<table>
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<tr>
<th>INTERNATIONAL REGISTRATION NO.</th>
<th>APPLICATION NO.</th>
<th>FILING DATE</th>
<th>FIRST NAMED INVENTOR</th>
<th>ATTORNEY DOCKET NO.</th>
<th>CONFIRMATION NO.</th>
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<tr>
<td>DM/087426</td>
<td>35/500,137</td>
<td>Jürgen Butz</td>
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<td>7872</td>
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World Intellectual Property Organization  
34, chemin des Colombettes, P.O. Box 18  
1211 Geneva 20, Switzerland

DATE MAILED : 07/27/2016

**NOTIFICATION OF REFUSAL**

(Rule 18 of the Common Regulations under the Hague Agreement/ 37 CFR 1.1063)

Applicant must file any reply to this communication directly with the United States Patent and Trademark Office. Applicant may **NOT** file such reply through the International Bureau.

This refusal relates to all the industrial designs that are the subject of the international registration.
Office Action Summary

Application No. 35/500,137

Applicant(s) BUTZ, JÜRGEN

Examiner Richard E. Chilcot, Jr.

Art Unit 2916

AIA (First Inventor to File) 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 2 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 after three months but within the six month period 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 _____.
   □ A declaration(s)/affidavit(s) under 37 CFR 1.130(b) was/were filed on _____.

2a) □ This action is FINAL. 2b) X 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) X Claim(s) 1 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) _____ is/are rejected.

8) □ Claim(s) _____ is/are objected to.

9) X Claim(s) 1 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 _____ 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)
2) □ Information Disclosure Statement(s) (PTO/SB/08a and/or PTO/SB/08b)
   Paper No(s)/Mail Date _____.
3) □ Interview Summary (PTO-413)
   Paper No(s)/Mail Date: _____.
4) □ Other: _____.

U.S. Patent and Trademark Office
PTOL-326 (Rev. 11-13)
The present application, filed on or after March 16, 2013, is being examined under the first inventor to file provisions of the AIA.

**DETAILED ACTION**

**Election/Restrictions**

This application discloses the following embodiments:

Embodiment 1 - Figs. 1.1-1.7, 5.7-5.7 and 9.1-9.7

Embodiment 2 - Figs. 2.1-2.7, 6.1-6.7, and 10.1-10.7

Embodiment 3 - Figs. 3.1-3.7, 7.1-7.7, and 11.1-11.7

Embodiment 4 - Figs. 4.1-4.7, 8.1-8.7, and 12.1-12.7

Multiple embodiments of a single inventive concept may be included in the same design application only if they are patentably indistinct. See *In re Rubinfield*, 270 F.2d 391, 123 USPQ 210 (CCPA 1959). Embodiments that are patentably distinct from one another do not constitute a single inventive concept and thus may not be included in the same design application. See *In re Platner*, 155 USPQ 222 (Comm'r Pat. 1967). The single verses the multiple sets as well as the name cut out create(s) patentably distinct designs.

Because of the differences identified, the embodiments are considered to either have overall appearances that are not basically the
same, or if they are basically the same, the differences are not minor and
patently indistinct or are not shown to be obvious in view of analogous
prior art.

The above embodiments divide into the following patentably distinct
groups of designs:

Group I: Embodiment 1
Group II: Embodiment 2
Group III: Embodiment 3
Group IV: Embodiment 4

Restriction is required under 35 U.S.C. 121 to one of the patentably
distinct groups of designs.

A reply to this requirement must include an election of a single group
for prosecution on the merits, even if this requirement is traversed, 37 CFR
1.143. Any reply that does not include election of a single group will be
held nonresponsive. Applicant is also requested to direct cancelation of all
drawing figures and the corresponding descriptions which are directed to
nonelected groups.

Should applicant traverse this requirement on the grounds that the
groups are not patentably distinct, applicant should present evidence or
identify such evidence now of record showing the groups to be obvious variations of one another. If the groups are determined not to be patentably distinct and they remain in this application, any rejection of one group over prior art will apply equally to all other groups. See Ex parte Appeal No. 315-40, 152 USPQ 71 (Bd. App. 1965). No argument asserting patentability based on the differences between the groups will be considered once the groups have been determined to comprise a single inventive concept.

In view of the above requirement, action on the merits is deferred pending compliance with the requirement in accordance with Ex parte Heckman, 135 USPQ 229 (P.O. Super. Exam. 1960).

**Conclusion**

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Richard E. Chilcot, Jr. whose telephone number is (571)272-6777. The examiner can normally be reached on 5/4/9 1st Friday off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Lakiya Rodgers can be reached on (571)270-7145.
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.

/Richard E Chilcot, Jr./
Primary Examiner, Art Unit 2916