

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		13108982
	Filing Date		2011-05-16
	First Named Inventor	Nathan C. Moskowitz et al.	
	Art Unit	3733	
	Examiner Name	PEDRO PHILOGENE	
	Attorney Docket Number	3003/0105PUS3	

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	1	6723126		2004-04-20	BERRY, Bret	
	2	5062850		1991-11-05	MACMILLAN et al.	
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	1	2004/093749	WO	A1	2004-11-04	MAGERL et al.		☐
	2	2006/091503	WO	A1	2006-08-31	SHATTUCK et al.		☐

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	1	DIETER GROB et al., "Clinical Experience With the Dynesys Semirigid Fixation System for the Lumbar Spine," SPINE, Vol. 30, No. 3, 2005, pp. 324-331.	☐
	2	Vincent C. TRAYNELIS, "Prosthetics and Biologics: The Wave of the Future," CLINICAL NEUROSURGERY, Volume 50, Proceedings of the Congress of Neurological Surgeons, Philadelphia, PA 2002, Chapter 9, pages 207-219.	☐
	3	E.K. WAI et al., "Disk Replacement Arthroplasties: Can The Success of Hip and Knee Replacements be Repeated in the Spine?," Seminars in Spine Surgery, Vol. 15, No. 4 (December) 2003, pp 473-482.	☐
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5	International Search Report (ISR) and Written Opinion of the International Searching Authority, 03 December 2007, International Application No. PCT/US 07/05005.	☐
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EXAMINER SIGNATURE

Examiner Signature	/Pedro Philogene/	Date Considered	10/10/2014
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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CERTIFICATION STATEMENT

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

- ☐ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

OR

- ☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

- ☐ See attached certification statement.
- ☒ The fee set forth in 37 CFR 1.17 (p) has been submitted herewith.
- ☐ A certification statement is not submitted herewith.

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/John J. Dresch/	Date (YYYY-MM-DD)	2014-08-19
Name/Print	John J. Dresch	Registration Number	46,672

This collection of information is required by 37 CFR 1.97 and 1.98. 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 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: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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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.
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