

October 1, 2019

**Important Notice to Awardees of Federal Funding:  
Change in Law Regarding Deadline to File Patent Application**

If you have filed a provisional patent application for anything you invented in performance of work under any contract, grant or cooperative agreement between you and any agency of the federal government, you must file your non-provisional patent application for that invention within 10 months of the date the provisional patent application was filed, not 12 months as for all other patent applications, unless otherwise specified in your federal funding agreement. If you fail to file within ten months and the federal agency requests you to convey to it title to the invention, you are legally obligated to convey title.

You may ask the federal agency for an extension of time for filing a non-provisional application after you have filed your provisional application, which is granted to you unless the federal agency notifies you otherwise within 60 days of receiving the request.

We have endeavored to reach out to our clients to whom this change in the law may apply, but if you have not heard from us about this and you have received federal funding in relation to an invention for which you have filed a provisional patent application, please contact your attorney ASAP to determine whether this applies to you. Also request the extension from your federal agency and notify us that you have so requested so that we can monitor whether the ten month or twelve month deadline applies for filing your utility patent application.