION				
CLAIMED				
A47G	/	21	/	06
A47G	/	21	/	02
A47G	/	21	/	04
NON-CLAIMED				
	/		/	

US ORIGINAL CLASSIFICATION	
CLASS	SUBCLASS

CROSS REFERENCES(S)						
CLASS	SUBCLASS (ONE SUBCLASS PER BLOCK)					

NONE		Total Claims Allowed:	
(Assistant Examiner)	(Date)	30	
/Jason Daniel Prone/ Primary Examiner, Art Unit 3724	22 September 2022	O.G. Print Claim(s)	O.G. Print Figure
(Primary Examiner)	(Date)	1	6A and 6C

Issue Classification 	Application/Control No. 17/844,634	Applicant(s)/Patent Under Reexamination MIKSOVSKY et al.
	Examiner JASON D PRONE	Art Unit 3724

☐ Claims renumbered in the same order as presented by applicant
 ☐ CPA
 ☒ T.D.
 ☐ R.1.47

CLAIMS															
Final	Original	Final	Original	Final	Original	Final	Original	Final	Original	Final	Original	Final	Original	Final	Original
1	1	10	10	19	19	21	28								
2	2	11	11	20	20	22	29								
3	3	12	12	24	21	23	30								
4	4	13	13	25	22										
5	5	14	14	26	23										
6	6	15	15	27	24										
7	7	16	16	28	25										
8	8	17	17	29	26										
9	9	18	18	30	27										

NONE		Total Claims Allowed:	
(Assistant Examiner)	(Date)	30	
/Jason Daniel Prone/ Primary Examiner, Art Unit 3724 (Primary Examiner)	22 September 2022 (Date)	O.G. Print Claim(s) 1	O.G. Print Figure 6A and 6C

PE2E SEARCH - Search History (Prior Art)

Ref #	Hits	Search Query	DBs	Default Operator	Plurals	British Equivalents	Time Stamp
L1	754	MIKSOVSKY WITH Christopher.in. OR SLONE WITH Clint.in. OR CHAUBERT WITH Evelyne.in. OR NGHIEM WITH Charlie.in. OR LANE WITH Robert.in. OR DOWNING WITH Jonathan.in.	(US-PGPUB; USPAT; FPRS; EPO; JPO)	OR	ON	ON	2022/08/30 08:51 AM
L4	3	"17844634"	(US-PGPUB; USPAT; FPRS; EPO; JPO)	OR	ON	ON	2022/08/30 09:20 AM
L5	3628	a47g21/06,065,04,023.cpc.	(US-PGPUB; USPAT; FPRS; EPO; JPO)	OR	ON	ON	2022/08/30 09:59 AM
L6	1749	30/147-150,322-328.ccls.	(US-PGPUB; USPAT; FPRS; EPO; JPO)	OR	ON	ON	2022/08/30 10:00 AM
L7	2344	d7/643,644,653.ccls.	(US-PGPUB; USPAT; FPRS; EPO; JPO)	OR	ON	ON	2022/08/30 10:00 AM
L8	1	"10568447".pn.	(US-PGPUB; USPAT; FPRS; EPO; JPO)	OR	ON	ON	2022/08/30 10:04 AM
L10	20	(fork AND spoon AND nested).clm.	(US-PGPUB; USPAT; FPRS; EPO; JPO)	OR	ON	ON	2022/09/22 01:19 PM

PE2E SEARCH - Search History (Interference)

Ref #	Hits	Search Query	DBs	Default Operator	Plurals	British Equivalents	Time Stamp
N1	2350	d7/643,644,653.ccls.	(US-PGPUB; USPAT)	OR	ON	ON	2022/09/22 01:18 PM
N2	1031	a47g21/06,065,04,023.cpc.	(US-PGPUB; USPAT)	OR	ON	ON	2022/09/22 01:18 PM
N3	310	MIKSOVSKY WITH Christopher.in. OR SLONE WITH Clint.in. OR CHAUBERT WITH Evelyne.in. OR NGHIEM WITH Charlie.in. OR LANE WITH Robert.in. OR DOWNING WITH Jonathan.in.	(US-PGPUB; USPAT)	OR	ON	ON	2022/09/22 01:18 PM

Bibliographic Data

Application No: 17/844,634

Foreign Priority claimed: ☐ Yes ☒ No

35 USC 119 (a-d) conditions met: ☐ Yes ☒ No ☐ Met After Allowance

Verified and Acknowledged:

/Jason Daniel Prone/

Examiner's Signature

Initials

Title:

EATING UTENSIL SYSTEM

FILING or 371(c) DATE	CLASS	GROUP ART UNIT	ATTORNEY DOCKET NO.
06/20/2022	030	3724	HMG1P008D4
RULE			

APPLICANTS

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CONTINUING DATA

This application is a DIV of 16725397 12/23/2019

16725397 is a DIV of 16213466 12/07/2018 PAT 10555629

16213466 is a DIV of 15268175 09/16/2016ABN

15268175 is a DIV of 14204497 03/11/2014 PAT 9468321

FOREIGN APPLICATIONS

IF REQUIRED, FOREIGN LICENSE GRANTED**

06/27/2022

** SMALL ENTITY **

STATE OR COUNTRY

UNITED STATES

ADDRESS

Beyer Law Group LLP

P. O. Box 51887

Palo Alto, CA 94303-1887

UNITED STATES
FILING FEE RECEIVED
\$3,350

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: MIKSOVSKY et al.

Attorney Docket No.: HMG1P008D4

Application No.: 17/844,634

Examiner: PRONE, JASON D.

Filed: June 20, 2022

Group: 3724

Title: EATING UTENSIL SYSTEM

Confirmation No.: 1717

CERTIFICATE OF EFS-WEB TRANSMISSION

I hereby certify that this correspondence is being transmitted electronically through EFS-WEB to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on October 3, 2022.

Signed: _____/Kellianne Bartlett/_____
Kellianne Bartlett

**AMENDMENT AFTER ALLOWANCE, BEFORE OR WITH PAYMENT OF ISSUE
FEE PURSUANT to 37 C.F.R. §1.312**

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

Dear Commissioner:

Prior to the issuance of the above-identified application as a patent, please amend the patent application as follows:

Amendments to the Claims are reflected in the listing of claims which begin on page 2 of this paper.

Remarks/Arguments begin on page 8 of this paper.

The listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

1. (Currently Amended) A combination fork and spoon system, comprising:

a fork including a fork head and a fork handle, the fork head including a plurality of tines, the fork handle having a pair of longitudinally spaced apart fork catch features and a guide portion; and

a spoon including a spoon head and a spoon handle, the spoon head including a bowl portion and the spoon handle including a spoon catch feature, wherein the spoon handle is configured to interlock with the fork handle in two distinct orientations with the spoon handle inserted into the guide portion of the fork in two different ways, the two distinct orientations including a nested orientation and an extended orientation, wherein,

in the nested orientation, the fork head and the spoon head are nested together, with the spoon catch feature engaging a first one of the fork catch features and the fork guide portion receiving the spoon handle to help hold the spoon and fork in the nested orientation, and

in an extended orientation, the fork head and the spoon head extend in opposite directions with the spoon catch feature engaging a second one of the fork catch features and the fork guide portion receiving the spoon handle to help hold the spoon and fork in the extended orientation.

2. (Original) A combination fork and spoon system as recited in claim 1, wherein the fork and spoon are formed from a thermoplastic material.

3. (Original) A combination fork and spoon system as recited in claim 2, wherein the thermoplastic material is a glass filled nylon.

4. (Original) A combination fork and spoon system as recited in claim 1, wherein:

the first one of the fork catch features is arranged to engage the spoon catch feature when the spoon and fork are coupled in the nested orientation, but not when the spoon and fork are

coupled in the extended orientation; and

the second one of the fork catch features is arranged to engage the spoon catch feature when the spoon and fork are coupled in the extended orientation, but not when the spoon and fork are coupled in the nested orientation.

5. (Original) A combination fork and spoon system as recited in claim 1, wherein the fork head includes a concave bowl portion, wherein the spoon head bowl portion and the fork head concave bowl portion both face in a same direction in the nested orientation.

6. (Original) A combination fork and spoon system as recited in claim 1, wherein at least one of the tines on an outer edge of the fork head has a splitting feature.

7. (Original) A combination fork and spoon system as recited in claim 1, wherein none of distal tips of the tines extends longitudinally beyond a distal tip of an outer edge of the spoon head bowl portion when the fork and spoon are in the nested orientation.

8. (Original) A combination fork and spoon system as recited in claim 7, wherein the spoon head bowl portion is wider than the fork head such that outer edges of outer ones of the tines do not extend beyond the spoon head bowl portion in the nested orientation.

9. (Original) A combination fork and spoon system as recited in claim 1, wherein the bowl portion of the spoon has a plurality of substantially flat side edges.

10. (Original) A combination fork and spoon system as recited in claim 9, wherein the plurality of substantially flat side edges comprises at least three substantially flat side edges with rounded corners therebetween.

11. (Original) A combination fork and spoon system as recited in claim 1, wherein a distal tip of the bowl portion of the spoon is positioned at an angle relative to the handle of the spoon.

12. (Original) A combination fork and spoon system as recited in claim 1, wherein:
- the plurality of tines includes four tines including two inner tines and two outer tines;
- the inner tines each have a pair of substantially straight and substantially parallel side edges and a pointed distal tip; and
- the outer tines each include a curved outer edge and a pointed distal tip.
13. (Original) A combination fork and spoon system as recited in claim 1, wherein the tines include a pair of outer tines, wherein at least one of the outer tines has a chamfered outer edge.
14. (Original) A combination fork and spoon system as recited in claim 1, wherein the spoon handle is configured to be a splitter or a cutter.
15. (Original) A combination fork and spoon system as recited in claim 1, wherein the spoon handle is configured to be slid longitudinally through the fork guide portion with the spoon handle extending in parallel with the fork handle.
16. (Original) A combination fork and spoon system as recited in claim 1, wherein the fork guide portion comprises a pair of rails arranged to extend around at least a portion of opposing side edges of the spoon handle to help maintain alignment of the spoon and fork handles in both the nested and extended orientations.
17. (Original) A combination fork and spoon system as recited in claim 1, wherein opposing side edges of the spoon handle key into the fork guide portion to help maintain alignment of the spoon and fork handles in both the nested and extended orientations.
18. (Original) A combination fork and spoon system as recited in claim 1 wherein different surfaces of the spoon catch feature engage the first and second fork catch features in the nested and extended orientations respectively.

19. (Original) A combination fork and spoon system as recited in claim 1 wherein a first surface of the spoon catch feature engages the first fork catch feature in the nested orientation and a second surface of the spoon catch feature engages the second fork catch feature in the extended orientation.

20. (Previously Presented) A combination fork and spoon system as recited in claim 19 wherein the first and second surfaces of the spoon catch feature are opposite sides of the spoon catch feature.

21. (Previously Presented) A combination fork and spoon system, comprising:

a fork including a fork head and a fork handle, the fork head including a concave bowl portion, and a plurality of tines that include a pair of outer tines, each tine having a proximal base and a distal tip, wherein outer edge portions of the fork head are curved longitudinally and each outer edge portion of the fork head comprises an outer edge of a respective one of the outer tines such that the outer tines get progressively narrower towards their respective distal tips, the fork handle having a pair of longitudinally spaced apart fork catch features and a guide portion; and

a spoon including a spoon head and a spoon handle, the spoon head including a concave bowl portion and the spoon handle including a spoon catch feature, wherein the spoon is configured to interlock with the fork in a nested orientation by sliding the spoon handle into the guide portion of the fork in a first direction, and wherein the spoon is configured to interlock with the fork in an extended orientation by sliding the spoon handle into the guide portion of the fork in a second direction, wherein the nested orientation and the extended orientation are two distinct orientations, and wherein,

(i) in the nested orientation, the fork head and the spoon head are nested together, with the spoon catch feature engaging a first one of the fork catch features and the fork guide portion receiving the spoon handle to help hold the spoon and fork in the nested orientation, and

(ii) in the extended orientation, the fork head and the spoon head extend in opposite directions with the spoon catch feature engaging a second one of the fork catch features and the fork guide portion receiving the spoon handle to help hold the spoon and

fork in the extended orientation; and

wherein the fork and spoon are formed from a glass reinforced thermoplastic material.

22. (Original) A combination fork and spoon system as recited in claim 21, wherein a distal tip of the bowl portion of the spoon head is tilted at a first angle relative to the spoon handle, and a distal tip of the bowl portion of the fork head is tilted at a second angle relative to the fork handle.

23. (Original) A combination fork and spoon system as recited in claim 21, wherein:

the plurality of tines further include two inner tines each having a pair of substantially straight side edges;

an inner edge of each of the outer tines is substantially straight; and

the distal tip of each of the plurality of tines is pointed.

24. (Original) A combination fork and spoon system as recited in claim 21, wherein the spoon handle has a chamfered outer edge.

25. (Original) A combination fork and spoon system as recited in claim 21 wherein different surfaces of the spoon catch feature engage the first and second fork catch features in the nested and extended orientations respectively.

26. (Original) A combination fork and spoon system as recited in claim 21 wherein a first surface of the spoon catch feature engages the first fork catch feature in the nested orientation and a second surface of the spoon catch feature engages the second fork catch feature in the extended orientation.

27. (Original) A combination fork and spoon system as recited in claim 26 wherein the first and second surfaces of the spoon catch feature are opposite sides of the spoon catch features.

28. (Previously Presented) A combination fork and spoon system as recited in claim 1 wherein the engagement between the first fork catch feature and the spoon catch feature, and the engagement between the second fork catch feature and the spoon catch feature are both snap fittings.

29. (Previously Presented) A combination fork and spoon system as recited in claim 1 wherein in the extended configuration the spoon catch feature is a positive feature that snaps into a fork catch feature that defines a corresponding negative feature.

30. (Previously Presented) A combination fork and spoon recited in Claim 1 wherein in the nested configuration a proximal end of the fork handle extends further longitudinally proximally than a proximal end of the spoon handle such that the proximal end of the spoon handle is set in from the proximal end of the fork handle.

REMARKS

The amendments set forth above are intended to improve the readability of the amended claims.

Should Examiner Prone have any continuing questions or concerns related to the present application, he is encouraged to contact either the undersigned or Tina Chen at the telephone number set out below in an effort to quickly and efficiently address such questions/concerns.

Respectfully submitted,
BEYER LAW GROUP LLP

/Steve D Beyer/

Steve D Beyer
Reg. No. 31,234

P. O. Box 51887
Palo Alto, CA 94303-1887
650-842-1300

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: MIKSOVSKY et al.

Attorney Docket No.: HMG1P008D4

Application No.: 17/844,634

Examiner: PRONE, JASON D.

Filed: June 20, 2022

Group: 3724

Title: EATING UTENSIL SYSTEM

Confirmation No.: 1717

CERTIFICATE OF EFS-WEB TRANSMISSION

I hereby certify that this correspondence is being transmitted electronically through EFS-WEB to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on October 3, 2022.

Signed: _____/Kellianne Bartlett/
Kellianne Bartlett

AMENDMENT TRANSMITTAL

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

Commissioner:

Transmitted herewith is an Amendment in the above-identified application.

The fee has been calculated as shown below.

	Claims After Amendment		Highest Previously Paid For	Present Extra	Small Entity Rate Fee	Large Entity Rate Fee
Total Claims	30	MINUS	30	0	0 x 50 = \$0.00	x 100 = \$0.00
Independent Claims	02	MINUS	03	0	x 240 = \$0.00	x 480 = \$0.00
Multiple Dependent Claim Present and Fee Not Previously Paid						
Total					\$0.00	\$0.00

- ☒ Applicant(s) believe that no (additional) Extension of Time is required; however, if it is determined that such an extension is required, Applicant(s) hereby petition that such an extension be granted and authorize the Commissioner to charge the required fees for an Extension of Time under 37 CFR 1.136 to Deposit Account No. 50-4481.
- ☒ Please charge the required fees, or any additional fees required to facilitate filing the enclosed response, to Deposit Account No. 50-4481 (Order No. HMG1P008D4).

Respectfully submitted,
BEYER LAW GROUP LLP

/Steve D Beyer/
Steve D Beyer
Reg. No. 31,234

P. O. Box 51887
Palo Alto, CA 94303-1887
650-842-1300

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), by mail or fax, or via EFS-Web.

By mail, send to: Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

By fax, send to: (571)-273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

58766 7590 10/03/2022
Beyer Law Group LLP
P. O. Box 51887
Palo Alto, CA 94303-1887

Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being transmitted to the USPTO via EFS-Web or by facsimile to (571) 273-2885, on the date below.

Kellianne Bartlett	(Typed or printed name)
/Kellianne Bartlett/	(Signature)
October 3, 2022	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
17/844,634	06/20/2022	Christopher A. MIKSOVSKY	HMG1P008D4	1717

TITLE OF INVENTION: EATING UTENSIL SYSTEM

APPLN. TYPE	ENTITY STATUS	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	SMALL	\$600	\$0.00	\$0.00	\$600	01/03/2023

EXAMINER	ART UNIT	CLASS-SUBCLASS
PRONE, JASON D	3724	030-150000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/AIA/122 or PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/AIA/47 or PTO/SB/47; Rev 03-02 or more recent) attached. **Use of a Customer Number is required.**

2. For printing on the patent front page, list

(1) The names of up to 3 registered patent attorneys or agents OR, alternatively,

(2) The name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 Beyer Law Group LLP

2

3

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document must have been previously recorded, or filed for recordation, as set forth in 37 CFR 3.11 and 37 CFR 3.81(a). Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

humangear, Inc.

San Francisco, CA

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. Fees submitted: ☒ Issue Fee ☒ Publication Fee (if required) ☒ Advance Order - # of Copies 3

4b. Method of Payment: (Please first reapply any previously paid fee shown above)

☒ Electronic Payment via EFS-Web ☐ Enclosed check ☐ Non-electronic payment by credit card (Attach form PTO-2038)

☒ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment to Deposit Account No. 504481

5. Change in Entity Status (from status indicated above)

☐ Applicant certifying micro entity status. See 37 CFR 1.29

☐ Applicant asserting small entity status. See 37 CFR 1.27

☐ Applicant changing to regular undiscounted fee status.

NOTE: Absent a valid certification of Micro Entity Status (see forms PTO/SB/15A and 15B), issue fee payment in the micro entity amount will not be accepted at the risk of application abandonment.

NOTE: If the application was previously under micro entity status, checking this box will be taken to be a notification of loss of entitlement to micro entity status.

NOTE: Checking this box will be taken to be a notification of loss of entitlement to small or micro entity status, as applicable.

NOTE: This form must be signed in accordance with 37 CFR 1.31 and 1.33. See 37 CFR 1.4 for signature requirements and certifications.

Authorized Signature /Steve D Beyer/

Date October 3, 2022

Typed or printed name Steve D Beyer

Registration No. 31,234

Electronic Patent Application Fee Transmittal

Application Number:	17844634			
Filing Date:	20-Jun-2022			
Title of Invention:	EATING UTENSIL SYSTEM			
First Named Inventor/Applicant Name:	Christopher A. MIKSOVSKY			
Filer:	Steve D. Beyer/Kellianne Bartlett			
Attorney Docket Number:	HMG1P008D4			
Filed as Small Entity				
Filing Fees for Utility under 35 USC 111(a)				
Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Basic Filing:				
Pages:				
Claims:				
Miscellaneous-Filing:				
Petition:				
Patent-Appeals-and-Interference:				
Post-Allowance-and-Post-Issuance:				
UTILITY APPL ISSUE FEE	2501	1	600	600

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Extension-of-Time:				
Miscellaneous:				
PRINTED COPY OF PATENT - NO COLOR	8001	3	3	9
Total in USD (\$)				609

Electronic Acknowledgement Receipt

EFS ID:	46743213
Application Number:	17844634
International Application Number:	
Confirmation Number:	1717
Title of Invention:	EATING UTENSIL SYSTEM
First Named Inventor/Applicant Name:	Christopher A. MIKSOVSKY
Customer Number:	58766
Filer:	Steve D. Beyer/Kellianne Bartlett
Filer Authorized By:	Steve D. Beyer
Attorney Docket Number:	HMG1P008D4
Receipt Date:	03-OCT-2022
Filing Date:	20-JUN-2022
Time Stamp:	16:09:54
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	yes
Payment Type	DA
Payment was successfully received in RAM	\$ 609
RAM confirmation Number	E202203G12081854
Deposit Account	504481
Authorized User	Kellianne Bartlett

The Director of the USPTO is hereby authorized to charge indicated fees and credit any overpayment as follows:

37 CFR 1.21 (Miscellaneous fees and charges)

37 CFR 1.20 (Post Issuance fees)

37 CFR 1.19 (Document supply fees)
37 CFR 1.17 (Patent application and reexamination processing fees)
37 CFR 1.16 (National application filing, search, and examination fees)

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1		HMG1P008D4_312_Amendment.pdf	46612	yes	8
			e348a111a1797c19ea7e7137f5617693e4ffcc10		
	Multipart Description/PDF files in .zip description				
	Document Description		Start	End	
	Amendment after Notice of Allowance (Rule 312)		1	1	
	Claims		2	7	
	Applicant Arguments/Remarks Made in an Amendment		8	8	
Warnings:					
Information:					
2	Transmittal Letter	HMG1P008D4_312_Amendment_Transmittal.pdf	21301	no	1
			885e8c2737e0d0fb30184cadd353ef620aeb56e0		
Warnings:					
Information:					
3	Issue Fee Payment (PTO-85B)	HMG1P008D4_IF_Pmt.pdf	300251	no	1
			ecfa306bd7e420e20f5f6070da7eb2a56c62e8e4		
Warnings:					
Information:					
4	Fee Worksheet (SB06)	fee-info.pdf	40490	no	2
			28d367e5fee46ee0dc446cc259a9bb51bcb80c7e		
Warnings:					
Information:					
Total Files Size (in bytes):			408654		

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New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

To: USPTOmail@beyerlaw.com,,
From: PAIR_eOfficeAction@uspto.gov
Cc: PAIR_eOfficeAction@uspto.gov
Subject: Private PAIR Correspondence Notification for Customer Number 58766

Oct 03, 2022 03:26:46 AM

Dear PAIR Customer:

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Palo Alto, CA 94303-1887
UNITED STATES

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Application	Document	Mailroom Date	Attorney Docket No.
17844634	NOA	10/03/2022	HMG1P008D4

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If you have any questions, please email the Electronic Business Center (EBC) at EBC@uspto.gov with 'e-Office Action' on the subject line or call 1-866-217-9197 during the following hours:

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Thank you for prompt attention to this notice,

UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT APPLICATION INFORMATION RETRIEVAL SYSTEM

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: MIKSOVSKY et al.

Attorney Docket No.: HMG1P008D4

Application No.: 17/844,634

Examiner: PRONE, JASON D.

Filed: June 20, 2022

Group: 3724

Title: EATING UTENSIL SYSTEM

Confirmation No.: 1717

CERTIFICATE OF EFS-WEB TRANSMISSION

I hereby certify that this correspondence is being transmitted electronically through EFS-WEB to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on September 12, 2022.

Signed: _____/Kellianne Bartlett/_____
Kellianne Bartlett

RESPONSE TO OFFICE ACTION – AMENDMENT A

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

Dear Commissioner:

In response to the Office Action dated September 7, 2022, please enter the accompanying amendments and remarks.

Amendments to the Claims are reflected in the listing of claims which begin on page 2 of this paper.

Remarks/Arguments begin on page 8 of this paper.

The listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

1. (Original) A combination fork and spoon system, comprising:

a fork including a fork head and a fork handle, the fork head end including a plurality of tines, the fork handle having a pair of longitudinally spaced apart fork catch features and a guide portion; and

a spoon including a spoon head and a spoon handle, the spoon head including a bowl portion and the spoon handle including a spoon catch feature, wherein the spoon handle is configured to interlock with the fork handle in two distinct orientations with the spoon handle inserted into the guide portion of the fork in two different ways, the two distinct orientations including a nested orientation and an extended orientation, wherein,

in the nested orientation, the fork head and the spoon head are nested together, with the spoon catch feature engaging a first one of the fork catch features and the fork guide portion receiving the spoon handle to help hold the spoon and fork in the nested orientation, and

in an extended orientation, the fork head and the spoon head extend in opposite directions with the spoon catch feature engaging a second one of the fork catch features and the fork guide portion receiving the spoon handle to help hold the spoon and fork in the extended orientation.

2. (Original) A combination fork and spoon system as recited in claim 1, wherein the fork and spoon are formed from a thermoplastic material.

3. (Original) A combination fork and spoon system as recited in claim 2, wherein the thermoplastic material is a glass filled nylon.

4. (Original) A combination fork and spoon system as recited in claim 1, wherein:
the first one of the fork catch features is arranged to engage the spoon catch feature when

the spoon and fork are coupled in the nested orientation, but not when the spoon and fork are coupled in the extended orientation; and

the second one of the fork catch features is arranged to engage the spoon catch feature when the spoon and fork are coupled in the extended orientation, but not when the spoon and fork are coupled in the nested orientation.

5. (Original) A combination fork and spoon system as recited in claim 1, wherein the fork head includes a concave bowl portion, wherein the spoon head bowl portion and the fork head concave bowl portions both face in a same direction in the nested orientation.

6. (Original) A combination fork and spoon system as recited in claim 1, wherein at least one of the tines on an outer edge of the fork head has a splitting feature.

7. (Original) A combination fork and spoon system as recited in claim 1, wherein none of distal tips of the tines extends longitudinally beyond a distal tip of an outer edge of the spoon head bowl portion when the fork and spoon are in the nested orientation.

8. (Original) A combination fork and spoon system as recited in claim 7, wherein the spoon head bowl portion is wider than the fork head such that outer edges of outer ones of the tines do not extend beyond the spoon head bowl portion in the nested orientation.

9. (Original) A combination fork and spoon system as recited in claim 1, wherein the bowl portion of the spoon has a plurality of substantially flat side edges.

10. (Original) A combination fork and spoon system as recited in claim 9, wherein the plurality of substantially flat side edges comprises at least three substantially flat side edges with rounded corners therebetween.

11. (Original) A combination fork and spoon system as recited in claim 1, wherein a distal tip

of the bowl portion of the spoon is positioned at an angle relative to the handle of the spoon.

12. (Original) A combination fork and spoon system as recited in claim 1, wherein:
the plurality of tines includes four tines including two inner tines and two outer tines;
the inner tines each have a pair of substantially straight and substantially parallel side edges and a pointed distal tip; and
the outer tines each include a curved outer edge and a pointed distal tip.
13. (Original) A combination fork and spoon system as recited in claim 1, wherein the tines include a pair of outer tines, wherein at least one of the outer tines has a chamfered outer edge.
14. (Original) A combination fork and spoon system as recited in claim 1, wherein the spoon handle is configured to be a splitter or a cutter.
15. (Original) A combination fork and spoon system as recited in claim 1, wherein the spoon handle is configured to be slid longitudinally through the fork guide portion with the spoon handle extending in parallel with the fork handle.
16. (Original) A combination fork and spoon system as recited in claim 1, wherein the fork guide portion comprises a pair of rails arranged to extend around at least a portion of opposing side edges of the spoon handle to help maintain alignment of the spoon and fork handles in both the nested and extended orientations.
17. (Original) A combination fork and spoon system as recited in claim 1, wherein opposing side edges of the spoon handle key into the fork guide portion to help maintain alignment of the spoon and fork handles in both the nested and extended orientations.
18. (Original) A combination fork and spoon system as recited in claim 1 wherein different surfaces of the spoon catch feature engage the first and second fork catch features in the nested

and extended orientations respectively.

19. (Original) A combination fork and spoon system as recited in claim 1 wherein a first surface of the spoon catch feature engages the first fork catch feature in the nested orientation and a second surface of the spoon catch feature engages the second fork catch feature in the extended orientation.

20. (Currently Amended) A combination fork and spoon system as recited in claim 19 wherein the first and second surfaces of the spoon catch feature are opposite sides of the spoon catch ~~features~~ feature.

21. (Currently Amended) A combination fork and spoon system, comprising:

a fork including a fork head and a fork handle, the fork head ~~including~~ including a concave bowl portion, and a plurality of tines that include a pair of outer tines, each tine having a proximal base and a distal tip, wherein outer edge portions of the fork head are curved longitudinally and ~~wherein~~ each outer edge portion of the fork head comprises an outer edge of a respective one of the outer tines such that the outer tines get progressively narrower towards their respective distal tips, the fork handle having a pair of longitudinally spaced apart fork catch features and a guide portion; and

a spoon including a spoon head and a spoon handle, the spoon head including a concave bowl portion and the spoon handle including a spoon catch feature, wherein the spoon is configured to interlock with the fork in a nested orientation by sliding the spoon handle into the guide portion of the fork in a first direction, and wherein the spoon is configured to interlock with the fork in an extended orientation by sliding the spoon handle into the guide portion of the fork in a second direction, wherein the nested orientation and the extended orientation are two distinct orientations, and wherein,

(i) in the nested orientation, the fork head and the spoon head are nested together, with the spoon catch feature engaging a first one of the fork catch features and the fork guide portion receiving the spoon handle to help hold the spoon and fork in the nested orientation, and

(ii) in the extended orientation, the fork head and the spoon head extend in

opposite directions with the spoon catch feature engaging a second one of the fork catch features and the fork guide portion receiving the spoon handle to help hold the spoon and fork in the extended orientation; and

wherein the fork and spoon are formed from a glass reinforced thermoplastic material.

22. (Original) A combination fork and spoon system as recited in claim 21, wherein a distal tip of the bowl portion of the spoon head is tilted at a first angle relative to the spoon handle, and a distal tip of the bowl portion of the fork head is tilted at a second angle relative to the fork handle.

23. (Original) A combination fork and spoon system as recited in claim 21, wherein:

the plurality of tines further include two inner tines each having a pair of substantially straight side edges;

an inner edge of each of the outer tines is substantially straight; and

the distal tip of each of the plurality of tines is pointed.

24. (Original) A combination fork and spoon system as recited in claim 21, wherein the spoon handle has a chamfered outer edge.

25. (Original) A combination fork and spoon system as recited in claim 21 wherein different surfaces of the spoon catch feature engage the first and second fork catch features in the nested and extended orientations respectively.

26. (Original) A combination fork and spoon system as recited in claim 21 wherein a first surface of the spoon catch feature engages the first fork catch feature in the nested orientation and a second surface of the spoon catch feature engages the second fork catch feature in the extended orientation.

27. (Original) A combination fork and spoon system as recited in claim 26 wherein the first and second surfaces of the spoon catch feature are opposite sides of the spoon catch features.

28. (New) A combination fork and spoon system as recited in claim 1 wherein the engagement between the first fork catch feature and the spoon catch feature, and the engagement between the second fork catch feature and the spoon catch feature are both snap fittings.

29. (New) A combination fork and spoon system as recited in claim 1 wherein in the extended configuration the spoon catch feature is a positive feature that snaps into a fork catch feature that defines a corresponding negative feature.

30. (New) A combination fork and spoon recited in Claim 1 wherein in the nested configuration a proximal end of the fork handle extends further longitudinally proximally than a proximal end of the spoon handle such that the proximal end of the spoon handle is set in from the proximal end of the fork handle.

REMARKS

The amendments to the original claims were made to correct typos and improve their readability. New dependent claims 28-30 have been added. Support for the new claim 28 can be found, for example, in paragraphs [0048] and [0059] of the specification. The features of claims 29 and 30 can be readily seen in the drawings, as for example Figs. 4G, 5A and 5D for claim 29, and Figs. 2A, 2B and 3 for claim 30.

The only outstanding rejection is a non-statutory double patenting rejection based on U.S. Patent No. 10,568,447. A terminal disclaimer has been filed to overcome the double patenting rejection. As such, it is believed that the case is now in condition for allowance.

Should Examiner Prone have any continuing questions or concerns related to the present application, he is encouraged to contact either the undersigned or Tina Chen at the telephone number set out below in an effort to quickly and efficiently address such questions/concerns.

Respectfully submitted,
BEYER LAW GROUP LLP

/Steve D Beyer/

Steve D Beyer
Reg. No. 31,234

P. O. Box 51887
Palo Alto, CA 94303-1887
650-842-1300

Electronic Patent Application Fee Transmittal

Application Number:	17844634			
Filing Date:	20-Jun-2022			
Title of Invention:	EATING UTENSIL SYSTEM			
First Named Inventor/Applicant Name:	Christopher A. MIKSOVSKY			
Filer:	Steve D. Beyer/Kellianne Bartlett			
Attorney Docket Number:	HMG1P008D4			
Filed as Small Entity				
Filing Fees for Utility under 35 USC 111(a)				
Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Basic Filing:				
Pages:				
Claims:				
CLAIMS IN EXCESS OF 20	2202	3	50	150
Miscellaneous-Filing:				
Petition:				
Patent-Appeals-and-Interference:				
Post-Allowance-and-Post-Issuance:				

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Extension-of-Time:				
Miscellaneous:				
Total in USD (\$)				150

Electronic Acknowledgement Receipt

EFS ID:	46595855
Application Number:	17844634
International Application Number:	
Confirmation Number:	1717
Title of Invention:	EATING UTENSIL SYSTEM
First Named Inventor/Applicant Name:	Christopher A. MIKSOVSKY
Customer Number:	58766
Filer:	Steve D. Beyer/Kellianne Bartlett
Filer Authorized By:	Steve D. Beyer
Attorney Docket Number:	HMG1P008D4
Receipt Date:	12-SEP-2022
Filing Date:	20-JUN-2022
Time Stamp:	18:40:03
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	yes
Payment Type	DA
Payment was successfully received in RAM	\$ 150
RAM confirmation Number	E20229BI49261572
Deposit Account	504481
Authorized User	Kellianne Bartlett

The Director of the USPTO is hereby authorized to charge indicated fees and credit any overpayment as follows:

37 CFR 1.16 (National application filing, search, and examination fees)

37 CFR 1.17 (Patent application and reexamination processing fees)

37 CFR 1.19 (Document supply fees)
37 CFR 1.20 (Post Issuance fees)
37 CFR 1.21 (Miscellaneous fees and charges)

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Transmittal Letter	HMG1P008D4_Amendment_A _Transmittal.pdf	21345	no	1
			35c69e30f9fc7e959f6a2747d1a472e0d16803b2		
Warnings:					
Information:					
2		HMG1P008D4_Amendment_A _FINAL.pdf	46907	yes	8
			3d557074ffbef6430b5908a91ad1da0f3130bafd		
	Multipart Description/PDF files in .zip description				
	Document Description		Start	End	
	Amendment/Request for Reconsideration-After Non-Final Rejection		1	1	
	Claims		2	7	
	Applicant Arguments/Remarks Made in an Amendment		8	8	
Warnings:					
Information:					
3	Fee Worksheet (SB06)	fee-info.pdf	37884	no	2
			e136d29633527d546586aa1b466a60307114076c		
Warnings:					
Information:					
Total Files Size (in bytes):			106136		

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: MIKSOVSKY et al.

Attorney Docket No.: HMG1P008D4

Application No.: 17/844,634

Examiner: PRONE, JASON D.

Filed: June 20, 2022

Group: 3724

Title: EATING UTENSIL SYSTEM

Confirmation No.: 1717

CERTIFICATE OF EFS-WEB TRANSMISSION

I hereby certify that this correspondence is being transmitted electronically through EFS-WEB to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on September 12, 2022.

Signed: _____/Kellianne Bartlett/
Kellianne Bartlett

AMENDMENT A TRANSMITTAL

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

Commissioner:

Transmitted herewith is an Amendment in the above-identified application.

The fee has been calculated as shown below.

	Claims After Amendment		Highest Previously Paid For	Present Extra	Small Entity Rate Fee	Large Entity Rate Fee
Total Claims	30	MINUS	27	3	3 x 50 = \$150.00	x 100 = \$0.00
Independent Claims	02	MINUS	03	0	x 240 = \$0.00	x 480 = \$0.00
Multiple Dependent Claim Present and Fee Not Previously Paid						
Total					\$50.00	\$0.00

- ☒ Applicant(s) believe that no (additional) Extension of Time is required; however, if it is determined that such an extension is required, Applicant(s) hereby petition that such an extension be granted and authorize the Commissioner to charge the required fees for an Extension of Time under 37 CFR 1.136 to Deposit Account No. 50-4481.
- ☒ Please charge the required fees, or any additional fees required to facilitate filing the enclosed response, to Deposit Account No. 50-4481 (Order No. HMG1P008D4).

Respectfully submitted,
BEYER LAW GROUP LLP

/Steve D Beyer/
Steve D Beyer
Reg. No. 31,234

P. O. Box 51887
Palo Alto, CA 94303-1887
650-842-1300

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PATENT APPLICATION FEE DETERMINATION RECORD Substitute for Form PTO-875	Application or Docket Number 17/844,634	Filing Date 06/20/2022	☐ To be Mailed
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ENTITY: ☐ LARGE ☒ SMALL ☐ MICRO

APPLICATION AS FILED - PART I

FOR	(Column 1) NUMBER FILED	(Column 2) NUMBER EXTRA	RATE (\$)	FEE (\$)
☐ BASIC FEE (37 CFR 1.16(a), (b), or (c))	N/A	N/A	N/A	
☐ SEARCH FEE (37 CFR 1.16(k), (i), or (m))	N/A	N/A	N/A	
☐ EXAMINATION FEE (37 CFR 1.16(o), (p), or (q))	N/A	N/A	N/A	
TOTAL CLAIMS (37 CFR 1.16(i))	minus 20 = *		x \$50 =	
INDEPENDENT CLAIMS (37 CFR 1.16(h))	minus 3 = *		x \$240 =	
☐ APPLICATION SIZE FEE (37 CFR 1.16(s))	If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$310 (\$155 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).			
☐ MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(j))				
* If the difference in column 1 is less than zero, enter "0" in column 2.			TOTAL	

APPLICATION AS AMENDED - PART II

	(Column 1)		(Column 2)	(Column 3)	RATE (\$)	ADDITIONAL FEE (\$)
AMENDMENT	09/12/2022		CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	
	Total (37 CFR 1.16(i))	* 30	Minus	** 27	= 3	x \$50 = 150
	Independent (37 CFR 1.16(h))	* 2	Minus	*** 3	= 0	x \$240 = 0
	☐ Application Size Fee (37 CFR 1.16(s))					
	☐ FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))					
TOTAL ADD'L FEE						150
AMENDMENT			CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	
	Total (37 CFR 1.16(i))	*	Minus	**	=	x \$0 =
	Independent (37 CFR 1.16(h))	*	Minus	***	=	x \$0 =
	☐ Application Size Fee (37 CFR 1.16(s))					
	☐ FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))					
TOTAL ADD'L FEE						
* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.						LIE
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".						/DAWN BREWER/
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".						
The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.						

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
17/844,634	06/20/2022	Christopher A. MIKSOVSKY	HMG1P008D4	1717
58766	7590	09/07/2022		
Beyer Law Group LLP P. O. Box 51887 Palo Alto, CA 94303-1887			EXAMINER PRONE, JASON D	
			ART UNIT	PAPER NUMBER
			3724	
			NOTIFICATION DATE	DELIVERY MODE
			09/07/2022	ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

USPTOmail@beyerlaw.com

Office Action Summary

Application No.

17/844,634

Applicant(s)

MIKSOVSKY et al.

Examiner

JASON D PRONE

Art Unit

3724

AIA (FITF) Status

Yes

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTHS FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

1) ☒ Responsive to communication(s) filed on 8-5-22.

☐ A declaration(s)/affidavit(s) under **37 CFR 1.130(b)** was/were filed on ____.

2a) ☐ This action is **FINAL**.

2b) ☒ This action is non-final.

3) ☐ An election was made by the applicant in response to a restriction requirement set forth during the interview on ____; the restriction requirement and election have been incorporated into this action.

4) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims*

5) ☒ Claim(s) 1-27 is/are pending in the application.

5a) Of the above claim(s) ____ is/are withdrawn from consideration.

6) ☐ Claim(s) ____ is/are allowed.

7) ☒ Claim(s) 1-17 and 21-24 is/are rejected.

8) ☒ Claim(s) 18-20 and 25-27 is/are objected to.

9) ☐ Claim(s) ____ are subject to restriction and/or election requirement

* If any claims have been determined allowable, you may be eligible to benefit from the **Patent Prosecution Highway** program at a participating intellectual property office for the corresponding application. For more information, please see http://www.uspto.gov/patents/init_events/pph/index.jsp or send an inquiry to PPHfeedback@uspto.gov.

Application Papers

10) ☐ The specification is objected to by the Examiner.

11) ☒ The drawing(s) filed on 6-20-22 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.

Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

Priority under 35 U.S.C. § 119

12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

Certified copies:

a) ☐ All b) ☐ Some** c) ☐ None of the:

1. ☐ Certified copies of the priority documents have been received.

2. ☐ Certified copies of the priority documents have been received in Application No. ____.

3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

** See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

1) ☒ Notice of References Cited (PTO-892)

3) ☐ Interview Summary (PTO-413)

Paper No(s)/Mail Date ____.

2) ☒ Information Disclosure Statement(s) (PTO/SB/08a and/or PTO/SB/08b)

4) ☐ Other: ____.

Paper No(s)/Mail Date ____.

DETAILED ACTION

Notice of Pre-AIA or AIA Status

1. The present application, filed on or after March 16, 2013, is being examined under the first inventor to file provisions of the AIA.

Election/Restrictions

2. Applicant's election without traverse of Species A in the reply filed on 8-5-22 is acknowledged.

Double Patenting

3. The nonstatutory double patenting rejection is based on a judicially created doctrine grounded in public policy (a policy reflected in the statute) so as to prevent the unjustified or improper timewise extension of the "right to exclude" granted by a patent and to prevent possible harassment by multiple assignees. A nonstatutory double patenting rejection is appropriate where the conflicting claims are not identical, but at least one examined application claim is not patentably distinct from the reference claim(s) because the examined application claim is either anticipated by, or would have been obvious over, the reference claim(s). See, e.g., *In re Berg*, 140 F.3d 1428, 46 USPQ2d 1226 (Fed. Cir. 1998); *In re Goodman*, 11 F.3d 1046, 29 USPQ2d 2010 (Fed. Cir. 1993); *In re Longi*, 759 F.2d 887, 225 USPQ 645 (Fed. Cir. 1985); *In re Van Ornum*, 686 F.2d 937, 214 USPQ 761 (CCPA 1982); *In re Vogel*, 422 F.2d 438, 164 USPQ 619 (CCPA 1970); *In re Thorington*, 418 F.2d 528, 163 USPQ 644 (CCPA 1969).

A timely filed terminal disclaimer in compliance with 37 CFR 1.321(c) or 1.321(d) may be used to overcome an actual or provisional rejection based on nonstatutory double patenting provided the reference application or patent either is shown to be

Art Unit: 3724

commonly owned with the examined application, or claims an invention made as a result of activities undertaken within the scope of a joint research agreement. See MPEP § 717.02 for applications subject to examination under the first inventor to file provisions of the AIA as explained in MPEP § 2159. See MPEP §§ 706.02(I)(1) - 706.02(I)(3) for applications not subject to examination under the first inventor to file provisions of the AIA. A terminal disclaimer must be signed in compliance with 37 CFR 1.321(b).

The USPTO Internet website contains terminal disclaimer forms which may be used. Please visit www.uspto.gov/patent/patents-forms. The filing date of the application in which the form is filed determines what form (e.g., PTO/SB/25, PTO/SB/26, PTO/AIA/25, or PTO/AIA/26) should be used. A web-based eTerminal Disclaimer may be filled out completely online using web-screens. An eTerminal Disclaimer that meets all requirements is auto-processed and approved immediately upon submission. For more information about eTerminal Disclaimers, refer to www.uspto.gov/patents/process/file/efs/guidance/eTD-info-I.jsp.

4. Claims 1-17 and 21-24 are rejected on the grounds of nonstatutory obviousness-type double patenting as being unpatentable over claims 1-21 of patent 10,568,447. Although the conflicting claims are not identical, they are not patentably distinct from each other because it is clear that all elements of claims 1-17 and 21-24 of the instant invention 17/844,634 are found in claims 1-21 of patent 10,568,447. The differences between claims 1-17 and 21-24 of 17/844,634 and claims 1-21 of patent 10,568,447 lies in the fact that patent 10,568,447 claims include more features and is thus much more specific (for example, claims 1 and 18 require a first one of the fork catch features being

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closer to a proximal end of the fork handle than a second one of the fork catch features). Thus claims 1-17 and 21-24 of 17/844,634 are in effect a “species” of the “generic” invention of claims 1-21 of patent 10,568,447. It has been held that the generic invention is “anticipated” by the “species”. See *In re Goodman*, 29 USPQ2d 2010 (Fed. Cir. 1993). Since claims 1-17 and 21-24 of 17/844,634 is anticipated by claims 1-21 of patent 10,568,447, it is not patentably distinct from claims 1-21. In claims 1 and 18 of patent 10,568,447, it is noted that in order for the one catch feature to be closer to the proximal end than the other catch feature in combination with each of the catch features roles in defining the nested and extended orientations, the fork catch features are spaced in a way that can be considered longitudinally.

Allowable Subject Matter

5. Claims 18-20 and 25-27 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to JASON DANIEL PRONE whose telephone number is (571)272-4513. The examiner can normally be reached on Monday-Friday: 7:30 am-3:30 pm.

Examiner interviews are available via telephone, in-person, and video conferencing using a USPTO supplied web-based collaboration tool. To schedule an interview, applicant is encouraged to use the USPTO Automated Interview Request (AIR) at <http://www.uspto.gov/interviewpractice>.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Sean M Michalski can be reached on (571)272-6752. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

30 August 2022

/Jason Daniel Prone/

Primary Examiner, Art Unit 3724

<i>Notice of References Cited</i>	Application/Control No. 17/844,634		Applicant(s)/Patent Under Reexamination MIKSOVSKY et al.	
	Examiner JASON D PRONE		Art Unit 3724	Page 1 of 1

U.S. PATENT DOCUMENTS

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name	CPC Classification	US Classification
*	A	US-20210022531-A1	01-2021	FORKAN; Conor	A47G21/06	1/1
*	B	US-20210045555-A1	02-2021	Green; Stephanie Ann	A47G21/04	1/1
*	C	US-20220022674-A1	01-2022	CHUANG; MING-HAN	A47G21/04	1/1
	D					
	E					
	F					
	G					
	H					
	I					
	J					
	K					
	L					
	M					

FOREIGN PATENT DOCUMENTS

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Country	Name	CPC Classification
	N					
	O					
	P					
	Q					
	R					
	S					
	T					

NON-PATENT DOCUMENTS

*		Include as applicable: Author, Title Date, Publisher, Edition or Volume, Pertinent Pages)
	U	
	V	
	W	
	X	

*A copy of this reference is not being furnished with this Office action. (See MPEP § 707.05(a).)
Dates in MM-YYYY format are publication dates. Classifications may be US or foreign.

<i>Index of Claims</i> 	Application/Control No. 17/844,634	Applicant(s)/Patent Under Reexamination MIKSOVSKY et al.
	Examiner JASON D PRONE	Art Unit 3724

✓	Rejected	-	Cancelled	N	Non-Elected	A	Appeal
=	Allowed	÷	Restricted	I	Interference	O	Objected

CLAIMS										
☐ Claims renumbered in the same order as presented by applicant ☐ CPA ☐ T.D. ☐ R.1.47										
CLAIM		DATE								
Final	Original	08/01/2022	08/30/2022							
	1	÷	✓							
	2	÷	✓							
	3	÷	✓							
	4	÷	✓							
	5	÷	✓							
	6	÷	✓							
	7	÷	✓							
	8	÷	✓							
	9	÷	✓							
	10	÷	✓							
	11	÷	✓							
	12	÷	✓							
	13	÷	✓							
	14	÷	✓							
	15	÷	✓							
	16	÷	✓							
	17	÷	✓							
	18	÷	O							
	19	÷	O							
	20	÷	O							
	21	÷	✓							
	22	÷	✓							
	23	÷	✓							
	24	÷	✓							
	25	÷	O							
	26	÷	O							
	27	÷	O							

Search Notes 	Application/Control No. 17/844,634	Applicant(s)/Patent Under Reexamination MIKSOVSKY et al.
	Examiner JASON D PRONE	Art Unit 3724

CPC - Searched*		
Symbol	Date	Examiner
A47G 21/023, 04, 06, 065	08/30/2022	/JP/

CPC Combination Sets - Searched*		
Symbol	Date	Examiner

US Classification - Searched*			
Class	Subclass	Date	Examiner
30	147-150, 322-328		
D7	643, 644, 653	08/30/2022	/JP/

* See search history printout included with this form or the SEARCH NOTES box below to determine the scope of the search.

Search Notes		
Search Notes	Date	Examiner
consulted CPC and USPC		
inventor search		
consulted parent cases. ODP proper at this time	08/30/2022	/JP/

Interference Search			
US Class/CPC Symbol	US Subclass/CPC Group	Date	Examiner

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Form 1449 (Modified) Information Disclosure Statement By Applicant (Use Several Sheets if Necessary)	Atty Docket No.	HMG1P008D4
	Application No.:	Unassigned
	Applicant	Humangear, Inc.
	Filing Date	Herewith
	Group	Unassigned
		Page 1 of 10
	Date Submitted	June 20, 2022

U.S. Patent Documents

Examiner Initial	No.	Patent No.	Date	Patentee	Class	Sub-class	Filing Date
	1.	1,053,387	02/18/1913	Hawley			01/09/1912
	2.	1,229,696	06/12/1917	Woods			08/23/1916
	3.	1,271,679	07/09/1918	Duckett			01/17/1918
	4.	1,277,205	08/27/1918	Evans			04/09/1917
	5.	1,337,174	04/13/1920	Whyte			09/26/1919
	6.	1,348,762	08/03/1920	Suzuki			03/12/1919
	7.	1,372,325	03/22/1921	Willemin			04/09/1919
	8.	1,425,750	08/15/1922	Crawford			12/20/1920
	9.	1,452,337	04/17/1923	Brecel			11/16/21
	10.	1,699,248	01/15/1929	Pasal			11/19/1923
	11.	1,868,289	07/19/1932	Leidel			05/22/1930
	12.	1,984,081	12/11/1934	Pisculli			03/30/1934
	13.	10,518,402	12/31/19	Polen			01/20/16
	14.	10,568,447	02/25/20	Miksovsky et al.			12/07/18
	15.	10,857,661	12/08/20	Miksovsky et al.			06/12/19
	16.	2,010,074	08/06/35	Fuerst			04/16/35
	17.	2,109,016	02/22/1938	Ringer			01/23/1937
	18.	2,251,842	08/05/1941	Hill			06/02/39
	19.	2,318,129	05/04/1943	Torode			06/02/1941
	20.	2,439,882	04/20/1948	Beddow			04/01/1946
	21.	2,470,492	05/17/1949	Jenkins			01/30/1946
	22.	2,505,122	04/25/1950	Krieger, Jr.			05/26/1947
	23.	2,542,600	02/20/1951	Vaccarezza			07/15/1948
	24.	2,610,400	09/16/1952	Wendling			06/05/50
	25.	2,752,678	07/03/1956	Welch			12/24/1954
	26.	2003/0024126	02/06/03	Liu			08/03/01

Examiner	/Jason Daniel Prone/	Date Considered	08/30/2022
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Examiner: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Humangear, Inc. Ex. 2011, Page 72

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /JDP/

Form 1449 (Modified) Information Disclosure Statement By Applicant (Use Several Sheets if Necessary)	Atty Docket No.	HMG1P008D4
	Application No.:	Unassigned
	Applicant	Humangear, Inc.
	Filing Date	Herewith
	Group	Unassigned
	Date Submitted	June 20, 2022

	27.	2003/0029044	02/13/03	Mattson et al.			08/10/01
	28.	2003/0110644	06/19/03	Miller			12/18/01
	29.	2005/0066531	03/31/05	Hougland			09/25/03
	30.	2005/0155229	07/21/05	Lee			07/28/04
	31.	2006/0248732	11/09/06	Straube			05/04/05
	32.	2007/0084063	04/19/07	Hughes			11/09/06
	33.	2007/0124943	06/07/07	Hougland			10/11/06
	34.	2007/0251103	11/01/07	Rhodes III			05/01/06
	35.	2008/0000092	01/03/08	Vanguard			06/30/06
	36.	2008/0016698	01/24/08	Simpson			07/21/06
	37.	2008/0148575	06/26/08	Chan			12/22/06
	38.	2008/0256807	10/23/08	Kirkup			04/12/08
	39.	2009/0172949	07/09/09	Watts			07/16/07
	40.	2009/0178284	07/16/09	Lane			01/11/08
	41.	2009/0205209	08/20/09	Tovar			02/16/08
	42.	2009/0293283	12/03/09	Hsu			05/30/08
	43.	2010/0206885	08/19/10	Bowden et al.			02/19/10
	44.	2010/0218382	09/02/10	Scott			03/02/09
	45.	2011/0091521	04/21/11	Omelchenko			04/12/10
	46.	2012/0036724	02/16/12	Walters			07/22/11
	47.	2012/0297628	11/29/12	Rayko et al.			05/23/11
	48.	2013/0152406	06/20/13	McFarland			12/20/11
	49.	2014/0026425	01/30/14	Kim			03/11/13
	50.	2015/0014329	01/15/15	Konopatsky			07/09/13
	51.	2015/0257562	09/17/15	Miksovsky et al.			03/11/14
	52.	2017/0000276	01/05/17	Miksovsky et al.			09/16/16
	53.	2019/0104873	04/11/19	Miksovsky et al.			12/07/18
	54.	2019/0381651	12/19/19	Miksovsky et al.			06/12/19
	55.	3,014,277	12/26/1961	Geckler			06/23/60

Examiner /Jason Daniel Prone/	Date Considered 08/30/2022
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Examiner: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /JDP/

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	Application No.:	Unassigned
	Applicant	Humangear, Inc.
	Filing Date	Herewith
	Group	Unassigned
	Date Submitted	June 20, 2022

	56.	3,121,951	02/25/1964	Green			12/12/60
	57.	3,138,871	06/30/1964	Sears			10/21/63
	58.	3,586,161	06/22/1971	Fong et al.			07/10/69
	59.	3,596,965	08/03/1971	Woofter			10/22/1968
	60.	3,630,249	12/28/1971	Brunwin			02/20/70
	61.	3,771,224	11/13/1973	Bono, Jr.			02/03/1972
	62.	3,967,376	07/06/1976	Foley			02/05/1974
	63.	3,991,466	11/16/1976	Smith			02/09/76
	64.	32,916	07/23/1861	Richards			
	65.	33,703	11/12/1861	Hardie			
	66.	34,069	01/07/1862	Neill			
	67.	34,098	01/07/1862	Hardie et al.			
	68.	34,712	03/18/1862	Cables			
	69.	398,264	02/19/1889	Kisner			12/3/1888
	70.	4,317,284	03/02/1982	Prindle			03/21/1980
	71.	4,377,035	03/22/83	Dalichow			03/12/81
	72.	4,425,711	01/17/84	Wood et al.			11/12/80
	73.	4,524,512	06/25/85	Formo et al.			04/25/83
	74.	4,615,120	10/07/86	Newman			12/21/84
	75.	4,625,404	12/02/86	Valente et al.			02/19/85
	76.	4,771,541	09/20/88	Bouchakian			07/13/87
	77.	4,835,864	06/06/89	Tang			02/22/88
	78.	4,984,367	01/15/91	Albanese			01/08/90
	79.	4,995,154	02/26/91	Bamber			08/16/89
	80.	46,832	03/14/1865	Thorne			
	81.	5,197,623	03/30/93	Wang			09/18/92
	82.	5,327,650	06/12/94	Rojas			10/14/93
	83.	5,542,181	08/06/96	Gaylord			07/31/95
	84.	5,735,050	04/07/98	Hsieh			04/14/97

Examiner /Jason Daniel Prone/	Date Considered 08/30/2022
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ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /JDP/

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	Application No.:	Unassigned
	Applicant	Humangear, Inc.
	Filing Date	Herewith
	Group	Unassigned
	Date Submitted	June 20, 2022

	85.	5,845,403	12/08/98	Nivin			09/13/95
	86.	5,904,250	05/18/99	De Schutter			09/02/94
	87.	5,940,974	08/24/99	Lee			06/15/98
	88.	6,055,733	05/02/00	Chen			05/03/99
	89.	6,145,204	11/14/00	Cash			10/15/99
	90.	6,151,999	11/28/00	Eklind			07/06/99
	91.	6,374,500	04/23/02	Stein et al.			05/02/01
	92.	6,463,662	10/15/02	Coscia et al.			04/09/01
	93.	6,647,828	11/18/03	Hakim			09/23/02
	94.	671,740	04/09/1901	Wattne			12/10/1900
	95.	675,475	06/04/1901	Glover			10/08/1900
	96.	7,013,568	03/21/06	Schmidt			09/08/04
	97.	7,816,634	10/19/10	Guide, Jr. et al.			03/22/06
	98.	7,856,722	12/28/10	Lago-Arenas			09/27/04
	99.	8,296,957	10/30/12	Muehlemann			03/06/07
	100.	8,635,780	01/28/14	Abul			06/17/13
	101.	8,689,453	04/08/14	Vogan			05/24/12
	102.	8,726,525	05/20/14	Bagley et al.			01/13/11
	103.	8,839,522	09/23/14	Walters			07/22/11
	104.	812,424	02/13/1906	Hellmuth			08/26/1905
	105.	849,098	04/02/1907	Aufrichtig			03/08/1906
	106.	854,745	05/28/1907	King			03/15/1906
	107.	870,413	11/05/1907	Brown			06/25/1907
	108.	88,370	03/30/1869	Cox			
	109.	9,061,429	06/23/15	Barber			03/15/13
	110.	9,434,590	09/06/16	Miksovsky et al.			03/11/14
	111.	9,468,321	10/18/16	Miksovsky et al.			03/11/14
	112.	9,549,626	01/24/17	Truog et al.			11/13/14
	113.	972,777	10/11/1910	Richardson			03/11/1909

Examiner	/Jason Daniel Prone/	Date Considered	08/30/2022
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ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /JDP/

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	Application No.:	Unassigned
	Applicant	Humangear, Inc.
	Filing Date	Herewith
	Group	Unassigned
	Date Submitted	June 20, 2022

	114.	D143,431	01/01/1946	Lapin			10/16/45
	115.	D149,920	08/29/1950	Pavlinetz			11/28/1947
	116.	D184,317	01/27/1959	McArthur			07/25/57
	117.	D199,630	11/24/1964	Dedic, Sr.			02/17/64
	118.	D209,704	12/26/1967	Siune et al.			01/24/1967
	119.	D210,549	03/19/1968	O'Brien			01/23/1967
	120.	D241,302	09/07/1976	Scigliano			12/17/1974
	121.	D249,926	10/17/1978	Wong			01/14/77
	122.	D269,060	05/24/83	Creamer			09/05/80
	123.	D284,442	07/01/86	Chan			03/06/84
	124.	D30,129	02/07/1899	Whitcomb et al.			12/24/1898
	125.	D31,575	10/03/1899	Phillips et al.			08/25/1899
	126.	D318,600	07/30/91	Lillelund et al.			05/10/88
	127.	D318,600	07/30/91	Lillelund et al.			05/10/88
	128.	D325,855	05/05/92	Rea, Sr.			09/18/91
	129.	D342,422	12/21/93	Sanford			02/08/90
	130.	D347,975	06/21/94	Zeller			08/27/93
	131.	D362,160	09/12/95	Brabeck et al.			07/02/93
	132.	D376,514	12/17/96	Torkelson			04/08/96
	133.	D388,664	01/06/98	Gagnon et al.			12/09/96
	134.	D391,123	02/24/98	Rey et al.			02/19/97
	135.	D396,613	08/04/1998	Cousins			06/30/1997
	136.	D401,481	11/24/98	Boilard et al.			11/25/97
	137.	D412,813	08/17/99	Roskind et al.			10/13/98
	138.	D414,988	10/12/99	Santini			01/04/99
	139.	D414,988	10/12/99	Santini			01/04/99
	140.	D491,419	06/15/04	White et al.			05/02/03
	141.	D509,708	09/20/05	Schmidt			06/18/04
	142.	D53,165	04/01/1919	Janosik			01/23/1919

Examiner /Jason Daniel Prone/	Date Considered 08/30/2022
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Form 1449 (Modified) Information Disclosure Statement By Applicant (Use Several Sheets if Necessary)	Atty Docket No.	HMG1P008D4
	Application No.:	Unassigned
	Applicant	Humangear, Inc.
	Filing Date	Herewith
	Group	Unassigned
	Date Submitted	June 20, 2022

	143.	D530,985	10/31/06	Evans			10/11/05
	144.	D530,986	10/31/06	Lago-Arenas			10/01/04
	145.	D533,034	12/05/06	Wasserman			08/11/04
	146.	D535,857	01/30/07	Bristow			12/22/05
	147.	D536,221	02/06/07	Kamins			10/06/04
	148.	D536,222	02/06/07	Heiberg et al.			06/08/05
	149.	D537,302	02/27/07	Vrhovski			01/17/06
	150.	D554,951	11/13/2007	McGrath			01/25/07
	151.	D563,737	03/11/08	Shane-Schuldt			10/03/07
	152.	D575,593	08/26/08	Svartström			12/05/07
	153.	D587,075	02/24/09	Dibnah et al.			04/25/08
	154.	D59,869	11/29/1921	Quandee et al.			12/22/1920
	155.	D60,369	02/07/1922	Quandee et al.			12/22/1920
	156.	D608,602	01/26/10	Davies et al.			06/01/09
	157.	D609,060	02/02/10	Pallotto			03/31/09
	158.	D612,692	03/30/10	Menceles			08/11/09
	159.	D617,156	06/08/10	Griffith			10/08/09
	160.	D618,070	06/22/10	Jalet et al.			06/29/09
	161.	D625,153	10/12/10	Gallop et al.			09/25/08
	162.	D63,047	09/25/1923	Adler			03/19/1923
	163.	D633,344	03/01/11	Nordwall			06/10/10
	164.	D637,309	05/03/11	Park			08/18/10
	165.	D656,799	04/03/12	Lebeau			03/28/11
	166.	D673,431	01/01/13	Glavin et al.			07/18/12
	167.	D676,286	02/19/13	Lion et al.			06/07/12
	168.	D686,045	07/16/13	Stewart et al.			03/07/12
	169.	D690,156	09/24/13	Apple et al.			03/04/13
	170.	D705,020	05/20/14	Fraser et al.			05/07/13
	171.	D706,586	06/10/14	Kestenbaum			04/22/13

Examiner /Jason Daniel Prone/	Date Considered 08/30/2022
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Form 1449 (Modified) Information Disclosure Statement By Applicant (Use Several Sheets if Necessary)	Atty Docket No.	HMG1P008D4
	Application No.:	Unassigned
	Applicant	Humangear, Inc.
	Filing Date	Herewith
	Group	Unassigned
	Date Submitted	June 20, 2022

	172.	D718,093	11/25/14	Miksovsky et al.			03/11/14
	173.	D722,837	02/24/15	Miksovsky et al.			03/10/14
	174.	D730,049	05/26/15	Miksovsky et al.			03/10/14
	175.	D739,685	09/29/15	Miksovsky et al.			11/24/14
	176.	D740,079	10/06/15	Miksovsky et al.			11/24/14
	177.	D745,339	12/15/15	Cetti			06/18/14
	178.	D746,644	01/05/16	Cai			09/26/14
	179.	D747,159	01/12/16	Frost			05/22/14
	180.	D752,918	04/05/16	Katopis			10/27/14
	181.	D753,447	04/12/16	Busboom			12/15/14
	182.	D756,171	05/17/16	Mou			12/09/13
	183.	D756,172	05/17/16	Mou			12/09/13
	184.	D758,808	06/14/16	Gatewood			03/18/15
	185.	D782,254	03/28/17	Joseph			09/29/15
	186.	D794,400	08/15/17	Young			02/26/16
	187.	D807,127	01/09/18	Levi			08/02/16
	188.	D812,994	03/20/18	Mundhra			07/28/17
	189.	D812,995	03/20/18	Mundhra			07/28/17
	190.	D813,616	03/27/18	Mundhra			07/28/17
	191.	D816,432	05/01/18	Huang			05/15/17
	192.	D825,104	08/07/18	Simard et al.			12/31/15
	193.	D828,730	09/18/18	Gauss et al.			08/03/17
	194.	D834,887	12/04/18	Miksovsky et al.			03/29/18
	195.	D842,662	03/12/19	Bloch et al.			10/11/17
	196.	D862,996	10/15/19	Miksovsky et al.			06/15/18
	197.	D862,997	10/15/19	Miksovsky et al.			06/16/18
	198.	D93,956	11/27/1934	Wilson			05/01/1934
	199.	RE7,925	10/23/1877	Ulmer			
	200.	RE9,687	05/03/1881	Cox			

Examiner	/Jason Daniel Prone/	Date Considered	08/30/2022
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Form 1449 (Modified) Information Disclosure Statement By Applicant (Use Several Sheets if Necessary)	Atty Docket No.	HMG1P008D4
	Application No.:	Unassigned
	Applicant	Humangear, Inc.
	Filing Date	Herewith
	Group	Unassigned
	Date Submitted	June 20, 2022

	201.	10,555,629	02/11/20	Miksovsky et al.			12/07/18
	202.	D873,094	01/21/20	Bloch			07/18/18
	203.	D910,386	02/16/21	Pontano et al.			06/14/19
	204.	D909,821	02/09/21	Frazee et al.			06/14/19
	205.	D882,350	04/28/20	Rubenson et al.			05/15/18
	206.	2020/0383506	12/10/20	Rubenson et al.			11/16/18
	207.	2017/0208976	07/27/17	Muise et al.			01/04/17
	208.	D845,085	04/09/19	Miksovsky et al.			09/21/18

Foreign Patent or Published Foreign Patent Application

Examiner Initial	No.	Document No.	Publication Date	Country or Patent Office	Class	Sub-Class	Translation	
							Yes	No
	209.	WO 2013/095407	06/27/13	PCT				
	210.	0 129 495	12/27/84	EP				
	211.	DE 44 17 037	12/03/98	DE			Abstract	
	212.	22,788	09/02/1915	GB				
	213.	CN 202874843	04/17/13	CN			Abstract	
	214.	CN 200945058	09/12/07	CN			Abstract	
	215.	CN201691585	01/05/11	CN			Abstract	
	216.	CN202234496	05/30/12	CN			Abstract	
	217.	203424719	02/12/14	CN			Abstract	
	218.	WO 2015/138218	09/17/15	PCT				
	219.	GB 1337613	11/14/73	GB				
	220.	102068177	05/25/11	CN			Abstract	
	221.	2373000	04/12/00	CN			Abstract	
	222.	2231889	07/31/96	CN			Abstract	
	223.	2006-247086	09/21/06	JP			Abstract	

Examiner	/Jason Daniel Prone/	Date Considered	08/30/2022
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	Applicant	Humangear, Inc.
	Filing Date	Herewith
	Group	Unassigned
	Date Submitted	June 20, 2022

Other Documents

Examiner Initial	No.	Author, Title, Place (e.g. Journal) of Publication, Date
	224.	Alite, Cloverware Lite, http://shop.alitedesigns.com/cloverware-lite.html , downloaded on March 6, 2014.
	225.	Alite, Cloverware 2.0, http://shop.alitedesigns.com/cloverware-538.html , downloaded on March 6, 2014.
	226.	Guyot, Microbites™, https://www.guyotdesigns.com/product-microbites/ , downloaded on March 6, 2014.
	227.	Guyot, Utensils, https://www.guyotdesigns.com/utensils/ , downloaded on March 6, 2014.
	228.	International Search Report dated July 8, 2015 from International Application No. PCT/US2015/019017.
	229.	Written Opinion dated July 8, 2015 from International Application No. PCT/US2015/019017.
	230.	Chinese Office Action dated April 27, 2017 from Chinese Application No. 201580022197.1.
	231.	Chinese Office Action dated August 1, 2017 from Chinese Application No. 201611163525.2.
	232.	European Search Report dated June 16, 2017 from European Application No. 16202786.3-1653.
	233.	European Office Action dated October 17, 2018 from European Patent Application No. 16 202 786.6 - 1011.
	234.	Light My Fire, Spork original, http://www.lightmyfire.com/products/products/spork/spork-original.aspx , downloaded on March 6, 2014.
	235.	Primus, Folding Spork, http://store.primuscamping.com/cookware/utensils-and-accessories/primus-folding-spork-black/ , downloaded on March 6, 2014.
	236.	DCI, Swivel Spork & Knife Set, http://shop.dcgift.com/p/swivel-spork-knife-set , downloaded on March 6, 2014.
	237.	MSR Folding Camp Utensils, https://www.msrgear.com/cookware/folding-utensils , downloaded on September 20, 2018.
	238.	GSI Outdoors, Telescoping Foon, http://www.gsioutdoors.com/telescoping-foon.html , downloaded on September 20, 2018.
	239.	GSI Outdoors, Pivot Spatula, http://www.gsioutdoors.com/pivot-spatula.html , downloaded on September 20, 2018.
	240.	Chinese Office Action dated August 2, 2019 from Chinese Application No. 201810024557.7.

Examiner /Jason Daniel Prone/	Date Considered 08/30/2022
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Form 1449 (Modified) Information Disclosure Statement By Applicant (Use Several Sheets if Necessary)	Atty Docket No.	HMG1P008D4
	Application No.:	Unassigned
	Applicant	Humangear, Inc.
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	Group	Unassigned
		Page 10 of 10
	Date Submitted	June 20, 2022

	241.	Extended European Search Report dated October 22, 2019 from European Application No. 18208165.3-1011/3488740.
	242.	European Office Action dated March 5, 2020 from European Application No. 16 202 786.6 – 1011.

Examiner /Jason Daniel Prone/	Date Considered 08/30/2022
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Form 1449 (Modified) Information Disclosure Statement By Applicant (Use Several Sheets if Necessary)	Atty Docket No.	HMG1P008D4
	Application No.:	17/844,634
	Applicant	MIKSOVSKY et al.
	Filing Date	June 20, 2022
	Group	3724
	Date Submitted	August 15, 2022

U.S. Patent Documents

Examiner Initial	No.	Patent No.	Date	Patentee	Class	Sub-class	Filing Date
	1.						

Foreign Patent or Published Foreign Patent Application

Examiner Initial	No.	Document No.	Publication Date	Country or Patent Office	Class	Sub-Class	Translation	
							Yes	No
	2.							

Other Documents

Examiner Initial	No.	Author, Title, Place (e.g. Journal) of Publication, Date
	3.	Screenshot of Wildo product from the Internet Archive dated February 24, 2012 and downloaded from the internet on July 13, 2022, https://web.archive.org/web/20120224230642/http://www.wildo.se:80/ .
	4.	

Examiner /Jason Daniel Prone/	Date Considered 08/30/2022
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PE2E SEARCH - Search History (Prior Art)

Ref #	Hits	Search Query	DBs	Default Operator	Plurals	British Equivalents	Time Stamp
L1	754	MIKSOVSKY WITH Christopher.in. OR SLONE WITH Clint.in. OR CHAUBERT WITH Evelyne.in. OR NGHIEM WITH Charlie.in. OR LANE WITH Robert.in. OR DOWNING WITH Jonathan.in.	(US-PGPUB; USPAT; FPRS; EPO; JPO)	OR	ON	ON	2022/08/30 08:51 AM
L2	29	1 AND spoon	(US-PGPUB; USPAT; FPRS; EPO; JPO)	OR	ON	ON	2022/08/30 08:52 AM
L3	80	("32916" "33703" "34069" "34712" "46832" "RE7925" "RE9687" "398264" "812424" "849098" "854745" "870413" "972777" "1053387" "1229696" "1271679" "1277205" "1337174" "1348762" "1372325" "D60369" "1425750" "1699248" "2010074" "2109016" "2318129" "2439882" "2470492" "2542600" "2752678" "D210549" "3596965" "3771224" "3967376" "D241302" "3991466" "D249926" "4317284" "D269060" "4425711" "4524512" "D284442" "4995154" "D318600" "5197623" "D347975" "5327650" "D362160" "D376514" "5845403" "D412813" "D414988" "D509708" "7013568" "D530985" "D536222" "D537302" "D575593" "D608602" "7816634" "7856722" "D633344" "D656799" "8296957" "D686045" "8635780" "8726525" "D718093" "D722837" "D739685" "D740079" "20030110644" "20120036724" "20140026425"	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2022/08/30 08:55 AM

L4	3	"20150014329" "20150257562").pn. AND (PGPB USPT USOC).dbnm. "17844634"	(US-PGPUB; USPAT; FPRS; EPO; JPO)	OR	ON	ON	2022/08/30 09:20 AM
L5	3628	a47g21/06,065,04,023. cpc.	(US-PGPUB; USPAT; FPRS; EPO; JPO)	OR	ON	ON	2022/08/30 09:59 AM
L6	1749	30/147-150,322- 328.ccls.	(US-PGPUB; USPAT; FPRS; EPO; JPO)	OR	ON	ON	2022/08/30 10:00 AM
L7	2344	d7/643,644,653.ccls.	(US-PGPUB; USPAT; FPRS; EPO; JPO)	OR	ON	ON	2022/08/30 10:00 AM
L8	1	"10568447".pn.	(US-PGPUB; USPAT; FPRS; EPO; JPO)	OR	ON	ON	2022/08/30 10:04 AM
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PE2E SEARCH - Search History (Interference)

There are no Interference searches to show.

Doc Code: DIST.E.FILE Document Description: Electronic Terminal Disclaimer - Filed		PTO/SB/26 U.S. Patent and Trademark Office Department of Commerce	
Electronic Petition Request	TERMINAL DISCLAIMER TO OBIATE A DOUBLE PATENTING REJECTION OVER A "PRIOR" PATENT		
Application Number	17844634		
Filing Date	20-Jun-2022		
First Named Inventor	Christopher MIKSOVSKY		
Attorney Docket Number	HMG1P008D4		
Title of Invention	EATING UTENSIL SYSTEM		
☒ Filing of terminal disclaimer does not obviate requirement for response under 37 CFR 1.111 to outstanding Office Action ☒ This electronic Terminal Disclaimer is not being used for a Joint Research Agreement.			
Owner		Percent Interest	
humangear, Inc.		100%	
The owner(s) with percent interest listed above in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of prior patent number(s) 10568447 as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns. In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent later: - expires for failure to pay a maintenance fee; - is held unenforceable; - is found invalid by a court of competent jurisdiction; - is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321; - has all claims canceled by a reexamination certificate; - is reissued; or - is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer. ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included with Electronic Terminal Disclaimer request.			

☐ I certify, in accordance with 37 CFR 1.4(d)(4), that the terminal disclaimer fee under 37 CFR 1.20(d) required for this terminal disclaimer has already been paid in the above-identified application.	
Applicant claims the following fee status:	
☒ Small Entity ☐ Micro Entity ☐ Regular Undiscounted	
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.	
THIS PORTION MUST BE COMPLETED BY THE SIGNATORY OR SIGNATORIES I certify, in accordance with 37 CFR 1.4(d)(4) that I am:	
☒ An attorney or agent registered to practice before the Patent and Trademark Office who is of record in this application Registration Number <u>31234</u>	
☐ A sole inventor ☐ A joint inventor; I certify that I am authorized to sign this submission on behalf of all of the inventors as evidenced by the power of attorney in the application ☐ A joint inventor; all of whom are signing this request	
Signature	/Steve D Beyer/
Name	Steve D Beyer

*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).
 Form PTO/SB/96 may be used for making this certification. See MPEP § 324.

Electronic Patent Application Fee Transmittal

Application Number:	17844634			
Filing Date:	20-Jun-2022			
Title of Invention:	EATING UTENSIL SYSTEM			
First Named Inventor/Applicant Name:	Christopher A. MIKSOVSKY			
Filer:	Steve D. Beyer/Kellianne Bartlett			
Attorney Docket Number:	HMG1P008D4			
Filed as Small Entity				
Filing Fees for Utility under 35 USC 111(a)				
Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Basic Filing:				
STATUTORY OR TERMINAL DISCLAIMER	2814	1	170	170
Pages:				
Claims:				
Miscellaneous-Filing:				
Petition:				
Patent-Appeals-and-Interference:				
Post-Allowance-and-Post-Issuance:				

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Extension-of-Time:				
Miscellaneous:				
Total in USD (\$)				170

Doc Code: DISQ.E.FILE

Document Description: Electronic Terminal Disclaimer – Approved

Application No.: 17844634

Filing Date: 20-Jun-2022

Applicant/Patent under Reexamination: MIKSOVSKY

Electronic Terminal Disclaimer filed on September 7, 2022

☒ APPROVED

This patent is subject to a terminal disclaimer

☐ DISAPPROVED

Approved/Disapproved by: Electronic Terminal Disclaimer automatically approved by EFS-Web

U.S. Patent and Trademark Office

Electronic Acknowledgement Receipt

EFS ID:	46564893
Application Number:	17844634
International Application Number:	
Confirmation Number:	1717
Title of Invention:	EATING UTENSIL SYSTEM
First Named Inventor/Applicant Name:	Christopher A. MIKSOVSKY
Customer Number:	58766
Filer:	Steve D. Beyer/Kellianne Bartlett
Filer Authorized By:	Steve D. Beyer
Attorney Docket Number:	HMG1P008D4
Receipt Date:	07-SEP-2022
Filing Date:	20-JUN-2022
Time Stamp:	14:13:11
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	yes
Payment Type	DA
Payment was successfully received in RAM	\$ 170
RAM confirmation Number	E202297E13094926
Deposit Account	504481
Authorized User	Kellianne Bartlett

The Director of the USPTO is hereby authorized to charge indicated fees and credit any overpayment as follows:

37 CFR 1.16 (National application filing, search, and examination fees)

37 CFR 1.17 (Patent application and reexamination processing fees)

37 CFR 1.19 (Document supply fees)
 37 CFR 1.20 (Post Issuance fees)
 37 CFR 1.21 (Miscellaneous fees and charges)

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Terminal Disclaimer-Filed (Electronic)	eTerminal-Disclaimer.pdf	41218	no	2
			9c91f9b0667306b42831fff7b90c748397f5d083		

Warnings:

Information:

2	Fee Worksheet (SB06)	fee-info.pdf	37862	no	2
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Warnings:

Information:

Total Files Size (in bytes):			79080
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This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

To: USPTOmail@beyerlaw.com,,
From: PAIR_eOfficeAction@uspto.gov
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Sep 07, 2022 03:25:34 AM

Dear PAIR Customer:

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P. O. Box 51887
Palo Alto, CA 94303-1887
UNITED STATES

The following USPTO patent application(s) associated with your Customer Number, 58766 , have new outgoing correspondence. This correspondence is now available for viewing in Private PAIR.

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Application	Document	Mailroom Date	Attorney Docket No.
17844634	CTNF	09/07/2022	HMG1P008D4
	892	09/07/2022	HMG1P008D4
	1449	09/07/2022	HMG1P008D4
	1449	09/07/2022	HMG1P008D4

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Thank you for prompt attention to this notice,

UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT APPLICATION INFORMATION RETRIEVAL SYSTEM

Form 1449 (Modified) Information Disclosure Statement By Applicant (Use Several Sheets if Necessary)	Atty Docket No.	HMG1P008D4
	Application No.:	17/844,634
	Applicant	MIKSOVSKY et al.
	Filing Date	June 20, 2022
	Group	3724
		Page 1 of 1
	Date Submitted	August 15, 2022

U.S. Patent Documents

Examiner Initial	No.	Patent No.	Date	Patentee	Class	Sub-class	Filing Date
	1.						

Foreign Patent or Published Foreign Patent Application

Examiner Initial	No.	Document No.	Publication Date	Country or Patent Office	Class	Sub-Class	Translation	
							Yes	No
	2.							

Other Documents

Examiner Initial	No.	Author, Title, Place (e.g. Journal) of Publication, Date
	3.	Screenshot of Wildo product from the Internet Archive dated February 24, 2012 and downloaded from the internet on July 13, 2022, https://web.archive.org/web/20120224230642/http://www.wildo.se:80/ .
	4.	

Examiner	Date Considered
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Examiner: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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conviction that all people
need more nature**

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Electronic Acknowledgement Receipt

EFS ID:	46412968
Application Number:	17844634
International Application Number:	
Confirmation Number:	1717
Title of Invention:	EATING UTENSIL SYSTEM
First Named Inventor/Applicant Name:	Christopher A. MIKSOVSKY
Customer Number:	58766
Filer:	Steve D. Beyer/Kellianne Bartlett
Filer Authorized By:	Steve D. Beyer
Attorney Docket Number:	HMG1P008D4
Receipt Date:	15-AUG-2022
Filing Date:	20-JUN-2022
Time Stamp:	18:42:15
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	no
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File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Transmittal Letter	HMG1P008D4_IDS.pdf	23121	no	2
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Warnings:

Information:					
2	Information Disclosure Statement (IDS) Form (SB08)	HMG1P008D4_1449.pdf	21481	no	1
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Warnings:					
Information:					
This is not an USPTO supplied IDS fillable form					
3	Non Patent Literature	Wildo_Ref.pdf	368858	no	2
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Information:					
			Total Files Size (in bytes):	413460	
This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503. <u>New Applications Under 35 U.S.C. 111</u> If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application. <u>National Stage of an International Application under 35 U.S.C. 371</u> If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course. <u>New International Application Filed with the USPTO as a Receiving Office</u> If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.					

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: MIKSOVSKY et al.

Attorney Docket No.: HMG1P008D4

Application No.: 17/844,634

Examiner: PRONE, JASON D.

Filed: June 20, 2022

Group: 3724

Title: EATING UTENSIL SYSTEM

Confirmation No.: 1717

CERTIFICATE OF EFS-WEB TRANSMISSION

I hereby certify that this correspondence is being transmitted electronically through EFS-WEB to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on August 15, 2022.

Signed: _____/Kellianne Bartlett/
Kellianne Bartlett

**INFORMATION DISCLOSURE STATEMENT
37 CFR §§1.56 AND 1.97(b)**

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

Dear Commissioner:

The reference(s) identified in the attached PTO Form 1449 (copies of non-U.S. references are attached) may be material to examination of the above-identified patent application. Applicants identify the reference(s) in compliance with their duty of disclosure pursuant to 37 CFR §§1.56 and 1.97. The Examiner is requested to make the identified reference(s) of official record in this application.

This Information Disclosure Statement is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that the identified reference(s) indeed constitute prior art.

This Information Disclosure Statement is: (i) filed within three (3) months of the filing date of the above-referenced application, (ii) believed to be filed before the mailing date of a first Office Action on the merits, or (iii) believed to be filed before the mailing of a first Office Action after the filing of a Request for Continued Examination under §1.114. Accordingly, it is believed that no fees are due in connection with the filing of this Information Disclosure

Statement. However, if it is determined that any fees are due, the Commissioner is hereby authorized to charge such fees to Deposit Account 50-4481 (Order No. HMG1P008D4).

Respectfully submitted,
BEYER LAW GROUP LLP

/Steve D Beyer/
Steve D Beyer
Registration No. 31,234

P. O. Box 51887
Palo Alto, CA 94303-1887
650-842-1300



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
17/844,634	06/20/2022	Christopher A. MIKSOVSKY	HMG1P008D4	1717
58766	7590	08/05/2022		
Beyer Law Group LLP P. O. Box 51887 Palo Alto, CA 94303-1887			EXAMINER PRONE, JASON D	
			ART UNIT	PAPER NUMBER
			3724	
			NOTIFICATION DATE	DELIVERY MODE
			08/05/2022	ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

USPTOmail@beyerlaw.com

DETAILED ACTION

Election/Restrictions

1. This application contains claims directed to the following patentably distinct species:

- Species A: Figures 1-6D
- Species B: Figures 7A-7C

The species are independent or distinct because each species incorporates structure not incorporated by the other species. In addition, these species are not obvious variants of each other based on the current record.

Applicant is required under 35 U.S.C. 121 to elect a single disclosed species, or a single grouping of patentably indistinct species, for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable. Currently, some claims may be generic.

There is a search and/or examination burden for the patentably distinct species as set forth above because at least the following reason(s) apply:

- the species or groupings of patentably indistinct species require a different field of search (e.g., searching different classes /subclasses or electronic resources, or employing different search strategies or search queries).

Applicant is advised that the reply to this requirement to be complete must include (i) an election of a species to be examined even though the requirement may be traversed (37 CFR 1.143) **and (ii) identification of the claims encompassing the elected species or grouping of patentably indistinct species**, including any

Art Unit: 3724

claims subsequently added. An argument that a claim is allowable or that all claims are generic is considered nonresponsive unless accompanied by an election.

The election may be made with or without traverse. To preserve a right to petition, the election must be made with traverse. If the reply does not distinctly and specifically point out supposed errors in the election of species requirement, the election shall be treated as an election without traverse. Traversal must be presented at the time of election in order to be considered timely. Failure to timely traverse the requirement will result in the loss of right to petition under 37 CFR 1.144. If claims are added after the election, applicant must indicate which of these claims are readable on the elected species or grouping of patentably indistinct species.

Should applicant traverse on the ground that the species, or groupings of patentably indistinct species from which election is required, are not patentably distinct, applicant should submit evidence or identify such evidence now of record showing them to be obvious variants or clearly admit on the record that this is the case. In either instance, if the examiner finds one of the species unpatentable over the prior art, the evidence or admission may be used in a rejection under 35 U.S.C. 103 or pre-AIA 35 U.S.C. 103(a) of the other species.

Upon the allowance of a generic claim, applicant will be entitled to consideration of claims to additional species which depend from or otherwise require all the limitations of an allowable generic claim as provided by 37 CFR 1.141.

The present application is being examined under the pre-AIA first to invent provisions.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to JASON DANIEL PRONE whose telephone number is (571)272-4513. The examiner can normally be reached on Monday-Friday: 7:30 am-3:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Sean M Michalski can be reached on (571)272-6752. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

01 August 2022

/Jason Daniel Prone/

Primary Examiner, Art Unit 3724

<i>Index of Claims</i> 	Application/Control No. 17/844,634	Applicant(s)/Patent Under Reexamination MIKSOVSKY et al.
	Examiner JASON D PRONE	Art Unit 3724

✓	Rejected	-	Cancelled	N	Non-Elected	A	Appeal
=	Allowed	÷	Restricted	I	Interference	O	Objected

CLAIMS										
☐ Claims renumbered in the same order as presented by applicant ☐ CPA ☐ T.D. ☐ R.1.47										
CLAIM		DATE								
Final	Original	08/01/2022								
	1	÷								
	2	÷								
	3	÷								
	4	÷								
	5	÷								
	6	÷								
	7	÷								
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: MIKSOVSKY et al.

Attorney Docket No.: HMG1P008D4

Application No.: 17/844,634

Examiner: PRONE, JASON D.

Filed: June 20, 2022

Group: 3724

Title: EATING UTENSIL SYSTEM

Confirmation No.: 1717

CERTIFICATE OF EFS-WEB TRANSMISSION

I hereby certify that this correspondence is being transmitted electronically through EFS-WEB to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on August 5, 2022.

Signed: _____/Kellianne Bartlett/_____
Kellianne Bartlett

RESPONSE TO RESTRICTION REQUIREMENT

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

Dear Commissioner:

In response to the Restriction Requirement dated August 5, 2022, Applicant hereby elects species A (Figures 1-6D). All of the pending claims 1-27 are believed to read on the elected species.

If Examiner Prone has any questions or concerns regarding the present application, he is encouraged to contact either the undersigned or Tina Chen at the number set forth below.

Respectfully submitted,
BEYER LAW GROUP LLP

/Steve D Beyer/
Steve D Beyer
Registration No. 31,234

P. O. Box 51887
Palo Alto, CA 94303-1887
650-842-1300

Electronic Acknowledgement Receipt

EFS ID:	46352336
Application Number:	17844634
International Application Number:	
Confirmation Number:	1717
Title of Invention:	EATING UTENSIL SYSTEM
First Named Inventor/Applicant Name:	Christopher A. MIKSOVSKY
Customer Number:	58766
Filer:	Steve D. Beyer/Kellianne Bartlett
Filer Authorized By:	Steve D. Beyer
Attorney Docket Number:	HMG1P008D4
Receipt Date:	05-AUG-2022
Filing Date:	20-JUN-2022
Time Stamp:	14:21:47
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	no
------------------------	----

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Transmittal Letter	HMG1P008D4_Amendment_Transmittal.pdf	21259 78f8b51c9a1ef19894569b45afa69b8799a0b9c8	no	1

Warnings:

Information:					
2	Response to Election / Restriction Filed	HMG1P008D4_Response_Restrict_Requirement.pdf	18786	no	1
			a62e8d738316cc03b867fd2e629ac3663bd62dbb		
Warnings:					
Information:					
Total Files Size (in bytes):			40045		
This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503. <u>New Applications Under 35 U.S.C. 111</u> If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application. <u>National Stage of an International Application under 35 U.S.C. 371</u> If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course. <u>New International Application Filed with the USPTO as a Receiving Office</u> If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.					

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: MIKSOVSKY et al.

Attorney Docket No.: HMG1P008D4

Application No.: 17/844,634

Examiner: PRONE, JASON D

Filed: June 20, 2022

Group: 3724

Title: EATING UTENSIL SYSTEM

Confirmation No.: 1717

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Signed: _____/Kellianne Bartlett/_____
Kellianne Bartlett

AMENDMENT TRANSMITTAL

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

Commissioner:

Transmitted herewith is an Amendment in the above-identified application.

The fee has been calculated as shown below.

	Claims After Amendment		Highest Previously Paid For	Present Extra	Small Entity Rate Fee	Large Entity Rate Fee
Total Claims	27	MINUS	27	0	x 50 = \$0.00	x 100 = \$0.00
Independent Claims	02	MINUS	02	0	x 240 = \$0.00	x 480 = \$0.00
Multiple Dependent Claim Present and Fee Not Previously Paid						
Total					\$0.00	\$0.00

☒ Applicant(s) believe that no (additional) Extension of Time is required; however, if it is determined that such an extension is required, Applicant(s) hereby petition that such an extension be granted and authorize the Commissioner to charge the required fees for an Extension of Time under 37 CFR 1.136 to Deposit Account No. 50-4481.

☒ Please charge the required fees, or any additional fees required to facilitate filing the enclosed response, to Deposit Account No. 50-4481 (Order No. HMG1P008D4).

Respectfully submitted,
BEYER LAW GROUP LLP

/Steve D Beyer/
Steve D Beyer
Reg. No. 31,234

P. O. Box 51887
Palo Alto, CA 94303-1887
650-842-1300

To: USPTOmail@beyerlaw.com,,
From: PAIR_eOfficeAction@uspto.gov
Cc: PAIR_eOfficeAction@uspto.gov
Subject: Private PAIR Correspondence Notification for Customer Number 58766

Aug 05, 2022 03:54:10 AM

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Palo Alto, CA 94303-1887
UNITED STATES

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Application	Document	Mailroom Date	Attorney Docket No.
17844634	CTRS	08/05/2022	HMG1P008D4

To view your correspondence online or update your email addresses, please visit us anytime at <https://portal.uspto.gov/secure/myportal/privatepair>.

If you have any questions, please email the Electronic Business Center (EBC) at EBC@uspto.gov with 'e-Office Action' on the subject line or call 1-866-217-9197 during the following hours:

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PATENT APPLICATION INFORMATION RETRIEVAL SYSTEM

To: USPTOmail@beyerlaw.com,,
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Subject: Private PAIR Correspondence Notification for Customer Number 58766

Jul 19, 2022 03:09:09 PM

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Palo Alto, CA 94303-1887
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Application	Document	Mailroom Date	Attorney Docket No.
17844634	TRACK1.GRANT	07/15/2022	HMG1P008D4

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Thank you for prompt attention to this notice,

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United States Patent and Trademark Office
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Alexandria, Virginia 22313-1450
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
17/844,634	06/20/2022	Christopher A. MIKSOVSKY	HMG1P008D4	1717
58766	7590	07/15/2022		
Beyer Law Group LLP P. O. Box 51887 Palo Alto, CA 94303-1887			EXAMINER CENTRAL, DOCKET	
			ART UNIT	PAPER NUMBER
			3724	
			NOTIFICATION DATE	DELIVERY MODE
			07/15/2022	ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

USPTOmail@beyerlaw.com

<i>Decision Granting Request for Prioritized Examination (Track I)</i>	Application No. 17/844,634	Applicant(s) MIKSOVSKY et al.	
	Examiner FIKIRTE A GEREMEW	Art Unit OMBL	AIA (FITF) Status Yes
1. THE REQUEST FILED <u>20 June 2022</u> IS GRANTED . The above-identified application has met the requirements for prioritized examination A. ☒ for an original nonprovisional application (Track I). B. ☐ for an application undergoing continued examination (RCE). 2. The above-identified application will undergo prioritized examination. The application will be accorded special status throughout its entire course of prosecution until one of the following occurs: A. filing a <u>petition for extension of time</u> to extend the time period for filing a reply; B. filing an <u>amendment to amend the application to contain more than four independent claims, more than thirty total claims</u>, or a multiple dependent claim; C. filing a <u>request for continued examination</u> ; D. filing a notice of appeal; E. filing a request for suspension of action; F. mailing of a notice of allowance; G. mailing of a final Office action; H. completion of examination as defined in 37 CFR 41.102; or I. abandonment of the application. Telephone inquiries with regard to this decision should be directed to FIKIRTE GEREMEW at (703) 756-1930. In his/her absence, calls may be directed to Petition Help Desk at (571) 272-3282.			
/FIKIRTE A GEREMEW/ PROGRAM SUPPORT ASSISTANT, OMBL			

PATENT APPLICATION FEE DETERMINATION RECORD Substitute for Form PTO-875						Application or Docket Number 17/844,634	
APPLICATION AS FILED - PART I							
(Column 1)		(Column 2)		SMALL ENTITY		OTHER THAN SMALL ENTITY	
FOR	NUMBER FILED	NUMBER EXTRA	RATE(\$)	FEE(\$)		RATE(\$)	FEE(\$)
BASIC FEE (37 CFR 1.16(a), (b), or (c))	N/A	N/A	N/A	80		N/A	
SEARCH FEE (37 CFR 1.16(k), (l), or (m))	N/A	N/A	N/A	350		N/A	
EXAMINATION FEE (37 CFR 1.16(o), (p), or (q))	N/A	N/A	N/A	400		N/A	
TOTAL CLAIMS (37 CFR 1.16(j))	27	minus 20 = * 7	x 50 =	350	OR		
INDEPENDENT CLAIMS (37 CFR 1.16(h))	2	minus 3 = *	x 240 =	0.00			
APPLICATION SIZE FEE (37 CFR 1.16(s))	If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$310 (\$155 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).			0.00			
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(j))				0.00			
			TOTAL	1180		TOTAL	
* If the difference in column 1 is less than zero, enter "0" in column 2.							
APPLICATION AS AMENDED - PART II							
(Column 1)		(Column 2)		(Column 3)		SMALL ENTITY	
AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE(\$)	ADDITIONAL FEE(\$)		RATE(\$)
	Total (37 CFR 1.16(i))	*	Minus **	=	x =	OR	x =
	Independent (37 CFR 1.16(h))	*	Minus ***	=	x =	OR	x =
	Application Size Fee (37 CFR 1.16(s))					OR	
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))					OR	
				TOTAL ADD'L FEE		OR	TOTAL ADD'L FEE
(Column 1)		(Column 2)		(Column 3)		SMALL ENTITY	
AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE(\$)	ADDITIONAL FEE(\$)		RATE(\$)
	Total (37 CFR 1.16(i))	*	Minus **	=	x =	OR	x =
	Independent (37 CFR 1.16(h))	*	Minus ***	=	x =	OR	x =
	Application Size Fee (37 CFR 1.16(s))					OR	
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))					OR	
				TOTAL ADD'L FEE		OR	TOTAL ADD'L FEE
* If the entry in column 1 is less than the entry in column 2, write "0" in column 3. ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20". *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3". The "Highest Number Previously Paid For" (Total or Independent) is the highest found in the appropriate box in column 1.							



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APPLICATION NUMBER	FILING or 371(c) DATE	GRP ART UNIT	FIL FEE REC'D	ATTY,DOCKET,NO	TOT CLAIMS	IND CLAIMS
17/844,634	06/20/2022	3724	1180	HMG1P008D4	27	2

CONFIRMATION NO. 1717

FILING RECEIPT



0000000134790478

58766
Beyer Law Group LLP
P. O. Box 51887
Palo Alto, CA 94303-1887

Date Mailed: 06/28/2022

Receipt is acknowledged of this non-provisional utility patent application. The application will be taken up for examination in due course. Applicant will be notified as to the results of the examination. Any correspondence concerning the application must include the following identification information: the U.S. APPLICATION NUMBER, FILING DATE, NAME OF FIRST INVENTOR, and TITLE OF INVENTION. Fees transmitted by check or draft are subject to collection.

Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please submit a written request for a corrected Filing Receipt, including a properly marked-up ADS showing the changes with strike-through for deletions and underlining for additions. If you received a "Notice to File Missing Parts" or other Notice requiring a response for this application, please submit any request for correction to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections provided that the request is grantable.

Inventor(s)

Christopher A. MIKSOVSKY, Bend, OR;
Clint N. SLONE, San Francisco, CA;
Evelyne CHAUBERT, San Francisco, CA;
Charlie NGHIEM, Oakland, CA;
Robert Charles LANE, Belmont, CA;
Jonathan Paul DOWNING, Belmont, CA;

Applicant(s)

Humangear, Inc., San Francisco, CA;

Power of Attorney: The patent practitioners associated with Customer Number 58766

Domestic Priority data as claimed by applicant

This application is a DIV of 16/725,397 12/23/2019
which is a DIV of 16/213,466 12/07/2018 PAT 10555629
which is a DIV of 15/268,175 09/16/2016 ABN
which is a DIV of 14/204,497 03/11/2014 PAT 9468321

Foreign Applications for which priority is claimed (You may be eligible to benefit from the **Patent Prosecution Highway** program at the USPTO. Please see <http://www.uspto.gov> for more information.) - None.

Foreign application information must be provided in an Application Data Sheet in order to constitute a claim to foreign priority. See 37 CFR 1.55 and 1.76.

Permission to Access Application via Priority Document Exchange: Yes

Permission to Access Search Results: Yes

Applicant may provide or rescind an authorization for access using Form PTO/SB/39 or Form PTO/SB/69 as appropriate.

If Required, Foreign Filing License Granted: 06/27/2022

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US 17/844,634**

Projected Publication Date: 10/06/2022

Non-Publication Request: No

Early Publication Request: No

**** SMALL ENTITY ****

Title

EATING UTENSIL SYSTEM

Preliminary Class

030

Statement under 37 CFR 1.55 or 1.78 for AIA (First Inventor to File) Transition Applications: No

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4258).

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Title 35, United States Code, Section 184

Title 37, Code of Federal Regulations, 5.11 & 5.15

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NOT GRANTED

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To: USPTOmail@beyerlaw.com,,
From: PAIR_eOfficeAction@uspto.gov
Cc: PAIR_eOfficeAction@uspto.gov
Subject: Private PAIR Correspondence Notification for Customer Number 58766

Jun 28, 2022 04:53:56 AM

Dear PAIR Customer:

Beyer Law Group LLP
P. O. Box 51887
Palo Alto, CA 94303-1887
UNITED STATES

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Application	Document	Mailroom Date	Attorney Docket No.
17844634	APP.FILE.REC	06/28/2022	HMG1P008D4

To view your correspondence online or update your email addresses, please visit us anytime at <https://portal.uspto.gov/secure/myportal/privatepair>.

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POWER OF ATTORNEY BY APPLICANT

I hereby revoke all previous powers of attorney given in the application identified in the attached transmittal letter.

- ☒ I hereby appoint Practitioner(s) associated with the following Customer Number as my/our attorney(s) or agent(s), and to transact all business in the United States Patent and Trademark Office connected therewith for the application referenced in the attached transmittal letter (form PTO/AIA/82A or equivalent):

58766

OR

- ☐ I hereby appoint Practitioner(s) named below as my/our attorney(s) or agent(s), and to transact all business in the United States Patent and Trademark Office connected therewith for the application referenced in the attached transmittal letter (form PTO/AIA/82A or equivalent):

Name	Registration Number	Name	Registration Number

Please recognize or change the correspondence address for the application identified in the attached transmittal letter to:

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- ☐ The address associated with Customer Number:

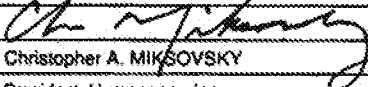
OR

☐ Firm or Individual Name			
Address			
City	State	Zip	
Country			
Telephone	Email		

I am the Applicant:

- ☐ Inventor or Joint Inventor
- ☐ Legal Representative of a Deceased or Legally Incapacitated Inventor
- ☒ Assignee or Person to Whom the Inventor is Under an Obligation to Assign
- ☐ Person Who Otherwise Shows Sufficient Proprietary Interest (e.g., a petition under 37 CFR 1.46(b)(2) was granted in the application or is concurrently being filed with this document)

SIGNATURE of Applicant for Patent

Signature		Date	2013.01.07
Name	Christopher A. MIKOSOVSKY	Telephone	415-830-6321
Title and Company	President, Humangear, Inc.		

NOTE: Signature - This form must be signed by the applicant in accordance with 37 CFR 1.33. See 37 CFR 1.4 for signature requirements and certifications. Submit multiple forms for more than one signature, see below *.

- ☐ *Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

**CERTIFICATION AND REQUEST FOR PRIORITIZED EXAMINATION
UNDER 37 CFR 1.102(e) (Page 1 of 1)**

First Named Inventor:	Christopher A. MIKSOVSKY	Nonprovisional Application Number (if known):	
Title of Invention:	EATING UTENSIL SYSTEM		

APPLICANT HEREBY CERTIFIES THE FOLLOWING AND REQUESTS PRIORITIZED EXAMINATION FOR THE ABOVE-IDENTIFIED APPLICATION.

1. The processing fee set forth in 37 CFR 1.17(i)(1) and the prioritized examination fee set forth in 37 CFR 1.17(c) have been filed with the request. The publication fee requirement is met because that fee, set forth in 37 CFR 1.18(d), is currently \$0. The basic filing fee, search fee, and examination fee are filed with the request or have been already been paid. I understand that any required excess claims fees or application size fee must be paid for the application.
2. I understand that the application may not contain, or be amended to contain, more than four independent claims, more than thirty total claims, or any multiple dependent claims, and that any request for an extension of time will cause an outstanding Track I request to be dismissed.
3. The applicable box is checked below:
 - I. ☒ **Original Application (Track One) - Prioritized Examination under § 1.102(e)(1)**
 - i. (a) The application is an original nonprovisional utility application filed under 35 U.S.C. 111(a). This certification and request is being filed with the utility application via EFS-Web.
---OR---
 - (b) The application is an original nonprovisional plant application filed under 35 U.S.C. 111(a). This certification and request is being filed with the plant application in paper.
 - ii. An executed inventor's oath or declaration under 37 CFR 1.63 or 37 CFR 1.64 for each inventor, or the application data sheet meeting the conditions specified in 37 CFR 1.53(f)(3)(i) is filed with the application.
- II. ☐ **Request for Continued Examination - Prioritized Examination under § 1.102(e)(2)**
 - i. A request for continued examination has been filed with, or prior to, this form.
 - ii. If the application is a utility application, this certification and request is being filed via EFS-Web.
 - iii. The application is an original nonprovisional utility application filed under 35 U.S.C. 111(a), or is a national stage entry under 35 U.S.C. 371.
 - iv. This certification and request is being filed prior to the mailing of a first Office action responsive to the request for continued examination.
 - v. No prior request for continued examination has been granted prioritized examination status under 37 CFR 1.102(e)(2).

Signature <u>/Steve D Beyer/</u>	Date <u>June 20, 2022</u>
Name (Print/Typed) <u>Steve D Beyer</u>	Practitioner Registration Number <u>31234</u>

Note: This form must be signed in accordance with 37 CFR 1.33. See 37 CFR 1.4(d) for signature requirements and certifications. Submit multiple forms if more than one signature is required.*

☒ *Total of 1 forms are submitted.

Privacy Act Statement

The **Privacy Act of 1974 (P.L. 93-579)** requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether disclosure of these records is required by the Freedom of Information Act.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
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5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (*i.e.*, GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

**DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION USING AN
APPLICATION DATA SHEET (37 CFR 1.76)**

Title of
Invention

EATING UTENSIL SYSTEM

As the below named inventor, I hereby declare that:

This declaration
is directed to:

☐

The attached application, or

☒

United States application or PCT international application number 14/204,497

filed on March 11, 2014

The above-identified application was made or authorized to be made by me.

I believe that I am the original inventor or an original joint inventor of a claimed invention in the application.

I hereby acknowledge that any willful false statement made in this declaration is punishable under 18 U.S.C. 1001
by fine or imprisonment of not more than five (5) years, or both.

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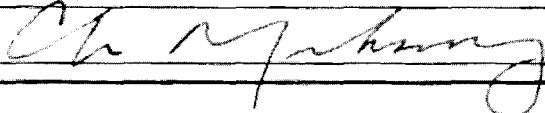
LEGAL NAME OF INVENTOR

Inventor: Christopher A. MIKSOVSKY

Date (Optional):

3/18/2014

Signature:



Note: An application data sheet (PTO/AIA/14 or equivalent), including naming the entire inventive entity, must accompany this form.
Use an additional PTO/SB/AIA01 form for each additional inventor.

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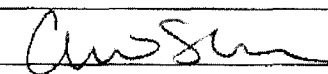
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LEGAL NAME OF INVENTOR

Inventor: Clint N. SLONE

Date (Optional): 3/18/2014

Signature: 

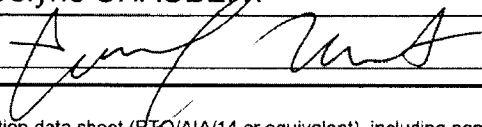
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LEGAL NAME OF INVENTOR Inventor: <u>Evelyne CHAUBERT</u> Date (Optional): <u>3/13/2014</u> Signature: 	
Note: An application data sheet (PTO/AIA/14 or equivalent), including naming the entire inventive entity, must accompany this form. Use an additional PTO/SB/AIA01 form for each additional inventor.	

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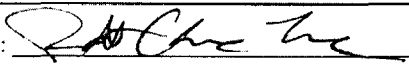
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LEGAL NAME OF INVENTOR Inventor: <u>Charlie NGHIEM</u> Date (Optional): <u>3/13/2014</u> Signature: <u><i>Charlie</i></u>	
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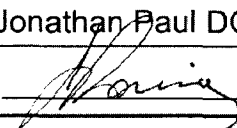
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LEGAL NAME OF INVENTOR

Inventor: Jonathan Paul DOWNING

Date (Optional): 03/13/14

Signature: 

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EATING UTENSIL SYSTEM

CROSS-REFERENCE TO RELATED APPLICATIONS

[0001] This application is a Divisional of U.S. Application No. 16/725,397, filed on December 23, 2019, which is a Divisional of U.S. Application No. 16/213,466, filed on December 7, 2018 (now U.S. Patent No. 10,555,629, issued February 11, 2020), which is a Divisional of U.S. Application No. 15/268,175, filed on September 16, 2016. U.S. Application No. 15/268,175 is a Divisional of U.S. Application No. 14/204,497, filed on March 11, 2014 (now U.S. Patent No. 9,468,321, issued on October 18, 2016), which is related to U.S. Design Application No. 29/484,447, filed on March 10, 2014, all of which are incorporated herein by reference in their entirety.

BACKGROUND OF THE INVENTION

[0002] The present invention relates generally to eating utensils. More particularly, the invention relates to combination eating utensils that may be suitable for transport.

[0003] Eating utensils are used by people all over the world to bring food to their mouths. Sometimes, eating utensils, such as knives, are used to cut food to a size and shape suitable for placing in a person's mouth. In some Asian countries, chopsticks are typically the only eating utensils used although spoons are also used for soups in Asia. In Western countries, forks, knives, and spoons are typically used as eating utensils. In still other countries, such as India and Ethiopia, hands are often used in place of utensils.

[0004] Although these existing utensils work quite well, there are continuing efforts to develop new hybrid combinations of utensils that provide not only improved function and convenience but can also reduce the need for separate utensils. Such combination utensils are also more easily transported, as they take up less space.

SUMMARY OF THE INVENTION

[0005] In accordance with an embodiment, a combination fork and spoon system is provided. The combination fork and spoon system includes a fork and a spoon. The fork includes a recess in a bottom surface and a pair of rails. Each rail is positioned along a

portion of an outer edge of the bottom surface of a handle. The spoon is configured to interlock with the fork either in a nested position or in an end to end configuration to form a single combination utensil. The spoon includes a handle that is capable of being slid between the rails.

[0006] In accordance with another embodiment, a combination eating utensil is provided. The combination eating utensil includes a fork and a spoon. The fork has a handle connected to a head portion including a plurality of tines. At least one tine on a curved outer edge of the head portion has a chamfered outer edge along substantially its entire length. The chamfered edge tapers to a point where the handle is connected to the head portion. The spoon has a substantially pentagonal bowl portion having substantially flat side and end edges. The spoon and fork can be connected at their proximal ends.

[0007] In accordance with yet another embodiment, a combination fork and spoon system is provided. The combination fork and spoon system includes a fork, a spoon, and an interlocking mechanism. The fork has a handle with a pair of rails along a portion of its side edges. The spoon has a handle slidable along the handle of the fork and the handle of the spoon is slidable between the rails of the fork. The interlocking mechanism is for interlocking the spoon and the fork either in a nested position or in an end to end position.

[0008] According to yet another embodiment, a fork is provided. The fork includes a head portion connected to a handle portion. The head portion includes a plurality of tines. An outer tine has a curved chamfered outer edge that extends along substantially an entire length of the head portion. The chamfered edge tapers to a point where the handle portion meets the head portion.

BRIEF DESCRIPTION OF THE DRAWINGS

[0009] The invention, together with further objects and advantages thereof, may best be understood by reference to the following description taken in conjunction with the accompanying drawings in which:

[0010] FIG. 1A is a top perspective of a combination spoon and fork system in its nested position in accordance with an embodiment.

[0011] FIG. 1B is a top plan view of the combination spoon and fork system shown in FIG. 1A in its nested position.

[0012] FIG. 2A is a bottom perspective view of the embodiment shown in FIG. 1 in its nested position.

[0013] FIG. 2B is a bottom plan view of the embodiment shown in FIG. 1 in its nested position.

[0014] FIG. 3 is a side view of the embodiment shown in FIGS. 1 and 2.

[0015] FIG. 4A is a top plan view of the fork separated from the spoon of the embodiment shown in FIGS. 1-3.

[0016] FIG. 4B is a top perspective view of the fork separated from the spoon of the embodiment shown in FIGS. 1-3.

[0017] FIG. 4C is a cross-sectional perspective view of the fork shown in FIGS. 4A and 4B.

[0018] FIG. 4D is a cross-sectional end view of the handle portion of the fork shown in FIGS. 4A-4C.

[0019] FIG. 4E is a detailed cut-away view of the handle portion of the fork shown in FIGS. 4A-4D.

[0020] FIG. 4F is a bottom plan view of the fork shown in FIGS. 4A-4E.

[0021] FIG. 4G is a bottom perspective view of the fork shown in FIGS. 4A-4F.

[0022] FIG. 4H is a side view of the fork shown in FIGS. 4A-4G.

[0023] FIG. 5A is a top perspective view of the spoon separated from the fork of the embodiment shown in FIGS. 1-3.

[0024] FIG. 5B is a top plan view of the spoon shown in FIG. 5A.

- [0025]** FIG. 5C is a bottom perspective view of the spoon shown in FIGS. 5A and 5B.
- [0026]** FIG. 5D is a side view of the spoon shown in FIGS. 5A-5C.
- [0027]** FIG. 6A is a perspective view of the combination spoon and fork system in the elongated combination utensil position in accordance with an embodiment.
- [0028]** FIG. 6B is a bottom plan view of the embodiment shown in FIG. 6A.
- [0029]** FIG. 6C is a bottom perspective view of the embodiment shown in FIGS. 6A and 6B.
- [0030]** FIG. 6D is a side view of the embodiment shown in FIGS. 6A-6C.
- [0031]** FIG. 7A is a top perspective view of an integral combination utensil in accordance with an embodiment.
- [0032]** FIG. 7B is a bottom perspective view of the integral combination utensil shown in FIG. 7A.
- [0033]** FIG. 7C is a side view of the integral combination utensil shown in FIGS. 7A and 7B.

DETAILED DESCRIPTION OF THE PREFERRED EMBODIMENTS

[0034] The present invention relates generally to combination eating utensils.

[0035] Referring to Figs. 1-6, a combination spoon and fork system in accordance with one embodiment of the invention will be described. In the illustrated embodiment, the combination spoon and fork system 100 includes a spoon 110 and a fork 140 that can nest together for storage and transport. To form a single, longer combination utensil with a spoon on one end and a fork on the other end, the proximal ends of the spoon 110 and fork 140 can slide together and lock in place. A low profile interlocking mechanism is used to interlock the spoon 110 and the fork 140 in both the nested position and in the combination utensil mode. The spoon 110 and fork 140 can also be separated completely and used separately.

[0036] Figs. 1A and 1B are top perspective and top plan views, respectively, of the combination spoon and fork system 100 in its nested position, in accordance with an embodiment. Figs. 2A and 2B are bottom perspective and bottom plan views, respectively, of the spoon and fork system 100 in its nested position.

[0037] As shown in Figs. 1-3, the spoon 110 and fork 140 can be nested together in a low profile manner for convenient storage and transport. Fig. 3 is a side view of the combination spoon and fork system 100, which illustrates the low profile nature of the spoon and fork system 100 nested position. In the illustrated embodiment, the fork 140 is nested over the spoon 110.

[0038] As discussed above, the spoon 110 and the fork 140 can be separated from one another and used separately. The geometries of the fork 140 and the spoon 110 will be described below. Figs. 4A and 4B are top plan and perspective views, respectively, of the fork 140 separated from the spoon 110. In the illustrated embodiment, the fork 140 has four tines 142, 144. It will be understood that, in other embodiments, the fork can have more or fewer tines. The fork 140 has a head portion 141, which includes the tines, that is connected to a handle 146.

[0039] Each tine 142, 144 has a sharp crest, which aids in spearing or piercing pieces of food so that the food can be picked up by the fork 140. In the illustrated embodiment, the two center tines 142 are straight and the two outer tines 144 each have a straight inner edge and a curved outer edge 145. The curved outer edges 145 of the outer tines 144 and the ends of the tines 142, 144 do not extend beyond the outer edges of the bowl portion of the spoon 110, as shown in Figs. 1A and 1B. The curvature of the outer edges 145 can also be used for

scraping food, as the curved edges 145 follow the curvature of a curved container, such as a bowl, better than the straight tines of many conventional forks.

[0040] In addition to being curved, the outer edges 145 of the outer tines 144 are also tapered or chamfered such that the fork 140 can be used to cut through or separate foods that do not require a knife. The tapered or chamfered outer edges 145 are shown in the cross-sectional perspective view of Fig. 4C. As illustrated in Fig. 4C, the top surface of each of the outer edges 145 is tapered or chamfered. As illustrated, each chamfered edge 145 has one end at the tip of the outer tine 144 and extends along the outer curved edge of the outer tine 144 to the position where the fork head 141 meets the handle 146. As shown in Figs. 4A-4C, the chamfered edge 145 spans the entire width of the outer tine 144 at the tip. As the chamfered edge 145 extends down along the curved outer edge of the outer tine 144, the width of the chamfered edge 145 remains substantially the same until it begins to taper toward the end of the fork head 141. In the illustrated embodiment, the chamfered edge 145 tapers and ends in a point where the fork head 141 meets the handle 146. Although the fork head 141 is described above as being connected to or meeting the handle 146, it will be understood that the fork is formed as an integral piece in this embodiment.

[0041] In a particular embodiment, the outer edges 145 are chamfered at an angle of about 20-25 degrees, and preferably at an angle of about 23 degrees. The outer edges 145 have an edge width of about 1 mm at its widest point. In the illustrated embodiment, the outer edges 145 of both outer tines 144 are chamfered so that both outer edges 145 can easily be used to cut or separate food regardless of whether the user is right-handed or left-handed.

[0042] In the illustrated embodiment, as shown in Figs. 1A and 1B, a safety feature is that when the spoon 110 and fork 140 are nested, the tines 142, 144 of the fork 140 do not extend as far as the end of the spoon 110 such that the tips of the tines 142, 144 cannot poke or stab someone or something when the fork 140 and spoon 110 are in the nested position.

[0043] As shown in Figs. 1A and 4A, the center tines 142 have a longer length than the outer tines 144 and therefore extend farther distally than the outer tines 144, thereby forming a curve at the distal end of the fork 140. The curvature of the distal end of the fork 140 can match the curvature of the distal end of the spoon 110, but as noted above, the tips of the tines 142, 144 do not extend beyond the end edge of the spoon 110 when nested. As shown in Fig 1A, the bowl portion of the spoon 110 is slightly wider and longer than the corresponding portion of the fork 140 in the illustrated embodiment.

[0044] The handle 146 of the fork 140 will be described with reference to Figs. 4D-4H. The handle 146 has a pair of rails 148 that extend downward from the bottom side of its two outer edges. The rails 148 aid in guiding the handle 146 of the fork 150 over the handle 114 of the spoon 110 when the spoon handle 114 is slid between the rails 148 to either place the spoon 110 and fork 140 in the nested position or slid end over end to form an elongated combination eating utensil, as will be described in more detail below. The rails 148 also secure the spoon handle 114 to the handle 146 of the fork 140, as will be explained in more detail below. As shown in the side view of Figs. 3 and 6D, the rails 148 are very low profile, as they do not extend below the lowest bottom surface of the spoon handle 114 when the fork 140 and spoon 110 are either nested together or slid end over end to form the elongated combination eating utensil. Figs. 2A, 2B, 6B and 6C show that, in the illustrated embodiment, the rails 148 extend only to about halfway across the width of the chamfered edge 122 of the spoon 110. The low profile nature of the rails 148 allow more efficient stacking of the fork and spoon systems 100.

[0045] The outer edge of each rails 148 is aligned and continuous with the outer edge of the rest of the fork handle 146. Further, the rails 148 taper inward so that the portion of the handle 146 with the rails 148 does not feel different from the rest of handle 146 when the fork 140 is held in a user's hand. The inward tapering as well as the low profile nature of the rails 148 reduce the tactile impact they have on a user's hand holding the fork. That is, the handle with low profile rails 148 feels better to hold than a handle having big protuberances, edges, etc.

[0046] As shown in Fig. 4D, the handle portion 146 of the fork 140 has a slight upside down V-shape with a ridge 156 in the center when viewed from an end. The center ridge 156 is the highest point of the handle 146 and runs down the center along substantially the entire length of the handle 146. Each side of the handle 146 angles downward from the center line to the edge at an angle of about 75-80 degrees, and preferably about 79 degrees.

[0047] The bottom of the fork handle 146 also includes a recess 150 that accommodates the contour of the top surface of the handle 114 of the spoon 110 as well as a crescent-shaped raised edge 116 on the proximal end of the spoon 110. As shown in Figs. 4F and 4G, the recess 150 has two straight end walls 162, 163, each acting as a hard stop when the raised edge 116 of the spoon 110 abuts the end wall.

[0048] The recess 150 also includes two detents 152, 153, one near each end of the recess 150. As will be explained in more detail below, the detents 152, 153 serve to snap and lock the spoon handle 114 in place relative to the handle 146 of the fork when the spoon 110 and fork 140 are in the nested position as well as when the spoon 110 and fork 140 are attached end to end to form an elongated eating utensil, as shown in Figs. 6A-6D.

[0049] The spoon 110 will be described below with reference to Figs. 5A-5D. Fig. 5A is a top perspective view of the spoon 110. The spoon 110 includes a head portion or bowl 112 and a handle 114. The proximal end of the spoon handle 114 includes a crescent-shaped raised edge 116. As shown in the side view of Fig. 5D, the raised edge 116 protrudes above the top surface of the spoon handle 114.

[0050] The spoon handle 114 and the fork handle 146 are contoured similarly. As shown in Fig. 5A, the spoon handle 114 has a ridge 120 in the center. The center ridge 120 is the highest point of the handle body (excluding the raised edge 116) and runs down the center along substantially the entire length of the handle 114. Each side of the handle 114 angles downward from the center line 118 to the edge at an angle of about 75-80 degrees, and preferably about 79 degrees.

[0051] The bowl 112 of the spoon 110 has a substantially flat side edge 118, which allows for “scraping” food from of a container (e.g., a yogurt container) or a bowl. A conventional spoon typically has a rounded edge that is not particularly effective for scraping. As illustrated, the side edge 118 and front edge 118b of the bowl 112 of the spoon 110 is substantially flat, thus providing an effective surface for scraping. In the illustrated embodiment, as shown in Fig. 5B, the bowl 112 has a substantially elongated pentagonal shape with rounded corners.

[0052] Also, as shown in the side view of Fig. 5D, the bowl 112 is angled upward to form a deeper bowl, which can be more efficient when scooping liquids, such as soups. In a particular embodiment, the bowl is angled upward at an angle of about 20-25 degrees, and preferably about 23 degrees. It will be noted that the spoon 110 has a deeper bowl 112 than the corresponding head portion 141 of the fork 140 so that the fork 140 can be nested on top of the spoon 110 in the nested position.

[0053] In the illustrated embodiment, the bottom surface of each of the edges 122 of the handle 114 of the spoon 110 is tapered or chamfered so that the edge 122 can be used as a splitter or cutter, similar to the outer tines 144 of the fork 140. In the illustrated embodiment

as shown in Fig. 5C, the chamfered edge 122 starts at the proximal end of the spoon 110 and extends along the entire length of the spoon handle 114. In a particular embodiment, the edges 122 are chamfered at an angle of about 65-70 degrees, and preferably about 67 degrees, and each edge 122 has a width of about 0.7 mm at its widest point. The width remains substantially the same along the length of the chamfered edge 122 but tapers to end in a point where the spoon handle 114 meets the head portion or bowl 112, as shown in Fig. 5C. Although the spoon head portion or bowl 112 is described above as being connected to or meeting the spoon handle 114, it will be understood that the spoon is formed as an integral piece in this embodiment. In the illustrated embodiment, both edges 122 are chamfered so that both edges 122 can easily be used to cut or separate food regardless of whether the user is right-handed or left-handed.

[0054] The taper of the bottom surface edges 122 of the spoon handle 114 also allows for low profile rails 148 on the fork 140, as the edges 122 of the spoon 110 are configured to slide under and between the rails 148 of the fork 140 to either nest the spoon 110 and fork 140 together or to form a longer combination eating utensil. That is, the bottom edges 122 are chamfered at an angle that corresponds to the angle of the bottom surface of the rails 148 on the fork 140. According to an embodiment, the height of the rails is about 1.5-3 mm and the height of the edges 122 is about 0.5 – 1.75 mm.

[0055] The rails 148 are so low profile that when the spoon 110 and fork 140 are interlocked (whether in the nested position or connected in the elongated combination utensil position), the bottom of the spoon bowl 112 actually extends below the bottom of the rails 148, as shown in the side view of Figs. 3 and 6D.

[0056] The spoon 110 and fork 140 are formed of a plastic material, such as a glass reinforced thermoplastic, that is suitable for food contact. A particularly suitable reinforced thermoplastic for forming the spoon 110 and fork 140 is glass filled nylon. Compared with unreinforced nylon, glass filled nylon has increased structural strength and stiffness.

Nested Position

[0057] As shown in Figs. 1-3, the spoon 110 and fork 140 can be nested together for storage and/or transport. In the nested position, the spoon 110 and fork 140 are interlocked with the spoon head 112 and the fork head 141 oriented the same way. An interlocking

mechanism can lock the spoon 110 in place relative to the fork 140, as will be described in more detail below.

[0058] As described above, there is a recess 150 in the bottom surface of the fork 140 that is configured to receive the top surface spoon handle 114 and its crescent-shaped raised edge 116. To nest the spoon 110 and fork 140 together, the spoon 110 is first positioned underneath the fork 140 in the same orientation (the spoon 110 and fork 140 are both facing up or both facing down) and both pointed in the same direction (the bowl and tines pointed in the same direction), with the raised edge 116 at the proximal end of the spoon positioned in the recess 150 of the fork 140 laterally between the rails 148 and the detent 153 closer to the distal end of the fork 140. The curvature of the crescent-shaped raised edge 116 corresponds to the curvature of the recess 150 such that the raised edge 116 fits nicely in the recess 150.

[0059] The raised edge 116 at proximal end of the spoon 110 is then slid laterally along the recess 150 toward the proximal end of the fork 140 while guiding the outer edges of the spoon handle 114 between the rails 148 until the raised edge 116 abuts the gradually sloped face of the detent 152 closer to the proximal end of the fork 140. A greater force is then applied in the same direction to push the raised edge 116 over the gradually sloped face of the detent 152 and over the top of the detent 152 to engage the groove 151 between the detent 152 and the proximal end wall 162 of the recess 150. As the raised edge 116 is pushed over the gradually sloped face of the detent 152, the handle-ends of the spoon 110 and fork 140 are bent away from each other. This bending allows the crescent of the raised edge 116 to ride up and over the detent 152. The distance between the ends of the rails 148 and the detent 152 effectively creates beams in the spoon and fork ends that are made to bend through the pressing or pulling action. It will be appreciated that the snapping force can be tuned by such things as changing the length of the rails and/or the size of the detent. That is, longer rails results in shorter beams making it more difficult to deflect and snap. Conversely, shorter rails result in longer beams making it easier to deflect and snap.

[0060] With the raised edge 116 snapped in the groove 151 between the detent 152 and the proximal end wall 162 of the recess 150, the spoon 110 and fork 140 are interlocked. The end wall 162 acts as a hard stop and prevents the spoon 110 from moving beyond the locked position and the detent 152 prevents the spoon 110 from moving back in the opposite direction to disengage the fork 140. The rails 148 prevent the fork 140 and spoon 110 from being separated in the z-direction.

[0061] It will be noted that the crescent shape of the raised edge 116 provides additional surface area to abut the end wall 162 to prevent the spoon 110 from sliding past the locked position. When the raised edge 116 engages the space between the detent 152 and the end wall 162, the spoon 110 and fork 140 are interlocked in the nested position and fairly significant force is required to disengage the spoon 110 and fork 140 from the nested position because the raised edge 116 must move over the top of the detent 152 without the benefit of a gradually sloped face of the detent 152. It will be understood that greater force is necessary to disengage the spoon from the fork than is required to interlock the utensils in the nested position because the detent 152 is gradually sloped leading to the top of the detent 152 from the center of the distal end of the fork 140 whereas the opposite side of the detent 152 opposite the end wall 162 is more steeply angled, as illustrated. The more gradually sloped face of the detent 152 makes it easier for the raised edge 116 to slide up to the top of the detent 152. According to an embodiment, the slope of the gradually sloped face of the detent is at an angle of about 15 degrees. The gradually sloped face can also be formed as a curved surface of about 4mm radius.

[0062] As shown in Figs. 4F and 4G, there are two detents 152, 153 and there is a groove 151 between detent 152 and end wall 162 and there is also a groove 157 between detent 153 and end wall 163. Each detent has an angled face on both sides. The sides facing together or inward are more gradually sloped, and the sides facing away from each other are steeply sloped. The inward-facing detent angles are more gradually sloped to permit easier nesting of the fork and spoon (as explained above) or extension to form the elongated combination utensil (as explained in more detail below). The outward-facing detent angles are steeper making it more difficult to “un-snap” or disengage the spoon and fork from each configuration.

[0063] To disengage the spoon 110 and fork 140 from the interlocked nested position, the spoon 110 and fork 140 can simply be pulled apart from one another in the lateral direction. A particularly convenient way to disengage the spoon 110 and fork 140 from the interlocked nested position is to start with the nested spoon and fork system 100 upside down. Thus, with the bottom of the spoon 110 facing up, a user can hold the handles with a conventional grip while using a thumb to push the bowl 112 toward the distal end to disengage the spoon 110 and fork 140. With enough force applied, the raised edge 116 of the spoon 110 will move over the nub 152 and the raised edge 116 of the spoon 110 can slide along the recess 150 and the spoon handle 114 can slide between the rails 148 until the raised edge 116 is

once again between the rails 148 and the nub 152 closer to the distal portion of the fork 140. When the raised edge 116 has moved past the rails 148, the spoon 110 can be disengaged from the fork 140 and separated.

[0064] The rails 148 are centered laterally between the detents 152, 153, as shown in Figs. 4F and 4G. In the illustrated embodiment, the rails 148 are approximately half the length of the recess 150. The length as well as the position of the rails 148 along the handle 146 are important for a properly functioning interlocking mechanism. It will be appreciated that the rails 148 need to have a certain length in order to adequately secure the handles 114, 146 together when the spoon and fork are interlocked. The centering of the rails 148 laterally with respect to the length of the recess 150 and the positioning of the detents 152, 153 is important to allow for the raised edge 116 of the spoon handle 114 to engage the recess 150 at one end of the recess and also for the raised edge 116 to engage the detent on the other end of the recess 150 to snap the spoon and fork in the interlocked position (whether nested or connected end to end to form a combination utensil).

Elongated Combination Utensil

[0065] As mentioned above, the spoon 110 and fork 140 can be connected end to end to form an elongated combination utensil having a fork 140 on one end and a spoon 110 on the other end, with an elongated handle in between. Such an elongated utensil can be useful in certain situations, such as stirring food in a pot or eating out of deep containers or bagged foods.

[0066] The elongated combination utensil will be described with reference to Figs. 6A-6D, which represent various views of the spoon 110 and fork 140 connected end to end to form the elongated combination utensil. The interlocking mechanism for forming the elongated combination utensil is the same as that for the nested position except that it operates in the opposite direction, as explained in more detail below.

[0067] To assemble the combination utensil, the fork 140 and spoon 110 are positioned facing opposite directions (with the spoon 110 on one end and the fork 140 on the other end) but with the same orientation (both facing up or both facing down). The raised edge 116 of the spoon 110 is then positioned in the recess 150 between the rails 148 and the detent 152 closer to the proximal end of the fork 140. The spoon 110 is then slid toward the distal end of the fork 140, with the crescent-shaped raised edge 116 sliding along the correspondingly

shaped recess 150 and the outer edges of the spoon handle 114 between the rails 148. Once the raised edge 116 abuts the gradually sloped face of the detent 153 closer to the distal end of the fork 140, additional force is necessary to push the raised edge 116 up along the angled portion of the detent 153 and over the top of the detent 153 until the raised edge 116 engages the groove between the detent 153 and the distal end wall 163 of the recess 150. With the raised edge 116 engaged in the groove between the detent 153 and the end wall 163, the spoon 110 and fork 140 are interlocked in the elongated combination utensil position.

[0068] It will be understood that the end wall 163 acts as a hard stop, preventing the spoon 110 from being slid further. The end wall 163 prevents the spoon 110 from moving beyond the locked position and the detent 153 prevents the spoon 110 from moving back in the opposite direction to disengage the fork 140. The rails 148 not only prevent the fork 140 and spoon 110 from being separated in the z-direction, but also prevent the fork and spoon from being separated by bending (both side-to-side and top-to-bottom bending) as well by torsion or twisting forces.

[0069] When the raised edge 116 engages the groove between the detent 153 and the distal end wall 163 of the recess 150, the spoon 110 and fork 140 are interlocked in the combination utensil position and fairly significant force is required to disengage the spoon 110 and fork 140 from this position. To disengage the spoon 110 and fork 140, with the spoon 110 and fork 140 are simply pulled apart in the lateral direction. With enough force applied, the gradually sloped face of the detent 153 exerts a normal force on the ends of the handles 114, 146, thereby bending them and allowing the raised edge 116 of the spoon 110 to move over the top of the detent 153. The spoon 110 can then slide along the recess 150 between the rails 148 until the raised edge 116 is once again positioned laterally between the rails 148 and the detent 152 closer to the proximal portion of the fork 140. When the raised edge 116 has moved laterally past the rails 148, the spoon 110 can be disengaged from the fork 140 and separated. It will be understood that greater force is necessary to disengage the spoon from the fork than is required to interlock the utensils because the detent 153 is more gradually sloped leading to the top of the detent 153 from the center of the proximal end of the fork 140 whereas the opposite face of the detent 153 opposite the end wall 163 is more steeply sloped. According to an embodiment, the gradually sloped face of the detent is at an angle of about 15 degrees.

[0070] As noted above, the spoon 110 and fork 140 are oriented in the same direction (with both heads 141, 112 facing up or both facing down) when connected end to end such

that the combination spoon and fork system 100 has a substantially wide U-shaped configuration, as shown in Fig. 6D. It will be appreciated that the U-shaped configuration is comfortable for a user to hold and manipulate. With the spoon head 112 and the fork head 141 oriented the same way, the fork head 141 does not get in the way of the user's hand when the combination utensil is being used as a spoon and when the combination utensil is being used as a fork, the spoon head 112 does not get in the way of the user's hand.

Integral Combination Utensil

[0071] According to another embodiment, an integral combination fork and spoon utensil 200 is shown in Figs. 7A-7C. This embodiment is related to concurrently filed U.S. Design Application No. 29/484,553, which is incorporated herein by reference. This embodiment is similar to the elongated combination utensil shown in Figs. 6A-6D except that this embodiment is formed as a single integral unit. The handle 210 is positioned laterally between a spoon 220 on one end and a fork 240 on the other end.

[0072] The fork 240 has a head portion 241, which includes the tines, that is connected to handle 210. In the illustrated embodiment, the fork 240 has two substantially straight center tines 242. The two outer tines 244 each have a substantially straight inner edge and a curved outer edge 245. The curvature of the outer edges 245 can also be used for scraping food from a container, as the curved edges 245 follow the curvature of a curved container, such as a bowl, better than the straight tines of many conventional forks. In the illustrated embodiment, the fork 240 has four tines 242, 244. It will be understood that, in other embodiments, the fork can have more or fewer tines. Each tine 242, 244 has a pointed tip, which aids in spearing or piercing pieces of food so that the food can be picked up by the fork 240.

[0073] In addition to being curved, the outer edges 245 of the two outer tines 244 are also tapered or chamfered such that the fork 240 can be used to cut through or separate foods that do not require a knife. As illustrated in Fig. 7A, the top surface of each of the outer edges 245 is tapered or chamfered. As illustrated in Fig. 7A, the top surface of each of the curved outer edges 245 is tapered or chamfered. As illustrated, each chamfered edge 245 has one end at the pointed tip of the outer tine 244 and extends along the outer curved edge of the outer tine 244 to the position where the fork head 241 meets the handle 210. As shown in Fig. 7A, the chamfered edge 245 spans the entire width of the outer tine 244 at the pointed

tip. As the chamfered edge 245 extends down along the curved outer edge of the outer tine 244, the width of the chamfered edge 145 remains substantially the same until it begins to taper toward the end of the fork head 241. In the illustrated embodiment, the chamfered edge 245 tapers and ends in a point 243 where the fork head 241 meets the handle 210. In a particular embodiment, the outer edges 245 are chamfered at an angle of about 20-25 degrees, and preferably about 23 degrees, and the chamfered edge has a width of about 1mm. In the illustrated embodiment, the outer edges 245 of both outer tines 244 are chamfered so that both outer edges 245 can easily be used to cut or separate food regardless of whether the user is right-handed or left-handed. In the illustrated embodiment, the center tines 242 are longer than and extend further distally than the outer tines 244, thereby forming a curve at the distal end of the fork 240 when viewed from the top.

[0074] The spoon 220 has a head portion or bowl 212 on its distal end. The bowl 212 of the spoon 220 has a substantially flat side edge 218 and end edge 218b, which allows for “scraping” food from of a container (e.g., a yogurt container) or a bowl. As shown in the side view of Fig. 7C, the bowl 212 is angled upward to form a deeper bowl, which can be more efficient when scooping liquids, such as soups. In a particular embodiment, the bowl 212 is angled upward at an angle of about 20-25 degrees, and preferably about 23 degrees. In the illustrated embodiment, the bowl 212 has a substantially elongated pentagonal shape with rounded corners. The substantially flat side edge 218 of the bowl 212 forms a portion of a side surface 217 or edge of the utensil 200. As shown in Figs. 7A-7C, the side surface 217 of the utensil 200 extends continuously along the entire length of the utensil 200, from the distal tip of an outer tine 244 to the distal tip or end of the spoon bowl 212. As shown in Fig. 7A, the chamfered outer edge 245 is chamfered at an angle from the side surface 217.

[0075] It will be noted that the integral combination fork and spoon utensil 200 can be formed with a handle of any desired length. That is, the handle can be a standard length, or if desired, the handle can be shorter or elongated. In a particular embodiment, the handle has a length of about 165mm. Similar to the elongated combination utensil described above, the integral combination utensil also has a substantially wide U-shaped configuration with the spoon 210 and fork 240 are oriented in the same direction (with both heads 241, 212 facing up or both facing down) when connected end to end such that the integral combination spoon and fork system 200 has a substantially wide U-shaped configuration, as shown in Fig. 7C. As noted above, the substantially U-shaped configuration is comfortable for a user to hold and manipulate. With the spoon head 212 and the fork head 241 oriented the same way, the

fork head 241 does not get in the way of the user's hand when the integral combination utensil is being used as a spoon. When the integral combination utensil is being used as a fork, the spoon head 212 does not get in the way of the user's hand.

[0076] Although only a few embodiments of the invention have been described in detail, it should be appreciated that the invention may be implemented in many other forms without departing from the spirit or scope of the invention. In view of all of the foregoing, it should be apparent that the present embodiments are illustrative and not restrictive and the invention is not limited to the details given herein, but may be modified within the scope and equivalents of the appended claims.

CLAIMS

What is claimed is:

1. A combination fork and spoon system, comprising:

a fork including a fork head and a fork handle, the fork head end including a plurality of tines, the fork handle having a pair of longitudinally spaced apart fork catch features and a guide portion; and

a spoon including a spoon head and a spoon handle, the spoon head including a bowl portion and the spoon handle including a spoon catch feature, wherein the spoon handle is configured to interlock with the fork handle in two distinct orientations with the spoon handle inserted into the guide portion of the fork in two different ways, the two distinct orientations including a nested orientation and an extended orientation, wherein,

in the nested orientation, the fork head and the spoon head are nested together, with the spoon catch feature engaging a first one of the fork catch features and the fork guide portion receiving the spoon handle to help hold the spoon and fork in the nested orientation, and

in an extended orientation, the fork head and the spoon head extend in opposite directions with the spoon catch feature engaging a second one of the fork catch features and the fork guide portion receiving the spoon handle to help hold the spoon and fork in the extended orientation.

2. A combination fork and spoon system as recited in claim 1, wherein the fork and spoon are formed from a thermoplastic material.
3. A combination fork and spoon system as recited in claim 2, wherein the thermoplastic material is a glass filled nylon.
4. A combination fork and spoon system as recited in claim 1, wherein:

the first one of the fork catch features is arranged to engage the spoon catch feature when the spoon and fork are coupled in the nested orientation, but not when the spoon and fork are coupled in the extended orientation; and

the second one of the fork catch features is arranged to engage the spoon catch feature when the spoon and fork are coupled in the extended orientation, but not when the spoon and fork are coupled in the nested orientation.

5. A combination fork and spoon system as recited in claim 1, wherein the fork head includes a concave bowl portion, wherein the spoon head bowl portion and the fork head concave bowl portions both face in a same direction in the nested orientation.

6. A combination fork and spoon system as recited in claim 1, wherein at least one of the tines on an outer edge of the fork head has a splitting feature.

7. A combination fork and spoon system as recited in claim 1, wherein none of distal tips of the tines extends longitudinally beyond a distal tip of an outer edge of the spoon head bowl portion when the fork and spoon are in the nested orientation.

8. A combination fork and spoon system as recited in claim 7, wherein the spoon head bowl portion is wider than the fork head such that outer edges of outer ones of the tines do not extend beyond the spoon head bowl portion in the nested orientation.

9. A combination fork and spoon system as recited in claim 1, wherein the bowl portion of the spoon has a plurality of substantially flat side edges.

10. A combination fork and spoon system as recited in claim 9, wherein the plurality of substantially flat side edges comprises at least three substantially flat side edges with rounded corners therebetween.

11. A combination fork and spoon system as recited in claim 1, wherein a distal tip of the bowl portion of the spoon is positioned at an angle relative to the handle of the spoon.

12. A combination fork and spoon system as recited in claim 1, wherein:

the plurality of tines includes four tines including two inner tines and two outer tines;

the inner tines each have a pair of substantially straight and substantially parallel side edges and a pointed distal tip; and

the outer tines each include a curved outer edge and a pointed distal tip.

13. A combination fork and spoon system as recited in claim 1, wherein the tines include a pair of outer tines, wherein at least one of the outer tines has a chamfered outer edge.

14. A combination fork and spoon system as recited in claim 1, wherein the spoon handle is configured to be a splitter or a cutter.

15. A combination fork and spoon system as recited in claim 1, wherein the spoon handle is configured to be slid longitudinally through the fork guide portion with the spoon handle extending in parallel with the fork handle.

16. A combination fork and spoon system as recited in claim 1, wherein the fork guide portion comprises a pair of rails arranged to extend around at least a portion of opposing side edges of the spoon handle to help maintain alignment of the spoon and fork handles in both the nested and extended orientations.

17. A combination fork and spoon system as recited in claim 1, wherein opposing side edges of the spoon handle key into the fork guide portion to help maintain

alignment of the spoon and fork handles in both the nested and extended orientations.

18. A combination fork and spoon system as recited in claim 1 wherein different surfaces of the spoon catch feature engage the first and second fork catch features in the nested and extended orientations respectively.

19. A combination fork and spoon system as recited in claim 1 wherein a first surface of the spoon catch feature engages the first fork catch feature in the nested orientation and a second surface of the spoon catch feature engages the second fork catch feature in the extended orientation.

20. A combination fork and spoon system as recited in claim 19 wherein the first and second surfaces of the spoon catch feature are opposite sides of the spoon catch features.

21. A combination fork and spoon system, comprising:

a fork including a fork head and a fork handle, the fork head end including a concave bowl portion, and a plurality of tines that include a pair of outer tines, each tine having a proximal base and a distal tip, wherein outer edge portions of the fork head are curved longitudinally wherein each outer edge portion of the fork head comprises an outer edge of a respective one of the outer tines such that the outer tines get progressively narrower towards their respective distal tips, the fork handle having a pair of longitudinally spaced apart fork catch features and a guide portion; and

a spoon including a spoon head and a spoon handle, the spoon head including a concave bowl portion and the spoon handle including a spoon catch feature, wherein the spoon is configured to interlock with the fork in a nested orientation by sliding the spoon handle into the guide portion of the fork in a first direction, and wherein the spoon is configured to interlock with the fork in an extended orientation by sliding the spoon handle into the guide portion of the fork in a second direction, wherein the nested orientation and the extended orientation are two distinct orientations, wherein,

(i) in the nested orientation, the fork head and the spoon head are nested together, with the spoon catch feature engaging a first one of the fork catch features and the fork guide portion receiving the spoon handle to help hold the spoon and fork in the nested orientation, and

(ii) in the extended orientation, the fork head and the spoon head extend in opposite directions with the spoon catch feature engaging a second one of the fork catch features and the fork guide portion receiving the spoon handle to help hold the spoon and fork in the extended orientation; and

wherein the fork and spoon are formed from a glass reinforced thermoplastic material.

22. A combination fork and spoon system as recited in claim 21, wherein a distal tip of the bowl portion of the spoon head is tilted at a first angle relative to the spoon handle, and a distal tip of the bowl portion of the fork head is tilted at a second angle relative to the fork handle.

23. A combination fork and spoon system as recited in claim 21, wherein:

the plurality of tines further include two inner tines each having a pair of substantially straight side edges;

an inner edge of each of the outer tines is substantially straight; and

the distal tip of each of the plurality of tines is pointed.

24. A combination fork and spoon system as recited in claim 21, wherein the spoon handle has a chamfered outer edge.

25. A combination fork and spoon system as recited in claim 21 wherein different surfaces of the spoon catch feature engage the first and second fork catch features in the nested and extended orientations respectively.

26. A combination fork and spoon system as recited in claim 21 wherein a first surface of the spoon catch feature engages the first fork catch feature in the nested orientation and a second surface of the spoon catch feature engages the second fork catch feature in the extended orientation.

27. A combination fork and spoon system as recited in claim 26 wherein the first and second surfaces of the spoon catch feature are opposite sides of the spoon catch features.

EATING UTENSIL SYSTEM

ABSTRACT OF THE DISCLOSURE

A combination spoon and fork system capable of being stored in a nested configuration or used as a combination eating utensil with the spoon and fork connected end to end. An interlocking mechanism can interlock the spoon and fork in either the nested position or in the end to end configuration. The interlocking system allows the handle of the spoon to slide between rails on the handle of the fork and to snap and lock the spoon in place either nested with the fork or end to end with the fork to form an elongated combination eating utensil. The spoon and fork of the system can also be used separately from one another.

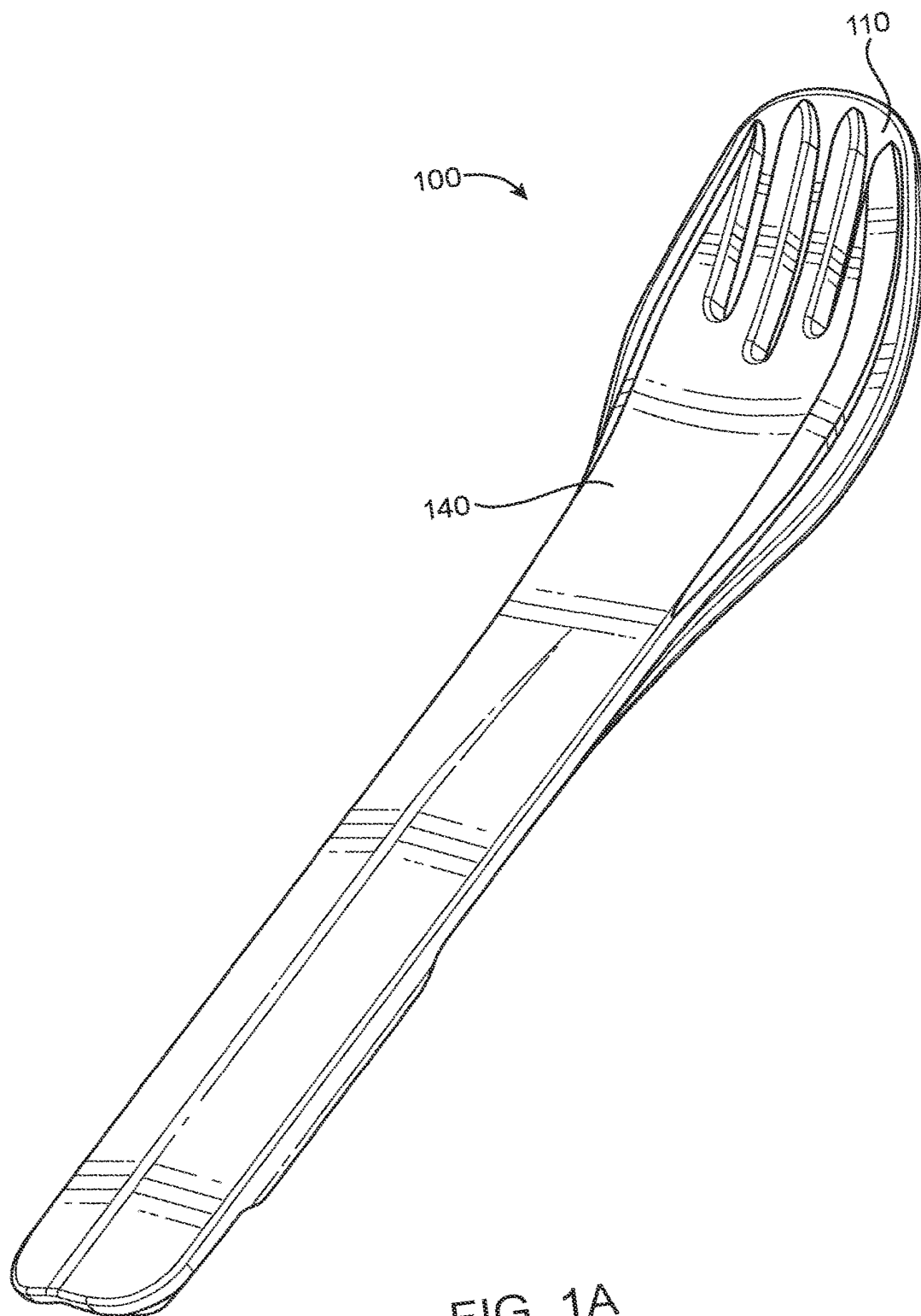


FIG. 1A

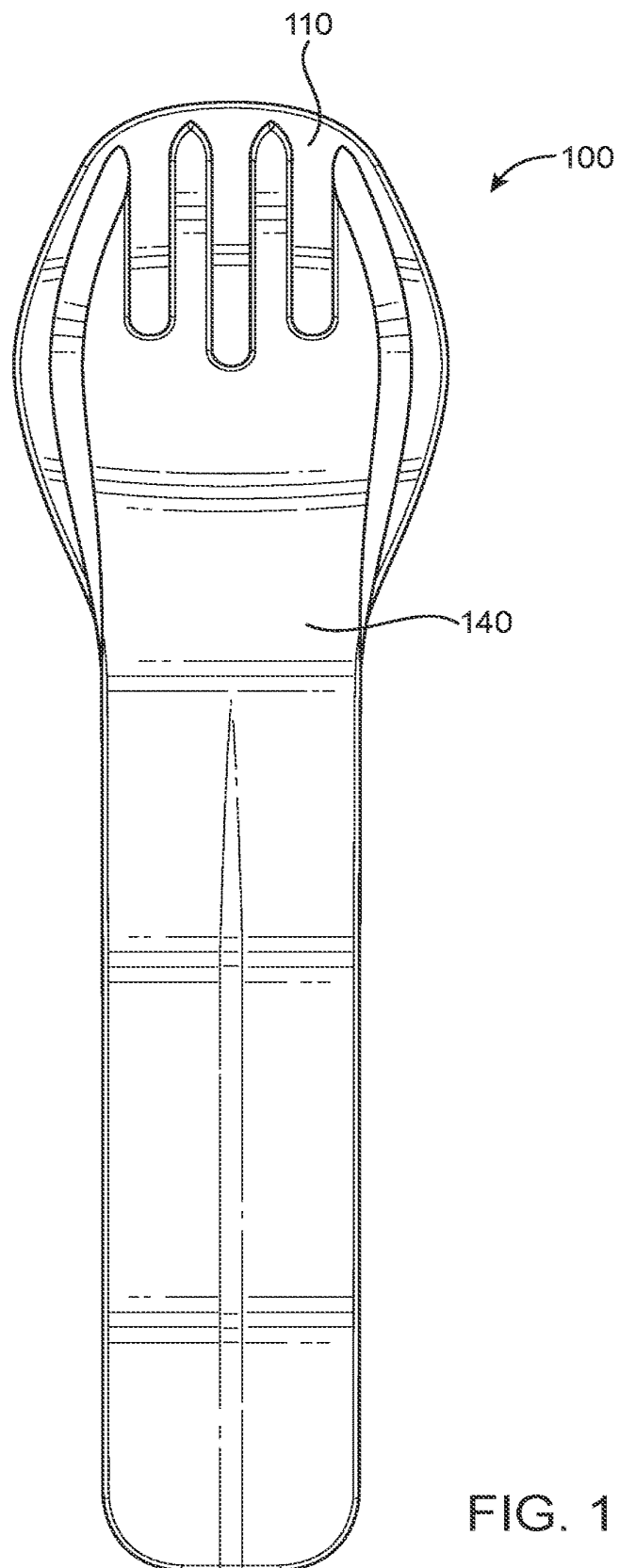


FIG. 1B

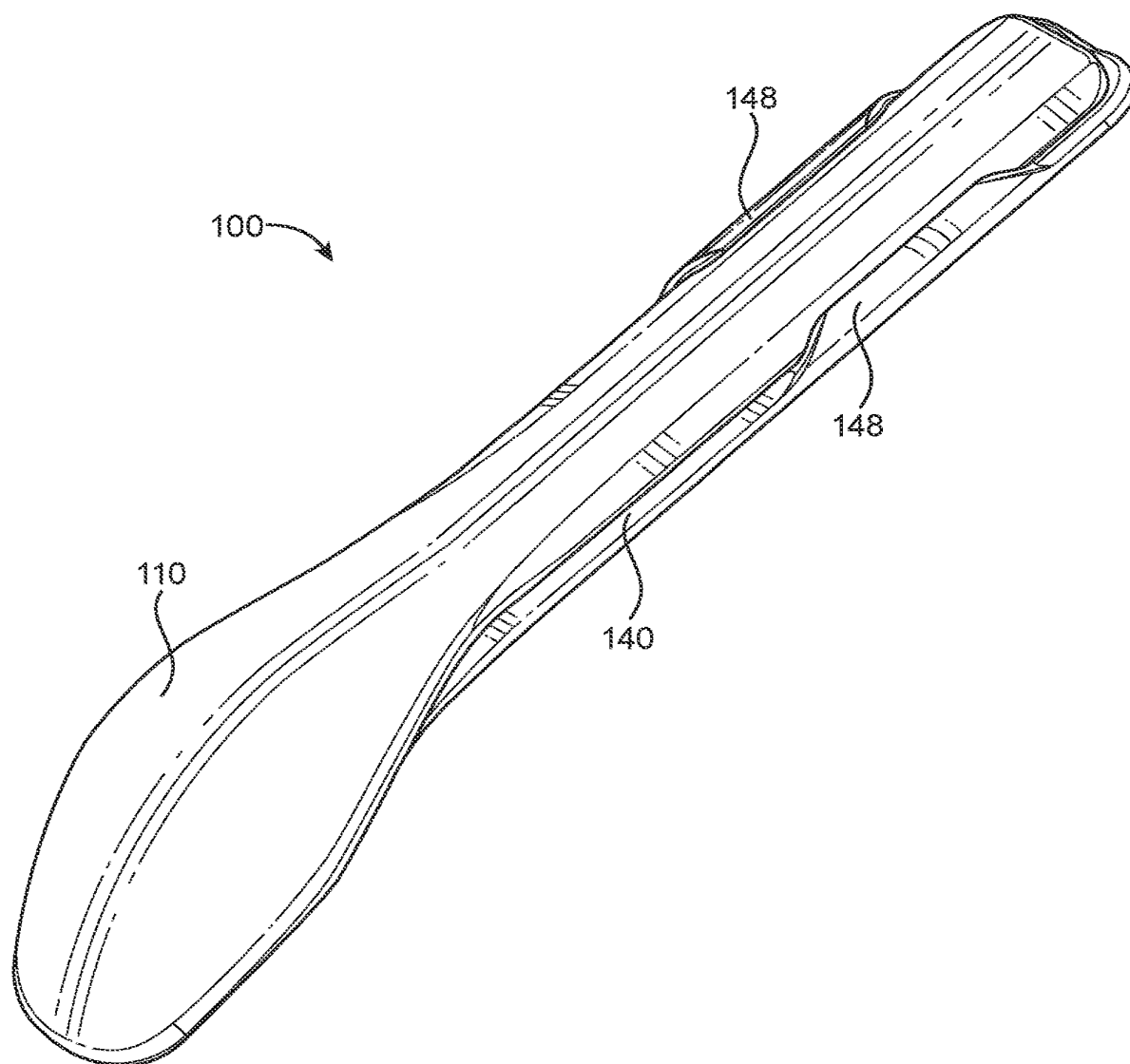


FIG. 2A

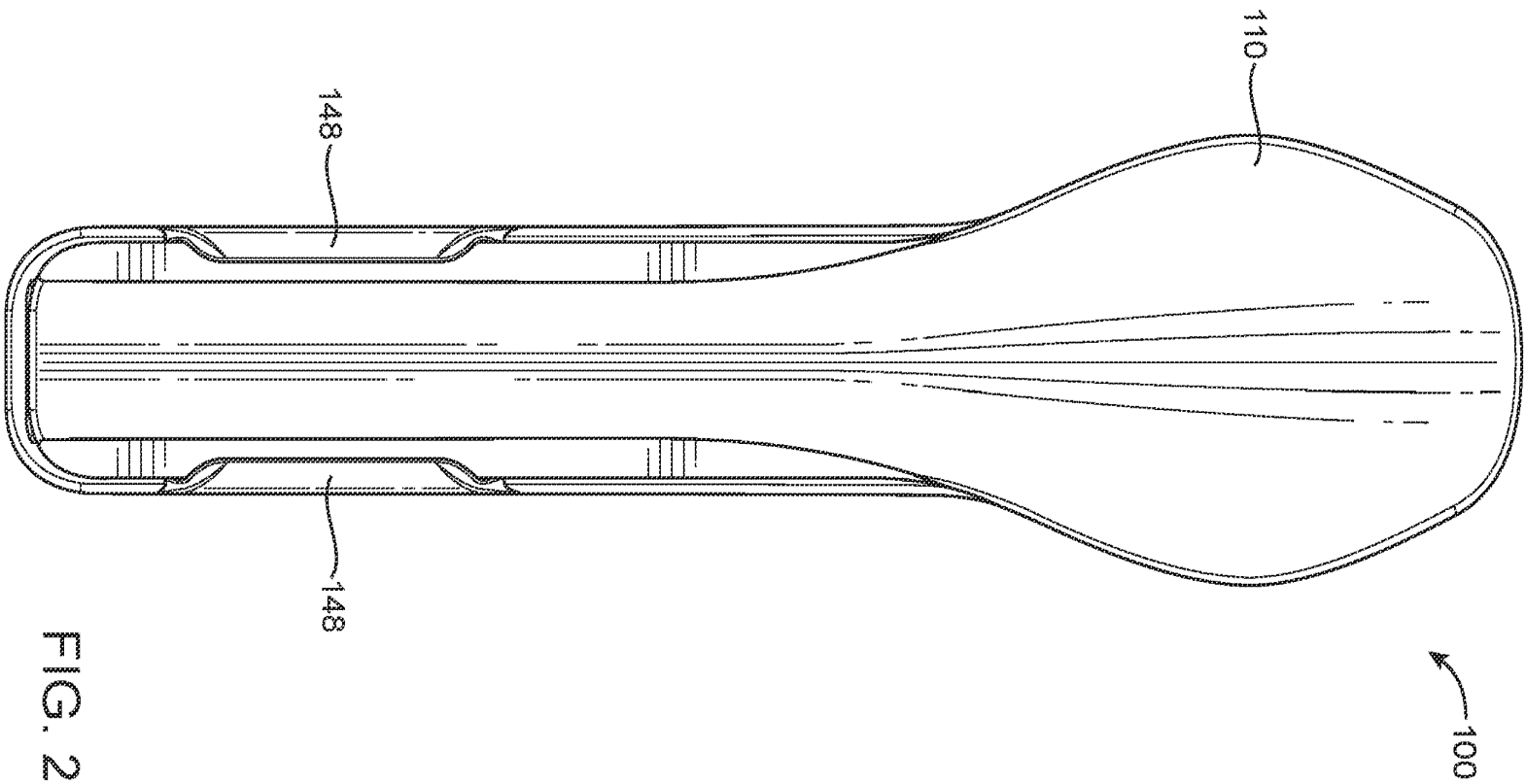
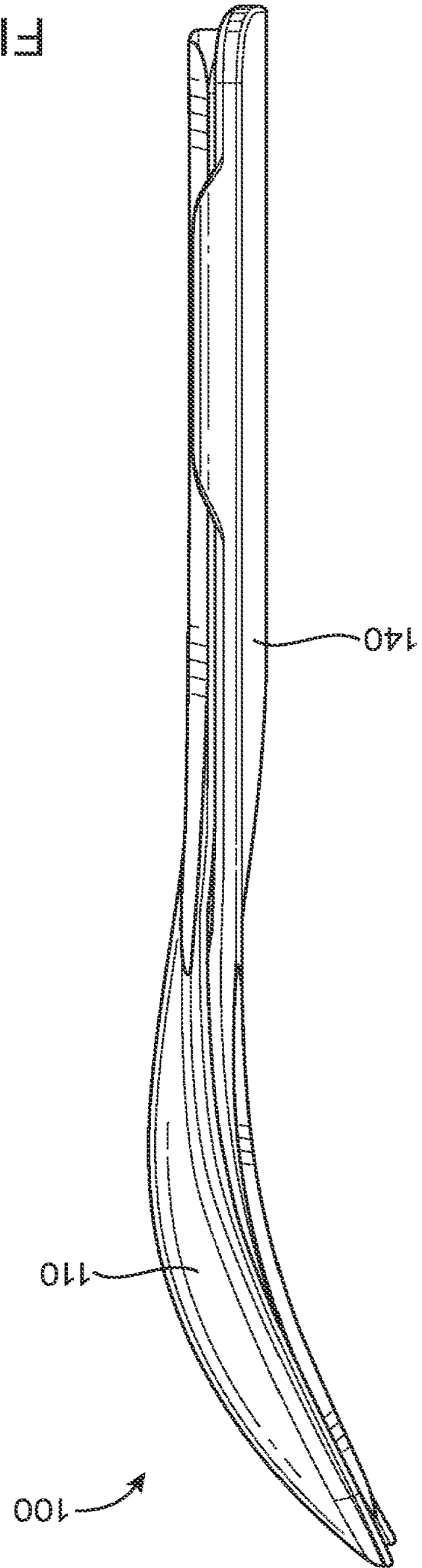
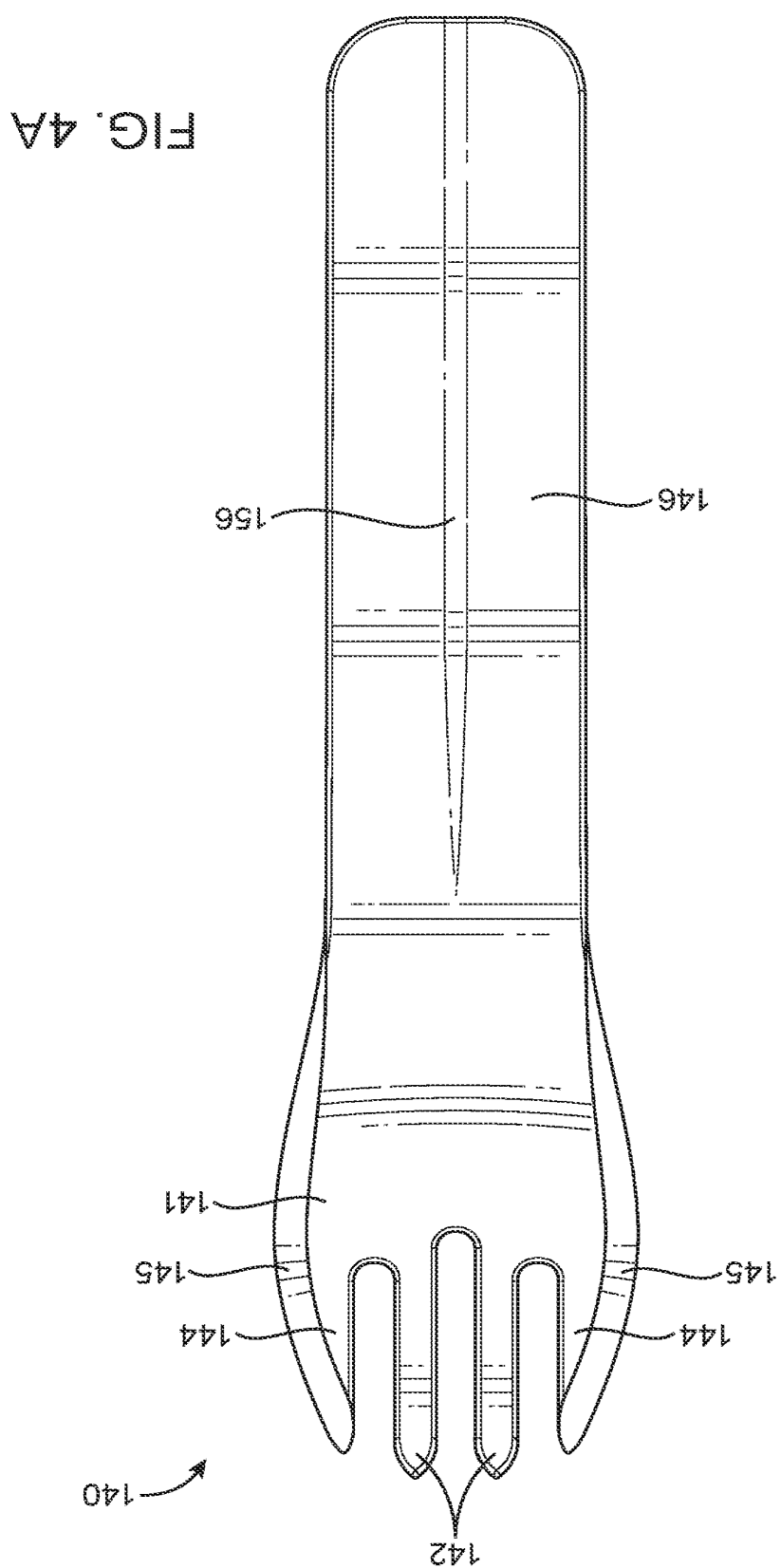
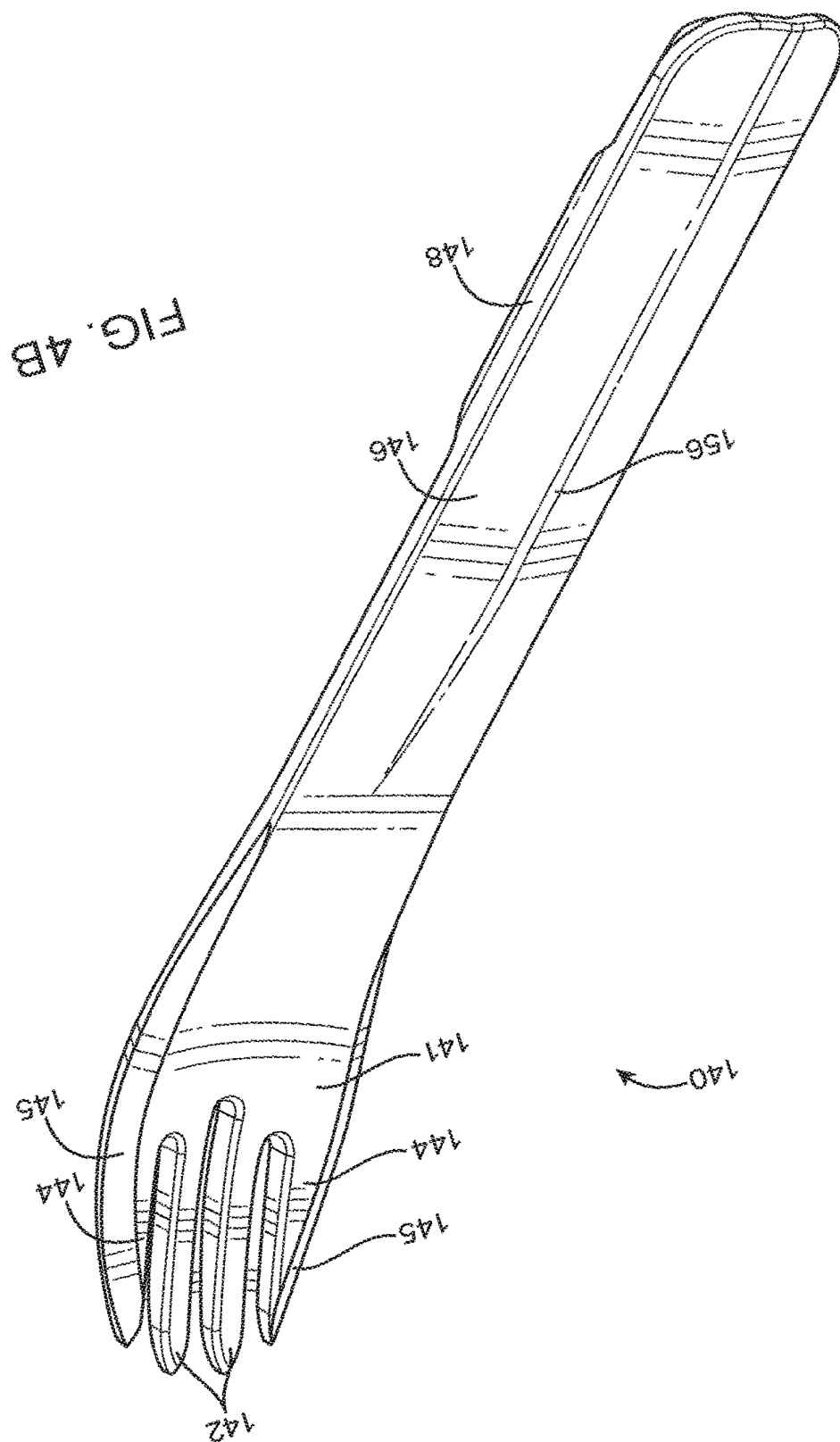


FIG. 2B

FIG. 3







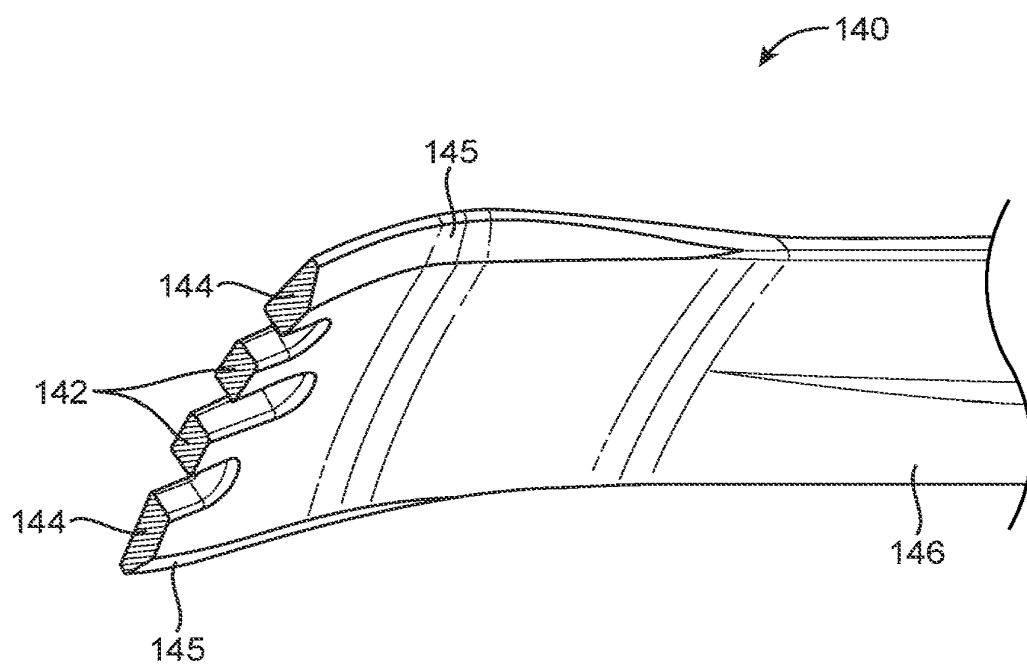


FIG. 4C

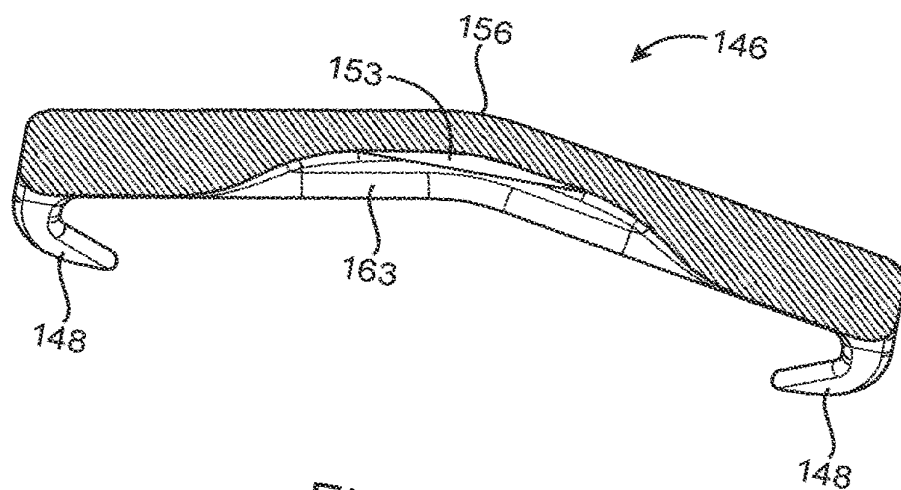


FIG. 4D

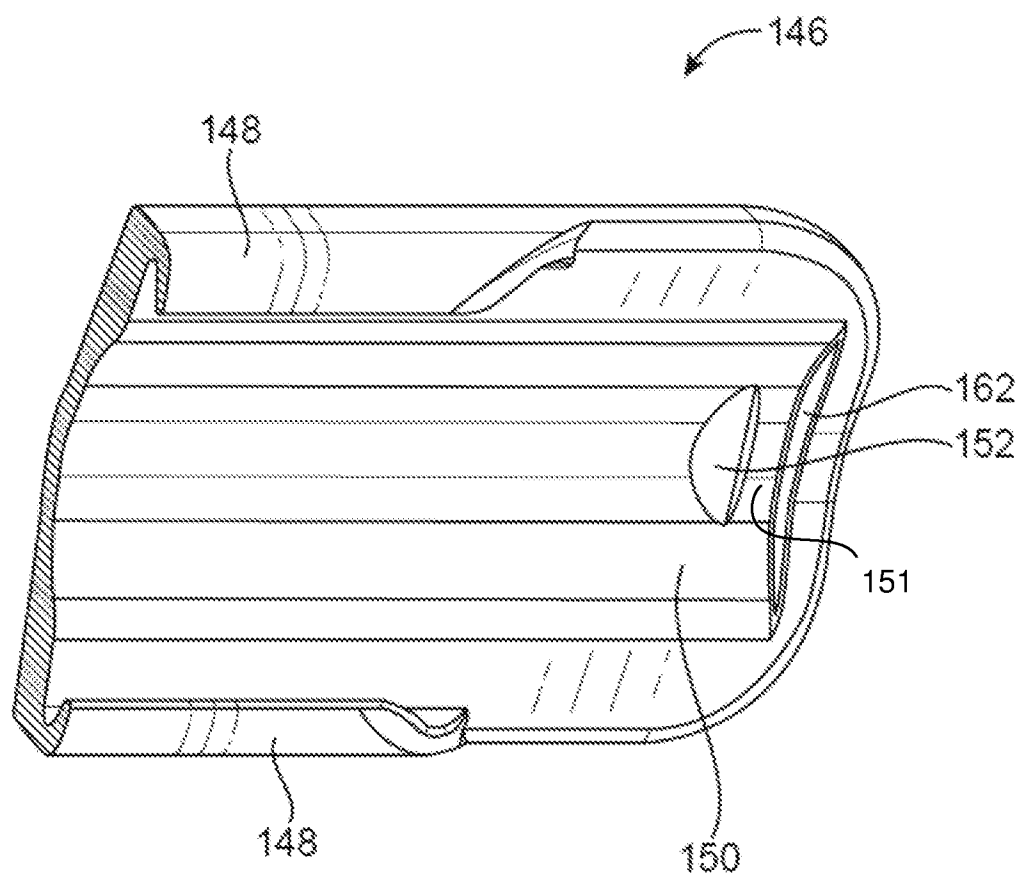


FIG. 4E

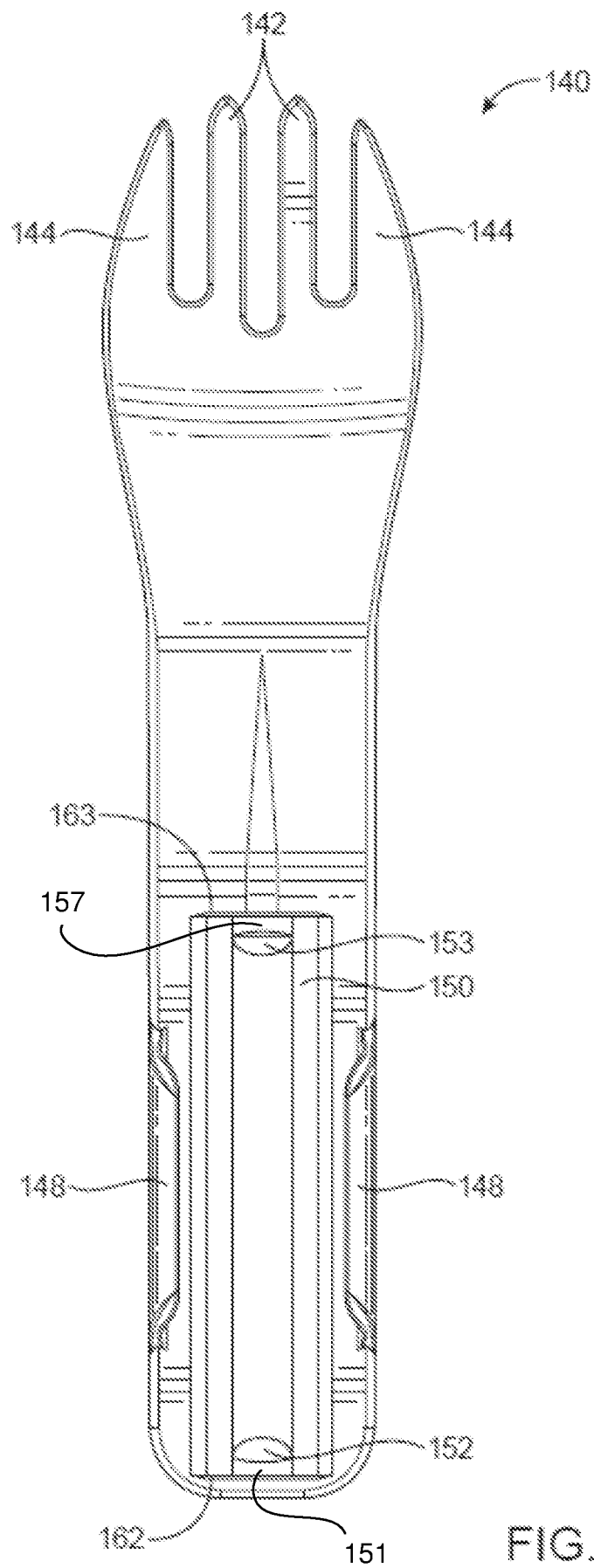


FIG. 4F

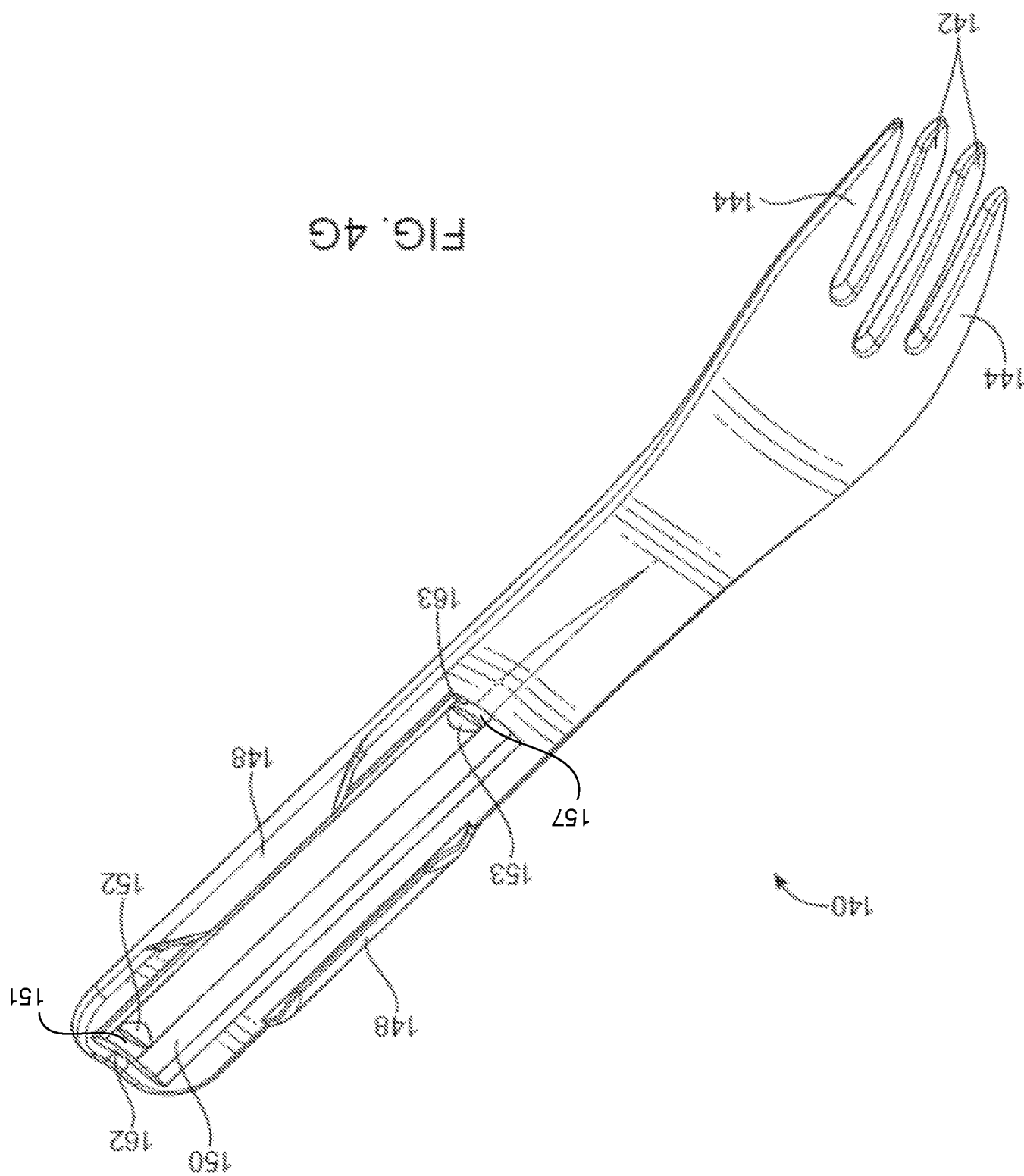


FIG. 4G

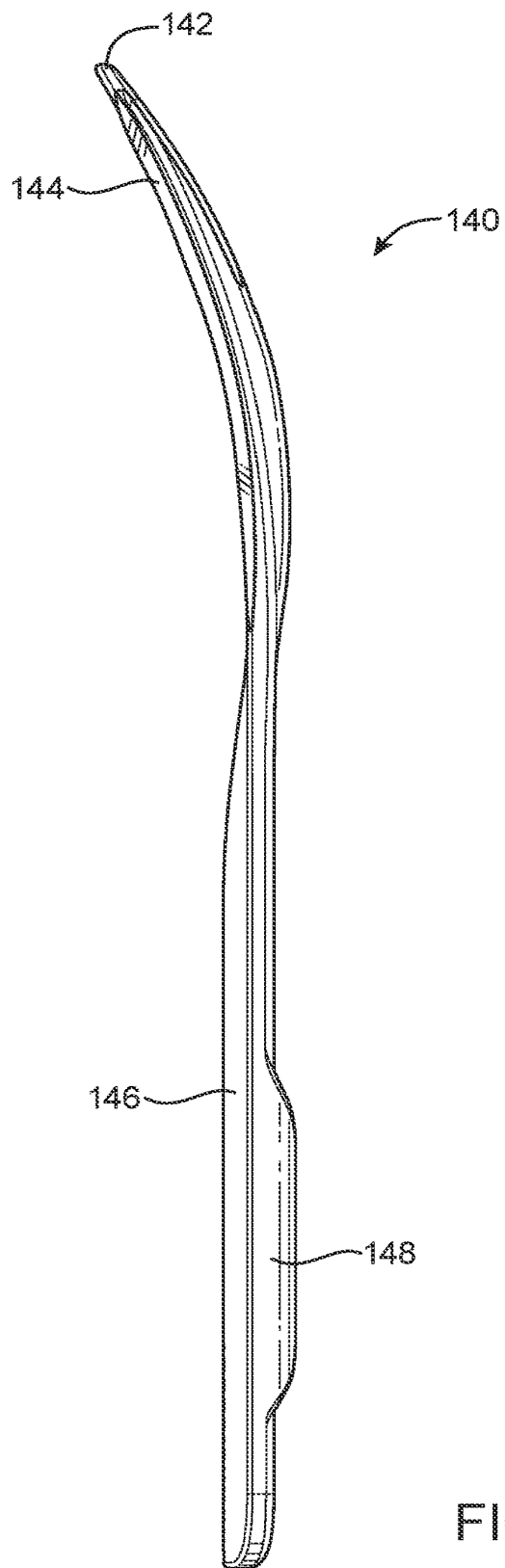


FIG. 4H

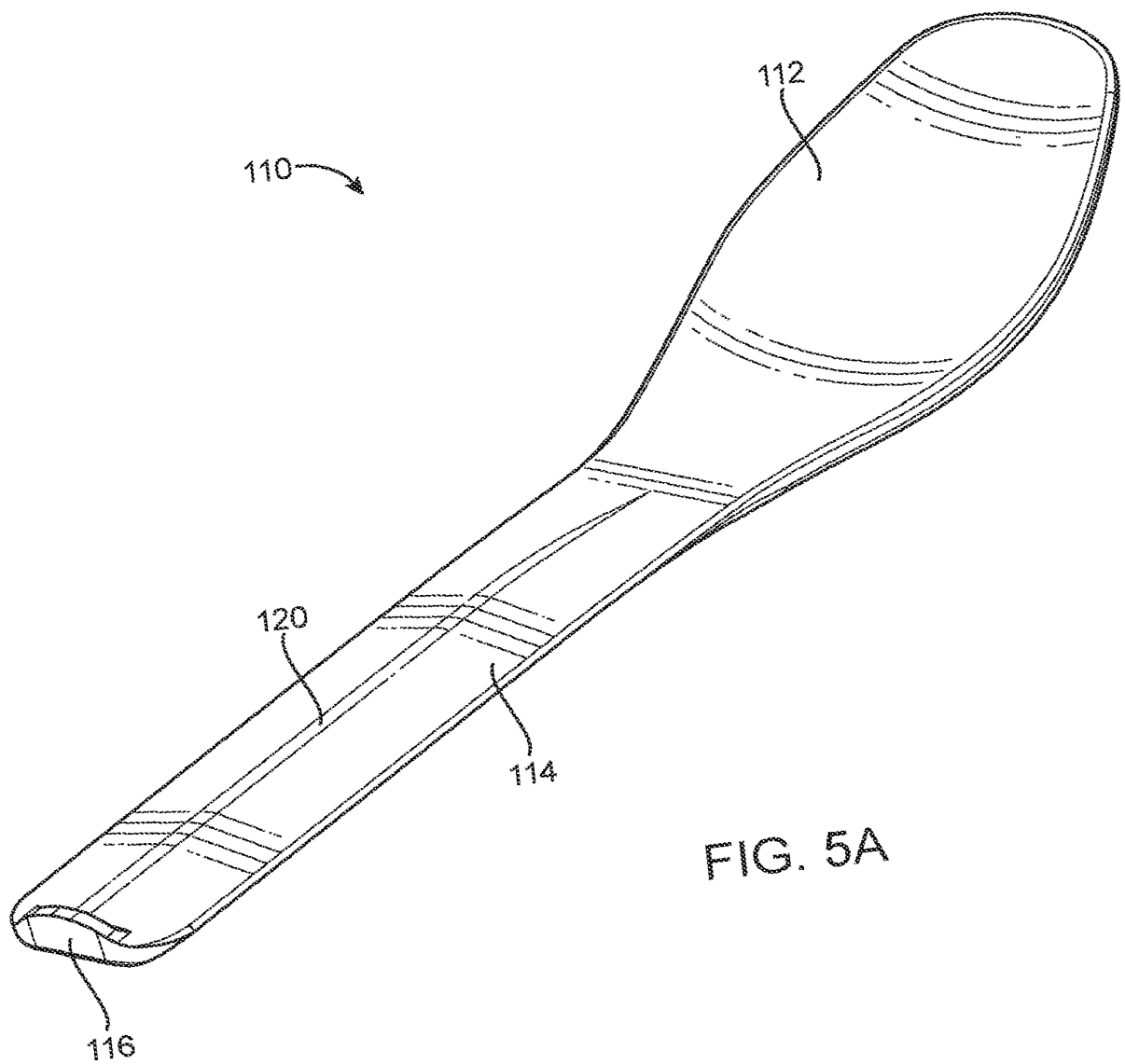


FIG. 5A

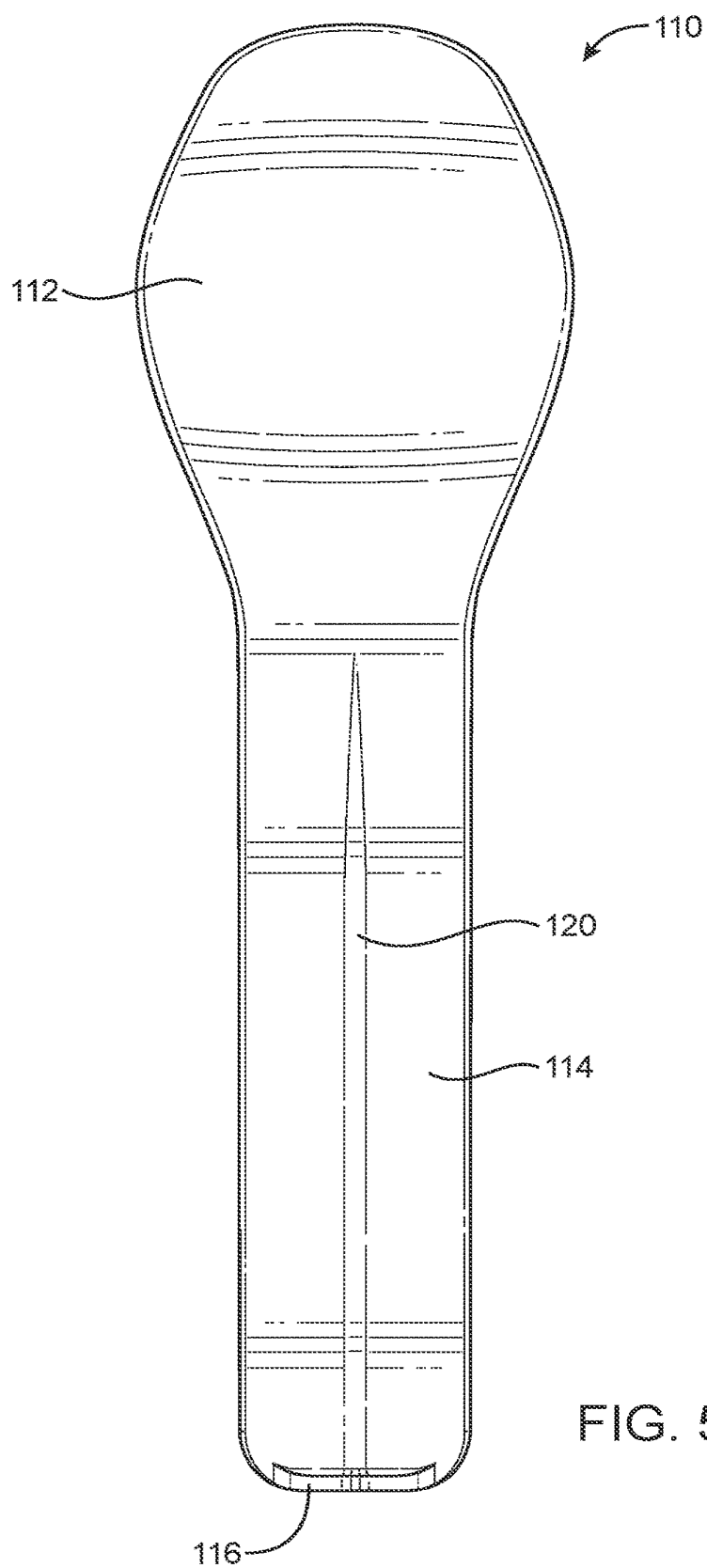


FIG. 5B

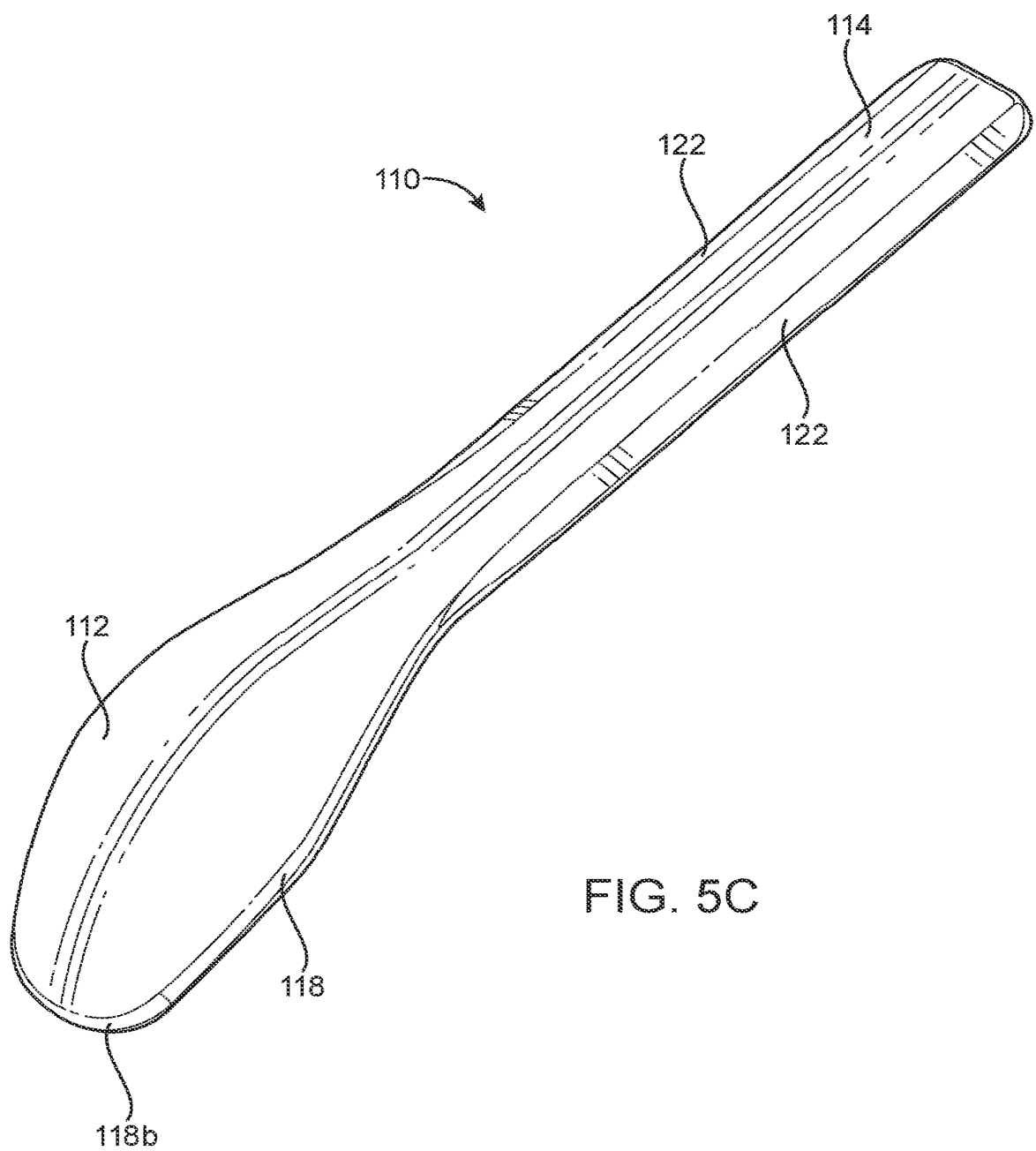


FIG. 5C

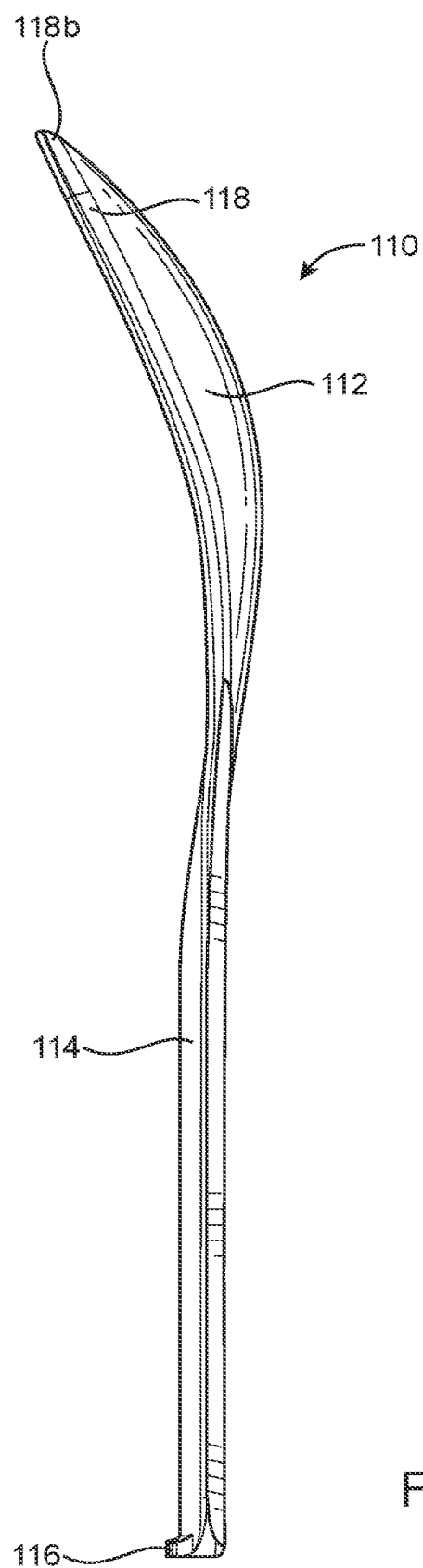


FIG. 5D

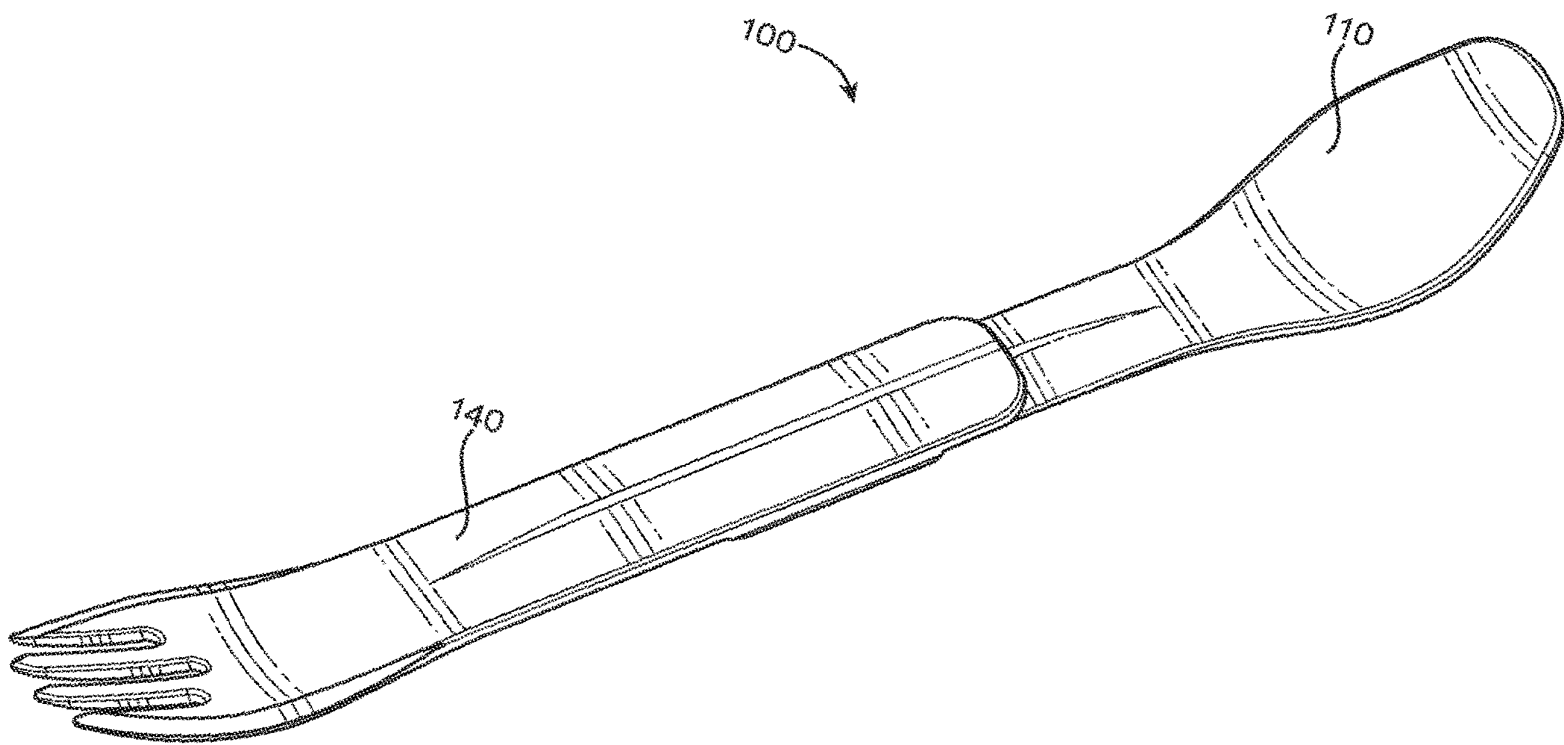
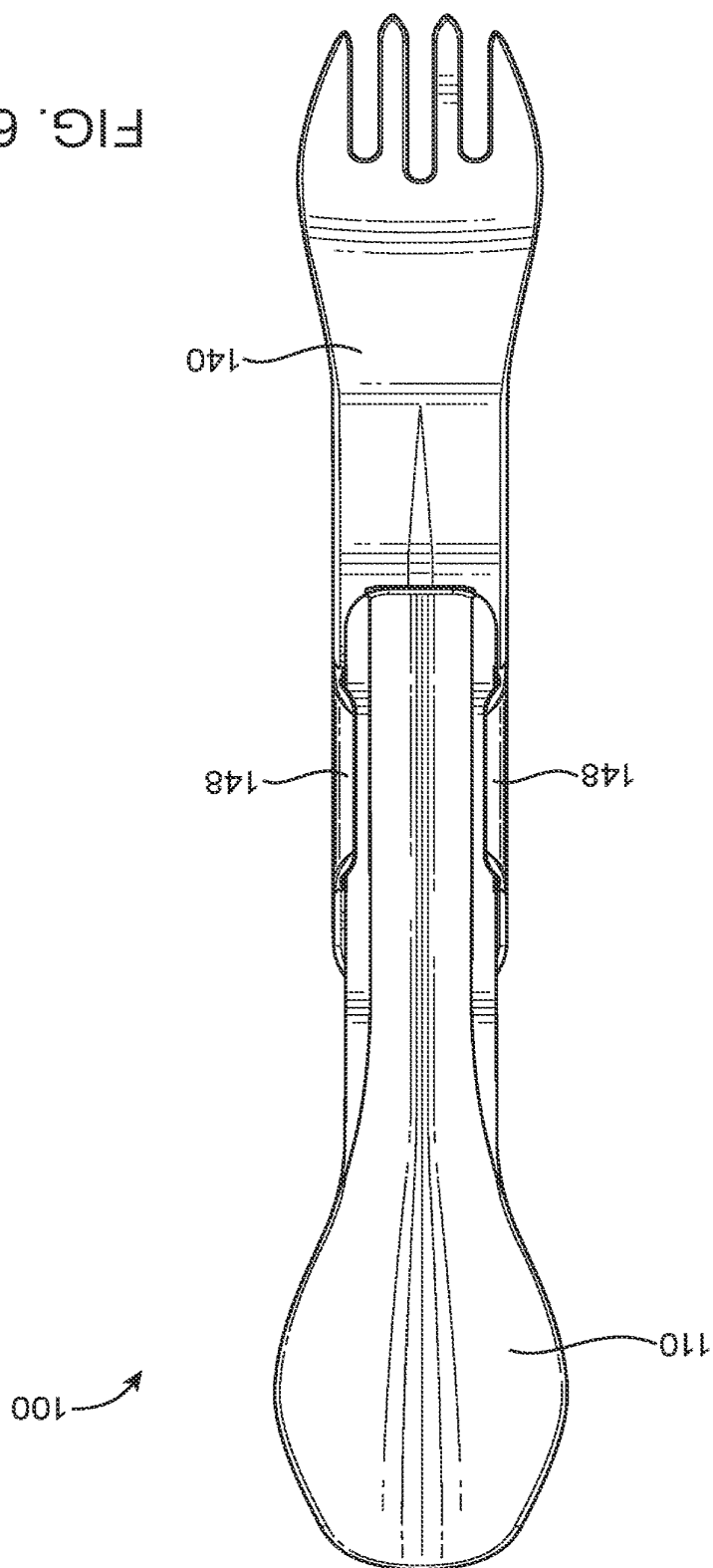


FIG. 6A

FIG. 6B



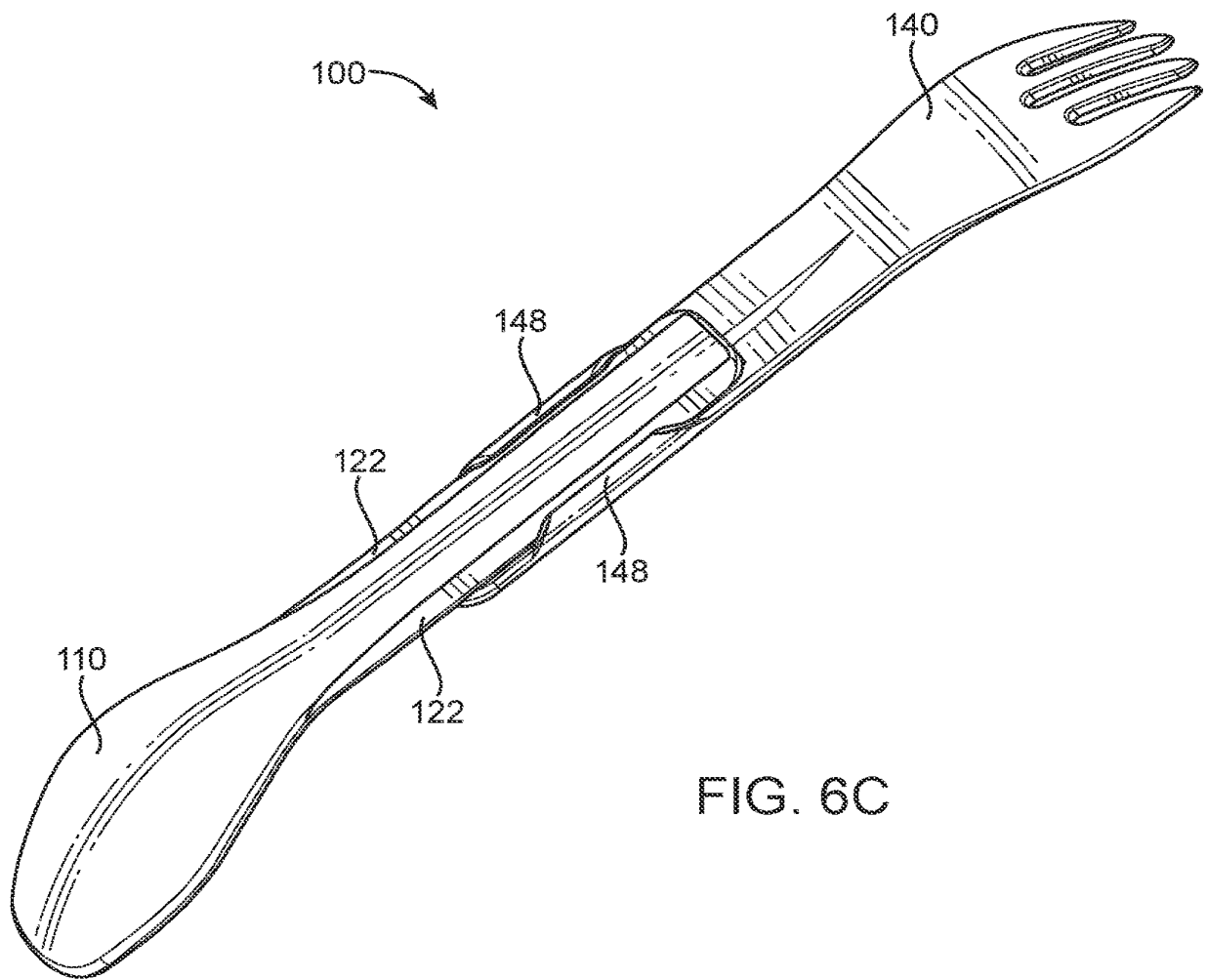


FIG. 6C

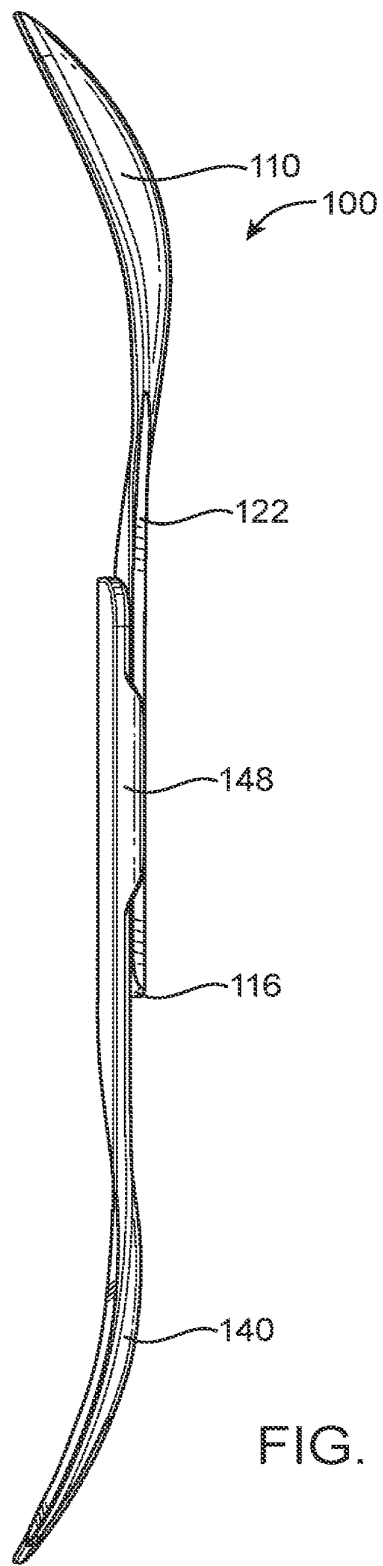
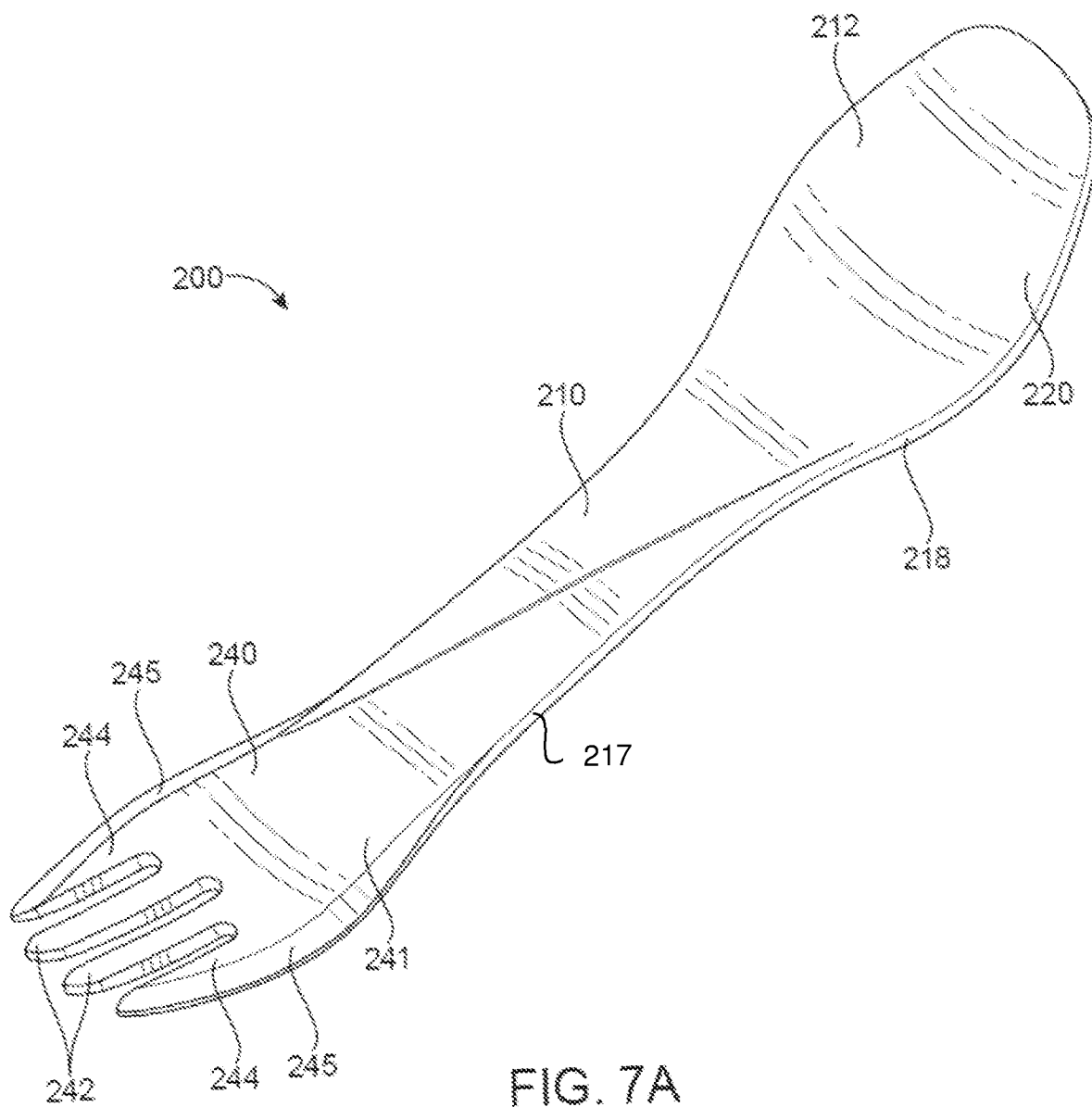


FIG. 6D



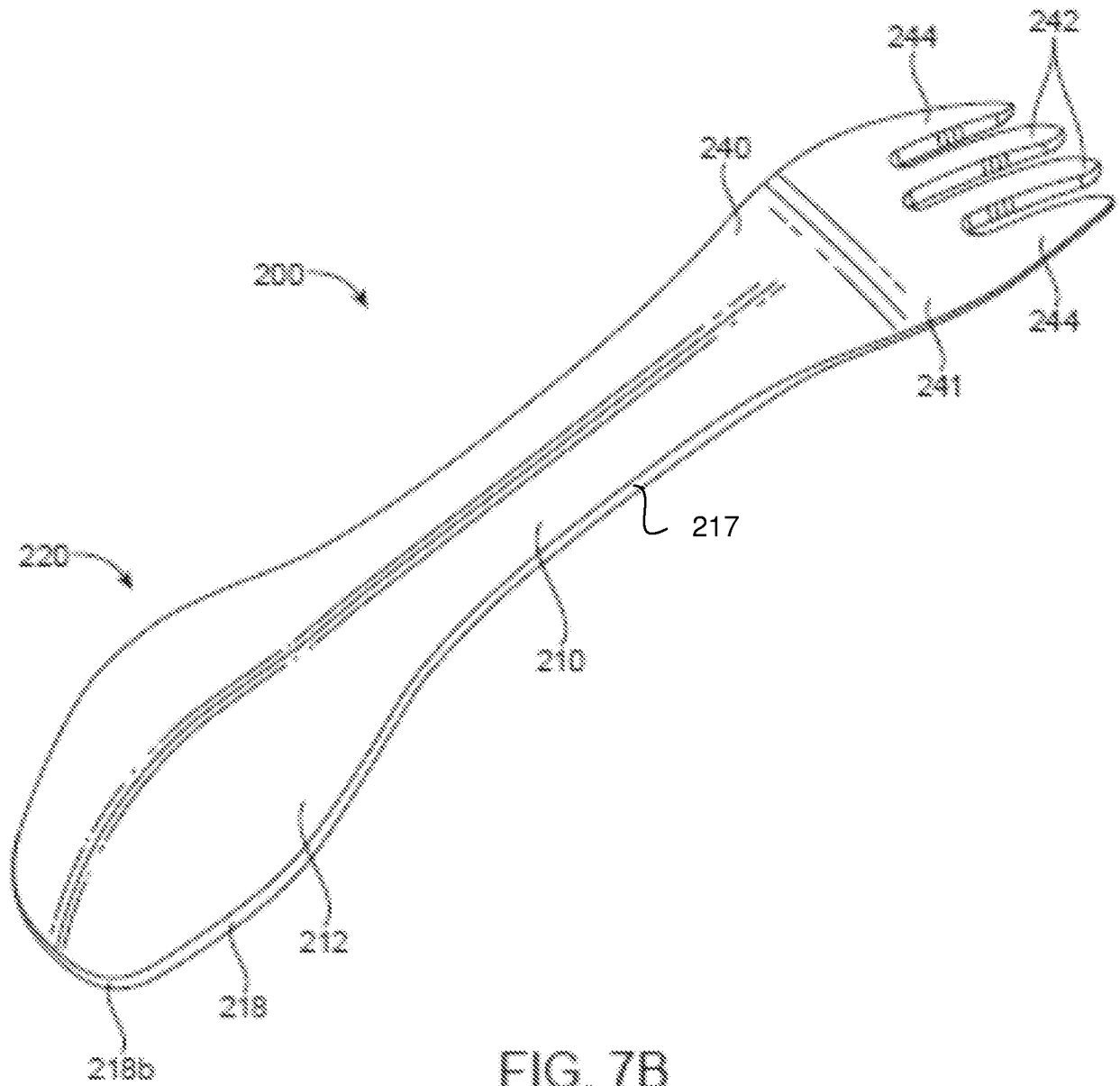


FIG. 7B

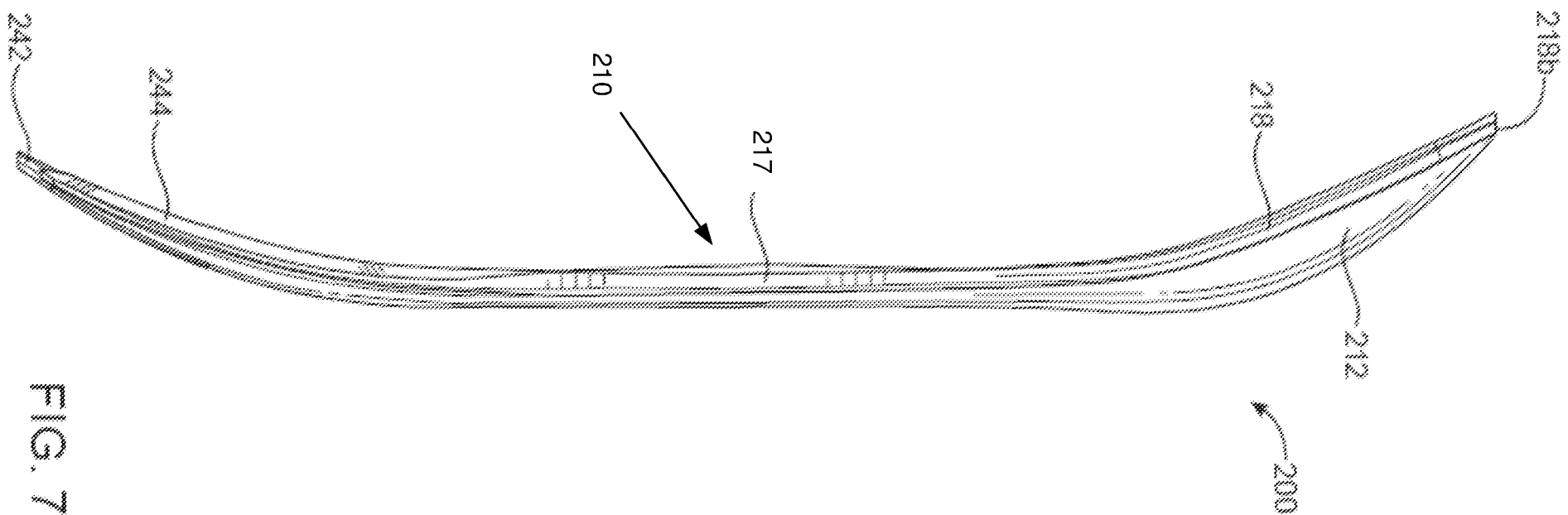


FIG. 7C

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: MIKSOVSKY et al.

Attorney Docket No.: HMG1P008D4

Application No.: Unassigned

Examiner: Unassigned

Filed: Herewith

Group: Unassigned

Title: EATING UTENSIL SYSTEM

Confirmation No.: Unassigned

CERTIFICATE OF EFS-WEB TRANSMISSION

I hereby certify that this correspondence is being transmitted electronically through EFS-WEB to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on June 20, 2022.

Signed: _____/Cara Hedin/
Cara Hedin

**INFORMATION DISCLOSURE STATEMENT
37 CFR §§1.56 AND 1.97(b)**

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

Dear Commissioner:

The reference(s) listed in the attached PTO Form 1449 may be material to examination of the above-identified patent application. Applicants submit a list of the identified reference(s) in compliance with their duty of disclosure pursuant to 37 CFR §§1.56 and 1.97. The Examiner is requested to make the identified reference(s) of official record in this application. The above-identified application is a Divisional of prior application U.S. Patent Application No. 16/725,397. This prior application is being relied upon for an earlier filing date under 35 U.S.C. § 120. Because the listed reference(s) were either cited by the PTO, or submitted to the PTO in the prior application, under 37 CFR § 1.98(d) Applicants submit that copies need not be provided.

This Information Disclosure Statement is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that the identified reference(s) indeed constitute prior art.

This Information Disclosure Statement is: (i) filed within three (3) months of the filing date of the above-referenced application, (ii) believed to be filed before the mailing date of a first Office Action on the merits, or (iii) believed to be filed before the mailing of a first Office Action after the filing of a Request for Continued Examination under §1.114. Accordingly, it is

believed that no fees are due in connection with the filing of this Information Disclosure Statement. However, if it is determined that any fees are due, the Commissioner is hereby authorized to charge such fees to Deposit Account 50-4481 (Order No. HMG1P008D4).

Respectfully submitted,
BEYER LAW GROUP LLP

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Form 1449 (Modified) Information Disclosure Statement By Applicant (Use Several Sheets if Necessary)	Atty Docket No.	HMG1P008D4
	Application No.:	Unassigned
	Applicant	Humangear, Inc.
	Filing Date	Herewith
	Group	Unassigned
		Page 1 of 10
	Date Submitted	June 20, 2022

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Examiner	Date Considered
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	Group	Unassigned
		Page 2 of 10
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Examiner	Date Considered
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	Group	Unassigned
	Date Submitted	June 20, 2022

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		Page 5 of 10
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	129.	D342,422	12/21/93	Sanford			02/08/90
	130.	D347,975	06/21/94	Zeller			08/27/93
	131.	D362,160	09/12/95	Brabeck et al.			07/02/93
	132.	D376,514	12/17/96	Torkelson			04/08/96
	133.	D388,664	01/06/98	Gagnon et al.			12/09/96
	134.	D391,123	02/24/98	Rey et al.			02/19/97
	135.	D396,613	08/04/1998	Cousins			06/30/1997
	136.	D401,481	11/24/98	Boilard et al.			11/25/97
	137.	D412,813	08/17/99	Roskind et al.			10/13/98
	138.	D414,988	10/12/99	Santini			01/04/99
	139.	D414,988	10/12/99	Santini			01/04/99
	140.	D491,419	06/15/04	White et al.			05/02/03
	141.	D509,708	09/20/05	Schmidt			06/18/04
	142.	D53,165	04/01/1919	Janosik			01/23/1919

Examiner	Date Considered
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Examiner: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Form 1449 (Modified) Information Disclosure Statement By Applicant (Use Several Sheets if Necessary)	Atty Docket No.	HMG1P008D4
	Application No.:	Unassigned
	Applicant	Humangear, Inc.
	Filing Date	Herewith
	Group	Unassigned
	Date Submitted	June 20, 2022

	143.	D530,985	10/31/06	Evans			10/11/05
	144.	D530,986	10/31/06	Lago-Arenas			10/01/04
	145.	D533,034	12/05/06	Wasserman			08/11/04
	146.	D535,857	01/30/07	Bristow			12/22/05
	147.	D536,221	02/06/07	Kamins			10/06/04
	148.	D536,222	02/06/07	Heiberg et al.			06/08/05
	149.	D537,302	02/27/07	Vrhovski			01/17/06
	150.	D554,951	11/13/2007	McGrath			01/25/07
	151.	D563,737	03/11/08	Shane-Schuldt			10/03/07
	152.	D575,593	08/26/08	Svartström			12/05/07
	153.	D587,075	02/24/09	Dibnah et al.			04/25/08
	154.	D59,869	11/29/1921	Quandee et al.			12/22/1920
	155.	D60,369	02/07/1922	Quandee et al.			12/22/1920
	156.	D608,602	01/26/10	Davies et al.			06/01/09
	157.	D609,060	02/02/10	Pallotto			03/31/09
	158.	D612,692	03/30/10	Menceles			08/11/09
	159.	D617,156	06/08/10	Griffith			10/08/09
	160.	D618,070	06/22/10	Jalet et al.			06/29/09
	161.	D625,153	10/12/10	Gallop et al.			09/25/08
	162.	D63,047	09/25/1923	Adler			03/19/1923
	163.	D633,344	03/01/11	Nordwall			06/10/10
	164.	D637,309	05/03/11	Park			08/18/10
	165.	D656,799	04/03/12	Lebeau			03/28/11
	166.	D673,431	01/01/13	Glavin et al.			07/18/12
	167.	D676,286	02/19/13	Lion et al.			06/07/12
	168.	D686,045	07/16/13	Stewart et al.			03/07/12
	169.	D690,156	09/24/13	Apple et al.			03/04/13
	170.	D705,020	05/20/14	Fraser et al.			05/07/13
	171.	D706,586	06/10/14	Kestenbaum			04/22/13

Examiner	Date Considered
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Examiner: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Form 1449 (Modified) Information Disclosure Statement By Applicant (Use Several Sheets if Necessary)	Atty Docket No.	HMG1P008D4
	Application No.:	Unassigned
	Applicant	Humangear, Inc.
	Filing Date	Herewith
	Group	Unassigned
	Date Submitted	June 20, 2022

	172.	D718,093	11/25/14	Miksovsky et al.			03/11/14
	173.	D722,837	02/24/15	Miksovsky et al.			03/10/14
	174.	D730,049	05/26/15	Miksovsky et al.			03/10/14
	175.	D739,685	09/29/15	Miksovsky et al.			11/24/14
	176.	D740,079	10/06/15	Miksovsky et al.			11/24/14
	177.	D745,339	12/15/15	Cetti			06/18/14
	178.	D746,644	01/05/16	Cai			09/26/14
	179.	D747,159	01/12/16	Frost			05/22/14
	180.	D752,918	04/05/16	Katopis			10/27/14
	181.	D753,447	04/12/16	Busboom			12/15/14
	182.	D756,171	05/17/16	Mou			12/09/13
	183.	D756,172	05/17/16	Mou			12/09/13
	184.	D758,808	06/14/16	Gatewood			03/18/15
	185.	D782,254	03/28/17	Joseph			09/29/15
	186.	D794,400	08/15/17	Young			02/26/16
	187.	D807,127	01/09/18	Levi			08/02/16
	188.	D812,994	03/20/18	Mundhra			07/28/17
	189.	D812,995	03/20/18	Mundhra			07/28/17
	190.	D813,616	03/27/18	Mundhra			07/28/17
	191.	D816,432	05/01/18	Huang			05/15/17
	192.	D825,104	08/07/18	Simard et al.			12/31/15
	193.	D828,730	09/18/18	Gauss et al.			08/03/17
	194.	D834,887	12/04/18	Miksovsky et al.			03/29/18
	195.	D842,662	03/12/19	Bloch et al.			10/11/17
	196.	D862,996	10/15/19	Miksovsky et al.			06/15/18
	197.	D862,997	10/15/19	Miksovsky et al.			06/16/18
	198.	D93,956	11/27/1934	Wilson			05/01/1934
	199.	RE7,925	10/23/1877	Ulmer			
	200.	RE9,687	05/03/1881	Cox			

Examiner	Date Considered
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Examiner: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Form 1449 (Modified) Information Disclosure Statement By Applicant (Use Several Sheets if Necessary)	Atty Docket No.	HMG1P008D4
	Application No.:	Unassigned
	Applicant	Humangear, Inc.
	Filing Date	Herewith
	Group	Unassigned
		Page 8 of 10
	Date Submitted	June 20, 2022

	201.	10,555,629	02/11/20	Miksovsky et al.			12/07/18
	202.	D873,094	01/21/20	Bloch			07/18/18
	203.	D910,386	02/16/21	Pontano et al.			06/14/19
	204.	D909,821	02/09/21	Frazee et al.			06/14/19
	205.	D882,350	04/28/20	Rubenson et al.			05/15/18
	206.	2020/0383506	12/10/20	Rubenson et al.			11/16/18
	207.	2017/0208976	07/27/17	Muise et al.			01/04/17
	208.	D845,085	04/09/19	Miksovsky et al.			09/21/18

Foreign Patent or Published Foreign Patent Application

Examiner Initial	No.	Document No.	Publicati on Date	Country or Patent Office	Class	Sub- Class	Translation	
							Yes	No
	209.	WO 2013/095407	06/27/13	PCT				
	210.	0 129 495	12/27/84	EP				
	211.	DE 44 17 037	12/03/98	DE			Abstract	
	212.	22,788	09/02/1915	GB				
	213.	CN 202874843	04/17/13	CN			Abstract	
	214.	CN 200945058	09/12/07	CN			Abstract	
	215.	CN201691585	01/05/11	CN			Abstract	
	216.	CN202234496	05/30/12	CN			Abstract	
	217.	203424719	02/12/14	CN			Abstract	
	218.	WO 2015/138218	09/17/15	PCT				
	219.	GB 1337613	11/14/73	GB				
	220.	102068177	05/25/11	CN			Abstract	
	221.	2373000	04/12/00	CN			Abstract	
	222.	2231889	07/31/96	CN			Abstract	
	223.	2006-247086	09/21/06	JP			Abstract	

Examiner	Date Considered
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Examiner: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Form 1449 (Modified) Information Disclosure Statement By Applicant (Use Several Sheets if Necessary)	Atty Docket No.	HMG1P008D4
	Application No.:	Unassigned
	Applicant	Humangear, Inc.
	Filing Date	Herewith
	Group	Unassigned
		Page 9 of 10
	Date Submitted	June 20, 2022

Other Documents

Examiner Initial	No.	Author, Title, Place (e.g. Journal) of Publication, Date
	224.	Alite, Cloverware Lite, http://shop.alitedesigns.com/cloverware-lite.html , downloaded on March 6, 2014.
	225.	Alite, Cloverware 2.0, http://shop.alitedesigns.com/cloverware-538.html , downloaded on March 6, 2014.
	226.	Guyot, Microbites TM , https://www.guyotdesigns.com/product-microbites/ , downloaded on March 6, 2014.
	227.	Guyot, Utensils, https://www.guyotdesigns.com/utensils/ , downloaded on March 6, 2014.
	228.	International Search Report dated July 8, 2015 from International Application No. PCT/US2015/019017.
	229.	Written Opinion dated July 8, 2015 from International Application No. PCT/US2015/019017.
	230.	Chinese Office Action dated April 27, 2017 from Chinese Application No. 201580022197.1.
	231.	Chinese Office Action dated August 1, 2017 from Chinese Application No. 201611163525.2.
	232.	European Search Report dated June 16, 2017 from European Application No. 16202786.3-1653.
	233.	European Office Action dated October 17, 2018 from European Patent Application No. 16 202 786.6 - 1011.
	234.	Light My Fire, Spork original, http://www.lightmyfire.com/products/products/spork/spork-original.aspx , downloaded on March 6, 2014.
	235.	Primus, Folding Spork, http://store.primuscamping.com/cookware/utensils-and-accessories/primus-folding-spork-black/ , downloaded on March 6, 2014.
	236.	DCI, Swivel Spork & Knife Set, http://shop.dcgift.com/p/swivel-spork-knife-set , downloaded on March 6, 2014.
	237.	MSR Folding Camp Utensils, https://www.msrgear.com/cookware/folding-utensils , downloaded on September 20, 2018.
	238.	GSI Outdoors, Telescoping Foon, http://www.gsioutdoors.com/telescoping-foon.html , downloaded on September 20, 2018.
	239.	GSI Outdoors, Pivot Spatula, http://www.gsioutdoors.com/pivot-spatula.html , downloaded on September 20, 2018.
	240.	Chinese Office Action dated August 2, 2019 from Chinese Application No. 201810024557.7.

Examiner	Date Considered
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Examiner: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Form 1449 (Modified) Information Disclosure Statement By Applicant (Use Several Sheets if Necessary)	Atty Docket No.	HMG1P008D4
	Application No.:	Unassigned
	Applicant	Humangear, Inc.
	Filing Date	Herewith
	Group	Unassigned
		Page 10 of 10
	Date Submitted	June 20, 2022

	241.	Extended European Search Report dated October 22, 2019 from European Application No. 18208165.3-1011/3488740.
	242.	European Office Action dated March 5, 2020 from European Application No. 16 202 786.6 – 1011.

Examiner	Date Considered
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Examiner: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Application Data Sheet 37 CFR 1.76		Attorney Docket Number	HMG1P008D4
		Application Number	
Title of Invention	EATING UTENSIL SYSTEM		
The application data sheet is part of the provisional or nonprovisional application for which it is being submitted. The following form contains the bibliographic data arranged in a format specified by the United States Patent and Trademark Office as outlined in 37 CFR 1.76. This document may be completed electronically and submitted to the Office in electronic format using the Electronic Filing System (EFS) or the document may be printed and included in a paper filed application.			

Secrecy Order 37 CFR 5.2:

☐	Portions or all of the application associated with this Application Data Sheet may fall under a Secrecy Order pursuant to 37 CFR 5.2 (Paper filers only. Applications that fall under Secrecy Order may not be filed electronically.)
--------------------------	---

Inventor Information:

Inventor	1				Remove	
Legal Name						
Prefix	Given Name	Middle Name	Family Name	Suffix		
	Christopher	A.	MIKSOVSKY			
Residence Information (Select One) ☒ US Residency ☐ Non US Residency ☐ Active US Military Service						
City	Bend	State/Province	OR	Country of Residence	US	

Mailing Address of Inventor:

Address 1	1472 NW Elgin Avenue					
Address 2						
City	Bend	State/Province	OR			
Postal Code	97703	Country	US			

Inventor	2				Remove	
Legal Name						
Prefix	Given Name	Middle Name	Family Name	Suffix		
	Clint	N.	SLONE			
Residence Information (Select One) ☒ US Residency ☐ Non US Residency ☐ Active US Military Service						
City	San Francisco	State/Province	CA	Country of Residence	US	

Mailing Address of Inventor:

Address 1	2506 Anza Street					
Address 2						
City	San Francisco	State/Province	CA			
Postal Code	94118	Country	US			

Inventor	3				Remove	
Legal Name						
Prefix	Given Name	Middle Name	Family Name	Suffix		
	Evelyne		CHAUBERT			
Residence Information (Select One) ☒ US Residency ☐ Non US Residency ☐ Active US Military Service						

Application Data Sheet 37 CFR 1.76		Attorney Docket Number	HMG1P008D4
		Application Number	
Title of Invention	EATING UTENSIL SYSTEM		

City	San Francisco	State/Province	CA	Country of Residence	US
------	---------------	----------------	----	----------------------	----

Mailing Address of Inventor:

Address 1	31 Landers Street, #1				
Address 2					
City	San Francisco	State/Province	CA		
Postal Code	94114	Country	US		
Inventor	4				Remove
Legal Name					

Prefix	Given Name	Middle Name	Family Name	Suffix	
	Charlie		NGHIEM		
Residence Information (Select One) ☒ US Residency ☐ Non US Residency ☐ Active US Military Service					
City	Oakland	State/Province	CA	Country of Residence	US

Mailing Address of Inventor:

Address 1	1940 Irving Avenue				
Address 2					
City	Oakland	State/Province	CA		
Postal Code	94601	Country	US		
Inventor	5				Remove
Legal Name					

Prefix	Given Name	Middle Name	Family Name	Suffix	
	Robert	Charles	LANE		
Residence Information (Select One) ☒ US Residency ☐ Non US Residency ☐ Active US Military Service					
City	Belmont	State/Province	CA	Country of Residence	US

Mailing Address of Inventor:

Address 1	2010 Monroe Avenue				
Address 2					
City	Belmont	State/Province	CA		
Postal Code	94002	Country	US		
Inventor	6				Remove
Legal Name					

Prefix	Given Name	Middle Name	Family Name	Suffix	
	Jonathan	Paul	DOWNING		
Residence Information (Select One) ☒ US Residency ☐ Non US Residency ☐ Active US Military Service					
City	Belmont	State/Province	CA	Country of Residence	US

Application Data Sheet 37 CFR 1.76		Attorney Docket Number		HMG1P008D4	
		Application Number			
Title of Invention		EATING UTENSIL SYSTEM			
Mailing Address of Inventor:					
Address 1		2010 Monroe Avenue			
Address 2					
City	Belmont	State/Province	CA		
Postal Code	94002	Country	US		
All Inventors Must Be Listed - Additional Inventor Information blocks may be generated within this form by selecting the Add button.					Add

Correspondence Information:

Enter either Customer Number or complete the Correspondence Information section below. For further information see 37 CFR 1.33(a).			
☐ An Address is being provided for the correspondence Information of this application.			
Customer Number	58766		
Email Address		Add Email	Remove Email

Application Information:

Title of the Invention	EATING UTENSIL SYSTEM		
Attorney Docket Number	HMG1P008D4	Small Entity Status Claimed	☒
Application Type	Nonprovisional		
Subject Matter	Utility		
Total Number of Drawing Sheets (if any)	24	Suggested Figure for Publication (if any)	

Filing By Reference:

Only complete this section when filing an application by reference under 35 U.S.C. 111(c) and 37 CFR 1.57(a). Do not complete this section if application papers including a specification and any drawings are being filed. Any domestic benefit or foreign priority information must be provided in the appropriate section(s) below (i.e., "Domestic Benefit/National Stage Information" and "Foreign Priority Information").

For the purposes of a filing date under 37 CFR 1.53(b), the description and any drawings of the present application are replaced by this reference to the previously filed application, subject to conditions and requirements of 37 CFR 1.57(a).

Application number of the previously filed application	Filing date (YYYY-MM-DD)	Intellectual Property Authority or Country

Publication Information:

☐ Request Early Publication (Fee required at time of Request 37 CFR 1.219)
☐ Request Not to Publish. I hereby request that the attached application not be published under 35 U.S.C. 122(b) and certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.

Application Data Sheet 37 CFR 1.76		Attorney Docket Number	HMG1P008D4
		Application Number	
Title of Invention	EATING UTENSIL SYSTEM		

Representative Information:

Representative information should be provided for all practitioners having a power of attorney in the application. Providing this information in the Application Data Sheet does not constitute a power of attorney in the application (see 37 CFR 1.32). Either enter Customer Number or complete the Representative Name section below. If both sections are completed the customer Number will be used for the Representative Information during processing.

Please Select One:	☒ Customer Number	☐ US Patent Practitioner	☐ Limited Recognition (37 CFR 11.9)
Customer Number	58766		

Domestic Benefit/National Stage Information:

This section allows for the applicant to either claim benefit under 35 U.S.C. 119(e), 120, 121, 365(c), or 386(c) or indicate National Stage entry from a PCT application. Providing benefit claim information in the Application Data Sheet constitutes the specific reference required by 35 U.S.C. 119(e) or 120, and 37 CFR 1.78.

When referring to the current application, please leave the "Application Number" field blank.

Prior Application Status	Pending	Remove			
Application Number	Continuity Type	Prior Application Number	Filing or 371(c) Date (YYYY-MM-DD)		
	Division of	16725397	2019-12-23		
Prior Application Status	Patented	Remove			
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)	Patent Number	Issue Date (YYYY-MM-DD)
16725397	Division of	16213466	2018-12-07	10555629	2020-02-11
Prior Application Status	Abandoned	Remove			
Application Number	Continuity Type	Prior Application Number	Filing or 371(c) Date (YYYY-MM-DD)		
16213466	Division of	15268175	2016-09-16		
Prior Application Status	Patented	Remove			
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)	Patent Number	Issue Date (YYYY-MM-DD)
15268175	Division of	14204497	2014-03-11	9468321	2016-10-18
Additional Domestic Benefit/National Stage Data may be generated within this form by selecting the Add button.					Add

Foreign Priority Information:

Application Data Sheet 37 CFR 1.76		Attorney Docket Number	HMG1P008D4
		Application Number	
Title of Invention	EATING UTENSIL SYSTEM		

This section allows for the applicant to claim priority to a foreign application. Providing this information in the application data sheet constitutes the claim for priority as required by 35 U.S.C. 119(b) and 37 CFR 1.55. When priority is claimed to a foreign application that is eligible for retrieval under the priority document exchange program (PDX)ⁱ the information will be used by the Office to automatically attempt retrieval pursuant to 37 CFR 1.55(i)(1) and (2). Under the PDX program, applicant bears the ultimate responsibility for ensuring that a copy of the foreign application is received by the Office from the participating foreign intellectual property office, or a certified copy of the foreign priority application is filed, within the time period specified in 37 CFR 1.55(g)(1).

Application Number	Country ⁱ	Filing Date (YYYY-MM-DD)	Access Code ⁱ (if applicable)

Additional Foreign Priority Data may be generated within this form by selecting the **Add** button.

Statement under 37 CFR 1.55 or 1.78 for AIA (First Inventor to File) Transition Applications

☐ This application (1) claims priority to or the benefit of an application filed before March 16, 2013 and (2) also contains, or contained at any time, a claim to a claimed invention that has an effective filing date on or after March 16, 2013. NOTE: By providing this statement under 37 CFR 1.55 or 1.78, this application, with a filing date on or after March 16, 2013, will be examined under the first inventor to file provisions of the AIA.
--

Application Data Sheet 37 CFR 1.76		Attorney Docket Number	HMG1P008D4
		Application Number	
Title of Invention	EATING UTENSIL SYSTEM		

Authorization or Opt-Out of Authorization to Permit Access:

When this Application Data Sheet is properly signed and filed with the application, applicant has provided written authority to permit a participating foreign intellectual property (IP) office access to the instant application-as-filed (see paragraph A in subsection 1 below) and the European Patent Office (EPO) access to any search results from the instant application (see paragraph B in subsection 1 below).

Should applicant choose not to provide an authorization identified in subsection 1 below, applicant **must opt-out** of the authorization by checking the corresponding box A or B or both in subsection 2 below.

NOTE: This section of the Application Data Sheet is **ONLY** reviewed and processed with the **INITIAL** filing of an application. After the initial filing of an application, an Application Data Sheet cannot be used to provide or rescind authorization for access by a foreign IP office(s). Instead, Form PTO/SB/39 or PTO/SB/69 must be used as appropriate.

1. Authorization to Permit Access by a Foreign Intellectual Property Office(s)

A. Priority Document Exchange (PDX) - Unless box A in subsection 2 (opt-out of authorization) is checked, the undersigned hereby **grants the USPTO authority** to provide the European Patent Office (EPO), the Japan Patent Office (JPO), the Korean Intellectual Property Office (KIPO), the State Intellectual Property Office of the People's Republic of China (SIPO), the World Intellectual Property Organization (WIPO), and any other foreign intellectual property office participating with the USPTO in a bilateral or multilateral priority document exchange agreement in which a foreign application claiming priority to the instant patent application is filed, access to: (1) the instant patent application-as-filed and its related bibliographic data, (2) any foreign or domestic application to which priority or benefit is claimed by the instant application and its related bibliographic data, and (3) the date of filing of this Authorization. See 37 CFR 1.14(h)(1).

B. Search Results from U.S. Application to EPO - Unless box B in subsection 2 (opt-out of authorization) is checked, the undersigned hereby **grants the USPTO authority** to provide the EPO access to the bibliographic data and search results from the instant patent application when a European patent application claiming priority to the instant patent application is filed. See 37 CFR 1.14(h)(2).

The applicant is reminded that the EPO's Rule 141(1) EPC (European Patent Convention) requires applicants to submit a copy of search results from the instant application without delay in a European patent application that claims priority to the instant application.

2. Opt-Out of Authorizations to Permit Access by a Foreign Intellectual Property Office(s)

☐ A. Applicant **DOES NOT** authorize the USPTO to permit a participating foreign IP office access to the instant application-as-filed. If this box is checked, the USPTO will not be providing a participating foreign IP office with any documents and information identified in subsection 1A above.

☐ B. Applicant **DOES NOT** authorize the USPTO to transmit to the EPO any search results from the instant patent application. If this box is checked, the USPTO will not be providing the EPO with search results from the instant application.

NOTE: Once the application has published or is otherwise publicly available, the USPTO may provide access to the application in accordance with 37 CFR 1.14.

Application Data Sheet 37 CFR 1.76		Attorney Docket Number	HMG1P008D4
		Application Number	
Title of Invention	EATING UTENSIL SYSTEM		

Applicant Information:

Providing assignment information in this section does not substitute for compliance with any requirement of part 3 of Title 37 of CFR to have an assignment recorded by the Office.

Applicant	1	Remove
If the applicant is the inventor (or the remaining joint inventor or inventors under 37 CFR 1.45), this section should not be completed. The information to be provided in this section is the name and address of the legal representative who is the applicant under 37 CFR 1.43; or the name and address of the assignee, person to whom the inventor is under an obligation to assign the invention, or person who otherwise shows sufficient proprietary interest in the matter who is the applicant under 37 CFR 1.46. If the applicant is an applicant under 37 CFR 1.46 (assignee, person to whom the inventor is obligated to assign, or person who otherwise shows sufficient proprietary interest) together with one or more joint inventors, then the joint inventor or inventors who are also the applicant should be identified in this section. Clear		
☒ Assignee	Legal Representative under 35 U.S.C. 117	Joint Inventor
Person to whom the inventor is obligated to assign.		Person who shows sufficient proprietary interest
If applicant is the legal representative, indicate the authority to file the patent application, the inventor is:		
Name of the Deceased or Legally Incapacitated Inventor:		
If the Applicant is an Organization check here. ☒		
Organization Name	humangear, Inc.	
Mailing Address Information For Applicant:		
Address 1	2962 Fillmore Street	
Address 2		
City	San Francisco	State/Province
Country	US	Postal Code
Phone Number		Fax Number
Email Address		
Additional Applicant Data may be generated within this form by selecting the Add button. Add		

Assignee Information including Non-Applicant Assignee Information:

Providing assignment information in this section does not substitute for compliance with any requirement of part 3 of Title 37 of CFR to have an assignment recorded by the Office.

Application Data Sheet 37 CFR 1.76		Attorney Docket Number	HMG1P008D4
		Application Number	
Title of Invention	EATING UTENSIL SYSTEM		

Assignee	1			
Complete this section if assignee information, including non-applicant assignee information, is desired to be included on the patent application publication. An assignee-applicant identified in the "Applicant Information" section will appear on the patent application publication as an applicant. For an assignee-applicant, complete this section only if identification as an assignee is also desired on the patent application publication.				
				Remove
If the Assignee or Non-Applicant Assignee is an Organization check here.				☐
Prefix	Given Name	Middle Name	Family Name	Suffix
Mailing Address Information For Assignee including Non-Applicant Assignee:				
Address 1				
Address 2				
City		State/Province		
Country ⁱ		Postal Code		
Phone Number		Fax Number		
Email Address				
Additional Assignee or Non-Applicant Assignee Data may be generated within this form by selecting the Add button.				Add

Signature:

NOTE: This Application Data Sheet must be signed in accordance with 37 CFR 1.33(b). However, if this Application Data Sheet is submitted with the **INITIAL** filing of the application and either box A or B is not checked in subsection 2 of the "Authorization or Opt-Out of Authorization to Permit Access" section, then this form must also be signed in accordance with 37 CFR 1.14(c).

This Application Data Sheet **must** be signed by a patent practitioner if one or more of the applicants is a **juristic entity** (e.g., corporation or association). If the applicant is two or more joint inventors, this form must be signed by a patent practitioner, **all** joint inventors who are the applicant, or one or more joint inventor-applicants who have been given power of attorney (e.g., see USPTO Form PTO/AIA/81) on behalf of **all** joint inventor-applicants.

See 37 CFR 1.4(d) for the manner of making signatures and certifications.

Signature	/Steve D Beyer/		Date (YYYY-MM-DD)	2022-06-20
First Name	Steve	Last Name	Beyer	Registration Number
				31234
Additional Signature may be generated within this form by selecting the Add button.				Add

Application Data Sheet 37 CFR 1.76		Attorney Docket Number	HMG1P008D4
		Application Number	
Title of Invention	EATING UTENSIL SYSTEM		

This collection of information is required by 37 CFR 1.76. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 23 minutes to complete, including gathering, preparing, and submitting the completed application data sheet form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

Privacy Act Statement

The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether the Freedom of Information Act requires disclosure of these records.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspections or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

Electronic Patent Application Fee Transmittal

Application Number:				
Filing Date:				
Title of Invention:	EATING UTENSIL SYSTEM			
First Named Inventor/Applicant Name:	Christopher A. MIKSOVSKY			
Filer:	Steve D. Beyer/Cara Hedin			
Attorney Docket Number:	HMG1P008D4			
Filed as Small Entity				
Filing Fees for Track I Prioritized Examination - Nonprovisional Application under 35 USC 111(a)				
Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Basic Filing:				
UTILITY FILING FEE (ELECTRONIC FILING)	4011	1	80	80
UTILITY SEARCH FEE	2111	1	350	350
UTILITY EXAMINATION FEE	2311	1	400	400
REQUEST FOR PRIORITIZED EXAMINATION	2817	1	2100	2100
Pages:				
Claims:				
CLAIMS IN EXCESS OF 20	2202	7	50	350
Miscellaneous-Filing:				

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
PROCESSING FEE, EXCEPT PROV. APPLS.	2830	1	70	70
Petition:				
Patent-Appeals-and-Interference:				
Post-Allowance-and-Post-Issuance:				
Extension-of-Time:				
Miscellaneous:				
Total in USD (\$)				3350

Electronic Acknowledgement Receipt

EFS ID:	45998292
Application Number:	17844634
International Application Number:	
Confirmation Number:	1717
Title of Invention:	EATING UTENSIL SYSTEM
First Named Inventor/Applicant Name:	Christopher A. MIKSOVSKY
Customer Number:	58766
Filer:	Steve D. Beyer/Cara Hedin
Filer Authorized By:	Steve D. Beyer
Attorney Docket Number:	HMG1P008D4
Receipt Date:	20-JUN-2022
Filing Date:	
Time Stamp:	20:02:22
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	yes
Payment Type	DA
Payment was successfully received in RAM	\$3350
RAM confirmation Number	E20226JK02541275
Deposit Account	504481
Authorized User	Cara Hedin

The Director of the USPTO is hereby authorized to charge indicated fees and credit any overpayment as follows:

37 CFR 1.16 (National application filing, search, and examination fees)

37 CFR 1.17 (Patent application and reexamination processing fees)

37 CFR 1.19 (Document supply fees)
37 CFR 1.20 (Post Issuance fees)
37 CFR 1.21 (Miscellaneous fees and charges)

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Transmittal Letter	HMG1P008D4_Transmittal_POA_by_Applicant.pdf	165761	no	1
			c3026768c66a80d651deb4605f4e498f4041da76		
Warnings:					
Information:					
2	Power of Attorney	HMG1_POA_Applicant.pdf	522554	no	1
			a91fe80cef0e166151097e763854b279f15c87d2		
Warnings:					
Information:					
3	Track One Request	HMG1P008D4_Track_One_Request.pdf	124866	no	2
			5acce05741b20a5f302b04a55f52be6d76ca22f9		
Warnings:					
Information:					
4	Oath or Declaration filed	HMG1P008_Decs_as_filed.pdf	523769	no	6
			9a2c32cd61019c6d392a7b180f5995031afb3fde		
Warnings:					
Information:					
5		HMG1P008D4_Application_FINAL.pdf	122029	yes	23
			b89a965dd1e46812663157e4ec866e1dd2bf93e2		
	Multipart Description/PDF files in .zip description				
	Document Description		Start	End	
	Specification		1	16	
	Claims		17	22	
	Abstract		23	23	
Humongear Inc. Ex. 2011 Page 203					

Warnings:					
Information:					
6	Drawings-only black and white line drawings	HMG1P008D4_FIGS.pdf	2379975	no	24
			dc6cd2a39f07f30742bfc68ac90efebd458990f6		
Warnings:					
Information:					
7	Transmittal Letter	HMG1P008D4_IDS.pdf	23588	no	2
			d3a0e2dd02f7fe44c0a1c9ecc7a35a617ee56f66		
Warnings:					
Information:					
8	Information Disclosure Statement (IDS) Form (SB08)	HMG1P008D4_1449.pdf	98203	no	10
			1a092e5c9b1fa7c12b5a2e746b34e09c120276cf		
Warnings:					
Information:					
This is not an USPTO supplied IDS fillable form					
9	Application Data Sheet	HMG1P008D4_ADS.pdf	1823811	no	10
			d45eb4c714ce625b55295e405657cef62c4f6e9		
Warnings:					
Information:					
10	Fee Worksheet (SB06)	fee-info.pdf	50647	no	2
			cdc5e87d5ceb7f38a4c584dc8a1594390388ece5		
Warnings:					
Information:					
Total Files Size (in bytes):			5835203		

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New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

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TRANSMITTAL FOR POWER OF ATTORNEY TO ONE OR MORE REGISTERED PRACTITIONERS

NOTE: This form is to be submitted with the Power of Attorney by Applicant form (PTO/AIA/82B or equivalent) to identify the application to which the Power of Attorney is directed, in accordance with 37 CFR 1.5. If the Power of Attorney by Applicant form is not accompanied by this transmittal form or an equivalent, the Power of Attorney will not be recognized in the application.

Application Number	Unassigned
Filing Date	Herewith
First Named Inventor	Christopher A. MIKSOVSKY
Title	EATING UTENSIL SYSTEM
Art Unit	Unassigned
Examiner Name	Unassigned
Attorney Docket Number	HMG1P008D4

SIGNATURE of Applicant or Patent Practitioner

Signature	/Steve D Beyer/	Date	June 20, 2022
Name	Steve D Beyer	Telephone	650-842-1300
Registration Number	31234		

NOTE: This form must be signed in accordance with 37 CFR 1.33. See 37 CFR 1.4(d) for signature requirements and certifications.



*Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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