



DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE
OFFICE OF THE SECRETARY
WASHINGTON, D.C. 20201

OFFICE OF THE
GENERAL COUNSEL

March 22, 1973

Mr. Howard W. Bremer
Patent Counsel
Wisconsin Alumni Research Foundation
Post Office Box 2037
Madison, Wisconsin 53701

Dear Howard:

Reference is made to your March 2, 1973 letter regarding the use of Dvorkovitz and Associates.

Attached is a letter from Dr. Dvorkovitz and Associates further discussing the issue of export regulations. After reviewing this matter (and the regulations), I am inclined toward discounting it as a problem. I hope you feel the same.

Regarding the other matters raised in your letter, I must admit on review of Information Item No. 7 that it was somewhat inflexible. I think all it really meant to say is, "Try using Dvorkovitz when you think it's in your best interest."

Thank you for your comments.

Sincerely yours,


Norman J. Latker
Chief, Patent Branch

Enclosure

WJ
Sma

Dr. Dvorkovitz & Associates

TELEPHONE: 904-677-7033

TELETYPE: 810-857-0205
DVORKOVITZ, FLA.

P. O. BOX 1748, ORMOND BEACH, FLORIDA 32074 - U. S. A.

YOUR REF. NO:
OUR REF. NO:
DATE: December 14, 1972

U.S. DEPARTMENT OF HEALTH,
EDUCATION & WELFARE
5333 Westbard Avenue, Room 5A03
Bethesda, Maryland 20014

Attn: Mr. Norman J. Latker
Chief of Patent Branch

Dear Norm:

Subject: Export Regulations of Patent Applications

During our brief telephone conversation of Monday, December 11, you indicated receiving some questions from Neils J. Reimers of Stanford University, regarding the above subject.

Protection is automatically built into our system in that we initially program all patent applications, issued patents, and know-how in a computerized abstract form, which is distributed and reveals no essential information -- just the results obtained rather than the way it was obtained.

It is true that U.S. patent applications, in certain instances, are not to be exposed outside of the U.S., (e.g., if U.S. Government grants have been involved in the project on which the application is based or if sensitive or classified material is involved for which an export license is required).

Again all problems are automatically removed as long as the licensor waits 6 months from the date of filing to send it to us -- or if he has forgotten, we are the second line of defense in that we look for this and only send overseas patent applications after the expiration of the 6 month period.

As I see it, the only problem would be if the licensor sent it to us within the 6 month period and received notice from the Commerce Department or other Government Agency involved that it was a restricted subject -- and the licensor forgot to notify us -- and we in our ignorance sent it overseas routinely after the 6 month period. However, I doubt that HEW would be involved in many such secret matters, i.e., Atomic Energy, Warfare, etc.

Hopefully, the above general information will be helpful to you in answering Neils Reimers and again, we thank you for the consideration which you have been giving Dr. Dvorkovitz & Associates.

I remain with kindest regards,

Very truly yours,

Lloyd D. Patterson

