



Legal Counsel.

DINSMORE & SHOHL LLP
801 Pennsylvania Ave., N.W. ^ Suite 610
Washington, D.C. 20004
www.dinsmore.com

Reed D. Rubinstein
(202) 372-9120 (direct)
reed.rubinstein@dinsmore.com

August 1, 2016

VIA FACSIMILE, ELECTRONIC MAIL AND U.S. MAIL

Dionne Hardy, FOIA Officer
Office of Management and Budget
725 17th Street, NW, Room 9026
Washington, DC 20503
Fax: 202.395.3504
OMBFOIA@omb.eop.gov

Re: AMERICAN CENTER FOR EQUITABLE TREATMENT, INC'S FREEDOM OF INFORMATION ACT REQUEST

Dear Ms. Hardy:

On behalf of our client, the American Center for Equitable Treatment, Inc., a 501(c)(3) corporation, and as required by the Freedom of Information Act (FOIA), 5 U.S.C. § 552 and 5 CFR Part 1303, please provide me with the following records.

1. All records referencing or concerning the Paperwork Reduction Act, 44 USC § 3501 *et seq.*, its implementing regulations in 5 CFR Part 1320, and Office of Management and Budget (OMB) guidance issued to agencies AND United States Patent and Trademark Office (PTO) rules 37 CFR 1.105, 1.129, 1.142, 1.143, 1.144, 1.145, and/or 1.146, including but not limited to (a) all Information Collection Requests (ICRs), (b) OMB Form 83-I, 83-C, 83-D, 83-E certifications and supporting evidence thereto, (c) estimates of paperwork burden and their derivation pursuant to 5 C.F.R. § 1320.8(a)(4), and (d) Supporting Statements referencing or concerning these PTO rules or guidance.

2. All records referencing or concerning Chapter 800 of the PTO's Manual of Patent Examining Procedure (MPEP) including but not limited to (a) all Information Collection Requests (ICRs), (b) OMB Form 83-I, 83-C, 83-D, 83-E certifications and supporting evidence thereto, (c) estimates of paperwork burden and their derivation

pursuant to 5 C.F.R. § 1320.8(a)(4), and (d) Supporting Statements referencing or concerning these PTO rules or guidance.

3. All records referencing or concerning OMB's interpretation and/or application of 5 CFR 1320.3(h), or any of its subparts with respect to (a) 37 CFR 1.105, 1.129, 1.142, 1.143, 1.144, 1.145, and/or 1.146; and/or (b) Chapter 800 of the MPEP; and/or (c) made or issued prior to July 31, 2013, regarding any PTO ICR, agency rule or guidance.

"Records" are defined at 44 U.S.C. § 3301, and per 5 U.S.C. § 552(f)(2) include "any information that would be an agency record subject to the requirements of [FOIA] when maintained by an agency in any format, including an electronic format." To be clear, our request also includes metadata as well as records that may have been created, handled, transmitted, or found on private, nongovernmental email accounts.

The terms "and" and "or" shall be construed both conjunctively and disjunctively.

Relevant search terms include: "30-Day Notice", "60-Day Notice", "applicant or patent owner", "Notice of Action", "burden", "control number", "exemption", "ICR or information collection request", "information collection" or "collection of information", "Manual of Patent Examination Practices or MPEP", "PRA or Paperwork Reduction Act", "paperwork burden", "patent application", "patent prosecution", "PTO or USPTO", "preliminary amendment," "reexamination", "supporting statement", "Terms of Clearance", "37 CFR 1.129 or Rule 129 or Rule 1.129", "37 CFR 1.142 or Rule 142 or Rule 1.142", "37 CFR 1.143 or Rule 143 or Rule 1.143", "37 CFR 1.144 or Rule 144 or Rule 1.144", "37 CFR 1.145 or Rule 145 or Rule 1.145", "37 CFR 1.146 or Rule 146 or Rule 1.146", "Bahr", "Fawcett", "Tamayo", "Fraser", "Neyland", "Hunt," "Mancini", "Shelanski", and "Hyatt".

The relevant time is June 1, 2012, to the present.

On behalf of our client, we request a public interest fee waiver because the requested records directly concern and bear upon the regularity of the government's operations and activities, will be highly informative to the general public regarding OMB's policies and execution of its statutory obligations to minimize regulatory burden on the public, and contribute significantly to public understanding of bureaucratic and political interagency process. Upon receipt, our client will make these records publically available on its website for use by journalists, scholars, students, and interested members of the public at no charge.

Nevertheless, without waiving our client's right to appeal a fee waiver denial, we hereby authorize you to supply records responsive to this request without informing me of cost if the fees do not exceed \$500.00, which we agree to pay. Please be sure to contact me if the fees will exceed that amount and to arrange for record delivery.

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I may be reached at either 202-372-9120 or reed.rubinstein@dinsmore.com if you have any questions.

Best regards,



Reed D. Rubinstein

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