Form 11

BUDAPEST TREATY ON THE INTERNATIONAL RECOGNITION

OF THE DEPOSIT OF MICROORGANISMS FOR THE PURPOSES OF PATENT PROCEDURE

**REQUEST**

**FOR THE FURNISHING OF SAMPLESOF DEPOSITED MICROORGANISMS**

**pursuant to Rule 11.3(a)**

TO DIRECTOR GENERAL,

NITE PATENT MICROORGANISMS DEPOSITARY

NATIONAL INSTITUTE OF TECHNOLOGY AND EVALUATION

#122, 2-5-8 Kazusakamatari Kisarazu-shi, Chiba 292-0818, Japan

The undersigned hereby requests the furnishing of a sample of the microorganism identified hereunder in accordance with rule 11.3(a) of the regulation under the Budapest treaty and agrees with the terms and conditions of the "Acknowledgement and Agreement for Furnishing and Use of Samples" attached,

|  |  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| I. IDENTIFICATION OF THE MICROORGANISM | | | | | | | | | | |
| (Accession number of the deposit :)  NITE BP－ | | | | | | | | | | |
| II. PATENT APPLICATION OR PATENT REFERRING TO THE MICROORANISM | | | | | | | | | | |
| □ Patent application No. | | | | |  | | filed on |  | | |
| Filed by name: | | |  | | | | |  | | |
| Address: | | |  | | | | | | | |
| □ International application (PCT) No. | | | | | |  | filed on |  | | |
| Filed by name: | | | |  | | | |  | | |
| Address: | | | |  | | | | | | |
| □ Patent No. | | | |  | | | granted on |  | | |
| Granted by name: | | | |  | | |  |  | | |
| Address: | | | |  | | | |  | | |
| III. REQUEST FOR INFORMATION | | | | | | | | | | |
| The undersigned authorized party  □　requests □　does not request  communication of the scientific description and/or proposed taxonomic designation and an indication of the conditions which the international depositary authority employs for the cultivation and storage of the microorganism. | | | | | | | | | | |
| IV. 　BILL TO | | | | | | | | | | |
| Name: | |  | | | | | | |  | |
| Organization: | |  | | | | | | |  | |
| Address: | |  | | | | | | |  | |
| e-mail: | |  | | | | | | |  | |
| V.　　DESTINATION OF MICROORGANISMS  (Fill in in case microorganism sent to person in charge of handring microorganisms belong to CERTIFIED PARTY) | | | | | | | | | | |
|  | Name: |  | | | | | | | |  |
|  | Organization: |  | | | | | | | |  |
|  | Address: | Zip code: | | | | | | | |  |
|  | Phone: |  | | | | | | | |  |
|  | e-mail: |  | | | | | | | |  |

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| VI.　CERTIFIED PARTY | Name: |  | | |  |
| Organization: | |  | | |  |
| Address | |  | | |  |
| Phone: | |  | | |  |
| e-mail: | |  | | |  |
| Signature: | |  | Date:  (yyyy/mm/dd) |  | |
|  | |  | | |  |
| VII. 　ATTORNEY \* | Name |  | | |  |
| Organization: | |  | | |  |
| Address | |  | | |  |
| Phone: | |  | | |  |
| e-mail: | |  | | |  |
| Signature: | |  | Date:  (yyyy/mm/dd) |  | |
|  | | | | | |
| \* A letter of attorney is required to attach if you have someone to act as your agent, and mark with a cross the box below  □　a letter of attorney | | | | | |

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| VIII. 　CERTIFICATION | | | | |
| It is hereby certified that :  （1）　□ the patent application specified under II above, referring to the deposit of the microorganism identified under I above, has been filed with this Office for the grant of a patent and its subject matter involves the said microorganism or the use thereof    　□ the international application specified under II above, referring to the deposit of the microorganism identified under I above, designates for the grant of a patent the State party to the Patent Cooperation　Treaty (PCT) for which this Office is the "designated Office" within the meaning of the said Treaty,　and the subject of that international application involves the said microorganism or the use thereof  　□ the patent specified under II above, referring to the deposit of the microorganism identified under I above, has been granted by this Office and its subject matter involves the said microorganism or its use thereof | | | | |
| （2）　□　publication for the purposes of patent procedure has been effected  □ by this office  □ by the International Bureau of the World Intellectual Property Organization as an international publication under the Patent Cooperation Treaty PCT)  or  　□　the certified party has a right to a sample before publication in accordance with : | | | | |
| （3）　□ the certified party has a right to a sample of the microorganism identified under I above under the law governing patent procedure before this Office and this Office is satisfied that the conditions, if any, prescribed by the said law have actually fulfilled  or  　□ the certified party has affixed his signature on a form before this Office and, as a consequence of the signature of the said form, the conditions for furnishing a sample of the microorganism identified under I above to the certified party are deemed to be fulfilled in accordance with the law governing patent procedure before this Office | | | | |
| Industrial Property Office : | | |  | |
| Street : | |  | Signature : |  |
| City : | |  |
|  |  |  | Date : |  |
| (Country :) | |  |  | |