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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
12/342,053	12/22/2008	JEAN MORISSETTE	12454-001	1967

56535 7590 01/04/2016
BROUILLETTE & PARTNERS
377 de la Commune West
Montreal, QC H2Y 2E2
CANADA

EXAMINER

JACKSON, BRANDON LEE

ART UNIT	PAPER NUMBER
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3772

NOTIFICATION DATE	DELIVERY MODE
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01/04/2016

ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

brevets@brouillette.ca

Notice of Abandonment	Application No.	Applicant(s)
	12/342,053	MORISSETTE, JEAN
	Examiner	Art Unit
	BRANDON L. JACKSON	3772

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. Applicant's failure to timely file a proper reply to the Office letter mailed on 25 June 2015.
 - (a) A reply was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
 - (b) A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 to the final rejection. (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) if this is utility or plant application, a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. Note that RCEs are not permitted in design applications.)
 - (c) A reply was received on _____ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
 - (d) No reply has been received.

2. Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) The submitted fee of \$_____ is insufficient. A balance of \$_____ is due.
The issue fee required by 37 CFR 1.18 is \$_____. The publication fee, if required by 37 CFR 1.18(d), is \$_____.
 - (c) The issue fee and publication fee, if applicable, has not been received.

3. Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 - (b) No corrected drawings have been received.

4. The letter of express abandonment which is signed by the attorney or agent of record or other party authorized under 37 CFR 1.33(b). See 37 CFR 1.138(b).

5. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34) upon the filing of a continuing application.

6. The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.

7. The reason(s) below:

Per phonecall to Applicant's Representative, Robert Brouillette, on 12/29/2015, the Application is abandoned.

/ALIREZA NIA/ Supervisory Patent Examiner, Art Unit 3772	/BRANDON L JACKSON/ Examiner, Art Unit 3772
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Petitions to revive under 37 CFR 1.137, or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
12/342,053	12/22/2008	JEAN MORISSETTE	12454-001	1967

56535 7590 06/25/2015
BROUILLETTE & PARTNERS
377 de la Commune West
Montreal, QC H2Y 2E2
CANADA

EXAMINER

JACKSON, BRANDON LEE

ART UNIT	PAPER NUMBER
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3772

NOTIFICATION DATE	DELIVERY MODE
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06/25/2015

ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

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Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

brevets@brouillette.ca

DETAILED ACTION

The present application is being examined under the pre-AIA first to invent provisions.

This Office Action is in response to amendments/arguments filed 3/26/2015. Currently, claims 1, 4, 7-10 and 13-17 are pending in the instant application.

Response to Arguments

Applicant's arguments filed 3/26/2015 have been fully considered but they are not persuasive.

With respect to independent claims 1 and 9, Applicant argues *Pasczuk* fails to fairly teach or suggest the slit includes non-tearing means at ends thereof to prevent extension of the slit and wherein the non-tearing means includes an increase in the thickness of the material of the condom. However, *Pasczuk* discloses a weakened area (5) for tearing the condom (fig. 3). The weakened area (5) allows the user to tear the condom and create a slit (fig. 2) because the weakened area (5) is made of portion that has a smaller thickness (col. 3, lines 39-42) than the remainder of the condom (fig. 3). If the thickness is smaller in weakened area (5) of the slit (5) then the area of the surrounding the slit of both sides has a greater thickness, which functions to prevent the tear from spreading along the condom (1).

With respect to dependent claims 4, 7-8, 10 and 13-17, the claims remaining rejected as depending from rejected claims 1 and 9.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of pre-AIA 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 1, 4, 7-10 and 13-17 are rejected under pre-AIA 35 U.S.C. 102(b) as being anticipated by *Paszurk et al.* U.S. Patent No. 5,799,657.

With respect to claims 1 and 9-10, *Paszurk* discloses an anti-slippage condom (fig. 1) comprising a body (1) having a slit (figs. 1-4; col. 3, lines 40-49) partially defining a scrotum retainer part (fig. 2) having a base ring (4) located at the base end (figs. 1-4; col. 3, lines 1-9). The base ring (4) provides a comparatively reduced elasticity in relation to the scrotum retainer part and the body (col. 3, lines 1-9). *Paszurk* further discloses the slit includes non-tearing means at ends thereof to prevent extension of the slit and wherein the non-tearing means includes an increase in the thickness of the material of the condom (col. 3, lines 40-55).

With respect to claims 4 and 14, the slit is of a length of over half the circumference of the condom (figs. 1-4).

With respect to claims 7 and 13, the non-tearing means includes holes (8) at the ends thereof (fig. 4).

With respect to claims 8 and 15, *Paszurk* discloses a method of putting on the anti-slippage condom (fig. 1) comprising unrolling the condom over the penis such that

Art Unit: 3772

the slit is generally located under the penis (figs. 1-4) and pulling the base ring (5) so as to position the scrotum retainer part behind the scrotum (fig. 2).

With respect to claims 16 and 17, the scrotum retainer part (4) extends integrally (fig. 2) from the body (1), the slit (fig. 2) delineating the body (1) from the scrotum retainer part (4).

Conclusion

THIS ACTION IS MADE FINAL. Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to BRANDON L. JACKSON whose telephone number is (571)272-3414. The examiner can normally be reached on Monday - Friday 8-5:30.


Art Unit: 3772

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Alireza Nia can be reached on (571)270-3076. 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.

/BRANDON L JACKSON/
Examiner, Art Unit 3772

/ALIREZA NIA/
Supervisory Patent Examiner, Art Unit 3772

Index of Claims 	Application/Control No. 12342053	Applicant(s)/Patent Under Reexamination MORISSETTE, JEAN
	Examiner NIHIR PATEL	Art Unit 3772

✓	Rejected
=	Allowed


-	Cancelled
÷	Restricted

N	Non-Elected
I	Interference

A	Appeal
O	Objected

Claims renumbered in the same order as presented by applicant
 CPA
 T.D.
 R.1.47

CLAIM		DATE							
Final	Original	10/06/2010	06/21/2011	10/07/2013	06/17/2015				
	1			✓	✓				
	2			✓	-				
	3			-	-				
	4			✓	✓				
	5			✓	-				
	6			✓	-				
	7			✓	✓				
	8			✓	✓				
	9			✓	✓				
	10			✓	✓				
	11			✓	-				
	12			✓	-				
	13			✓	✓				
	14			✓	✓				
	15			✓	✓				
	16			✓	✓				
	17			✓	✓				

Search Notes 	Application/Control No. 12342053	Applicant(s)/Patent Under Reexamination MORISSETTE, JEAN
	Examiner NIHIR PATEL	Art Unit 3772

CPC- SEARCHED		
Symbol	Date	Examiner
A61F 5/00; 5/41; 5/453; 6/00; 6/04; 2006/041; 2006/047	6/17/2015	BLJ

CPC COMBINATION SETS - SEARCHED		
Symbol	Date	Examiner

US CLASSIFICATION SEARCHED			
Class	Subclass	Date	Examiner
128	842, 844, 917-918	10.06.2010	NP
604	347-353	10.06.2010	NP
427	2.3	6/17/2015	BLJ

SEARCH NOTES		
Search Notes	Date	Examiner
Searched East and Inventor Name Search	10.06.2010	NP
Search Updated	06.21.2011	NP
Updated Search	6/17/2015	BLJ

INTERFERENCE SEARCH			
US Class/ CPC Symbol	US Subclass / CPC Group	Date	Examiner

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EAST Search History

EAST Search History (Prior Art)

Ref #	Hits	Search Query	DBs	Default Operator	Plurals	Time Stamp
L1	2	("5799657").PN.	US-PGPUB; USPAT; USOCR; EPO; DERWENT	OR	OFF	2015/06/17 16:18
L2	1122	(427/2.3).CCLS.	US-PGPUB; USPAT; USOCR; EPO; DERWENT	OR	OFF	2015/06/17 17:06
L3	1117	128/844	US-PGPUB; USPAT; USOCR; DERWENT	OR	OFF	2015/06/17 17:07
L4	838	128/842	US-PGPUB; USPAT; USOCR; DERWENT	OR	OFF	2015/06/17 17:11
L5	212	128/917	US-PGPUB; USPAT; USOCR; DERWENT	OR	OFF	2015/06/17 17:12
L6	473	128/918	US-PGPUB; USPAT; USOCR; DERWENT	OR	OFF	2015/06/17 17:12
L7	705	604/347	US-PGPUB; USPAT; USOCR; DERWENT	OR	OFF	2015/06/17 17:12
L8	201	604/348	US-PGPUB; USPAT; USOCR; DERWENT	OR	OFF	2015/06/17 17:12
L9	1286	604/349	US-PGPUB; USPAT; USOCR; DERWENT	OR	OFF	2015/06/17 17:12
L10	351	604/350	US-PGPUB; USPAT; USOCR; DERWENT	OR	OFF	2015/06/17 17:12
L11	293	604/351	US-PGPUB; USPAT; USOCR; DERWENT	OR	OFF	2015/06/17 17:12
L12	363	604/352	US-PGPUB; USPAT; USOCR; DERWENT	OR	OFF	2015/06/17 17:12
L13	437	604/353	US-PGPUB; USPAT; USOCR; DERWENT	OR	OFF	2015/06/17 17:12
L14	1222	427/2.3	US-PGPUB; USPAT; USOCR; DERWENT	OR	OFF	2015/06/17 17:12
L15	179	A61F5/00.CPC.	US-PGPUB; USPAT; USOCR; DERWENT	OR	OFF	2015/06/17 17:12
L16	763	A61F5/41.CPC.	US-PGPUB; USPAT; USOCR; DERWENT	OR	OFF	2015/06/17 17:12
L17	609	A61F5/453.CPC.	US-PGPUB; USPAT; USOCR; DERWENT	OR	OFF	2015/06/17 17:12
L18	79	A61F6/00.CPC.	US-PGPUB; USPAT; USOCR; DERWENT	OR	OFF	2015/06/17 17:12
L19	786	A61F6/04.CPC.	US-PGPUB; USPAT; USOCR; DERWENT	OR	OFF	2015/06/17 17:12
L20	82	A61F2006/041.CPC.	US-PGPUB; USPAT; USOCR; DERWENT	OR	OFF	2015/06/17 17:13
L21	82	A61F2006/047.CPC.	US-PGPUB; USPAT; USOCR; DERWENT	OR	OFF	2015/06/17 17:13

EAST Search History (Interference)

<This search history is empty>

6/17/2015 5:13:18 PM

C:\Users\bjackson2\Documents\EAST\Workspaces\13342053.wsp

Office of Petitions: Routing Sheet



Application No. 12/342,053

This application is being forwarded to your office for further processing. A decision has been rendered on a petition filed in this application, as indicated below. For details of this decision, please see the document PET.OP.DEC filed on the same date as this document.

GRANTED

DISMISSED

DENIED

Office of Petitions: Decision Count Sheet

Mailing Month

Application No.

12342053



For US serial numbers: enter number only, no slashes or commas. Ex: 10123456

For PCT: enter "51+single digit of year of filing+last 5 numbers", Ex. for PCT/US05/12345, enter 51512345

Deciding Official:

KAREN CREASY

Count (1) - Palm Credit

12/342,053

Decision: GRANT

FINANCE WORK NEEDED

Select Check Box for YES



Decision Type: 502 - 37 CFR 1.137(b) - REVIVAL BASED ON UNINTENTIC



Notes:

Count (2)

Decision: n/a

FINANCE WORK NEEDED

Select Check Box for YES

Decision Type: NONE

Notes:

Count (3)

Decision: n/a

FINANCE WORK NEEDED

Select Check Box for YES

Decision Type: NONE

Notes:

Initials of Approving Official (if required)

If more than 3 decisions, attach 2nd count sheet & mark this box

Printed on: 4/14/2015



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
12/342,053	12/22/2008	JEAN MORISSETTE	12454-001	1967
56535	7590	04/17/2015	EXAMINER	
BROUILLETTE & PARTNERS 377 de la Commune West Montreal, QC H2Y 2E2 CANADA			BIANCO, PATRICIA	
			ART UNIT	PAPER NUMBER
			3700	
			NOTIFICATION DATE	DELIVERY MODE
			04/17/2015	ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

brevets@brouillette.ca



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

In re Application of :
Jean Morissette :
Application No. 12/342,053 : DECISION ON PETITION
Filed: December 22, 2008 :
Attorney Docket No. 12454-001 :

This is a decision on the renewed petition under the unintentional provisions of 37 CFR 1.137(a), filed March 26, 2015, to revive the above-identified application.

The petition is **GRANTED**.

The application became abandoned for failure to reply in a timely manner to the nonfinal Office action mailed on November 6, 2013. A Notice of Abandonment was mailed on June 16, 2014.

The petition satisfies the requirements of 37 CFR 1.137(a) in that petitioner has supplied (1) the response, (2) the petition fee of \$850.00, and (3) a proper statement of unintentional delay.

It is noted that the response to the nonfinal Office action is embedded in with the above petition. Applicant is encouraged to note 37 CFR 1.4(c) which states:

Since different matters may be considered by different branches or sections of the Office, each distinct subject, inquiry or order must be contained in a separate paper to avoid confusion and delay in answering papers dealing with different subjects. Subjects provided for on a single Office or World Intellectual Property Organization form may be contained in a single paper.

Telephone inquiries concerning this decision should be directed to the undersigned at (571)272-3208.

This application is being referred to Technology Center AU 3772 for appropriate action in the normal course of business on the reply received March 26, 2015.

/koc/
Karen Creasy
Paralegal Specialist
Office of Petitions



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APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
12/342,053	12/22/2008	JEAN MORISSETTE	1540-B01.US

CONFIRMATION NO. 1967

POWER OF ATTORNEY NOTICE

103088
Equinox
1500, Du College, suite 410
Montreal, QC H4L 5G6
CANADA



Date Mailed: 04/01/2015

NOTICE REGARDING CHANGE OF POWER OF ATTORNEY

This is in response to the Power of Attorney filed 03/26/2015.

- The Power of Attorney to you in this application has been revoked by the applicant. Future correspondence will be mailed to the new address of record(37 CFR 1.33).

/dtdinh/

Office of Data Management, Application Assistance Unit (571) 272-4000, or (571) 272-4200, or 1-888-786-0101



UNITED STATES PATENT AND TRADEMARK OFFICE

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United States Patent and Trademark Office
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Alexandria, Virginia 22313-1450
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APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
12/342,053	12/22/2008	JEAN MORISSETTE	12454-001

CONFIRMATION NO. 1967

POA ACCEPTANCE LETTER

56535
BROUILLETTE & PARTNERS
377 de la Commune West
Montreal, QC H2Y 2E2
CANADA



Date Mailed: 04/01/2015

NOTICE OF ACCEPTANCE OF POWER OF ATTORNEY

This is in response to the Power of Attorney filed 03/26/2015.

The Power of Attorney in this application is accepted. Correspondence in this application will be mailed to the above address as provided by 37 CFR 1.33.

/dtdinh/

Office of Data Management, Application Assistance Unit (571) 272-4000, or (571) 272-4200, or 1-888-786-0101

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**POWER OF ATTORNEY
 OR
 REVOCATION OF POWER OF ATTORNEY
 WITH A NEW POWER OF ATTORNEY
 AND
 CHANGE OF CORRESPONDENCE ADDRESS**

Application Number	12/342,053
Filing Date	12/22/2008
First Named Inventor	Jean Morissette
Title	Improved condom with anti slippage feature
Art Unit	3772
Examiner Name	Patel, Nihir B
Attorney Docket Number	12454-001

I hereby revoke all previous powers of attorney given in the above-identified application.

A Power of Attorney is submitted herewith.

OR

I hereby appoint Practitioner(s) associated with the following Customer Number as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith:

56535

OR

I hereby appoint Practitioner(s) named below as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith:

Practitioner(s) Name	Registration Number

Please recognize or change the correspondence address for the above-identified application to:

The address associated with the above-mentioned Customer Number.

OR

The address associated with Customer Number:

56535

OR

Firm or Individual Name

Address

City

State

Zip

Country

Telephone

Email

I am the:

Applicant/Inventor.

OR

Assignee of record of the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) (Form PTO/SB/96) submitted herewith or filed on _____

SIGNATURE of Applicant or Assignee of Record

Signature

Jean Morissette

Date

26/03/2015.

Name

Jean Morissette

Telephone

Title and Company

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

*Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Application No. 12/342,053
Amendments Dated March 26, 2015
Reply to Office Action of November 6, 2013

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 12/342,053
Confirmation No. : 1967
Applicant : JEAN MORISSETTE
Filed : December 22, 2008
TC/A.U. : 3772
Examiner : PATEL, NIHIR B
Docket No. : 12454-001

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

RENEWED PETITION UNDER 37 CFR 1.137(A).

Sir:

In response to a decision dated January 26, 2015, on the petition under the unintentional provisions of 37 CFR 1.137 (a), filed November 24, 2014, and supplemented on December 1, 2014, to revive the above-identified application, the Applicant wishes to submit the required reply to the Office Action of November 6, 2013. As such, the Applicant wishes to amend the above-identified application as follows:

Amendments to the Claims begin at page 2 of the present paper.

Remarks/Arguments begin on page 4 of this paper.

Amendments to the Claims:

This listing of claims will replace all prior versions, and listings, of claims in the application:

Claims

1. (Currently amended) An anti slippage condom, comprising a body having a slit partially defining a scrotum retainer part having a base ring located at a base end, the base ring providing comparatively reduced elasticity in relation to the scrotum retainer part and the body, wherein the slit includes non-tearing means at ends thereof to prevent extension of the slit and wherein the non-tearing means includes an increase in the thickness of the material of the condom.
2. (Cancelled)
3. (Cancelled)
4. (Previously presented) The anti slippage condom of claim 1, wherein the slit is of a length of over half the circumference of the condom.
5. (Cancelled)
6. (Cancelled)
7. (Currently amended) The anti slippage condom of ~~claim 2~~claim 1, wherein the non-tearing means further includes holes at the ends thereof ~~and an increase in the thickness of the material of the condom.~~
8. (Previously presented) A method of putting on the anti slippage condom of claim 1, comprising:
 - a. unrolling the condom over a penis such that the slit is generally located under the penis; and
 - b. pulling the base ring so as to position the scrotum retainer part behind the scrotum.
9. (Currently amended) An anti slippage condom, comprising a body having a slit including non-tearing means at ends thereof to prevent extension of the slit, the slit partially defining a scrotum retainer part having a base ring located at a base end and wherein the non-tearing means includes an increase in the thickness of the material of the condom.

10. (Previously presented) The anti slippage condom of claim 9, wherein the base ring provides comparatively reduced elasticity in relation to the scrotum retainer part and the body.
11. (Cancelled)
12. (Cancelled)
13. (Currently amended) The anti slippage condom of claim 9, wherein the non-tearing means further includes holes at the ends thereof ~~and an increase in the thickness of the material of the condom.~~
14. (Previously presented) The anti slippage condom of claim 9, wherein the slit is of a length of over half the circumference of the condom.
15. (Previously presented) A method of putting on the anti slippage condom of claim 9, comprising:
 - a. unrolling the condom over a penis such that the slit is generally located under the penis; and
 - b. pulling the base ring so as to position the scrotum retainer part behind the scrotum.
16. (Previously presented) The anti slippage condom of claim 1, wherein the scrotum retainer part extends integrally from the body, the slit delineating the body from the scrotum retainer part.
17. (Previously presented) The anti slippage condom of claim 9, wherein the scrotum retainer part extends integrally from the body, the slit delineating the body from the scrotum retainer part.

REMARKS/ARGUMENTS

Claims

Claims 1, 2 and 4-17 are pending in the application.

Claims 2, 5, 6, 11 and 12 are currently cancelled.

Claims 1, 4, 7-10 and 13-17 remain in the application.

Claims 4, 8, 10, 14-17 are as previously presented.

Claims 1, 7, 9 and 13 are currently amended.

Claim Rejections – 35 USC § 102

Claims 1-17 are rejected under pre-AIA 35 U.S.C. 102(b) as being anticipated by Pasczuk et al. (US 5,799,657).

Pasczuk discloses (See Abstract) a safety condom of the type including a tubular film wall defining a close distal end and an open proximal end, the open end being defined by a peripheral resilient thick ring, the thin wall being weakened or cut along a circumferential splitting section partially extending around the wall close and adjacent the thick ring.

The Applicant has amended the independent claim 1 to further comprise the limitations of claims 2 and 6 thus reciting “*wherein the slit includes nontearing means at ends thereof to prevent extension of the slit and wherein the non-tearing means includes an increase in the thickness of the material of the condom*”.

Claim 6 was rejected by the Examiner as being allegedly anticipated by Pasczuk. In the Action,, the Examiner has stated that Pasczuk teaches an apparatus wherein the non-tearing means includes an increase in the thickness of the material of the condom (see col. 3 lines 40-45). Applicant respectfully disagrees with the Examiner’s statement, in that Pasczuk does not teach or fairly suggests the use of an increase thickness in the material of the condom as a non-tearing

means. Pasczuk only suggests using holes to prevent overtearing (see figs. 1-4; col. 3 lines 50-55). Accordingly, Applicant believes that the limitation previously presented in claim 6, now included in claim 1, is not anticipated by Pasczuk.

Likewise, the Applicant has amended claim 9 to further recite: “*and wherein the non-tearing means includes an increase in the thickness of the material of the condom*”. As aforesaid, Pasczuk fails to teach or fairly suggests such limitation. Accordingly claim 9 is believed to be novel having regards to Pasczuk.

Reconsideration and withdrawal of the objection is thus respectfully requested.

Claims 7 and 13 have been amended to now respectively depend on independent claims 1 and 9 and also to remove the limitation now incorporated into new independent claims 1 and 9.

As per the above arguments and by virtue of claim dependency, Applicant believes that claims 7 and 13 are novel having regards to Pasczuk.

Reconsideration and withdrawal of the objection is thus respectfully requested.

Claims 4, 8, 10 and 14-17 which all depend on either independent claims 1 or 9 are also novel by virtue of claim dependency having regards to Pasczuk. Reconsideration and withdrawal of the objection is thus respectfully requested.

Claims 5 and 11 have been cancelled. The rejection is thus moot having regards to these claims.

Conclusion

Considering the above arguments, the Applicant respectfully requests that a timely Notice of Allowance be issued in this case for all pending claims. However, should it be found necessary or

Application No. 12/342,053
Amendments Dated March 26, 2015
Reply to Office Action of November 6, 2013

practical, the Applicant kindly invites the Examiner to telephone the undersigned, Applicant's agent of record, to facilitate the advancement of the present application.

Additional Fees

Should any other fees whatsoever be due in connection with the present patent application, the United States Patent and Trademark Office is hereby authorized to charge any such additional fees to our Deposit Account no. 50-3436.

Respectfully submitted,

BROUILLETTE & PARTNERS LLP
Customer Number 56535

By _____

Robert Brouillette

Reg. No. 31,930

377 de la Commune West

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H2Y 2E2

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Electronic Acknowledgement Receipt

EFS ID:	21891921
Application Number:	12342053
International Application Number:	
Confirmation Number:	1967
Title of Invention:	Condom with anti slippage feature
First Named Inventor/Applicant Name:	JEAN MORISSETTE
Customer Number:	103088
Filer:	Robert Brouillette/Tommy Kenny
Filer Authorized By:	Robert Brouillette
Attorney Docket Number:	1540-B01.US
Receipt Date:	26-MAR-2015
Filing Date:	22-DEC-2008
Time Stamp:	17:29:08
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	no
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File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Power of Attorney	20150326_12454-001_PoA_Signed.pdf	42302 <small>b5f4e41dc71dcfbd85fc12403dc230821514291</small>	no	1

Warnings:

Information:

2		20150326_12454-001_Responses.pdf	33599 <small>1b4ab7edff8da78cb29c512118feb8942b5d0f343</small>	yes	6
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Multipart Description/PDF files in .zip description			
	Document Description	Start	End
	Miscellaneous Incoming Letter	1	1
	Claims	2	3
	Applicant Arguments/Remarks Made in an Amendment	4	6

Warnings:

Information:

Total Files Size (in bytes):	75901
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This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111
If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371
If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office
If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

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PATENT APPLICATION FEE DETERMINATION RECORD Substitute for Form PTO-875	Application or Docket Number 12/342,053	Filing Date 12/22/2008	<input type="checkbox"/> To be Mailed
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ENTITY: LARGE SMALL MICRO

APPLICATION AS FILED – PART I

FOR	NUMBER FILED	NUMBER EXTRA	RATE (\$)	FEE (\$)
<input type="checkbox"/> BASIC FEE <small>(37 CFR 1.16(a), (b), or (c))</small>	N/A	N/A	N/A	
<input type="checkbox"/> SEARCH FEE <small>(37 CFR 1.16(k), (l), or (m))</small>	N/A	N/A	N/A	
<input type="checkbox"/> EXAMINATION FEE <small>(37 CFR 1.16(o), (p), or (q))</small>	N/A	N/A	N/A	
TOTAL CLAIMS <small>(37 CFR 1.16(i))</small>	minus 20 =	*	X \$ =	
INDEPENDENT CLAIMS <small>(37 CFR 1.16(h))</small>	minus 3 =	*	X \$ =	
<input type="checkbox"/> APPLICATION SIZE FEE <small>(37 CFR 1.16(s))</small>	If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$310 (\$155 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).			
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIM PRESENT <small>(37 CFR 1.16(j))</small>				
* If the difference in column 1 is less than zero, enter "0" in column 2.			TOTAL	

APPLICATION AS AMENDED – PART II

	(Column 1)	(Column 2)	(Column 3)	PRESENT EXTRA	RATE (\$)	ADDITIONAL FEE (\$)	
AMENDMENT	03/26/2015	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR				
	Total <small>(37 CFR 1.16(i))</small>	* 11	Minus	** 20	= 0	X \$40 = 0	
	Independent <small>(37 CFR 1.16(h))</small>	* 1	Minus	***3	= 0	X \$210 = 0	
	<input type="checkbox"/> Application Size Fee <small>(37 CFR 1.16(s))</small>						
	<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <small>(37 CFR 1.16(j))</small>						
					TOTAL ADD'L FEE	0	

	(Column 1)	(Column 2)	(Column 3)	PRESENT EXTRA	RATE (\$)	ADDITIONAL FEE (\$)	
AMENDMENT		CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR				
	Total <small>(37 CFR 1.16(i))</small>	*	Minus	**	=	X \$ =	
	Independent <small>(37 CFR 1.16(h))</small>	*	Minus	***	=	X \$ =	
	<input type="checkbox"/> Application Size Fee <small>(37 CFR 1.16(s))</small>						
	<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <small>(37 CFR 1.16(j))</small>						
					TOTAL ADD'L FEE		

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
 ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".
 *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".
 The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

LIE
/ROSALIND BALL/

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**
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Alexandria, Virginia 22313-1450
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
12/342,053	12/22/2008	JEAN MORISSETTE	1540-B01.US	1967
103088	7590	01/26/2015	EXAMINER	
Equinox 1500, Du College, suite 410 Montreal, QC H4L 5G6 CANADA			BIANCO, PATRICIA	
			ART UNIT	PAPER NUMBER
			3772	
			MAIL DATE	DELIVERY MODE
			01/26/2015	PAPER

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The time period for reply, if any, is set in the attached communication.



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

In re Application of :
Jean Morissette :
Application No. 12/342,053 : ON PETITION
Filed: December 22, 2008 :
Attorney Docket No. 1540-B01.US :

This is a decision on the petition under the unintentional provisions of 37 CFR 1.137(a), filed November 24, 2014, and supplemented on December 1, 2014, to revive the above-identified application.

The petition is **DISMISSED**.

Any request for reconsideration of this decision must be submitted within TWO (2) MONTHS from the mail date of this decision. Extensions of time under 37 CFR 1.136(a) are permitted. The reconsideration request should include a cover letter entitled "Renewed Petition under 37 CFR 1.137(a)." This is **not** a final agency action within the meaning of 5 U.S.C. § 704.

The application became abandoned for failure to reply in a timely manner to the nonfinal Office action mailed on November 6, 2013. A Notice of Abandonment was mailed on June 16, 2014.

A grantable petition under 37 CFR 1.137(a) must be accompanied by: (1) the required reply, unless previously filed; (2) the petition fee as set forth in 37 CFR 1.17(m); (3) a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(a) was unintentional; and (4) any terminal disclaimer (and fee as set forth in 37 CFR 1.20(d)) required by 37 CFR 1.137(d). Where there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137 was unintentional, the Director may require additional information. See MPEP 711.03(c)(II)(C) and (D). The instant petition lacks item(s) (1) above.

As to item (1), the Office is not in receipt of the required reply to the Office action mailed on November 6, 2014.

Petitioner may wish to consider filing an Amendment in response to the Office action mailed on November 6, 2014.

Further, petitioner may wish to consider hiring a registered patent attorney or agent to assist in the prosecution of this application. Additionally, petitioner is encouraged to contact the Inventors Assistance Center (IAC) by telephone at 800-786-9199 or 571-272-1000, Monday

Art Unit: OPET

through Friday from 8:30 AM to 5:30 PM (EST). The IAC provides patent information and services to the public and is staffed by former Supervisory Patent Examiners and experienced Primary Examiners who answer general questions concerning patent examining policy and procedure.

Further correspondence with respect to this matter should be delivered through one of the following mediums:

By mail: Mail Stop PETITIONS
 Commissioner for Patents
 Post Office Box 1450
 Alexandria, VA 22313-1450

By hand: Customer Service Window
 Mail Stop Petitions
 Randolph Building
 401 Dulany Street
 Alexandria, VA 22314

By fax: (571) 273-8300
 ATTN: Office of Petitions

By internet: EFS-Web¹

Any questions concerning this matter may be directed to the undersigned at (571) 272-3208.

/KOC/
Karen Creasy
Paralegal Specialist
Office of Petitions

¹ www.uspto.gov/ebc/efs_help.html (for help using EFS-Web call the Patent Electronic Business Center at (866) 217-9197)

Office of Petitions: Routing Sheet



Application No. 12/342,053

This application is being forwarded to your office for further processing. A decision has been rendered on a petition filed in this application.

GRANTED

DISMISSED

DENIED

Office of Petitions: Decision Count Sheet

Mailing Month

Application No.

12342053



For US serial numbers: enter number only, no slashes or commas. Ex: 10123456

For PCT: enter "51+single digit of year of filing+last 5 numbers", Ex. for PCT/US05/12345, enter 51512345

Deciding Official:

KAREN CREASY

Count (1) - Palm Credit

12/342,053

Decision: DISMISSED

FINANCE WORK NEEDED

Select Check Box for YES



Decision Type: 502 - 37 CFR 1.137(b) - REVIVAL BASED ON UNINTENTIC



Notes:

Count (2)

Decision: n/a

FINANCE WORK NEEDED

Select Check Box for YES

Decision Type: NONE

Notes:

Count (3)

Decision: n/a

FINANCE WORK NEEDED

Select Check Box for YES

Decision Type: NONE

Notes:

Initials of Approving Official (if required)

If more than 3 decisions, attach 2nd count sheet & mark this box



Printed on: 1/22/2015

Doc # 1/19

Doc Code: PET.OP

Document Description: Petition for Review by the Office of Petitions

PTO/SB/64 (12-13)

Approved for use through 07/31/2016. OMB 0651-0031

U.S. Patent and Trademark Office U.S. DEPARTMENT OF COMMERCE

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PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(a)

Docket Number (Optional)

Page 1 of 2

First named inventor: JEAN MORISSETTE

Application No.: 12/342,053 Art Unit: 3772

Filed: 12/22/2008 Examiner: PATEL, NIMIR B

Title: CONDOM WITH ANTI SLIPPAGE FEATURE

Attention: Office of Petitions
Mail Stop Petition
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450
 FAX (571) 273-8300

NOTE: If information or assistance is needed in completing this form, please contact the Office of Petitions at (571) 272-3282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION.

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee – required for all utility and plant applications filed before June 8, 1995, and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

- Small entity fee \$ 850 (37 CFR 1.17(m)). Applicant asserts small entity status. See 37 CFR 1.27.
- Undiscounted fee \$ _____ (37.CFR.1.17(m)).

2. Reply and/or fee

A The reply and/or fee to the above-noted Office notice or action in the form of response to office action (identify the type of reply):

- has been filed previously on _____.
- is enclosed herewith.

B The issue fee and publication fee (if applicable) of \$ _____

- has been paid previously on _____.
- is enclosed herewith.

12/02/2014 SMOHAMME 00000002 12342053
01 FC:2453

850.00 OP

This collection of information is required by 37 CFR 1.137(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 1 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Privacy Act Statement

The **Privacy Act of 1974 (P.L. 93-579)** requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether disclosure of these records is required by the Freedom of Information Act.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (*i.e.*, GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(a)**

Page 2 of 2

3. Terminal disclaimer with disclaimer fee

- Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(a) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(a) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

Jean Morissette
Signature

Nov 24th 2014
Date

JEAN MORISSETTE
Typed or Printed Name

Registration Number, if applicable

7101, Jean-Talon est suite 210
Address

(514) 356-3250
Telephone Number

Anjou, Quebec H1M 3N7
Address

(514) 216-7305

Enclosures:

- Fee Payment
- Reply
- Terminal Disclaimer Form
- Additional sheet(s) containing statements establishing unintentional delay
- Other: _____

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

- Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.
- Transmitted by EFS-Web or facsimile on the date shown below to the United States Patent and Trademark Office at (571) 273-8300.

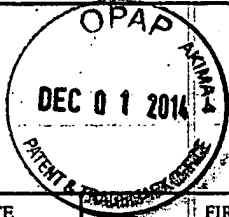
Nov 24th 2014
Date

Jean Morissette
Signature

Typed or printed name of person signing certificate



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY/DOCKET NO.	CONFIRMATION NO.
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12/342,053

12/22/2008

JEAN MORISSETTE

1540-B01/US

1967

103088

7590

11/06/2013

Equinox

1500, Du College, suite 410
Montreal, QC H4L 5G6
CANADA

EXAMINER

PATEL, NIHIR B

ART UNIT

PAPER NUMBER

3772

MAIL DATE

DELIVERY MODE

11/06/2013

PAPER

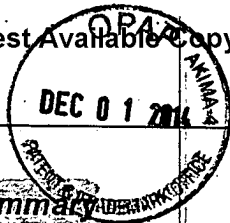
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The time period for reply, if any, is set in the attached communication.

6 FEB 2014

DUE

NOV 15 2013



Office Action Summary

Application No. 12/342,053

Applicant(s) MORISSETTE, JEAN

Examiner NIHIR PATEL

Art Unit 3772

AIA (First Inventor to File) Status No

- 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 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, 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 later than three months 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) [X] Responsive to communication(s) filed on 08/23/2013.
[] 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 _____.
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, 2 and 4-17 is/are pending in the application.
5a) Of the above claim(s) _____ is/are withdrawn from consideration.
6) [] Claim(s) _____ is/are allowed.
7) [X] Claim(s) 1, 2 and 4-17 is/are rejected.
8) [] Claim(s) _____ is/are objected to.
9) [] Claim(s) _____ 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) [X] Notice of References Cited (PTO-892)
2) [] Information Disclosure Statement(s) (PTO/SB/08) Paper No(s)/Mail Date _____.
3) [] Interview Summary (PTO-413) Paper No(s)/Mail Date _____.
4) [] Other: _____.

Application/Control Number: 12/342,053

Page 2

Art Unit: 3772

DETAILED ACTION

Notice of Pre-AIA or AIA Status

The present application is being examined under the pre-AIA first to invent provisions.

Continued Examination Under 37 CFR 1.114

1. ~~A request for continued examination~~ under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on July 18th, 2013 has been entered.

~~Response to Arguments~~

2. Applicant's arguments with respect to claims 1, 2 and 4-17 have been considered but are ~~not~~ ^{not} because the arguments do not apply to any of the references being used in the current rejection.

Claim Rejections - 35 USC § 102

3. The following is a quotation of the appropriate paragraphs of pre-AIA 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

4. ~~Claims 1-17~~ are rejected under pre-AIA 35 U.S.C. 102(b) as being anticipated by Pasczuk et al. (US 5,799,657).

Application/Control Number: 12/342,053

Page 3

Art Unit: 3772

5. ~~As to claim 1, Pasczuk teaches~~ an apparatus that comprises:
a body 1 having a slit (see figs. 1-4; col. 3 lines 40-49) partially defining a scrotum retainer part having a base ring 4 located at a base end (see figs. 1-4; col. 3 lines 1-9), the base ring providing comparatively reduced elasticity in relation to the scrotum retainer part and the body (see figs. 1-4; col. 3 lines 1-9).
6. ~~As to claim 2, Pasczuk teaches~~ an apparatus wherein the slit includes non-tearing means 9 at ends thereof to prevent extension of the slit (see figs. 1-4; col. 3 lines 50-55).
7. ~~As to claim 4, Pasczuk teaches~~ an apparatus wherein the slit is of a length of over half the circumference of the condom (see figs. 1-4).
8. ~~As to claim 5, Pasczuk teaches~~ an apparatus wherein the non-tearing means includes holes 9 at the ends thereof (see figs. 1-4; col. 3 lines 50-55).
9. ~~As to claim 6, Pasczuk teaches~~ an apparatus wherein the non-tearing means includes an increase in the thickness of the material of the condom (see col. 3 lines 40-45).
10. ~~As to claim 7, Pasczuk teaches~~ an apparatus wherein the non-tearing means includes holes 9 at the ends thereof and an increase in the thickness of the material of the condom (see col. 3 lines 40-45).
11. ~~As to claim 8, Pasczuk teaches~~ an apparatus wherein unrolling the condom over a penis such that the slit is generally located under the penis; and pulling the base ring so as to position the scrotum retainer part behind the scrotum (see figs. 1-4).
12. ~~As to claim 9, Pasczuk teaches~~ an apparatus that comprises:

Application/Control Number: 12/342,053

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Art Unit: 3772

a body 1 having a slit including non-tearing means (see figs. 1-4; col. 3 lines 40-49) at ends thereof to prevent extension of the slit, the slit partially defining scrotum retainer part having a base ring 4 located at a base end (see figs. 1-4; col. 3 lines 1-9).

13. As to claim 10, Pasczuk teaches an apparatus wherein the base ring provides comparatively reduced elasticity in relation to the scrotum retainer part and the body (see figs. 1-4; col. 3 lines 1-9).

14. As to claim 11, Pasczuk teaches an apparatus wherein the non-tearing means includes holes 9 at the ends thereof (see figs. 1-4; col. 3 lines 50-55).

15. As to claim 12, Pasczuk teaches an apparatus wherein the non-tearing means includes an increase in the thickness of the material of the condom (see col. 3 lines 40-45).

16. As to claim 13, Pasczuk teaches an apparatus wherein w the non-tearing means includes holes 9 at the ends thereof and an increase in the thickness of the material of the condom (see col. 3 lines 40-45).

17. As to claim 14, Pasczuk teaches an apparatus wherein the slit is of a length of over half the circumference of the condom (see figs. 1-4).

18. As to claim 15, Pasczuk teaches an apparatus wherein unrolling the condom over a penis such that the slit is generally located under the penis; and pulling the base ring so as to position the scrotum retainer part behind the scrotum (see figs. 1-4).

19. As to claims 16 and 17, Pasczuk teaches an apparatus wherein the scrotum retainer part extends integrally from the body, the slit delineating the body from the scrotum retainer part (see figs. 1-4).

Application/Control Number: 12/342,053

Page 5

Art Unit: 3772

Conclusion

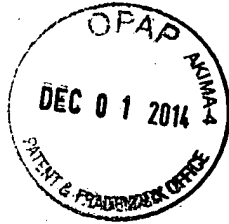
Any inquiry concerning this communication or earlier communications from the examiner should be directed to **NIHIR PATEL** whose telephone number is: **(571) 272-4803**. The examiner can normally be reached on 7:30 to 4:30 every other Fridays off.

If attempts to reach the examiner by telephone are unsuccessful, **the examiner's** supervisor, **Patricia Bianco** can be reached on **(571) 272-4940**. 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.

/Nihir Patel/
Examiner, Art Unit 3772

/Patricia Bianco/
Supervisory Patent Examiner, Art Unit 3772



Montreal, November 25th, 2014

Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O Box 1450
Alexandria, VA 22313-1450

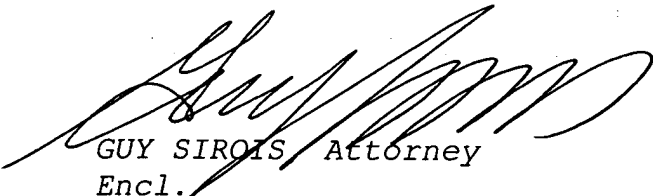
SUBJECT: PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONNED UNINTENTIONALLY UNDER 37 CFR 1.137(a)
Application #12/342,053

Dear Officer of Petitions,

Concerning the above mentioned matter, you will find enclosed the required documents to revive the application no. 12/342,053, as well as the 850\$ in US funds for my client Jean Morissette, inventor. The time of delay to reply was unintentional, and we greatly appreciate the opportunity to revive this request.

Please send all correspondence to my office address. If you require further information, do not hesitate to contact me at my office at 514-356-3250 or my cellular at 514-216-7305, as well as my e-mail address: gsirois87@hotmail.com.

Thanking you in advance for your collaboration.


GUY SIROIS, Attorney
Encl.

Doc Code: PET.OP
Document Description: Petition for Review by the Office of Petitions

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PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(a) Page 1 of 2	Docket Number (Optional)
---	--------------------------

First named inventor: JEAN MORISSETTE

Application No.: 12/342,053 Art Unit: 3772

Filed: 12/22/2008 Examiner: PATEL, WIKIR B

Title: CONDOM WITH ANTI SLIPPAGE FEATURE

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX (571) 273-8300

NOTE: If information or assistance is needed in completing this form, please contact the Office of Petitions at (571) 272-3282.
The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION.
NOTE: A grantable petition requires the following items:
(1) Petition fee;
(2) Reply and/or issue fee;
(3) Terminal disclaimer with disclaimer fee – required for all utility and plant applications filed before June 8, 1995, and for all design applications; and
(4) Statement that the entire delay was unintentional.

1. Petition fee

Small entity fee \$ 80 (37 CFR 1.17(m)). Applicant asserts small entity status. See 37 CFR 1.27.

Undiscounted fee \$ _____ (37 CFR 1.17(m)).

2. Reply and/or fee

A The reply and/or fee to the above-noted Office notice or action in the form of response to office action (identify the type of reply):

has been filed previously on _____

is enclosed herewith.

B The issue fee and publication fee (if applicable) of \$ _____

has been paid previously on _____

is enclosed herewith.

This collection of information is required by 37 CFR 1.137(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 1 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Privacy Act Statement

The **Privacy Act of 1974 (P.L. 93-579)** requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether disclosure of these records is required by the Freedom of Information Act.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (*i.e.*, GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.



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Firme/Firm : US Patent and Trademark Office

Télécopieur/Fax : (571)-273-8300

Re : Petition for Renewal of an application for Patent

De/From : Me Guy Sirois (representing Jean Morissette)

Nombre de pages incluant cette page : _____

Number of pages including this page : 11

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CHANTAL FARAH

Suzie Whitty
Suzie Whitty

PURCHASER NAME

NOM DE L'ACHETEUR

AUTHORIZED SIGNATURE / SIGNATURE AUTORISEE

THREE OF SIGNATURES

PURCHASER ADDRESS

ADRESSE DE L'ACHETEUR

684 RUE DU BOSQUET

COUNTERSIGNED / CONTRESIGNE

SIGNATURES / THREE OF SIGNATURES

BOUCHERVILLE, QC J4B6V7



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PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(a) Page 1 of 2	Docket Number (Optional)
---	--------------------------

First named inventor: JEAN MORISSETTE

Application No.: 12/342,053 Art Unit: 3772

Filed: 12/22/2008 Examiner: PATEL, WIHIR B

Title: CONDOM WITH ANTI SLIPPAGE FEATURE

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX (571) 273-8300

NOTE: If information or assistance is needed in completing this form, please contact the Office of Petitions at (571) 272-3282.

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APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION.

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee – required for all utility and plant applications filed before June 8, 1995, and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

- Small entity fee \$ 80 (37 CFR 1.17(m)). Applicant asserts small entity status. See 37 CFR 1.27.
- Undiscounted fee \$ _____ (37 CFR 1.17(m)).

2. Reply and/or fee

- A The reply and/or fee to the above-noted Office notice or action in the form of response to office action (identify the type of reply):
- has been filed previously on _____
- Is enclosed herewith.
- B The issue fee and publication fee (if applicable) of \$ _____
- has been paid previously on _____
- Is enclosed herewith.

This collection of information is required by 37 CFR 1.137(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 1 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Document Description: Petition for Review by the Office of Petitions

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(a)**

Page 2 of 2

3. Terminal disclaimer with disclaimer fee

- Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____) disclaiming the required period of time is enclosed herewith (see PTO/5B/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(a) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(a) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

Jean Morissette
Signature

NOV 24 11 2014
Date

JEAN MORISSETTE
Typed or Printed Name

Registration Number, if applicable

7101, Jean-Tabri est suite 210
Address

(514) 356-3250
Telephone Number

Anjou, Quebec H1M 3N7
Address

(514) 216-7308

Enclosures:

- Fee Payment
- Reply
- Terminal Disclaimer Form
- Additional sheet(s) containing statements establishing unintentional delay
- Other: _____

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

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- Transmitted by EFS-Web or facsimile on the date shown below to the United States Patent and Trademark Office at (571) 273-8300.

NOV 24 11 2014
Date

Jean Morissette
Signature

Typed or printed name of person signing certificate

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The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether disclosure of these records is required by the Freedom of Information Act.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
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6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (*i.e.*, GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
12/342,033	12/22/2008	JEAN MORISSETTE	1540-B01.US	1967

103088 7590 11/06/2013
Equinox
1500, Du College, suite 410
Montréal, QC H4L 5G6
CANADA

EXAMINER

PATEL, NUHIR B

ART UNIT	PAPER NUMBER
3772	

3772

MAIL DATE	DELIVERY MODE
11/06/2013	PAPER

11/06/2013

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

6 FEB. 2014

DUE: _____

NOV 15 2013

NOV 24 2014

Office Action Summary

Application No. 12/342,053		Applicant(s) MORISSETTE, JEAN	
Examiner NIHIR PATEL		Art Unit 3772	AIA (First Inventor to File) Status No

- 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 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, 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 later than three months 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 08/23/2013.
 A declaration(s)/affidavit(s) under 37 CFR 1.130(b) was/were filed on _____.
- 2a) This action is FINAL. 2b) 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) Claim(s) 1, 2 and 4-17 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) 1, 2 and 4-17 is/are rejected.
- 8) Claim(s) _____ is/are objected to.
- 9) Claim(s) _____ 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/08)
Paper No(s)/Mail Date _____
- 3) Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____
- 4) Other: _____

Application/Control Number: 12/342,053

Page 2

Art Unit: 3772

DETAILED ACTION

Notice of Pre-AIA or AIA Status

The present application is being examined under the pre-AIA first to invent provisions.

Continued Examination Under 37 CFR 1.114

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on July 18th, 2013 has been entered.

Response to Arguments

2. Applicant's arguments with respect to claims 1, 2 and 4-17 have been considered but are moot because the arguments do not apply to any of the references being used in the current rejection.

Claim Rejections - 35 USC § 102

3. The following is a quotation of the appropriate paragraphs of pre-AIA 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

4. Claims 1-17 are rejected under pre-AIA 35 U.S.C. 102(b) as being anticipated by Pasczuk et al. (US 5,799,657).

Application/Control Number: 12/342,053

Page 3

Art Unit: 3772

5. As to claim 1, Pasczuk teaches an apparatus that comprises:

a body 1 having a slit (see figs. 1-4; col. 3 lines 40-49) partially defining a scrotum retainer part having a base ring 4 located at a base end (see figs. 1-4; col. 3 lines 1-9), the base ring providing comparatively reduced elasticity in relation to the scrotum retainer part and the body (see figs. 1-4; col. 3 lines 1-9).

6. As to claim 2, Pasczuk teaches an apparatus wherein the slit includes non-tearing means 9 at ends thereof to prevent extension of the slit (see figs. 1-4; col. 3 lines 50-55).

7. As to claim 4, Pasczuk teaches an apparatus wherein the slit is of a length of over half the circumference of the condom (see figs. 1-4).

8. As to claim 5, Pasczuk teaches an apparatus wherein the non-tearing means includes holes 9 at the ends thereof (see figs. 1-4; col. 3 lines 50-55).

9. As to claim 6, Pasczuk teaches an apparatus wherein the non-tearing means includes an increase in the thickness of the material of the condom (see col. 3 lines 40-45).

10. As to claim 7, Pasczuk teaches an apparatus wherein the non-tearing means includes holes 9 at the ends thereof and an increase in the thickness of the material of the condom (see col. 3 lines 40-45).

11. As to claim 8, Pasczuk teaches an apparatus wherein unrolling the condom over a penis such that the slit is generally located under the penis; and pulling the base ring so as to position the scrotum retainer part behind the scrotum (see figs. 1-4).

12. As to claim 9, Pasczuk teaches an apparatus that comprises:

Application/Control Number: 12/342,053

Page 4

Art Unit: 3772

a body 1 having a slit including non-tearing means (see figs. 1-4; col. 3 lines 40-49) at ends thereof to prevent extension of the slit, the slit partially defining scrotum retainer part having a base ring 4 located at a base end (see figs. 1-4; col. 3 lines 1-9).

13. As to claim 10, Pasczuk teaches an apparatus wherein the base ring provides comparatively reduced elasticity in relation to the scrotum retainer part and the body (see figs. 1-4; col. 3 lines 1-9).

14. As to claim 11, Pasczuk teaches an apparatus wherein the non-tearing means includes holes 9 at the ends thereof (see figs. 1-4; col. 3 lines 50-55).

15. As to claim 12, Pasczuk teaches an apparatus wherein the non-tearing means includes an increase in the thickness of the material of the condom (see col. 3 lines 40-45).

16. As to claim 13, Pasczuk teaches an apparatus wherein the non-tearing means includes holes 9 at the ends thereof and an increase in the thickness of the material of the condom (see col. 3 lines 40-45).

17. As to claim 14, Pasczuk teaches an apparatus wherein the slit is of a length of over half the circumference of the condom (see figs. 1-4).

18. As to claim 15, Pasczuk teaches an apparatus wherein unrolling the condom over a penis such that the slit is generally located under the penis; and pulling the base ring so as to position the scrotum retainer part behind the scrotum (see figs. 1-4).

19. As to claims 16 and 17, Pasczuk teaches an apparatus wherein the scrotum retainer part extends integrally from the body, the slit delineating the body from the scrotum retainer part (see figs. 1-4).

Application/Control Number: 12/342,053

Page 5

Art Unit: 3772

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to NIHIL PATEL whose telephone number is (571)272-4803. The examiner can normally be reached on 7:30 to 4:30 every other Fridays off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Patricia Bianco can be reached on (571) 272-4940. 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.

/Nihil Patel/
Examiner, Art Unit 3772

/Patricia Bianco/
Supervisory Patent Examiner, Art Unit 3772



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Télocopie

Date : Nov 24th 2014

A/To: Office of Petitions

Firme/Firm : US Patent and Trademark Office

Télocopieur/Fax : (571)-273-8300

Re: Petition for Revival of an application for Patent

De/From : Me Guy Sirois (representing Jean Morissette)

Nombre de pages incluant cette page : 11

Number of pages including this page : 11

En cas de problème de transmission, veuillez contacter immédiatement l'expéditeur. In case of any problem with this transmission, please contact the sender immediately.

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RE/OBJET

CHANTAL FARAH

Suzie Whitty Suzie Whitty

PURCHASER NAME

NOM DE L'ACHETEUR

AUTHORIZED SIGNATURE / SIGNATURE AUTORISEE

THREE (3) SIGNATURES

PURCHASER ADDRESS

ADRESSE DE L'ACHETEUR

684 RUE DU BOSQUET

COUNTERSIGNED / CONTRESIGNE

SIGNATURE STAMP
THREE (3) SIGNATURES

BOUCHERVILLE, QC J4B8V7



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
12/342,053	12/22/2008	JEAN MORISSETTE	1540-B01.US	1967
103088	7590	06/16/2014	EXAMINER	
Equinox 1500, Du College, suite 410 Montreal, QC H4L 5G6 CANADA			BIANCO, PATRICIA	
			ART UNIT	PAPER NUMBER
			3772	
			MAIL DATE	DELIVERY MODE
			06/16/2014	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of Abandonment	Application No.	Applicant(s)
	12/342,053	MORISSETTE, JEAN
	Examiner	Art Unit
	PATRICIA BIANCO	3772

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. Applicant's failure to timely file a proper reply to the Office letter mailed on 05 November 2013.
 - (a) A reply was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
 - (b) A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 to the final rejection. (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 - (c) A reply was received on _____ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
 - (d) No reply has been received.

2. Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) The submitted fee of \$_____ is insufficient. A balance of \$_____ is due.
The issue fee required by 37 CFR 1.18 is \$_____. The publication fee, if required by 37 CFR 1.18(d), is \$_____.
 - (c) The issue fee and publication fee, if applicable, has not been received.

3. Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 - (b) No corrected drawings have been received.

4. The letter of express abandonment which is signed by the attorney or agent of record or other party authorized under 37 CFR 1.33(b). See 37 CFR 1.138(b).

5. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34) upon the filing of a continuing application.

6. The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.

7. The reason(s) below:

/PATRICIA BIANCO/ Supervisory Patent Examiner, Art Unit 3772	Patricia Bianco SPE Art Unit: 3772
---	--

Petitions to revive under 37 CFR 1.137, or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
12/342,053	12/22/2008	JEAN MORISSETTE	1540-B01.US	1967
103088	7590	11/06/2013	EXAMINER	
Equinox 1500, Du College, suite 410 Montreal, QC H4L 5G6 CANADA			PATEL, NIHIR B	
			ART UNIT	PAPER NUMBER
			3772	
			MAIL DATE	DELIVERY MODE
			11/06/2013	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Art Unit: 3772

DETAILED ACTION

Notice of Pre-AIA or AIA Status

The present application is being examined under the pre-AIA first to invent provisions.

Continued Examination Under 37 CFR 1.114

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on July 18th, 2013 has been entered.

Response to Arguments

2. Applicant's arguments with respect to claims 1, 2 and 4-17 have been considered but are moot because the arguments do not apply to any of the references being used in the current rejection.

Claim Rejections - 35 USC § 102

3. The following is a quotation of the appropriate paragraphs of pre-AIA 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

4. Claims **1-17** are rejected under pre-AIA 35 U.S.C. 102(b) as being anticipated by Pasczuk et al. (US 5,799,657).

Art Unit: 3772

5. **As to claim 1**, Pasczuk teaches an apparatus that comprises:
a body **1** having a slit (**see figs. 1-4; col. 3 lines 40-49**) partially defining a scrotum retainer part having a base ring **4** located at a base end (**see figs. 1-4; col. 3 lines 1-9**), the base ring providing comparatively reduced elasticity in relation to the scrotum retainer part and the body (**see figs. 1-4; col. 3 lines 1-9**).
6. **As to claim 2**, Pasczuk teaches an apparatus wherein the slit includes non-tearing means **9** at ends thereof to prevent extension of the slit (**see figs. 1-4; col. 3 lines 50-55**).
7. **As to claim 4**, Pasczuk teaches an apparatus wherein the slit is of a length of over half the circumference of the condom (**see figs. 1-4**).
8. **As to claim 5**, Pasczuk teaches an apparatus wherein the non-tearing means includes holes **9** at the ends thereof (**see figs. 1-4; col. 3 lines 50-55**).
9. **As to claim 6**, Pasczuk teaches an apparatus wherein the non-tearing means includes an increase in the thickness of the material of the condom (**see col. 3 lines 40-45**).
10. **As to claim 7**, Pasczuk teaches an apparatus wherein the non-tearing means includes holes **9** at the ends thereof and an increase in the thickness of the material of the condom (**see col. 3 lines 40-45**).
11. **As to claim 8**, Pasczuk teaches an apparatus wherein unrolling the condom over a penis such that the slit is generally located under the penis; and pulling the base ring so as to position the scrotum retainer part behind the scrotum (**see figs. 1-4**).
12. **As to claim 9**, Pasczuk teaches an apparatus that comprises:

Art Unit: 3772

a body **1** having a slit including non-tearing means (**see figs. 1-4; col. 3 lines 40-49**) at ends thereof to prevent extension of the slit, the slit partially defining scrotum retainer part having a base ring **4** located at a base end (**see figs. 1-4; col. 3 lines 1-9**).

13. **As to claim 10**, Pasczuk teaches an apparatus wherein the base ring provides comparatively reduced elasticity in relation to the scrotum retainer part and the body (**see figs. 1-4; col. 3 lines 1-9**).

14. **As to claim 11**, Pasczuk teaches an apparatus wherein the non-tearing means includes holes **9** at the ends thereof (**see figs. 1-4; col. 3 lines 50-55**).

15. **As to claim 12**, Pasczuk teaches an apparatus wherein the non-tearing means includes an increase in the thickness of the material of the condom (**see col. 3 lines 40-45**).

16. **As to claim 13**, Pasczuk teaches an apparatus wherein w the non-tearing means includes holes **9** at the ends thereof and an increase in the thickness of the material of the condom (**see col. 3 lines 40-45**).

17. **As to claim 14**, Pasczuk teaches an apparatus wherein the slit is of a length of over half the circumference of the condom (**see figs. 1-4**).

18. **As to claim 15**, Pasczuk teaches an apparatus wherein unrolling the condom over a penis such that the slit is generally located under the penis; and pulling the base ring so as to position the scrotum retainer part behind the scrotum (**see figs. 1-4**).

19. **As to claims 16 and 17**, Pasczuk teaches an apparatus wherein the scrotum retainer part extends integrally from the body, the slit delineating the body from the scrotum retainer part (**see figs. 1-4**).

Art Unit: 3772

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to NIHIR PATEL whose telephone number is (571)272-4803. The examiner can normally be reached on 7:30 to 4:30 every other Fridays off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Patricia Bianco can be reached on (571) 272-4940. 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.

/Nihir Patel/
Examiner, Art Unit 3772

/Patricia Bianco/

Supervisory Patent Examiner, Art Unit 3772

Notice of References Cited	Application/Control No. 12/342,053	Applicant(s)/Patent Under Reexamination MORISSETTE, JEAN	
	Examiner NIHIR PATEL	Art Unit 3772	Page 1 of 1

U.S. PATENT DOCUMENTS

*	Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name	Classification
*	A US-5,799,657	09-1998	Paszczuk et al.	128/844
	B US-			
	C US-			
	D US-			
	E US-			
	F US-			
	G US-			
	H US-			
	I US-			
	J US-			
	K US-			
	L US-			
	M US-			


FOREIGN PATENT DOCUMENTS

*	Document Number Country Code-Number-Kind Code	Date MM-YYYY	Country	Name	Classification
	N				
	O				
	P				
	Q				
	R				
	S				
	T				

NON-PATENT DOCUMENTS

*	Document Number Country Code-Number-Kind Code	Date MM-YYYY	Country	Name	Classification
		Include as applicable: Author, Title Date, Publisher, Edition or Volume, Pertinent Pages)			
	U				
	V				
	W				
	X				

*A copy of this reference is not being furnished with this Office action. (See MPEP § 707.05(a).)
Dates in MM-YYYY format are publication dates. Classifications may be US or foreign.

Search Notes 	Application/Control No. 12342053	Applicant(s)/Patent Under Reexamination MORISSETTE, JEAN
	Examiner NIHIR PATEL	Art Unit 3772

CPC- SEARCHED		
Symbol	Date	Examiner


CPC COMBINATION SETS - SEARCHED		
Symbol	Date	Examiner

US CLASSIFICATION SEARCHED			
Class	Subclass	Date	Examiner
128604	842, 844, 918347-353	10.06.2010 10.06.2010	NPNP

SEARCH NOTES		
Search Notes	Date	Examiner
Searched East and Inventor Name Search Search Updated	10.06.2010 06.2011	NPNP

INTERFERENCE SEARCH			
US Class/ CPC Symbol	US Subclass / CPC Group	Date	Examiner

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Index of Claims 	Application/Control No. 12342053	Applicant(s)/Patent Under Reexamination MORISSETTE, JEAN
	Examiner NIHIR PATEL	Art Unit 3772

✓	Rejected
=	Allowed


-	Cancelled
÷	Restricted

N	Non-Elected
I	Interference

A	Appeal
O	Objected

Claims renumbered in the same order as presented by applicant
 CPA
 T.D.
 R.1.47

CLAIM		DATE							
Final	Original	10/06/2010	06/21/2011	10/07/2013					
	1			✓					
	2			✓					
	3			-					
	4			✓					
	5			✓					
	6			✓					
	7			✓					
	8			✓					
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	13			✓					
	14			✓					
	15			✓					
	16			✓					
	17			✓					
	1		✓						
	2		✓						
	3		-						
	4		✓						
	5		✓						
	6		✓						
	7		✓						
	8		✓						
	9		✓						
	10		✓						
	11		✓						
	12		✓						
	13		✓						
	14		✓						
	15		✓						
	1	✓							
	2	✓							
	3	✓							
	4	O							

<i>Index of Claims</i> 	Application/Control No. 12342053	Applicant(s)/Patent Under Reexamination MORISSETTE, JEAN
	Examiner NIHIR PATEL	Art Unit 3772

✓	Rejected
=	Allowed

-	Cancelled
÷	Restricted

N	Non-Elected
I	Interference

A	Appeal
O	Objected

Claims renumbered in the same order as presented by applicant
 CPA
 T.D.
 R.1.47

CLAIM		DATE							
Final	Original	10/06/2010	06/21/2011	10/07/2013					
	5	○							
	6	○							
	7	✓							

EAST Search History

EAST Search History (Prior Art)

Ref #	Hits	Search Query	DBs	Default Operator	Plurals	Time Stamp
L1	781	128/842	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	OFF	2013/10/07 13:51
L2	1045	128/844	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	OFF	2013/10/07 13:51
L3	450	128/918	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	OFF	2013/10/07 13:51
L4	640	604/347	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	OFF	2013/10/07 13:51
L5	186	604/348	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	OFF	2013/10/07 13:51
L6	1194	604/349	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	OFF	2013/10/07 13:51
L7	340	604/350	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	OFF	2013/10/07 13:51
L8	279	604/351	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	OFF	2013/10/07 13:51
L9	346	604/352	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	OFF	2013/10/07 13:51
L10	407	604/353	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	OFF	2013/10/07 13:51

10/ 7/ 2013 1:52:22 PM

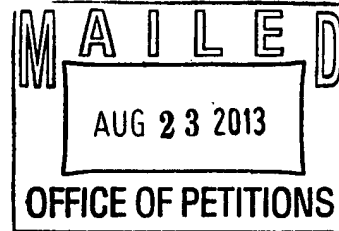
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www.uspto.gov

Equinox
1500, Du College, suite 410
Montreal QC H4L 5G6
CANADA



In re Application of :
Morissette :
Application No. 12/342,053 :
Filed: December 22, 2008 : DECISION ON PETITION
Attorney Docket No. 1540-B01.US : UNDER 37 C.F.R. § 1.137(B)
Title: CONDOM WITH ANTI :
SLIPPAGE FEATURE :

This is a decision on the petition pursuant to 37 C.F.R. § 1.137(b), filed July 18, 2013, to revive the above-identified application.

This petition pursuant to 37 C.F.R. § 1.137(b) is **GRANTED**.

The above-identified application became abandoned for failure to reply within the meaning of 37 C.F.R § 1.113 in a timely manner to the final Office action mailed July 6, 2011, which set a shortened statutory period for reply of three months. No response was received, and no extensions of time under the provisions of 37 C.F.R § 1.136(a) were requested. Accordingly, the above-identified application became abandoned on October 7, 2011. A notice of abandonment was mailed on January 11, 2012.

A grantable petition pursuant to 37 C.F.R. § 1.137(b) must be accompanied by:

- (1) The reply required to the outstanding Office action or notice, unless previously filed;
- (2) The petition fee as set forth in 37 C.F.R. § 1.17(m);
- (3) A statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition

pursuant to this paragraph was unintentional. The Commissioner may require additional information where there is a question whether the delay was unintentional, and;

- (4) Any terminal disclaimer (and fee as set forth in 37 C.F.R. § 1.20(d)) required pursuant to paragraph (d) of this section.

On July 18, 2013, Petitioner filed a Request for Continued Examination (RCE) along with the associated fee, an amendment and remarks, the petition fee, and the proper statement of unintentional delay.

The RCE received on July 12, 2013 has been accepted as the required reply under 37 C.F.R. § 1.137(b)(1). As such, the first three requirements of 37 C.F.R. § 1.137(b) have been met. The fourth requirement of 37 C.F.R. § 1.137(b) is not applicable, as a terminal disclaimer is not required.¹

The Technology Center will be notified of this decision. The Technology Center's support staff will notify the Examiner of this decision, so that the submission under 37 C.F.R. § 1.114 - the amendment and remarks received on July 18, 2013 - can be processed in due course.

Petitioner may find it beneficial to view Private PAIR within a fortnight of the present decision to ensure that the revival has been acknowledged by the Technology Center in response to this decision. It is noted that all inquiries with regard to any failure of that change in status should be directed to the Technology Center where that change of status must be effected - **the Office of Petitions cannot effectuate a change of status.**

It is not apparent whether the person signing the statement of unintentional delay was in a position to have firsthand or direct knowledge of the facts and circumstances of the delay at issue. Nevertheless, such statement is being treated as having been made as the result of a reasonable inquiry into the facts and circumstances of such delay.² In the event that such an inquiry has not been made, Petitioner must make such an inquiry. If such inquiry results in the discovery that the delay was intentional, Petitioner must notify the Office.

¹ See 37 C.F.R. § 1.137(d).

² See 37 C.F.R. § 10.18(b); cf. Changes to Patent Practice and Procedure; Final Rule Notice, 62 Fed. Reg. 53131, 53178 (October 10, 1997), 1203 Off. Gaz. Pat. Office 63, 103 (October 21, 1997).

Telephone inquiries regarding *this decision* should be directed to the undersigned at (571) 272-3225. All other inquiries concerning examination procedures or status of the application should be directed to the Technology Center.

/Paul Shanoski/
Paul Shanoski
Senior Attorney
Office of Petitions

**REQUEST FOR CONTINUED EXAMINATION(RCE)TRANSMITTAL
(Submitted Only via EFS-Web)**

Application Number	12/342,053	Filing Date	2008-12-22	Docket Number (if applicable)	1540-B01.US	Art Unit	3772
First Named Inventor	MORISSETTE, Jean			Examiner Name	Nihir B PATEL		

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. The Instruction Sheet for this form is located at WWW.USPTO.GOV

SUBMISSION REQUIRED UNDER 37 CFR 1.114

Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

Other _____

Enclosed

Amendment/Reply

Information Disclosure Statement (IDS)

Affidavit(s)/ Declaration(s)

Other _____

MISCELLANEOUS

Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of months _____
(Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

Other _____

FEES

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge any underpayment of fees, or credit any overpayments, to Deposit Account No _____

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Patent Practitioner Signature

Applicant Signature

Signature of Registered U.S. Patent Practitioner			
Signature	/Franz Bonsang/	Date (YYYY-MM-DD)	2013-07-18
Name	Franz Bonsang	Registration Number	56638

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Privacy Act Statement

The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether the Freedom of Information Act requires disclosure of these records.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspections or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

Amendment to the Claims:

This listing of claims will replace all prior versions, and listings, of claims in the application.

Listing of Claims:

1. (Previously presented) An anti slippage condom, comprising a body having a slit partially defining a scrotum retainer part having a base ring located at a base end, the base ring providing comparatively reduced elasticity in relation to the scrotum retainer part and the body.
2. (Previously presented) The anti slippage condom of claim 1, wherein the slit includes non-tearing means at ends thereof to prevent extension of the slit.
3. (Canceled)
4. (Previously presented) The anti slippage condom of claim 1, wherein the slit is of a length of over half the circumference of the condom.
5. (Previously presented) The anti slippage condom of claim 2, wherein the non-tearing means includes holes at the ends thereof.
6. (Previously presented) The anti slippage condom of claim 2, wherein the non-tearing means includes an increase in the thickness of the material of the condom.
7. (Previously presented) The anti slippage condom of claim 2, wherein the non-tearing means includes holes at the ends thereof and an increase in the thickness of the material of the condom.
8. (Previously presented) A method of putting on the anti slippage condom of claim 1, comprising:
 - unrolling the condom over a penis such that the slit is generally located under the penis;
 - and
 - pulling the base ring so as to position the scrotum retainer part behind the scrotum.
9. (Previously presented) An anti slippage condom, comprising a body having a slit including non-tearing means at ends thereof to prevent extension of the slit, the slit partially defining a

scrotum retainer part having a base ring located at a base end.

10. (Previously presented) The anti slippage condom of claim 9, wherein the base ring provides comparatively reduced elasticity in relation to the scrotum retainer part and the body.

11. (Previously presented) The anti slippage condom of claim 9, wherein the non-tearing means includes holes at the ends thereof.

12. (Previously presented) The anti slippage condom of claim 9, wherein the non-tearing means includes an increase in the thickness of the material of the condom.

13. (Previously presented) The anti slippage condom of claim 9, wherein the non-tearing means includes holes at the ends thereof and an increase in the thickness of the material of the condom.

14. (Previously presented) The anti slippage condom of claim 9, wherein the slit is of a length of over half the circumference of the condom.

15. (Previously presented) A method of putting on the anti slippage condom of claim 9, comprising:

unrolling the condom over a penis such that the slit is generally located under the penis;
and

pulling the base ring so as to position the scrotum retainer part behind the scrotum.

16. (New) The anti slippage condom of claim 1, wherein the scrotum retainer part extends integrally from the body, the slit delineating the body from the scrotum retainer part.

17. (New) The anti slippage condom of claim 9, wherein the scrotum retainer part extends integrally from the body, the slit delineating the body from the scrotum retainer part.

REMARKS

Claims 1, 2 and 4-15 remain in this application, Claim 3 has been canceled and new Claims 16 and 17 have been added.

Claim Rejections – 35 USC § 102

Claims 1, 2 and 4-15 are rejected under 35 U.S.C. 102(e) as being anticipated by Glenn (US 2009/0199859).

Applicant respectfully disagrees for the following reasons.

Regarding Claims 1 and 10, Applicant submits that Glenn discloses a condom 2 and a band 3 separated by a gap 4, and that the band 3 is “thicker than the rest of the prophylactic device 1” (paragraph [0017]). The Examiner asserts that the band 3 is the equivalent of the claimed scrotum retainer part, however, Glenn does not disclose a scrotum retainer part having both a portion providing comparatively reduced elasticity (i.e. the base ring) **and** a portion having the same elasticity as the body (i.e. a scrotum retainer part having a base ring providing comparatively reduced elasticity in relation to the scrotum retainer part and the body). Accordingly, Glenn teaches away from an anti slippage condom, comprising a body having a slit partially defining a scrotum retainer part having a base ring located at a base end, the base ring providing comparatively reduced elasticity in relation to the scrotum retainer part and the body.

Regarding Claims 2 and 9, Glenn is silent with regards to non-tearing means to prevent extension of the slit. The Examiner points to fig. 2 asserting that the “the gap is defined as the slit and has no tearing means”, however, fig. 2 only shows a continuous connector 8 connecting the band 3 to the condom 2, it does not show non-tearing means at the ends of the gap 4 nor does the Specification make any mention of non-tearing means to prevent extension of the gap 4. Accordingly, Glenn teaches away from an anti slippage condom, comprising a body having a slit including non-tearing means at ends thereof to prevent extension of the slit, the slit partially defining a scrotum retainer part having a base ring located at a base end.

With regards to new Claims 16 and 17, Glenn teaches of a condom 2 and a band 3 separated by a gap 4, which teaches away from an anti slippage condom wherein the scrotum retainer part extends integrally from the body, the slit delineating the body from the scrotum retainer part.

Appl. No. 12/342,053
Amdt. dated July 18, 2013
Reply to Office action of July 6, 2011

Accordingly, Applicant submits that Claims 1 and 9 are not anticipated by Glenn. Applicant further submits that Claims 2, 4-8 and 10-17, depending directly or indirectly from allowable Claims 1 or 9, are also not anticipated by Glenn for at least the same reasons.

In view of the foregoing, it is submitted that the application is now in condition for allowance and a timely response from the Examiner to that effect is kindly solicited.

Respectfully submitted,
JEAN MORISSETTE

...../Franz Bonsang/.....

Franz BONSANG, Reg. No: 56638

Encl.: Petition to Revive an Unintentional Abandoned Application (2 pages)
Declaration (2 pages)
Request for Continuing Examination (1 page)

001

Electronic Patent Application Fee Transmittal

Application Number:	12342053
Filing Date:	22-Dec-2008
Title of Invention:	Condom with anti slippage feature
First Named Inventor/Applicant Name:	JEAN MORISSETTE
Filer:	Franz Bonsang
Attorney Docket Number:	1540-B01.US

Filed as Small Entity

Utility under 35 USC 111(a) Filing Fees

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Basic Filing:				
Pages:				
Claims:				
Miscellaneous-Filing:				
Petition:				
Petition-Revive Unintent. Abandoned Appl	2453	1	950	950

Patent-Appeals-and-Interference:

Post-Allowance-and-Post-Issuance:

Extension-of-Time:

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Miscellaneous:				
Request for Continued Examination	2801	1	600	600
Total in USD (\$)				1550

Electronic Acknowledgement Receipt

EFS ID:	16358177
Application Number:	12342053
International Application Number:	
Confirmation Number:	1967
Title of Invention:	Condom with anti slippage feature
First Named Inventor/Applicant Name:	JEAN MORISSETTE
Customer Number:	103088
Filer:	Franz Bonsang
Filer Authorized By:	
Attorney Docket Number:	1540-B01.US
Receipt Date:	18-JUL-2013
Filing Date:	22-DEC-2008
Time Stamp:	18:34:24
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	yes
Payment Type	Credit Card
Payment was successfully received in RAM	\$1550
RAM confirmation Number	5519
Deposit Account	
Authorized User	

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
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1	Miscellaneous Incoming Letter	Letter.pdf	29033 897fa0d228b498454258e9f44040edca6a65e101	no	1
Warnings:					
Information:					
2	Miscellaneous Incoming Letter	SB64.pdf	179668 b71f91219cb3bc4fbef612bd35f0247753be1eb5	no	2
Warnings:					
Information:					
3	Request for Continued Examination (RCE)	RCE.pdf	697785 879bcea7fde330cba5ffd08cab42c0308d21ac94	no	3
Warnings:					
Information:					
4	Amendment Submitted/Entered with Filing of CPA/RCE	Claims.pdf	88070 4994d9679896ca44820bfd623568e2b5932b1eef	no	2
Warnings:					
Information:					
5	Applicant Arguments/Remarks Made in an Amendment	Arguments.pdf	88313 0487f377f096c9cbdae1239cd6a4cb7ee8eb4daf	no	2
Warnings:					
Information:					
6	Fee Worksheet (SB06)	fee-info.pdf	32144 d152b27eea755636d6c3ace026f5b95e09bad1b5	no	2
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Information:					
Total Files Size (in bytes):			1115013		

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 12/342,053 Confirmation No. 1967
Applicant : JEAN MORISSETTE
Filed : December 22, 2008
TC/A.U. : 3772
Examiner : Nihir B PATEL
Docket No. : 1540-B01.US
Customer No. : 00293

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

AMENDMENT

Sir:

A response to the Office Action of July 6, 2011, and a Petition to Revive an Unintentional Abandoned Application under 37 C.F.R. 1.137(b) with its corresponding fee are submitted herewith. Furthermore, a Request for Continuing Examination with its corresponding fee are submitted herewith.

Please amend the above-noted application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments being on page 4 of this paper.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)
1540-B01.US

First named inventor: MORISSETTE, Jean

Application No.: 12/342,053

Art Unit: 3772

Filed: December 22, 2008

Examiner: Nihir B PATEL

Title: CONDOM WITH ANTI SLIPPAGE FEATURE

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX (571) 273-8300

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional

1. Petition Fee

- Small entity-fee \$ 945.00 (37 CFR 1.17(m)). Application claims small entity status. See 37 CFR 1.27.
- Other than small entity-fee \$ _____ (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of Response and RCE (identify type of reply):

- has been filed previously on _____.
- is enclosed herewith.

B. The issue fee and publication fee (if applicable) of \$ _____.

- has been paid previously on _____.
- is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

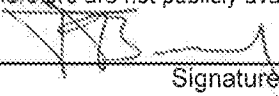
3. Terminal disclaimer with disclaimer fee

- Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.


Signature

Franz Bonsang
Type or Printed name

410-1500 Du Collège
Address

Montréal, QBC, Canada H4L 5G6
Address

July 18, 2013
Date

56638
Registration Number, If applicable

514-739-6770
Telephone Number

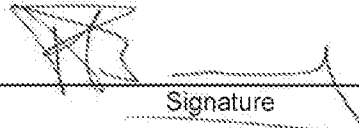
- Enclosures:
- Fee Payment
 - Reply
 - Terminal Disclaimer Form
 - Additional sheets containing statements establishing unintentional delay
 - Other: _____

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

- Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.
- Transmitted by ^{EFF} ~~facsimile~~ on the date shown below to the United States Patent and Trademark Office at (571) 273-8300.

July 18, 2013
Date


Signature

Franz Bonsang
Typed or printed name of person signing certificate

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PATENT APPLICATION FEE DETERMINATION RECORD Substitute for Form PTO-875	Application or Docket Number 12/342,053	Filing Date 12/22/2008	<input type="checkbox"/> To be Mailed
---	---	----------------------------------	---------------------------------------

ENTITY: LARGE SMALL MICRO

APPLICATION AS FILED – PART I

FOR	NUMBER FILED	NUMBER EXTRA	RATE (\$)	FEE (\$)
<input type="checkbox"/> BASIC FEE <small>(37 CFR 1.16(a), (b), or (c))</small>	N/A	N/A	N/A	
<input type="checkbox"/> SEARCH FEE <small>(37 CFR 1.16(k), (l), or (m))</small>	N/A	N/A	N/A	
<input type="checkbox"/> EXAMINATION FEE <small>(37 CFR 1.16(o), (p), or (q))</small>	N/A	N/A	N/A	
TOTAL CLAIMS <small>(37 CFR 1.16(i))</small>	minus 20 =	*	X \$ =	
INDEPENDENT CLAIMS <small>(37 CFR 1.16(h))</small>	minus 3 =	*	X \$ =	
<input type="checkbox"/> APPLICATION SIZE FEE <small>(37 CFR 1.16(s))</small>	If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$310 (\$155 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).			
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIM PRESENT <small>(37 CFR 1.16(j))</small>				
<small>* If the difference in column 1 is less than zero, enter "0" in column 2.</small>			TOTAL	

APPLICATION AS AMENDED – PART II

	(Column 1)	(Column 2)	(Column 3)	PRESENT EXTRA	RATE (\$)	ADDITIONAL FEE (\$)
AMENDMENT	07/18/2013	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR			
		* 16	Minus	** 20	= 0	X \$40 = 0
		* 2	Minus	***3	= 0	X \$210 = 0
	<input type="checkbox"/> Application Size Fee <small>(37 CFR 1.16(s))</small>					
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <small>(37 CFR 1.16(j))</small>						
					TOTAL ADD'L FEE	0

	(Column 1)	(Column 2)	(Column 3)	PRESENT EXTRA	RATE (\$)	ADDITIONAL FEE (\$)
AMENDMENT		CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR			
		*	Minus	**	=	X \$ =
		*	Minus	***	=	X \$ =
	<input type="checkbox"/> Application Size Fee <small>(37 CFR 1.16(s))</small>					
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <small>(37 CFR 1.16(j))</small>						
					TOTAL ADD'L FEE	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
 ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".
 *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

LIE
/SHAUNA ZIMMERMAN/

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



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UNITED STATES DEPARTMENT OF COMMERCE
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APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
12/342,053	12/22/2008	JEAN MORISSETTE	1540-B01.US

CONFIRMATION NO. 1967

POA ACCEPTANCE LETTER

103088
Equinox
1500, Du College, suite 410
Montreal, QC H4L 5G6
CANADA



Date Mailed: 03/01/2013

NOTICE OF ACCEPTANCE OF POWER OF ATTORNEY

This is in response to the Power of Attorney filed 02/25/2013.

The Power of Attorney in this application is accepted. Correspondence in this application will be mailed to the above address as provided by 37 CFR 1.33.

/deelliott/

Office of Data Management, Application Assistance Unit (571) 272-4000, or (571) 272-4200, or 1-888-786-0101



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
12/342,053	12/22/2008	JEAN MORISSETTE	17357

CONFIRMATION NO. 1967

POWER OF ATTORNEY NOTICE

293
DOWELL & DOWELL P.C.
103 Oronoco St.
Suite 220
Alexandria, VA 22314



Date Mailed: 03/01/2013

NOTICE REGARDING CHANGE OF POWER OF ATTORNEY

This is in response to the Power of Attorney filed 02/25/2013.

- The Power of Attorney to you in this application has been revoked by the assignee who has intervened as provided by 37 CFR 3.71. Future correspondence will be mailed to the new address of record(37 CFR 1.33).

/deelliott/

Office of Data Management, Application Assistance Unit (571) 272-4000, or (571) 272-4200, or 1-888-786-0101

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FEB 20 2013

<p>POWER OF ATTORNEY OR AUTHORIZATION OF AGENT</p> <p>Sent by fax at number: 1.514.273.8300 (1 page)</p>	Application Number	12/342,053
	Filing Date	12/22/2008
	First Named Inventor	Jean MORISSETTE
	Group Art Unit	
	Examiner Name	
	Attorney Docket Number	1540-B01.US

I hereby revoke all previous powers of attorney given in the above-identified application.

I hereby appoint:

Practitioners at Customer Number 103088 ↓ Place Customer Number Bar
Code Label Here

OR

Practitioner(s) named below:

Name	Registration Number
Franz BONSANG	56638

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

The above-mentioned Customer Number.

OR

<input type="checkbox"/> Firm or Individual Name	Franz BONSANG				
Address	C/o EQUINOX PROTECTION				
Address	410 - 1500, Du College				
City	Montreal	State	Quebec	ZIP	H4L 5G6
Country	Canada				
Telephone	1-514-739-6770	Fax	1-514-733-4424		

I am the:

Applicant
 Assignee of record of the entire interest. See 37 CFR 3.71.
 Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

SIGNATURE of Applicant or Assignee of Record

Name	Jean MORISSETTE
Signature	<i>Jean Morissette</i>
Title and Company	
Date	Feb. 18, 2013

Note: Signatures of all the inventors or assignees of record of the entire interest or their representatives are required. Submit multiple forms if more than one signature is required, see below*.

*Total of 1 forms are submitted.



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
12/342,053	12/22/2008	JEAN MORISSETTE	17357	1967
293	7590	01/11/2012	EXAMINER	
DOWELL & DOWELL P.C. 103 Oronoco St. Suite 220 Alexandria, VA 22314			PATEL, NIHIR B	
			ART UNIT	PAPER NUMBER
			3772	
			MAIL DATE	DELIVERY MODE
			01/11/2012	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of Abandonment	Application No.	Applicant(s)	
	12/342,053	MORISSETTE, JEAN	
	Examiner	Art Unit	
	NIHIR PATEL	3772	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. Applicant's failure to timely file a proper reply to the Office letter mailed on 06 July 2011.
 - (a) A reply was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
 - (b) A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 - (c) A reply was received on _____ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
 - (d) No reply has been received.

2. Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) The submitted fee of \$_____ is insufficient. A balance of \$_____ is due.
The issue fee required by 37 CFR 1.18 is \$_____. The publication fee, if required by 37 CFR 1.18(d), is \$_____.
 - (c) The issue fee and publication fee, if applicable, has not been received.

3. Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 - (b) No corrected drawings have been received.

4. The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.

5. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.

6. The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.

7. The reason(s) below:

A phone call was made to the applicant's attorney to determine if a response has been filed to the office action mailed on 07/06/2011, the applicant's attorney indicated that no response has been filed.

/Patricia Bianco/
Supervisory Patent Examiner, Art Unit 3772

/Nihir Patel/
Examiner, Art Unit 3772

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
12/342,053	12/22/2008	JEAN MORISSETTE	17357	1967
293	7590	07/06/2011	EXAMINER	
DOWELL & DOWELL P.C. 103 Oronoco St. Suite 220 Alexandria, VA 22314			PATEL, NIHIR B	
			ART UNIT	PAPER NUMBER
			3772	
			MAIL DATE	DELIVERY MODE
			07/06/2011	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Art Unit: 3772

DETAILED ACTION

Response to Arguments

1. Applicant's arguments filed on April 14th, 2011 have been fully considered and are persuasive. The applicant argues that the Hogin reference does not teach a base ring located at a base end, the base ring providing comparatively reduced elasticity in relation to the scrotum retainer part and the body as recited in the amended claim 1 filed on April 14th, 2011. The examiner agrees with the applicant's argument.

Response to Amendment

2. The examiner acknowledges the amendment filed on April 14th, 2011. The amendment comprises amending claims 1, 2 and 4-8; cancelling claim 3; and adding new claims 9-15.

Claim Rejections - 35 USC § 102

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

4. Claims **1, 2 and 4-15** are rejected under 35 U.S.C. 102(e) as being anticipated by Glenn (US 2009/0199859).

5. **As to claim 1**, Glenn teaches an apparatus that comprises:

Art Unit: 3772

a body **2** (see **figs. 1 and 2 below; paragraph [0017]**) having a slit **4** (see **fig. 2 below; the gap is defined as the slit**) partially defining a scrotum retainer part **3** (see **fig. 2 below; paragraph [0019]**) having a base ring located at a base end (see **fig. 1**), the base ring providing comparatively reduced elasticity in relation to the scrotum retainer part and the body (see **paragraph [0017]**).

6. As to **claim 2**, Glenn teaches an apparatus wherein the slit includes non tearing means at ends thereof to prevent extension of the slit (see **fig. 2 below**).

7. As to **claim 4**, Glenn teaches an apparatus wherein the slit is of a length of over half the circumference of the condom (see **fig. 2 below; the gap 4 has a circumference or length that is more than half the circumference of the condom**).

8. As to **claim 5**, Glenn teaches an apparatus wherein the non tearing means includes holes at the ends thereof (see **fig. 1 below**).

9. As to **claim 6**, Glenn teaches an apparatus wherein the non tearing means includes an increase in the thickness of the material of the condom (see **paragraph [0017]**).

10. As to **claim 7**, Glenn teaches an apparatus wherein the non tearing means includes holes at the ends thereof and includes an increase in the thickness of the material of the condom (see **paragraph [0017]**).

11. As to **claim 8**, Glenn teaches a method of putting on the anti slippage condom comprising the steps of:

unrolling the condom over a penis such that the slit is generally located under the penis (see **figs. 2 and 3; paragraph [0009]**) and;

Art Unit: 3772

pulling the base ring so as to position the scrotum retainer part behind the scrotum (see paragraphs [0019] and [0020]).

12. As to claim 9, Glenn teaches an apparatus that comprises:

a body 2 (see figs. 1 and 2 below; paragraph [0017]) having a slit 4 (see fig. 2 below; **the gap is defined as the slit**) including non tearing means at ends thereof to prevent extension of the slit (see fig. 2 below; **the gap is defined as the slit and has no tearing means**), the slit partially defining a scrotum retainer part 3 (see figs 1 and 2 below; see paragraph [0019]) having a base ring located at a base end (see fig. 1 below).

13. As to claim 10, Glenn teaches an apparatus wherein the base ring provides comparatively reduced elasticity in relation to the scrotum retainer part and the body (see paragraph [0017]).

14. As to claim 11, Glenn teaches an apparatus wherein the non tearing means includes holes at the ends thereof (see fig. 1 below).

15. As to claim 12, Glenn teaches an apparatus wherein the non tearing means includes an increase in the thickness of the material of the condom (see paragraph [0017]).

16. As to claim 13, Glenn teaches an apparatus wherein the non tearing means includes holes at the ends thereof and includes an increase in the thickness of the material of the condom (see paragraph [0017]).

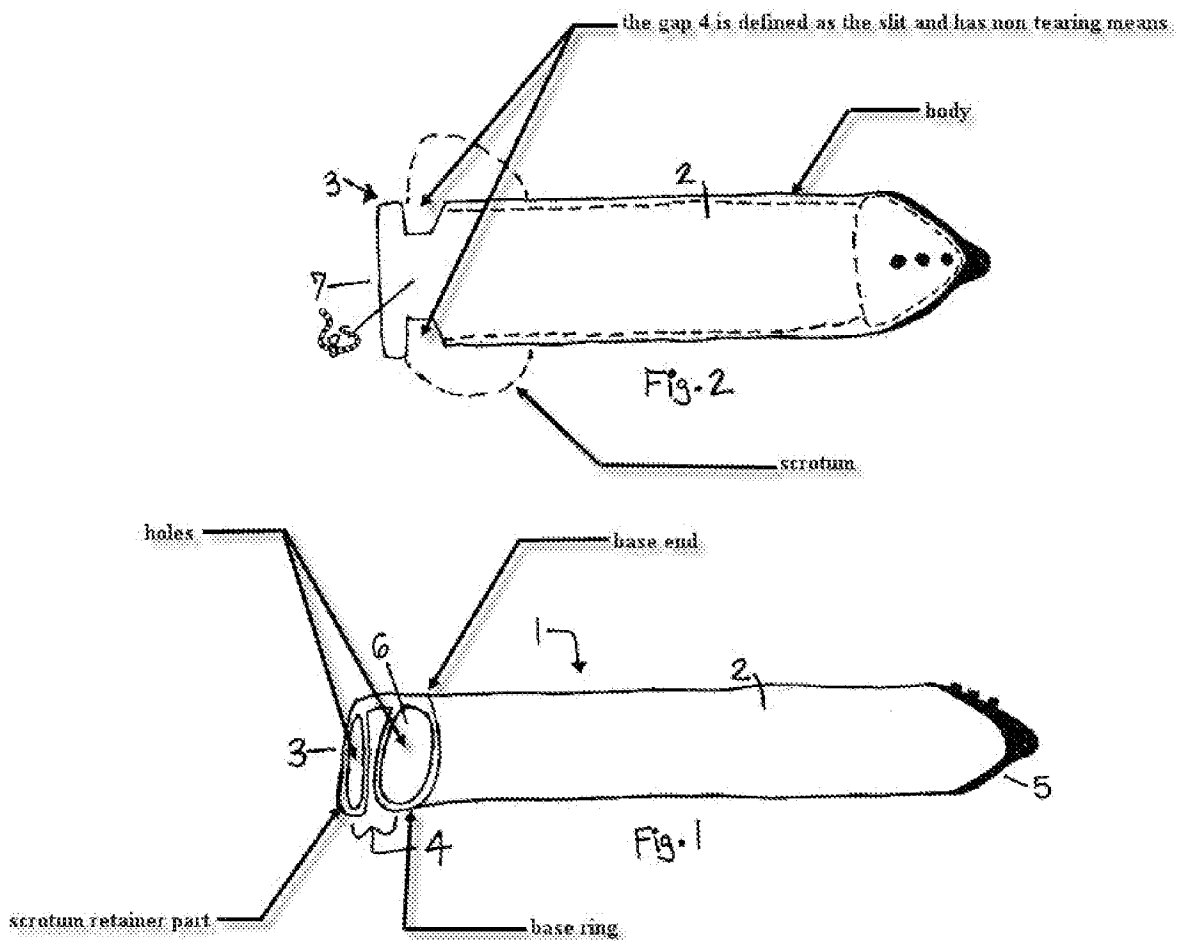
17. As to claim 14, Glenn teaches an apparatus wherein the slit is of a length of over half the circumference of the condom (see fig. 2 below; **the gap 4 has a circumference or length that is more than half the circumference of the condom**).

18. As to claim 15, Glenn teaches a method of putting on the anti slippage condom comprising the steps of:

Art Unit: 3772

unrolling the condom over a penis such that the slit is generally located under the penis (see **figs. 2 and 3; paragraph [0009]**) and;

pulling the base ring so as to position the scrotum retainer part behind the scrotum (see **paragraphs [0019] and [0020]**).



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Conclusion

Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a).

Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to **NIHIR PATEL** whose telephone number is (571)272-4803. The examiner can normally be reached on 7:30 to 4:30 every other Fridays off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Patricia Bianco can be reached on (571) 272-4940. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 3772

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.

/Nihir Patel/
Examiner, Art Unit 3772

/Patricia Bianco/

Supervisory Patent Examiner, Art Unit 3772

Notice of References Cited	Application/Control No. 12/342,053	Applicant(s)/Patent Under Reexamination MORISSETTE, JEAN	
	Examiner NIHIR PATEL	Art Unit 3772	Page 1 of 1

U.S. PATENT DOCUMENTS

*	Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name	Classification
*	A US-2009/0199859	08-2009	Glenn, Andre	128/844
	B US-			
	C US-			
	D US-			
	E US-			
	F US-			
	G US-			
	H US-			
	I US-			
	J US-			
	K US-			
	L US-			
	M US-			


FOREIGN PATENT DOCUMENTS

*	Document Number Country Code-Number-Kind Code	Date MM-YYYY	Country	Name	Classification
	N				
	O				
	P				
	Q				
	R				
	S				
	T				

NON-PATENT DOCUMENTS

*	Document Number Country Code-Number-Kind Code	Date MM-YYYY	Country	Name	Classification
	Include as applicable: Author, Title Date, Publisher, Edition or Volume, Pertinent Pages)				
	U				
	V				
	W				
	X				

*A copy of this reference is not being furnished with this Office action. (See MPEP § 707.05(a).)
Dates in MM-YYYY format are publication dates. Classifications may be US or foreign.

Index of Claims 	Application/Control No. 12342053	Applicant(s)/Patent Under Reexamination MORISSETTE, JEAN
	Examiner NIHIR PATEL	Art Unit 3772

✓	Rejected
=	Allowed


-	Cancelled
÷	Restricted

N	Non-Elected
I	Interference

A	Appeal
O	Objected

Claims renumbered in the same order as presented by applicant
 CPA
 T.D.
 R.1.47

CLAIM		DATE							
Final	Original	10/06/2010	06/21/2011						
	1		✓						
	2		✓						
	3		-						
	4		✓						
	5		✓						
	6		✓						
	7		✓						
	8		✓						
	9		✓						
	10		✓						
	11		✓						
	12		✓						
	13		✓						
	14		✓						
	15		✓						
	1	✓							
	2	✓							
	3	✓							
	4	○							
	5	○							
	6	○							
	7	✓							

Search Notes 	Application/Control No. 12342053	Applicant(s)/Patent Under Reexamination MORISSETTE, JEAN
	Examiner NIHIR PATEL	Art Unit 3772

SEARCHED			
Class	Subclass	Date	Examiner
128	842, 844, 918	10.06.2010	NP
604	347-353	10.06.2010	NP

SEARCH NOTES		
Search Notes	Date	Examiner
Searched East and Inventor Name Search	10.06.2010	NP
Search Updated	06.21.2011	NP

INTERFERENCE SEARCH			
Class	Subclass	Date	Examiner

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EAST Search History

EAST Search History (Prior Art)

Ref #	Hits	Search Query	DBs	Default Operator	Plurals	Time Stamp
L1	703	128/842	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2011/06/21 16:12
L2	937	128/844	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2011/06/21 16:12
L3	426	128/918	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2011/06/21 16:12
L4	566	604/347	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2011/06/21 16:12
L5	152	604/348	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2011/06/21 16:12
L6	1082	604/349	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2011/06/21 16:12

L7	322	604/350	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2011/06/21 16:13
L8	250	604/351	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2011/06/21 16:13
L9	320	604/352	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2011/06/21 16:13
L10	371	604/353	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2011/06/21 16:13

6/ 21/ 2011 4:13:28 PM

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Morissette

Art Unit: 3772

App. No.: 12/342,053

Examiner: Nihir B PATEL

Conf. No.: 1967

Title: Condom With Anti Slippage Feature

Filing Date: December 22, 2008

RESPONSE TO NON-FINAL OFFICE ACTION

Dear Sir:

In response to the non-final office action mailed October 14, 2010 (the "Office Action"), and in accordance with the Rules of Practice, please enter the amendments and consider the remarks below. Submitted herewith is a petition under 37 C.F.R. §1.136(a) for a three-month extension of time and the \$555.00 fee set forth in 37 C.F.R. §1.17(a)(1) (small entity). No other fees are believed to be due in connection with filing this reply; however the Commissioner is hereby authorized to deduct any additional necessary fees in connection with filing this reply from Deposit Account No. 04-1577, referencing the docket number above.

Amendment to the Claims begin on page 2 of this response.

Remarks begin on page 4 of this response.

AMENDMENT TO THE CLAIMS

1. (Currently amended) An anti slippage condom, comprising[[:]] a body having a slit partially defining and a scrotum retained retainer part having a base ring located at a base end, the base ring providing comparatively reduced elasticity in relation to the scrotum retainer part and the body; the scrotum retaining part extending integrally from the body; a slit delineating the body from the scrotum retained part.

2. (Currently amended) The anti slippage condom of claim 1, wherein the slit ~~has~~ includes non-tearing means at ends thereof to prevent extension of the slit.

[[2]] 3. (Canceled)

[[3]] 4. (Currently amended) The anti slippage condom of claim 1, wherein[[:]] the slit ~~comprising more than~~ is of a length of over half ~~of~~ the circumference of the condom.

[[4]] 5. (Currently amended) The anti slippage condom of claim 2, wherein[[:]] the slit ~~non-tearing means consisting of having the ends of the slit terminated by~~ includes holes at the ends thereof.

[[5]] 6. (Currently amended) The anti slippage condom of claim 2, wherein[[:]] the slit ~~non-tearing means consisting of having the ends of the slit terminated by increased~~ includes an increase in the thickness of the material of the condom.

[[6]] 7. (Currently amended) The anti slippage condom of claim 2, wherein[[:]] the slit ~~non-tearing means consisting of having the ends of the slit terminated by increased~~ includes holes at the ends thereof and an increase in the thickness of the material of the condom and holes.

[[7]] 8. (Currently amended) A method of putting on the anti ~~slipping~~ slippage condom of claim 1, comprising consisting in the steps of:

~~a user unrolls~~ unrolling the condom over its a penis such that by making note of the location of the slit is generally located under the penis; and

~~positioning the slit so as the locate the slit under the penis;~~

pulling the base ring so ~~that it pulls~~ as to position the scrotum ~~retained~~ retainer part behind the scrotum.

9. (New) An anti slippage condom, comprising a body having a slit including non-tearing means at ends thereof to prevent extension of the slit, the slit partially defining a scrotum retainer part having a base ring located at a base end.

10.(New) The anti slippage condom of claim 9, wherein the base ring provides comparatively reduced elasticity in relation to the scrotum retainer part and the body.

11.(New) The anti slippage condom of claim 9, wherein the non-tearing means includes holes at the ends thereof.

12.(New) The anti slippage condom of claim 9, wherein the non-tearing means includes an increase in the thickness of the material of the condom.

13.(New) The anti slippage condom of claim 9, wherein the non-tearing means includes holes at the ends thereof and an increase in the thickness of the material of the condom.

14.(New) The anti slippage condom of claim 9, wherein the slit is of a length of over half the circumference of the condom.

15.(New) A method of putting on the anti slippage condom of claim 9, comprising:

unrolling the condom over a penis such that the slit is generally located under the penis; and

pulling the base ring so as to position the scrotum retainer part behind the scrotum.

REMARKS

1. Preliminary Remarks

a. Status of the Claims

Claims 1, 2 and 4-8 remain in this application. The numbering of the claims has been corrected to remove the second instance of claim 2. Claims 9-15 are new.

Applicant respectfully requests entry of the remarks made herein into the file history of the instant application. Upon entry of the amendments, claims 1, 2 and 4-15 will be pending and under active consideration.

b. Amendment to the Claims

Amended claim 1 finds includes the subject matter of the second instance of claim 2.

The amended claims and new claims find support in the originally filed claims and, in particular, amended claims 2, 6, 7 and new claim 9 find additional support, for example, at paragraph [0028].

2. Patentability Remarks

a. 35 U.S.C. §102(b)

On page 2 of the Office Action, the Examiner rejects claims 1-3 and 7 as being anticipated by Hogin (US 4,354,494).

Amended claim 1 is related to a body having a slit partially defining a scrotum retainer part having a base ring providing comparatively reduced elasticity in relation to the scrotum retainer part and the body. The scrotum retainer part is thus part of the body but being partially defined by the slit.

Hogin discloses a body having an opening with a periphery in the form of a beaded edge and a retention strap (20) having two end portions (22, 26) attached to the periphery (18) of the opening (16) at two points (24, 28) (see col. 2, lines 27-31). Hogins does not teach, mention or suggest a slit partially defining a scrotum retainer part having a base ring which is a part of the body, it teaches of a strap attached at, or integral with, two points on the periphery of the opening of the body. Furthermore, Hogin does not teach, mention or suggest a base ring providing comparatively reduced elasticity in relation to the scrotum retainer part and the body, Hogin

simply mentions that the strap is resilient but is silent with regard to the comparative elasticity of the strap with regard to the body or the periphery, as well as the periphery with regard to the body.

New claim 8 relates to a body having a slit including non-tearing means at ends thereof to prevent extension of the slit, the slit partially defining a scrotum retainer part having a base ring located at a base end.

Hogin discloses a retention strap (20) having two end portions (22, 26) attached to the periphery (18) of the opening (16) at two points (24, 28) and that in one embodiment the end portions (22, 26) of the strap (20) are integral with the periphery (18) (see col. 2, lines 27-34). Thus Hogin teaches that the strap is attached or is integral with the periphery at two points, it does not teach, mention or suggest non-tearing means at ends thereof of the slit to prevent extension of the slit.

In view of the foregoing amendment, Applicant submits that the rejection of claims 1-3 and 7 over 35 U.S.C. §102(b) has been overcome. Applicant further submits that new claims 9-15 are also patentable over Hogin.

3. Conclusion

Applicant respectfully submits that the instant application is in good and proper order for allowance and early notification to this effect is solicited. If, in the opinion of the Examiner, a telephone conference would expedite the prosecution of the instant application, the Examiner is encouraged to call the undersigned at the number listed below.

Respectfully Submitted,
Dowell & Dowell, P.C.

By: /Ralph A Dowell/
Ralph A. Dowell
Reg. No. No.26868
Date: April 14, 2011

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Electronic Patent Application Fee Transmittal

Application Number:	12342053
Filing Date:	22-Dec-2008
Title of Invention:	Condom with anti slippage feature
First Named Inventor/Applicant Name:	JEAN MORISSETTE
Filer:	Ralph A. Dowell
Attorney Docket Number:	17357

Filed as Small Entity

Utility under 35 USC 111(a) Filing Fees

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Basic Filing:				
Pages:				
Claims:				
Miscellaneous-Filing:				
Petition:				
Patent-Appeals-and-Interference:				
Post-Allowance-and-Post-Issuance:				
Extension-of-Time:				
Extension - 3 months with \$0 paid	2253	1	555	555

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Miscellaneous:				
Total in USD (\$)				555

Electronic Acknowledgement Receipt

EFS ID:	9878059
Application Number:	12342053
International Application Number:	
Confirmation Number:	1967
Title of Invention:	Condom with anti slippage feature
First Named Inventor/Applicant Name:	JEAN MORISSETTE
Customer Number:	00293
Filer:	Ralph A. Dowell
Filer Authorized By:	
Attorney Docket Number:	17357
Receipt Date:	14-APR-2011
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Time Stamp:	11:37:18
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Payment information:

Submitted with Payment	yes
Payment Type	Credit Card
Payment was successfully received in RAM	\$555
RAM confirmation Number	8640
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Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
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1	Extension of Time	17357ret.pdf	10375 93c5ae6b52c5cfa0e33ae4a6ed61eb24607a bcb9	no	1
Warnings:					
Information:					
2	Amendment/Req. Reconsideration-After Non-Final Reject	17357rnfoa.pdf	34534 1379480b1a692dc60efdf1ee238a363e878 b6a9d	no	6
Warnings:					
Information:					
3	Fee Worksheet (PTO-875)	fee-info.pdf	29844 736f5e0a9ced7755178b97a66b3d16090b1 aa9ba	no	2
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12342053	
	Filing Date		2008-12-22	
	First Named Inventor	Jean Morissette		
	Art Unit		3772	
	Examiner Name	Nehir B. Patel		
	Attorney Docket Number		17357	

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number	12342053
	Filing Date	2008-12-22
	First Named Inventor	Jean Morissette
	Art Unit	3772
	Examiner Name	Nihir B. Patel
	Attorney Docket Number	17357

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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ See Kind Codes of USPTO Patent Documents at www.USPTO.GOV or MPEP 901.04. ² Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). ³ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁴ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁵ Applicant is to place a check mark here if English language translation is attached.

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**
(Not for submission under 37 CFR 1.99)

Application Number	12342053
Filing Date	2008-12-22
First Named Inventor	Jean Morissette
Art Unit	3772
Examiner Name	Nihir B. Patel
Attorney Docket Number	17357

CERTIFICATION STATEMENT

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

OR

That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

See attached certification statement.

The fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

A certification statement is not submitted herewith.

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/Ralph A Dowell/	Date (YYYY-MM-DD)	2011-04-14
Name/Print	Ralph A. Dowell	Registration Number	26868

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
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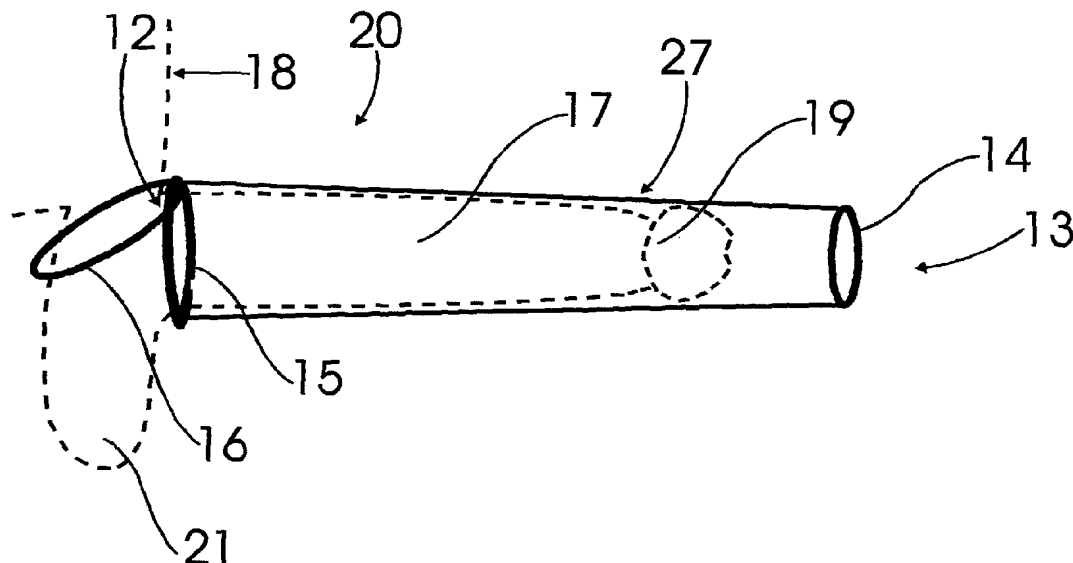
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- (71) Applicant and
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- (74) Agent: TRUTER, Kenneth, Colin; Adams & Adams, Adams & Adams Place, 1140 Prospect Street, Hatfield, 0001 Pretoria (ZA).
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- (84) Designated States (*regional*): ARIPO patent (GH, GM, KE, LS, MW, MZ, SD, SL, SZ, TZ, UG, ZM, ZW), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT, BE, CH, CY, DE, DK, ES, FI, FR, GB, GR, IE, IT, LU, MC, NL, PT, SE, TR), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, GQ, GW, ML, MR, NE, SN, TD, TG).
- Published:
— with international search report
- For two-letter codes and other abbreviations, refer to the "Guidance Notes on Codes and Abbreviations" appearing at the beginning of each regular issue of the PCT Gazette.

(54) Title: PROPHYLACTIC DEVICE



(57) Abstract: A condom which is anchored on the penis in such a way that it cannot move or slip off, and which can be unrolled from the rear to the front and then closed off in a fluid tight manner, either manually or by way of unrolling straps and cradle device and a constricting closing device. A condom designed to that it can always be placed on the penis in the correct orientation, even in the dark. A condom which can be worn in position, in the packaged, sales ready get up of the manufacturer, and unwrapped and deployed while still on the penis, or if desired, removed from the penis, still packaged in the sales ready get up of the manufacturer, and put aside to be worn and used at a later date.



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PROPHYLACTIC DEVICE

This specification deals inter alia with a male condom. As such, reference is made to the well-known conventional male condom. When reference is made to the "conventional male condom" it will be printed in ordinary lower case letters in the same style as the rest of the specification, thus: - condom.

This specification also deals with alterations, improvements, radical departures from and various preferred embodiments based on the condom. When these alterations, improvements and various preferred embodiments based on the condom, which describe the invention, are referred to, this "improved condom" will be printed in the bold italic style, thus: - ***condom***. These differentiations are used merely for convenience and clarity and the invention should not be construed as being limited thereby.

BACKGROUND TO THE INVENTION

Traditionally the primary reasons for wearing a condom was to prevent conception in the case of heterosexual intercourse. The condom creates a physical barrier preventing the semen of the man from being deposited in the vagina of the woman, thus preventing fertilization and pregnancy. To this end it is sometimes suggested that a spermicidal cream be used in conjunction with a condom. This is intended to neutralize the semen upon ejaculation, rendering the semen incapable of causing fertilization even if the semen should enter the vagina.

A further reason for wearing a condom is to prevent the spread of infectious disease. With the rise of sexually transmitted diseases (STDs), and the concomitant viral infections particularly HIV/AIDS (for which there is no cure or inoculation), it is imperative to prevent the swapping of body fluids, especially semen and vaginal secretions. Because the condom is a physical barrier it is considered to be one of the best means of preventing the spread of STDs and other infections, particularly HIV/AIDS. Ideally the condom should be constructed of a material that effectively prevents the transmission of small organisms and molecules, such as viruses and prions. Thus it may be true to say that the condom is nowadays not primarily a means of preventing pregnancy, but a method of saving lives.

Essential features of condom usage, in no specific order, are as follows: -

1. The condom must cover (sheath) as much of the penis as possible, especially the glans, also known as the head of the penis.
2. The condom must be fluid tight (and disease transmission proof) as regards the material from which it is made, the manner in which it fits, and the way in which it is used. There must be no leakage past the rim at the back of the condom.
3. The condom must be strong enough to endure the rigors of intercourse and other sexual activity.
4. The condom must not become dislodged from the penis during intimate contact.
5. The condom can only effectively be pulled into position over an erect penis; in fact, the stronger the erection the better the condom works.

To effectively and practically address these essential features the condom is designed to be a tight fitting elastic sheath, which is unrolled over the glans and onto the erect penis. This works to a certain point (especially under ideal circumstances), but numerous problems and shortcomings manifest with usage under conditions normally pertaining during emotionally charged sexual encounters. It is not easy to properly fit the condom to the penis of the wearer, particularly in the case of a thicker than normal penis. This is especially true for inexperienced users, or someone who is inebriated or excessively nervous (as may be the case of a first sexual encounter), or where the erection is weak. An obese man who must fit a condom to his own penis will also have difficulty doing so. Very often, especially if the light is poor, (and/or the parties are inexperienced, under the influence of alcohol or drugs, nervous, clumsy etc.) the condom is placed on the penis the wrong way around. Prior to unrolling, a condom must be placed onto the penis in the correct way so that the condom will unroll. If the condom is placed on the penis the wrong way around it is impossible to unroll. If the condom has been placed on the penis the wrong way around it is prudent to discard the condom and use a fresh one. The reason is that with the penis in the erect condition there is a strong possibility that pre-ejaculation fluid from the penis may be present on the condom. This fluid contaminates the condom, on the side that will now be on the outside of the sheath and in direct contact with the wearer's partner.

A problem that can often be encountered is the contamination of the fingers, hands and other parts of the body of the male and his partner. This is because the condom can only be fitted to the penis once the penis is erect. For the male to achieve an erection it is necessary for him to be in a state of arousal. Unfortunately, this very state of arousal usually causes pre-ejaculation fluid to issue from the urethral opening at the tip of the penis. This fluid may be transmitted to the fingers and hands of the wearer while he is fitting the condom. The very real danger exists that this fluid may be transmitted to the wearers partner in the course of the sexual encounter; causing precisely that which the use of the condom is

supposed to prevent. The same result may come about where the wearer's partner assists in the fitting of the condom. The design of a conventional condom means that it cannot be fitted before foreplay begins.

5 A further problem often encountered is that once the condom has been fitted onto the penis, the back rim end of the condom begins to roll back down the penis towards the head of the penis. As the condom is packaged in the rolled up condition, often for long periods, the material of the condom 'remembers' this condition. When it is rolled onto a penis it is inclined to resume its former shape and begins to roll back down the penis towards the head. Because the penis thickens towards the base, the condom is also inclined to roll back down the penis towards the head. The fabrication of the condom also contributes to this tendency. The condom is typically constructed as a tube which is closed off in front. 10 The open end is then rolled back on itself a number of times to form the thickened annular rear rim. The wall material of the condom is attached to the rear rim on the inside, that is, the wall joins the thickened rim on the side (of the rim) nearest to the penis when unrolled. This joining on the inside causes the condom to more easily begin to roll back when in the deployed position. This rolling back renders the condom less efficient as the further the condom rolls back, the less of the penis is sheathed, until possibly 15 the whole penis is exposed. Semen and other body fluids from the penis of the man wearing the condom may leak out, nullifying the purpose of the condom. Likewise fluids and other material emanating from the man's sexual partner and the environment, in which he finds himself, may come in contact with the unprotected skin of his penis. Thus protection in both directions (wearer to partner, partner to wearer) is diminished or entirely destroyed.

20 The rolling back of the condom may also pinch the skin of the penis and catch up the pubic hairs of the man wearing the condom (or his sexual partner) leading to pain and irritation. Aside from lessening the enjoyment of the encounter for both parties, the distraction of the irritation and pain may lead to the man losing his erection, either partially or completely. This leads to a flaccid and smaller penis, which exacerbates the problem. The condom is now liable to roll back even more easily or slip off altogether.

25 The above problem is even more pronounced in the case of older men who in any event tend to have weaker erections

Even in the event that the rolling back of the condom does not pinch skin or catch up pubic hairs, the very fact that the condom is rolling back may cause the man or his sexual partner to endeavour to roll the condom back into its proper position. This will interrupt the sexual activity, and may result in the man 30 partially or completely losing his erection, with similar consequences as described above.

Where a man has a penis of larger proportions than the average penis the problem of rolling back of the condom is exacerbated. This is aside from the fact that on a longer penis, the condom will in any event not unroll to the base of the penis even when fully unrolled. This leaves even more penis skin 35 uncovered and unprotected. A similar situation arises where a man wears a condom of a size smaller than that which he requires.

A further problem arises as a direct result of the basic design of the condom. The rear annular rim end of the condom is designed to fit firmly around the base of the average penis. After manufacture, when the condom is rolled up into the packaged position, ready to be unrolled over an erect penis, the thickness of the rolled up sheath around the rim increases with each revolution. Because of the extra 40 material wrapped around the rear rim end of the condom, this means that the inner diameter of the opening in the centre of the rim, through which the head of the penis must be fitted to commence unrolling of the condom onto the shaft of the penis, is smaller than the designed inner diameter of the rim. Likewise, because of the extra material wrapped around the rear rim end of the condom, this means that the diameter of the outer dimension of the extra material wrapped around the rear rim end is larger than 45 the diameter of the outer dimension of the rear rim end. Therefore the circumference of the outer periphery of the material wrapped around the rear rim end of the condom is greater than the circumference of the outer periphery of the rear rim end, which is greater than the circumference of the outer periphery of the thinner material of which the body of the condom is made. Because the condom is constructed of elastic material, and because the circumference of the rolled up material increases with 50 every revolution, it follows that the material is forced to stretch to accommodate the increased circumference. This stretching effect exerts pressure on the diameter of the rolled up material, squeezing the diameter smaller. The internal diameter of the rear end, through which the head of the penis must fit to commence unrolling, is thus smaller. Tests done show that it requires more than four times the amount of force to stretch the annular rear rim of the condom to the same extent (double the size) in the rolled up 55 condition, compared to the unrolled condition.

At the time that the condom must be fitted, the penis must be in an erect condition, that is, engorged with blood. This is the same condition in which the glans of the penis is most sensitive, enlarged, flared and exposed with the foreskin drawn back. The shape of the erect penis is such that the diameter of the rear of the glans is significantly larger than the diameter of the shaft of the penis directly 60 where it joins at the rear of the glans. The diameter of the shaft then increases again towards the base of the penis. There is thus a diminished diameter, or valley, directly behind the glans. In practice, the condom is taken out of the packaging and the opening is stretched larger with the fingers to increase the diameter of the opening sufficiently to fit the condom over the glans. Ideally the wearer's both hands are

needed to accomplish this, leaving him no hand to grasp or steady his erect penis. In effect the wearer is required to stretch the rolled up condom opening to accommodate one of the widest parts of the penis, the head, at precisely the time when the rolled up condom presents the strongest resistance and the smallest opening, and at precisely the time when the penis is at its largest. Once the condom is over the glans it tends to position itself in the valley behind the glans, and must be further unrolled up towards the base of the penis. To get the condom unrolled out of this valley is difficult, because, firstly, most of the material of the condom is still rolled up, decreasing the diameter of the opening in which penis is lodged, and secondly, because most of the material of the condom is still rolled up, the force needed to be exerted by the fingers to increase the diameter of the opening is at, or near, its maximum. Thirdly, most modern condoms are lubricated, or coated with a spermicide, which means that they are difficult to grasp and manipulate. Once the condom has been rolled out of the valley, it still needs to be further unrolled 'uphill', onto a penis, which thickens towards the base. All this activity is taking place in the very area of greatest sensitivity of the penis, at the time of greatest sensitivity, namely, in the fully aroused state. Also, all this activity is taking place in the region of the foreskin, which is the most pliable, sensitive and unstable skin of the penis making manipulation and fitting trickier and nerve wracking. What must also be taken into account is the fact that the tightly rolled up condom is being unrolled from the head of the penis to the base. All effort is directed in this direction and the net effect is that the blood that has pooled in the penis to create and maintain the erection is being squeezed and massaged away from the head of the penis and ultimately out of the penis, leading to a weaker erection, or total flaccidity. Most condom manufacturers advise that the foreskin be fully pulled back before the condom is unrolled onto the penis. The design of the large majority of condoms is such that once the foreskin has been pinned back by putting on the condom, it remains in that pinned back position. The only way that the foreskin can be moved forward out of this pinned back position is to move the condom forward towards the glans. This is done by pulling the rear of the condom forward towards the glans. This pulling forward of the rear of the condom uncovers the penis and gives the wearer the impression that the condom is slipping off, which is the last thing that he wants. In the flurry to pull the rear of the condom back into position, frustration and stress may build up, causing possible loss of the erection and more apathy towards condom usage. Many men, who feel that their sexual experience is enhanced by the movement backward and forward of their foreskin, are denied this by the restrictive nature of the conventional condom. The considerable effort involved also puts more stress and strain on the condom, increasing the risk of tears and breakage. Should the condom become damaged another one must be found, opened and the whole process begun afresh.

It is no wonder that there is possibly no man who truly enjoys using a condom, and that the vast majority of men have sentiments towards, and about, condoms, which range from nervous anxiety to downright fear and loathing.

Taking into account everything involved in fitting a conventional condom, including the points made above, a great amount of inconvenience, discomfort and pain can be experienced by the man, which may cause him to lose his erection, making it more difficult to put on the condom, and causing him huge emotional embarrassment. This can become a vicious circle and result in the man, or the couple, deciding not to use a condom; resulting in a highly risky and indeed life threatening sexual encounter. Worse still, the negative emotional connotations of the loss of erection may result in a fear of failure on the part of the man, and lead to an aversion to the use of condoms. This aversion may lead to conscious and/or unconscious avoidance of using condoms, with possible fatal consequences. This is especially so in cultures where the male is dominant, and makes the decisions regarding sexual activity. The aversion felt by the man to wearing a conventional condom impacts particularly adversely on his female partner, as it is well documented that women are at a far greater risk of contracting STD's (including HIV/AIDS) than men.

A further problem may arise upon completion of the act of intercourse. The natural tendency of the penis is to deflate after ejaculation, causing the penis to become soft and smaller. The condom now fits more loosely and the possibility of leakage past the rim at the rear of the condom is increased. Therefore the prudent course of action is to remove the penis, with the condom in place, from the vagina as soon as possible after ejaculation. To do this safely the condom must be held at the rear rim when withdrawing. However this is emotionally difficult because of the nearness and tenderness occasioned by the sex act. In the 'afterglow' partners tend to delay removal and thus increase risk.

A further problem with the use of a conventional condom relates to foreplay, that is, the sex play that takes place before it is necessary (or very often, possible) to don a condom. Bearing in mind that a conventional condom can only be effectively pulled into position over an erect penis, (the stronger the erection the better) it is obvious that the condom cannot be in place before the commencement of sexual activity (unless the man already has an erection). Usually it is necessary to engage in foreplay to initiate an erection to enable a condom to be fitted. Even once an erection has progressed far enough to enable a condom to be placed in position; it might not be the opportune time to put on the condom. In fact it might be prudent to allow the erection to progress to a firmer state to enable the process of donning a condom to proceed more easily. The parties might wish to continue with safe foreplay (e.g. manipulation

of the penis or masturbation) for a considerable time. Only when the activity becomes risky may the parties decide that the time is right to fit the condom. To now put on the condom, in the "heat of the moment" may be so un-appealing that parties decide to take a chance and not use a condom.

- 5 In the light of the above it is clear that there is a need for a male **condom** that: -
1. Is effective in preventing the exchange of body fluids thereby preventing unwanted pregnancy and the spread of disease;
 2. Is comfortable, convenient and easy to use;
 - 10 3. May be oriented easily and safely on the penis, even in the dark;
 4. Cannot be dislodged during normal usage;
 5. Retains the annular rear rim in a constant position on the penis, eliminating the possibility of catching up pubic hairs, and allowing the parties peace of mind that the **condom** will remain in position and not slip off the penis.
 - 15 6. Allows the man to safely remove his penis after ejaculation without the need to hold onto the **condom**;
 7. May be applied to a penis in any state of arousal;
 8. May be applied to a penis before sexual activity begins;
 9. Allows the wearer to perform bodily functions with the **condom** fitted in a ready to deploy state;
 - 20 10. May be applied to a penis in an unopened, packaged, sterile, sales ready getup of the manufacturer, and be removed unopened if it is not needed to be deployed;
 11. May be worn under ordinary garments;
 12. May be of a larger diameter, resulting in a looser, more comfortable fit, without the risk of the **condom** unrolling back towards the head of the penis during sexual activity;
 - 25 13. Allows a couple to safely enjoy a longer "afterglow" after ejaculation;
 14. May have a rear rim that, after being fitted in position on the penis, does not roll back towards the glans and expose the skin of the penis;
 15. May have its effective deployed length altered, i.e. shortened or lengthened;
 - 30 16. May allow the wearer to accommodate movement of his foreskin without exposing his penis, or a portion thereof.

SUMMARY OF THE INVENTION

5 The invention is a male **condom** for contraception and protection against the mixing of body fluids and the transmission of disease, such as STDs and HIV/AIDS. The **condom** consists of a thin walled elongated cylindrical tube of fluid tight, disposable, material, and preferably impervious to the transmission of disease causing particles, such as viruses and prions. The fluid tight material may be elastic. The tube has two annular ends, which will be referred to as a front end and a rear end. For purposes of explanation, and assuming the **condom** is in a deployed position on the penis of the wearer, then the rear end of the tube is located at the base of the penis, near the body, and the front end is located beyond the tip of the penis, away from the body. The tube is open at both ends except in a preferred embodiment, which will be dealt with below. At both ends of the **condom** the thin material of the tube may be fabricated at the circumference to be an annular rim section thicker than the material of which the rest of the tube is made. The **condom** thus may have a thicker front rim end section and a thicker rear rim end section. In the un-deployed condition, the **condom** is designed so that the front rim end section may be rolled outwardly back about itself around the front rim end section until it has been rolled up to the rear rim end section. The rear rim section may be designed in such a way that impedes the tendency of the rear rim section to roll towards the front of the penis after the **condom** has been fitted to the penis. The rear rim end section may be designed so that it engages the front rim end section when it (the front rim end section) is rolled up against the rear rim end section. The rolled up front rim end section is engaged in such a way that it cannot disengage and roll back into a deployed position by itself, unaided. It is necessary to manually disengage the rolled up front end section rim from the rear rim end section so that the rolled up front end rim section can then be unrolled into the deployed position. The rear rim end section may be designed so that it incorporates a loop. This loop may be made of the same material from which the rest of the **condom** is made. This loop may be placed around and behind the scrotum thereby holding the **condom** firmly in position on the wearer's penis. This loop may hold the rear rim end section closer and firmer to the base of the penis and closer to the body.

10 In another preferred embodiment, a second loop may be attached to the wall of the **condom** at, or near, the top of the body of the **condom**, but at a distance from the rear end of the **condom**. This loop may be made of the same material from which the rest of the **condom** is made and, when deployed, may be placed around and behind the scrotum thereby holding the **condom** firmly in position on the wearer's penis. The effect of fitting this loop in position, results in that portion of the **condom** ahead of this loop being moved backwards on the penis, and the material of the **condom** between this second loop and the thickened rear rim section bunching up on the penis between the second loop and the thickened rear rim section. This second loop may hold the rear rim end section closer and firmer to the base of the penis and closer to the body. This means that a longer **condom** can effectively be shortened or lengthened, thus suiting more wearers. Alternatively the wearer may utilise some of the extra length to accommodate his foreskin, which, instead of being pinned back by the design of the conventional condom, may move more naturally. The **condom** with this second loop attached may still be rolled up from front to rear (or rear to front depending on the embodiment) in the normal manner for packaging. This second loop may have a diameter larger than the diameter of the rear rim. In this case this larger second loop is folded upon itself before rolling up is commenced. There may be more loops attached at various distances from the rear ring.

15 In another preferred embodiment the loop/s referred to above may take the form of an integrated, single, thin, elongated restraining strap/s, attached to the rear rim, and/or the body of the **condom** in a manner and position similar to that pertaining to the loop/s above. The restraining strap has two ends, one of which is attached to the **condom** near the top, and the other, which is unattached and may taper down to a smaller diameter (thickness) at the end to facilitate threading. Adjacent to the attached end of the retaining strap is a flap of material, similar to that from which the strap is fabricated, attached to the **condom**. This flap of material has an aperture large enough that the loose end of the retaining strap may be freely threaded there through. The retaining strap may have enlarged, bulbous sections fabricated at regular intervals along its length. The diameter of these enlarged, bulbous sections at their greatest diameter may be greater than the internal diameter of the aperture in the flap. This means that the enlarged, bulbous sections can only be moved through the aperture by exerting a certain amount of force. The force, required to move the enlarged, bulbous sections through the aperture in the flap, may be altered by fabricating the enlarged, bulbous sections and / or the aperture, from materials of various elasticity. This means that the force required might be regulated so that the retaining strap will not readily slide out of the aperture under normal circumstances, but may be adjusted by hand to comfortably fit in position around the scrotum. The result and effects pertaining to the description of the loop above also applies to the retaining strap, but by being adjustable, the retaining strap enables the wearer to fit the

strap around and behind the scrotum more exactly, to cater for changing circumstances, such as cold conditions, which may cause the scrotum to contract.

When the wearer wishes to commence sexual activity requiring the protection of the **condom**, he deploys the **condom** by disengaging the rolled up front rim end section and unrolling it down the penis towards the head of the penis. The **condom** is designed so that the tube is long enough to ensure that in the rolled down, deployed position the front rim end section (front end of the **condom**) protrudes beyond the glans of the penis. The front end of the **condom** may have a method of closing off in a fluid tight manner, thus completely enclosing the penis in the manner of a conventional condom. The protection of the **condom** is now complete and the wearer can safely engage in sexual activity. Alternatively the wearer, or his sex partner, may simply make a firm knot in the **condom** comfortably in front of the head of the penis. The **condom** can thus be deployed and foreplay can commence before the penis is erect, indeed even if the penis is totally flaccid.

In a preferred embodiment the male **condom** further includes enveloping packaging, which encompasses the **condom** in the rolled up un-deployed condition. The packaging may be sterile sealed so that the male **condom** inside remains in a sterile condition until the packaging is opened. The packaging may include an attached loop so that the packaged **condom** may be placed on the penis of the wearer and the loop placed in position behind and around the scrotum in such a way that the packaged **condom** remains in place, un-deployed, on the penis. The packaging may be in the get-up of the manufacturer as designed to be displayed for sale.

In a preferred embodiment of the **condom**, the rear rim section may be designed in such a way that, after deploying on the penis, the tendency for the **condom** to roll back upon itself towards the head of the penis is inhibited. Instead of the one, in cross section generally round rear rim section of the conventional condom, the **condom** may have a rear rim section with a cross sectional design that is generally flat. Furthermore, there may be more than one rear rim sections adjacent to one another. Furthermore, the thin wall of the **condom** may join the thickened rim section at the outside edge of the cross section of the thickened rim section, at a tangent to the circular shape in the case of a thickened round rear rim section. In the case of a thickened flat rear rim section the joining at the outside edge will result in the outside of the wall material forming a generally straight continuous surface with the outside of the flat thickened rim section. These preferred embodiments, singularly or in combination, may assist in inhibiting the tendency for the **condom** to roll back upon itself towards the head of the penis.

In a preferred embodiment the tube is open at the rear end, but closed at the front end. In the un-deployed condition, the **condom** is designed so that the thickened rear rim section may be rolled back on itself until it has been completely rolled up to the closed front of the **condom**. The **condom** with the loop/s (or strap/s) attached may still be rolled up from rear to front in the normal manner for packaging. The loop may have a diameter larger than the diameter of the rear rim. In this case the larger loop is folded upon itself before rolling up is commenced.

In another preferred embodiment of the **condom** there may be present of the body of the **condom** (for example on the outside) a line or stripe longitudinally from the front to the back. The purpose of this line is to assist the wearer in placing the **condom** in a specific orientation on the penis. To successfully deploy the **condom** on the penis it is necessary that the **condom** is, firstly, the right way around at commencement of unrolling, and secondly, that the retaining loop is correctly positioned when fully unrolled, so that it may be correctly placed around the scrotum. By looking at the line on the **condom** (for example if the line is on the top of the **condom**) it would be immediately apparent how the **condom** must be placed on the penis to ensure that the loop would be able to be used to secure the **condom** on the penis. The wearer would ensure that the **condom** is unrolled so that the line is in view on the top of the penis.

In another preferred embodiment of the **condom** there may be present a separate, loose locating tab. This locating tab may be removable attached to the rolled up **condom** as it is when opened and may be held in place by being rolled up with the material of the **condom** during the packaging process. When the **condom** is unrolled over the penis, the locating tab is discarded. The purpose of the locating tab is to assist the wearer in placing the **condom** in a specific orientation on the penis. To successfully deploy the **condom** on the penis it is necessary that the **condom** is, firstly, the right way around at commencement of unrolling, and secondly, that the retaining loop is correctly positioned when fully unrolled, so that it may be correctly placed around the scrotum. The locating tab may have the word "top" written on it as well as be colour coded, e.g. the green side towards the body, and the red side away from the body. There may be an irregularity (knob or indentation) on the tab indicating which side must be towards the body, and which side must be away. The wearer can locate the orientation of the **condom** easily by feel. For example when the wearer is ready to fit a **condom** he can take it out of its packaging, feel for the locating tab, make sure that it is upright on the top of the rolled up **condom** (pointing in the direction of his face) and that the knob (on the green side) is facing towards his body.

BRIEF DESCRIPTIONS OF THE DRAWINGS

Fig. 1 is a schematic view of a conventional condom, fully unrolled.

5 Fig. 1A is a schematic view of a conventional condom, as it would appear, fully unrolled over an erect penis.

Fig. 2 is a schematic view of an unrolled **condom**, with a loop attached, as it would appear over an erect penis.

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Fig. 3 is a schematic view of an unrolled **condom**, with a loop attached and closed off in the front, as it would appear over an erect penis.

15 Fig. 4 is an expanded schematic view (including longitudinal cross section) of a **condom**, over an erect penis, rolled up in an un-deployed condition.

Fig. 4A is similar to Fig. 4 but with the **condom** partially unrolled.

20 Fig. 5 is an expanded schematic cross sectional view (longitudinal) of a **condom** fully rolled up and showing two unrolling straps.

Fig. 5A is an expanded schematic cross sectional view (longitudinal) of a **condom** over an erect penis, partially deployed.

25 Fig. 5B is a schematic view of a **condom** fully deployed over an erect penis and with the unrolling straps falling away.

Fig. 6 is an expanded cross sectional view (longitudinal) of the rear end of a conventional condom.

30 Fig. 7 is a cross sectional view (longitudinal) of the rear end of a **condom** with a rounded thickened annular rear rim section.

Fig. 7A is similar to Fig. 7, but with a flat or concave thickened rear rim section.

35 Fig. 7B is similar to Fig. 7, but having a rear rim section with two rounded thickened rear rim sections.

Fig. 7C is similar to Fig. 7, but having a rear rim section with three rounded thickened rear rim sections.

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Fig. 7D is similar to Fig. 7, but having one flat and one rounded thickened rear rim section.

Fig. 8 is a schematic view of the rear end of the **condom** showing preferred embodiments.

45 Fig. 9 is a schematic view of the rear end of a **condom** showing preferred embodiments.

Fig. 9A is a schematic view of the rear end of a **condom** showing preferred embodiments.

Fig. 9B is a schematic view of the rear end of a **condom** showing preferred embodiments.

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Fig. 9C is a schematic view of the rear end of a **condom** showing preferred embodiments.

Fig. 9D is a schematic view of the rear end of a **condom** showing preferred embodiments.

55 Fig. 9E is a schematic view of the rear end of a **condom** showing preferred embodiments.

Fig. 10 is an expanded view of the **condom** as seen from the rear end.

Fig. 10A is an expanded side view of the rear end of the **condom**.

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Fig. 11 is an expanded, schematic, cross sectional view (longitudinal) of the rear end of a rolled up **condom**.

Fig. 12 is a schematic view of a rollup cradle device.

Fig. 12A is a schematic view of a preferred embodiment of the rollup cradle device.

5 Fig. 12B is a schematic view of a preferred embodiment of the rollup cradle device.

Fig. 13 is an expanded cross sectional view (longitudinal) of a rollup cradle device.

10 Fig. 14 is an expanded cross sectional view (longitudinal) of a preferred embodiment of a rollup cradle device.

Fig. 14A is an expanded cross sectional view (longitudinal) of a preferred embodiment of a rollup cradle device.

15 Fig. 15 is a schematic view of the rear end of a **condom** with an incorporated rollup cradle device.

Fig. 16 is an expanded cross sectional view (longitudinal) of the rear end of a **condom** with an incorporated rollup cradle device.

20 Fig. 17 is an expanded cross sectional view (longitudinal) of a preferred embodiment of a rollup cradle device.

Fig. 18 is a rear elevation view of a preferred embodiment of a rollup cradle device.

25 Fig. 19 is a schematic view of a packaged **condom**.

Fig. 20 is a schematic view, including expanded cross section (longitudinal), of a rolled up packaged **condom**.

30 Fig. 21 is a schematic view of a constricting closing device.

Fig. 21A is a schematic view of a constricting closing device in a looped condition

35 Fig. 22 is a schematic view of the front end of the **condom** showing the constricting closing device.

Fig. 22A is a schematic view of the front end of the **condom** showing the constricting closing device in the closed condition.

40 Fig. 22B is a schematic view of the front end of the **condom** showing a preferred embodiment of the constricting closing device.

Fig. 23 is a longitudinal cross sectional view of a preferred embodiment of the **condom**.

45 Fig. 24 is a longitudinal cross sectional view of a preferred embodiment of the **condom**.

Fig. 24A is a cross sectional view of the front end of a preferred embodiment of the **condom**.

50 Fig. 25 is a schematic view of a preferred embodiment of the thickened annular front rim section of a **condom**.

Fig. 25A is a schematic view of a preferred embodiment of the thickened annular front rim section of a **condom**.

55 Fig. 26 is a schematic view of a preferred embodiment of the **condom**.

Fig. 27 is an expanded schematic cross sectional view (longitudinal) of an alternative embodiment of the **condom** in the rolled up condition.

60 Fig. 28 is a schematic view of a preferred embodiment of the **condom** in the rolled up condition.

Fig. 29 is a schematic view of a preferred embodiment of the **condom** in the unrolled condition.

DETAILED DESCRIPTION OF THE PREFERRED EMBODIMENTS

5 A preferred embodiment of the present invention will be described more fully hereafter followed by descriptions of a number of alternative preferred embodiments. However, the invention should not be construed as being limited by the preferred embodiments described herein. Rather, it is intended that the invention be construed broadly to encompass any and all embodiments of a male **condom** having the disclosed features, which is within the ability of a person of ordinary skill in the relevant art. In the description, like reference numerals designate like or corresponding parts throughout the several figures. It is also to be understood that such terms as "top", "bottom", "side", "front", "rear", "inside" and "outside" etc. are used in the descriptions for purposes of locating one element relative to another and are not to be construed as limiting terms. In most of the preferred embodiments of the **condom** the front end will indicate the end of the **condom** furthest from the body when in place upon a penis, and the rear end will indicate the end of the **condom** closest to the body. Unless the contrary is obvious from the context, the term top will indicate an orientation in the direction towards the standing man's face, and bottom an orientation towards the standing man's feet. Finally, it should be understood that the illustrations provided in the figures are for the purpose of describing preferred embodiments of the invention, and thus are not intended to limit the invention in any manner.

20 REFERRING now to the accompanying drawings: -

25 Fig. 1 is a schematic view of a conventional condom 1, with the front end shown as 2 and the rear end as 3. The body of the condom is shown as 6. The annular opening 4, at the rear 3 of the body of the condom 6, shows where the erect penis of the wearer would be placed. The rear of the condom ends in a thickened annular rear rim section 5.

30 Fig. 1A is a schematic view of a conventional condom 1, fitted in place, as it would be on the erect penis of a man. The shaft of the penis is shown as 7 and the glans, (head) of the penis as 8. The base of the penis where it emerges from the body of the man is shown as 9 and the scrotum as 10. The body 6 of the condom is constructed of a wall of thin film material, shown as 11.

35 Referring now further to the accompanying figures, the invention is a male **condom**, indicated generally in Fig. 2, for preventing pregnancy and for protecting against the transmission, during sexual activity, of STDs and HIV/AIDS. The **condom** prevents the exchange of body fluids, such as saliva, perspiration, sperm and blood. In the broadest sense the **condom** comprises a tube, the body 20, formed by the thin film wall 27, which is open at the front end 13 and open at the rear end 12. In the majority of the preferred embodiments the front end of the body of the **condom** will end in a thickened, annular, round front rim section 14 and the rear end of the body of the **condom** will end in a thickened, annular, round rear rim section 15. A loop 16 attaches to the thickened round rear rim section. This loop 16 serves to anchor the **condom** to the penis in the correct deployed, and un-deployed, conditions, and positions, as will be described. The **condom** fits over the penis, in this instance an erect penis 17 shown by shading and broken line, so that the rear rim section 15 is at the base of the penis near the body 18, and the front rim section 14 is at the front of the penis, ahead of the glans 19. The **condom** is shown on an erect penis for the sake of simplicity and clarity of the principle; it must not be interpreted that the penis needs to be erect for the **condom** to be fitted or worn by a male. The loop 16, attached to the rear rim section 15, is shown in position around the back of the scrotum 21.

50 Fig. 3 shows the **condom** in position in the deployed condition on the penis with the front end closed off in a fluid tight manner. In this drawing the front end is closed off in a fluid tight manner by way of a firm knot 24.

55 Fig. 4 is an expanded, schematic cross sectional view (longitudinal) of the **condom** in position on the erect penis 17 in a rolled up un-deployed condition. In this preferred embodiment it can be seen that the **condom** is rolled up backwards upon itself around the thickened front rim section 14 until it is completely rolled up in position, un-deployed, near the rear of the penis, where the penis emerges from the body. The loop 16 is in position around the scrotum 21 as described above, anchoring the un-deployed **condom** in position on the penis. In this view the rolled up cross sections can be seen as shown as "top" and "bottom". Naturally these are cross sections of the same **condom**. The directional arrow at the "top" 25 shows that the direction of the rolling up of the thickened front rim section 14 is anti-clockwise, and the directional arrow at 26 shows that the direction of the rolling up of the thickened front rim section at the "bottom" is clockwise. These are the respective directions the rotation must be made to roll up the **condom** into a rolled up, un-deployed condition. Once the **condom** has been rolled up, so

that the front rim end, 14, rolled up inside the body walls of the **condom**, is adjacent to the rear rim end, 15, the front rolled up portion is secured in position so that it cannot roll back without intervention; as will be described.

5 Fig. 4A is an expanded, schematic cross sectional view (longitudinal) of the **condom** in position on the erect penis 17 in a semi unrolled or semi deployed condition. The front thickened rim section 14 is partially unrolled and is in a position between the rear of the **condom** and the fully deployed condition where the front rim section 14 will be ahead of the glans 19. Once the **condom** is in the fully deployed condition, not closed off in a fluid tight manner, it will resemble Fig. 2. Once the **condom** is in the fully
10 deployed condition, closed off in a fluid tight manner (in this case, knotted), it will resemble Fig. 3. To unroll the **condom** from the partially unrolled condition as shown in Fig. 4A, to a fully unrolled condition as shown in Fig. 2 it will be necessary to unroll the **condom** by rotating the rolled up front rim section 14 until it is completely unrolled. This may be done by rotating the "top" in the direction of its directional arrow 25a, which is clockwise; and the "bottom" in the direction of its directional arrow 26a, which is anti -
15 clockwise.

Fig. 5 is an expanded, schematic cross sectional view (longitudinal) of the **condom** in position on the erect penis 17 in a rolled up un-deployed condition, with the unrolling straps, 49 and 49a, shown as dotted lines. In this preferred embodiment it can be seen that the **condom** is in a condition similar to that
20 in Fig. 4, with the addition of the unrolling straps. The unrolling straps, 49 and 49a, consist of thin elongated straps of material, which are rolled up with the **condom** when it is packaged, as shown. In the completely rolled up condition of the **condom**, the rear ends of the unrolling straps will protrude from the rolled up material of the **condom**. The rear, protruding ends may be thickened and shaped to be easier to grip with the fingers and form grip tabs shown at the top as 50, and at the bottom as 50a. In this view only two unrolling straps, (top and bottom), are shown for the sake of simplicity and clarity of the principle, but in practice there may be more. The unrolling straps may even be joined together laterally to form an unrolling tube, like the tube wall of the **condom** itself, with the rear end protruding and modified so as to
25 be available to be gripped with the fingers. When the wearer of the **condom** wishes to deploy the **condom**, he grasps the grip tabs (50 and 50a) and pulls forward in the direction of the arrows 51. This causes the rolled up condom to begin to unroll towards the front of the penis.
30

Fig. 5A shows the **condom** to be approximately half unrolled. In this preferred embodiment it can be seen that the **condom** is in a condition similar to that in Fig. 4A, with the addition of the unrolling straps 49 and 49a. By continuing to pull the grip tabs 50 and 50a, and the unrolling straps, 49 and 49a, in
35 the direction of the arrows 51, the **condom** becomes completely unrolled as shown in Fig. 2 and Fig. 5B. The unrolling straps 49 and 49a are now free of the **condom** and are discarded.

Fig. 5B is a schematic, cross sectional view of the **condom**, in the fully unrolled position, on an erect penis 17. It illustrates also the unrolling straps 49 and 49a falling from the front of the **condom**.
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Fig. 6 is an expanded, cross sectional view (longitudinal) of the thickened round rear rim section 15 and a portion of the thin film wall material 27, adjacent to the round rear rim section 15, of a typical conventional condom. In this view the section of the condom shown is taken from the top rear of the condom, as it would look like in position on the erect penis. Thus "inside" is the side worn towards the
45 penis, and "outside" is away from the penis. As can be seen the rim section is considerably thicker than the rest of the condom. The wall 27 joins the thickened round rear rim section 15, at the inside of the cross section of the thickened rim section (at a tangent to the circular shape of the thickened rim section). This arrangement of offsetting to the inside of the joining of the wall to the thickened rear rim section, comes about during fabrication, where the wall material of the condom is rolled outwardly back upon itself
50 a number of times to form the rim. This method of joining and fabrication makes it easier for the condom to roll back down towards the front of the penis, in other words, to assume it's rolled up packaged state. There is thus a structural tendency for the deployed condom to not remain in its correct position on the penis of the wearer.

Fig. 7 is a cross sectional view (longitudinal) of the thickened round rear rim section 15 and a portion of the thin film wall material 27, adjacent to the round rear rim section 15, of a preferred
55 embodiment of the **condom**. In this view the section of the **condom** shown is taken from the top rear of the **condom**, as it would look like in position on the erect penis. Thus "inside" is the side worn towards the penis, and "outside" is away from the penis. As can be seen the rim section is considerably thicker than the rest of the **condom**. The wall 27 joins the thickened round rear rim section 15, at the outside of
60 the cross section of the thickened rim section (at a tangent to the circular shape of the cross section of the thickened rim section). This arrangement of offsetting to the outside of the joining of the wall to the thickened rear rim section, in this preferred embodiment of the **condom**, makes it more difficult for the rim

section to roll back along the shaft of the penis towards the glans, and therefore makes the **condom** more likely to remain in position on the penis. There is thus a structural tendency for the deployed **condom** to remain in its correct position on the penis. This outside offsetting may be brought about by rolling the wall material inwardly back upon itself a number of times to form the rim. As stated above, the method of fabricating a rear rim of a condom is to roll the rear end back upon itself. Such rolling can clearly only practically be done towards the outside. This problem can however be solved by turning the **condom** inside out after fabrication, which would then put the thickened side on the inside and thereby obviate the tendency by the deployed **condom** to roll back towards the front of the penis. The turning of the **condom** inside out will also tend to hold the **condom** in a more open, tube-like condition.

Fig. 7A is a cross sectional view (longitudinal) of the thickened flat rear rim section 28 and a portion of the thin film wall material 27, adjacent to the flat rear rim section 28, of a preferred embodiment of the **condom**. In this view the section of the **condom** shown is taken from the top rear of the **condom**, as it would look like in position on the erect penis. Thus "inside" is the side worn towards the penis, and "outside" is away from the penis. As can be seen the flat rim section is considerably thicker than the rest of the **condom**. The wall 27 joins the thickened flat rear rim section 28, at the outside edge of the cross section of the thickened flat rim section so that the outside of the wall section 27 forms a straight continuous surface with the outside of the flat thickened rim section 28. This arrangement of offsetting to the outside of the joining of the wall to the thickened flat rear rim section (in this preferred embodiment of the **condom**) makes it more difficult for the rim section to roll back along the shaft of the penis towards the head of the penis, and therefore makes the **condom** more likely to remain in position on the penis. Even in the event that the wall is joined to the thickened flat rear rim section at some other portion of the thickened flat rear rim section, such as the middle or the inside, it would still be more difficult for the rim section to roll back because of the shape of the flat rear rim section. The thickened flat rear rim section 28 may be shaped with a concave outside shape as shown by the broken line at 28a to accommodate the rolled up material of the **condom** in a manner similar to the unrolling cradle attachment 32 as described herein.

Fig. 7B, is a cross sectional view (longitudinal) of the thickened round rear rim sections 15 and 15a, and a portion of the thin film wall material 27, adjacent to the round rear rim section 15, of a preferred embodiment of the **condom**. In this view the section of the **condom** shown is taken from the top rear of the **condom**, as it would look like in position on the erect penis. Thus "inside" is the side worn towards the penis, and "outside" is away from the penis. As can be seen the rim sections are considerably thicker than the rest of the **condom**. The wall 27 joins the thickened round rear rim section 15, at the outside of the cross section of the thickened rim section (at a tangent to the circular cross section shape of the thickened rim section). By adding an extra, thickened round rear rim section, 15a, to the existing 15, a preferred embodiment of the **condom** is formed. The two thickened round rear rim sections (15 and 15a) taken together imitate the form of the thickened flat rear rim section as shown in Fig. 7A. The connection between the thickened round rear rim sections 15 and 15a may also be at the outside edge, similar to the join of the wall 27 to the round rear rim section 15. This arrangement of offsetting to the outside of the joining of the wall to the thickened rear rim sections, in this preferred embodiment of the **condom**, makes it more difficult for the rim sections to roll back along the shaft of the penis towards the head of the penis, and therefore makes the **condom** more likely to remain in position on the penis. Even in the event that the wall is joined to the rear rim section at some other portion, such as the middle or the inside, it would still be more difficult for the rim section to roll back because of the shape of the two rear rim sections. The fact that there are more rear rim sections may also exert an extra constricting force around the penis and thus grip better. There is thus a structural tendency for the deployed **condom** to remain in its correct position on the penis of the wearer.

Fig. 7C, is a cross sectional view (longitudinal) of the thickened round rear rim sections, 15, 15a and 15b, and a portion of the thin film wall material 27, adjacent to the round rear rim section 15, of a preferred embodiment of the **condom**. In this view the section of the **condom** shown is taken from the top rear of the **condom**, as it would look like in position on the erect penis. Thus "inside" is the side worn towards the penis, and "outside" is away from the penis. As can be seen the rim sections are considerably thicker than the rest of the **condom**. The wall 27 joins the thickened round rear rim section 15, at the outside of the cross section of the thickened rim section (at a tangent to the circular shape of the thickened rim section). By adding an extra (second) thickened round rear rim section, 15a, and another extra (third) thickened round rear rim section, 15b, to the existing 15, a preferred embodiment of the male **condom** is formed. The three thickened round rear rim sections (15, 15a, and 15b) taken together imitate the form of the thickened flat rear rim section as shown in Fig. 7A. The connection between the thickened round rear rim sections, 15, 15a and 15b, may also be at the outside edge, similar to the join of the wall 27 to 15. This arrangement of offsetting to the outside of the joining of the wall to the thickened rear rim sections, in this preferred embodiment of the **condom**, makes it more difficult for

the rim sections to roll back along the shaft of the penis towards the head of the penis, and therefore makes the **condom** more likely to remain in position on the penis. Even in the event that the wall is joined to the rear rim section at some other portion, such as the middle or the inside, it would still be more difficult for the rim section to roll back because of the shape of the three rear rim sections. The fact that there are more rear rim sections may also exert an extra constricting force around the penis and thus grip better. There is thus a structural tendency for the deployed **condom** to remain in its correct position on the penis. More thickened rim sections – of various cross sectional shapes – may be added and in such a way increase the width of the flat rear rim section so created and thus form a preferred embodiment of the **condom**.

Fig. 7D, is a cross sectional view (longitudinal) of the thickened flat rear rim section 28, the thickened round rear rim section 15a, and a portion of the thin film wall material 27, adjacent to the flat rear rim section 28, of a preferred embodiment of the **condom**. In this view the section of the **condom** shown is taken from the top rear of the **condom**, as it would look like in position on the erect penis. Thus “inside” is the side worn towards the penis, and “outside” is away from the penis. As can be seen the rim sections are considerably thicker than the rest of the **condom**. The wall 27 joins the thickened flat rear rim section 28, at the outside edge of the cross section of the thickened flat rim section so that the outside of the wall section 27 forms a straight continuous surface with the outside of the flat thickened rim section 28. By adding an extra, thickened round rear rim section, 15a, to the existing 28, a preferred embodiment of the **condom** is formed. Although 28 is already a flat rim section, the two (28 and 15a) taken together constitute an even broader flat rim section and thus form a preferred embodiment of the **condom**. The connection between the thickened flat rear rim section 28 and 15a may also be at the outside edge, similar to the join of the wall 27 to 28. This arrangement of offsetting to the outside of the joining of the wall to the thickened rear rim sections, in this preferred embodiment of the **condom**, makes it more difficult for the rim sections to roll back along the shaft of the penis towards the head of the penis, and therefore makes the **condom** more likely to remain in position on the penis. Even in the event that the wall is joined to the thickened flat rear rim section at some other portion of the thickened flat rear rim section, such as the middle or the inside, it would still be more difficult for the rim section to roll back because of the shape of the flat rear rim section. The fact that there are more rear rim sections may also exert an extra constricting force around the penis and thus grip better. There is thus a structural tendency for the deployed **condom** to remain in its correct position on the penis. More thickened rim sections – of various cross sectional shapes – may be added and in such a way increase the width of the flat section so created and thus form a preferred embodiment of the male **condom**.

Fig. 8 is a schematic view of the rear end of a **condom** as altered in accordance with a preferred embodiment of the **condom**. The wall 27 of the **condom** ends in a thickened rear round rim section 15. An extra, thickened round rear rim section, the loop 16, is shown attached to the rear rim section 15. This extra loop 16 may be connected (for instance fabricated as one unit at the time of manufacture, or glued afterwards) to 15 generally at the top of the rim section. The darkened section indicated by 29 indicates this join.

Where the loop 16 is no longer connected to 15 – indicated on the near side by reference numeral 29a and on the far side by 29b – the two thickened rim sections 15 and loop 16 lie side by side. The loop 16 may have a diameter greater than that of the thickened round rear rim section 15. The broken line 30 shows a loop with a diameter greater than that of the thickened round rear rim section 15. There may be a further loop 26, similar in effect to 16, attached to the body of the **condom** as shown by the darkened shading at 27a. This loop 26 may be of a diameter slightly greater than the outer diameter of the body where it is attached, to facilitate ease of rolling up of this loop 26 with the material of the **condom**, when rolling up into the packaged state. In the event that the wearer should require the **condom** to be shorter than the fully unrolled length, then he could manipulate the rear loop 16 underneath the extra loop 26 (between the bottom of the body of the **condom** and the extra loop 26) before placing the rear loop 16 around the scrotum to anchor the **condom** in position on the penis. In effect the extra loop 26, and hence the **condom** as a whole would be moved towards the rear of the penis, thus shortening the **condom**. Alternatively the extra loop 26 could be of a greater diameter, as shown by the broken line as 26a. In this instant the larger extra loop 26a could be placed around and behind the scrotum to anchor the **condom** on the penis. There might be more than one extra loop attached to the body of the **condom** at various distances from the rear, to enable the length of the deployed **condom** to be more finely adjusted. The adjustment of the length of the deployed **condom** might be required by the wearer to accommodate movement of his foreskin, or not.

Fig. 9 is a schematic view of the rear end of a **condom** as altered in accordance with a preferred embodiment of the **condom** and displayed in a manner similar to which it would be used in position on an erect penis. The broken line 17a indicates the lower belly portion of the front lower abdomen of a male wearing the **condom** as a preferred embodiment. The broken lines 17b and 17c represent respectively

the top and the bottom of his penis, and 21 his scrotum. Reference numeral 28 indicates the rear rim section of the **condom** (in this preferred embodiment a flattened rim). Reference numeral 16 indicates an extra, thickened rear rim section, the loop, joined as indicated at 29. As can be seen the extra, thickened rim section loop 16, has been manipulated underneath and into place around the back of the scrotum 21. The loop 16 may pass around the back of the scrotum as shown at 32. The **condom** as a whole is largely held in place by 16 passing around the scrotum and thus, the **condom** cannot move out of position by the rear rim section 28 rolling towards the head of the erect penis. Even in the event that the penis becomes completely flaccid the **condom** would still remain in position.

Fig. 9A is a perspective view of the rear end of a **condom** as altered in accordance with a preferred embodiment of the **condom** and displayed in a manner similar to which it would be used in position on an erect penis. The broken line 17a indicates the lower belly portion of the front lower abdomen of a male wearing the **condom** as a preferred embodiment. The broken lines 17b and 17c represent respectively the top and the bottom of his penis, and 21 his scrotum. Reference numeral 28 indicates the rear rim section of the **condom** (in this preferred embodiment a flattened rim). This drawing differs from Fig. 9 in that the loop 16 in Fig. 9 is replaced by a single, thin, elongated retaining strap 16a, joined to the thickened rear rim section 28 as indicated at 29. This strap 16a fits through the aperture 16b as shown. This aperture 16b has an internal diameter slightly larger than the thickness of the retaining strap 16a. The retaining strap 16a may taper down thinner towards the front end, as shown at 16d. This enables the retaining strap 16a to be threaded through, and to move in, the aperture 16b without impedence. The retaining strap 16a may have enlarged, bulbous sections fabricated at regular intervals along the length of the retaining strap 16a, as shown at 16c. The diameter of these enlarged, bulbous sections 16c at their greatest diameter may be greater than the internal diameter of the aperture 16b. This means that the enlarged, bulbous sections can only be moved through the aperture 16b by exerting a certain amount of force. Fabricating the enlarged, bulbous sections 16c, and/or the material surrounding the aperture 16b, from materials of various elasticities, may alter the force required to move the enlarged, bulbous sections through the aperture 16b. This means that the force required may be regulated so that the retaining strap 16a will not readily slide out of the aperture 16b under normal circumstances, but may be adjusted by hand to comfortably fit in position around the scrotum. As can be seen the retaining strap 16a has been manipulated underneath and into place around the back of the scrotum 21. The retaining strap 16a may pass around the back of the scrotum as shown at 32. The **condom** as a whole is largely held in place by 16a passing around the scrotum and thus, the **condom** cannot move out of position by the rear rim section 28 rolling towards the head of the erect penis. Even in the event that the penis becomes completely flaccid the **condom** would still remain in position. An extra retaining strap (or straps) could be attached to the body of the **condom** in a fashion similar to the extra loop/s referred to in Fig. 8 above, to achieve the same effect described above.

FIG. 9B is a schematic view of the rear end of a **condom** as altered in accordance with a preferred embodiment of the **condom** and displayed in a manner similar to which it would be used in position on an erect penis. The broken line Z17a indicates the lower belly portion of the front lower abdomen of a male wearing the **condom** as per a preferred embodiment. The broken lines Z17b and Z17c represent respectively the top and the bottom of his penis, and Z10 his scrotum. Number Z12 indicates the rear rim section of the **condom** (in this preferred embodiment a flattened rim). As can be seen the extra, thickened rim section loop Z16, has been manipulated underneath and into place around the back of the scrotum Z10. The loop Z16 may pass around the back of the scrotum as shown at Z19. The **condom** as a whole is held in place by Z16 passing around the scrotum and thus the **condom** cannot move out of position as a result of the rear rim section Z12 rolling towards the head of the erect penis. Even in the event that the penis becomes completely flaccid the **condom** would still remain in position. In this preferred embodiment the extra loop Z26 is not used and remains in place as shown.

FIG. 9C is a schematic view of the rear end of a **condom** as altered in accordance with a preferred embodiment of the **condom** and displayed in a manner similar to which it would be used in position on an erect penis. The broken line Z17a indicates the lower belly portion of the front lower abdomen of a male wearing the **condom** as per a preferred embodiment. The broken lines Z17b and Z17c represent respectively the top and the bottom of his penis, and Z10 his scrotum. Number Z12 indicates the rear rim section of the **condom** (in this preferred embodiment a flattened rim). As can be seen the extra, thickened rim section loop Z16, is not in use. The extra loop Z26 has been manipulated underneath and into place around the back of the scrotum Z10. The extra loop Z26 may pass around the back of the scrotum as shown at Z19. The **condom** as a whole is held in place by Z26 passing around the scrotum and thus the **condom** cannot move out of position as a result of the rear rim section Z12 rolling towards the head of the erect penis. Even in the event that the penis becomes completely flaccid the **condom** would still remain in position. In this preferred embodiment the extra **condom** material between the rear loop Z16 and the extra loop Z26 is bunched up at the rear of the penis as shown at Z28. The effect of

utilizing the extra loop Z26 to secure the **condom** on the penis is that the **condom** is moved back on the penis. The **condom** is effectively shortened.

FIG. 9D is a schematic view of the rear end of a **condom** as altered in accordance with a preferred embodiment of the **condom** and displayed in a manner similar to which it would be used in position on an erect penis. The broken line Z17a indicates the lower belly portion of the front lower abdomen of a male wearing the **condom** as per a preferred embodiment. The broken lines Z17b and Z17c represent respectively the top and the bottom of his penis, and Z10 his scrotum. Number Z12 indicates the rear rim section of the **condom** (in this preferred embodiment a flattened rim). This drawing differs from FIG. 9B in that the loop Z16 in FIG. 9B is replaced by a single, thin, elongated retaining strap Z16a, joined to the thickened rear rim section Z12 as indicated at Z15. This strap Z16a fits through the aperture Z16b as shown. This aperture Z16b has an internal diameter slightly larger than the outer diameter (thickness) of the retaining strap Z16a, so that the retaining strap Z16a may move freely through the said aperture Z16b. The retaining strap Z16a may taper down to a smaller diameter (thickness) towards the front end, as shown at Z16d. This enables the retaining strap Z16a to be effectively threaded through the aperture Z16b. The retaining strap Z16a may have enlarged, bulbous sections fabricated at intervals along the length of the retaining strap Z16a, as shown at Z16c. The outer diameter of these enlarged, bulbous sections Z16c at their greatest diameter may be greater than the internal diameter of the aperture Z16b. This means that the enlarged, bulbous sections can only be moved through the aperture Z16b by exerting a certain amount of force. The force, required to move the enlarged, bulbous sections through the aperture, Z16b may be altered by fabricating the enlarged, bulbous sections Z16c, and/or the material surrounding the aperture Z16b, from materials of various elasticity. This means that the force required may be regulated so that the retaining strap Z16a will not readily slide out of the aperture Z16b under normal circumstances, but may be adjusted by hand to comfortably fit in position around the scrotum Z10. As can be seen the retaining strap Z16a may pass around the back of the scrotum Z10 as shown at Z19. The **condom** as a whole is largely held in place by Z16a passing around and behind the scrotum and thus, the **condom** cannot move out of position by the rear rim section Z12 rolling towards the head of the erect penis. Even in the event that the penis becomes completely flaccid the **condom** would still remain in position. In this preferred embodiment the extra retaining strap Z26a is not used and remains in place as shown.

FIG. 9E is a schematic view of the rear end of a **condom** as altered in accordance with a preferred embodiment of the **condom** and displayed in a manner similar to which it would be used in position on an erect penis. The broken line Z17a indicates the lower belly portion of the front lower abdomen of a male wearing the **condom** as per a preferred embodiment. The broken lines Z17b and Z17c represent respectively the top and the bottom of his penis, and Z10 his scrotum. Number Z12 indicates the rear rim section of the **condom** (in this preferred embodiment a flattened rim). As can be seen the retaining strap Z16a, is not in use. The extra retaining strap Z26a (with structure and use similar to the retaining strap Z16a) has been manipulated underneath and into place around the back of the scrotum Z10. The retaining strap Z26a may pass around the back of the scrotum as shown at Z19. The **condom** as a whole is largely held in place by Z26a passing around the scrotum and thus, the **condom** cannot move out of position by the rear rim section Z12 rolling towards the head of the erect penis. Even in the event that the penis becomes completely flaccid the **condom** would still remain in position. In this preferred embodiment the extra **condom** material between the retaining strap Z16a and the extra retaining strap Z26a is bunched up at the rear of the penis as shown at Z28. The effect of utilizing the extra retaining strap Z26a to secure the **condom** on the penis is that the **condom** is moved back on the penis. The **condom** is effectively shortened.

Fig. 10 is an expanded, view from the rear of a preferred embodiment showing how the loop 16 may be folded to facilitate packaging. The loop is shown folded back on itself to enable the **condom** to be rolled and packaged in the normal manner. The internal diameter of the thickened rear rim section 15 is shown as D. The crosshatched shading at 29 indicates where the loop 16 may be attached to the rear rim 15. As can be seen the circumference of the loop 16 is greater than the circumference of the thickened rear rim section 15 of the **condom**. The folded sections, 16x and 16y, of the loop are shown in an expanded position for clarity. When folded for rolling up and packaging they (16x and 16y) would both be tight against the thickened rear rim section 15 of the **condom**. This would facilitate ease of rolling for the packaging of the **condom**. When the **condom** is deployed, the folded back loop sections 16x and 16y will be freed, become loose and take on a generally circular shape, much like the loop 30 in Fig. 8. This larger loop may be easier to manipulate and fit around the scrotum of the man wearing the **condom**.

Fig. 10A is an expanded side view of the preferred embodiment of a **condom** show in Fig. 10, showing how the loop 16 may be folded to facilitate packaging. One of the folded sections, 16y, is shown, but the other folded section, 16x, cannot be seen from this aspect as it is on the other side.

Fig. 11 is an expanded, schematic, cross sectional view (longitudinal) of the rear end of a **condom** in the rolled up un-deployed condition. The retaining loop 16, which would normally be attached to the thickened rear rim 15, has been deliberately omitted for the sake of simplicity and clarity of the principle. It must not be interpreted that the loop need be omitted in the **condom**. The thickened round front end section 14 is shown in the middle of the rolled up wall material 27. When the **condom** is rolled back into the rolled up, un-deployed condition the thickened front rim section 14 reaches the thickened rear rim section 15. The thickened rear rim section 15 is manipulated forward and over the rolled up material and placed in the position as shown, where it is in front of the front rim section 14. During the act of rolling back the **condom** the diameter of the rolled up wall material 27 increases with every rotation as more of the material of the **condom** is incorporated. Thus, when the rolled up material reaches the rear of the **condom** its outer diameter is greater than the inner diameter of the thickened rear rim 15. By manipulating the rear rim 15 over the rolled up material it can be made to remain in approximately the position as shown. The more elastic the material the better it remains in position. To deploy the **condom** it is necessary only to manipulate the thickened rear rim 15 of the **condom** from in front of the rolled up material to its previous position behind such rolled up material. The rolled up material will now easily unroll towards the front of the penis until the **condom** is in the fully deployed condition.

Fig. 12 is a schematic view of a rollup cradle device, 32, which is used in a preferred embodiment to assist in holding the **condom** in position in a rolled up, un-deployed condition. The rollup cradle device consists of a rigid round open tube 33 of a diameter that can be fitted comfortably over a penis. All around on the periphery on the outer edge of both ends is a ridge. With reference to front and rear, as used before in regard to a penis, the rear ridge in Fig. 12 is shown as 34a, and the front ridge as 34b. The load-bearing surface is on the outside of the rollup cradle device, and is shown at 35.

Fig. 12A is a schematic view of a rollup cradle device 52, basically similar to 32 in Fig. 12, which may be used in a preferred embodiment to assist in holding the **condom** in position in a rolled up, un-deployed condition. To avoid the risk of the **condom** atrophying or losing its elasticity (by being held in an expanded condition for an extended period), the rollup cradle device may be collapsed to reduce the diameter of the **condom** to its natural size and be so sold in the un-deployed, unopened, packaged, sterile, sales ready getup of the manufacturer. Prior to fitting onto the penis the diameter of the rollup cradle device 52 is then enlarged. This entails fabricating the preferred rollup cradle device 52 of a pliable, springy material, which preferred rollup cradle device is split longitudinally on one side only to enable it to be manipulated in turn into two diameters, a larger and a smaller diameter. Two ends define where the rollup cradle device 52 is longitudinally split. On the inside of the first end is a groove 54, which runs from front to rear, parallel to and a short distance from the first end. On the outside of the second end is a ridge 56, which runs from front to back, parallel to and a short distance from the second end. The groove 54 and the ridge 56 are respectively of such dimensions that when apposed the ridge will fit in the groove. The rollup cradle device is fabricated so that the first end is outside the second end. In the normal, at rest condition, the ridge and groove are not engaged and the outside diameter of the cradle is the same as the diameter of the inside of the un-stretched **condom**. This would prevent any permanent increase in the diameter of the **condom** in its un-deployed, unopened, packaged, sterile, sales ready getup of the manufacturer, even if subjected to a long shelf life. When the **condom** is to be fitted to the penis prior to use, it may, still in its un-deployed, unopened, packaged, sterile, sales ready getup of the manufacturer, or unpacked, have the diameter increased to the larger size for easy application. This is achieved by pulling with the fingers radially outwardly on the preferred rollup cradle device, in the direction of the arrows 55, until the ridge 56 locates in the groove 54.

Fig. 12B shows the preferred rollup cradle device in the increased diameter condition, with the ridge 56 located in the groove 54. The rollup cradle device will remain in this position until manually disengaged and returned to the smaller diameter. As can be appreciated, the diameter of the preferred rollup cradle device in the expanded condition D2, is greater than the diameter of the preferred rollup cradle device in the at rest condition, D1 in Fig. 12A.

Fig. 13 is a cross sectional view (longitudinal) of a preferred embodiment of a rollup cradle device 32 with a rolled up **condom** shown thereon in an expanded view for the sake of simplicity and clarity of the principle. The **condom** in the rolled up condition rests on the load-bearing surface 35 of the rollup cradle device 32. The retaining loop 16, which would normally be attached to the thickened rear rim 15, has been deliberately omitted for the sake of simplicity and clarity of the principle. It must not be interpreted that the loop need be omitted in the **condom**. The thickened front rim section 14 rests on the load-bearing surface 35 of the rollup cradle device 32 just behind the front ridge 34b, which holds it in position and prevents unrolling, (in a clockwise direction at the top, and anti-clockwise at the bottom). The rear thickened rim section 15 rests on the load-bearing surface 35 of the rollup cradle device 32 just

in front of the rear ridge 34a, which holds it in position and prevents unrolling (in an anti-clockwise direction at the top, and clockwise at the bottom). When the **condom**, in the rolled up un-deployed condition, and fitted on the rollup cradle device 32, is placed on the penis, the penis fits comfortable through the opening shown as 02. To deploy the **condom** on the penis of the wearer, the rear rim section 15 is eased off the rear end of the rollup cradle device and the loop 16 (not shown) is placed in position behind the scrotum, anchoring the **condom** in position on the penis. Then the thickened front rim 14, together with the rolled up body of the **condom** is eased off the front end of the rollup cradle device and fully unrolled towards the head of the penis. The rollup cradle device is discarded.

Fig. 14 is a cross sectional view (longitudinal) of an alternative preferred embodiment of a rollup cradle device 32 with a rolled up **condom** shown thereon in an expanded view for the sake of simplicity and clarity of the principle. The **condom** in the rolled up condition rests on the load-bearing surface 35 of the rollup cradle device 32. The retaining loop 16, which would normally be attached to the thickened rear rim 15, has been deliberately omitted for the sake of simplicity and clarity of the principle. It must not be interpreted that the loop need be omitted in the **condom**. The thickened front rim section 14 rests on the load-bearing surface 35 of the rollup cradle device 32 just behind the front ridge 34b, which holds it in position and prevents unrolling, (in a clockwise direction at the top, and anti-clockwise at the bottom). The rear thickened rim section 15 is now located in front of the thickened front rim section 14, as shown, further preventing the **condom** from unrolling. When the **condom**, in the rolled up un-deployed condition, and fitted on the rollup cradle device 32, is placed on the penis, the penis fits comfortable through the opening shown as 02. To deploy the **condom** on the penis of the wearer, the rear rim section 15 is eased off the rear end of the rollup cradle device and the loop 16 (not shown) is placed in position behind the scrotum, anchoring the **condom** in position on the penis. Then the rest of the **condom**, being the thickened front rim 14, together with the rolled up body of the **condom**, is eased off the rear end of the rollup cradle device. The rollup cradle device is discarded. The **condom** can now be fully unrolled towards the head of the penis.

Fig. 14A is an expanded cross sectional view (longitudinal) of the rollup cradle device 32 showing a preferred embodiment of the load-bearing surface 35a, in this instance a concave shape as shown. In this preferred embodiment, and depending on the degree of concavity of the load-bearing surface, the rear ridge 34a and the front ridge 34b may be smaller, or even absent, as the concavity of the cradle prevents the rolled up **condom** from unrolling.

Fig. 15 shows another preferred embodiment of the invention. The rollup cradle device may be incorporated in the **condom**, at the rear. The incorporated rollup cradle device 36 is connected to the body 20 of the **condom** so that it forms an integral part of the **condom**. The integrated rollup cradle device 36 consists of a rigid, of semi-rigid, round open tube of a diameter that can be fitted comfortable over a penis. All around on the periphery on the outer edge of the front end of the integrated rollup cradle device may be a retaining ridge shown as 34b. The load-bearing surface of the rollup cradle device may be flat, as shown at 37, or concave as shown at 37b. In the case of the concave load-bearing surface 37b the retaining ring 34b may be smaller, or even absent. The rear loop 16 is attached to the rear of the integrated rollup attachment as shown.

Fig. 16 shows the integrated rollup cradle device with a rolled up **condom** shown thereon, in an expanded view (longitudinal), for the sake of simplicity and clarity of the principle. The top shows the rolled up **condom** on the flat load-bearing surface 37 of the cradle 36, behind the retaining ridge 34b, which holds it in position and prevents it unrolling in a clockwise direction. The thickened front rim section 14 is shown in the middle of the rolled up wall 27. The bottom shows the rolled up **condom** on the concave load-bearing surface of the cradle 37b, lying in the concave hollow, which holds it in position and prevents unrolling in an anticlockwise direction. To deploy the **condom** the thickened front rim 14, together with the rolled up body of the **condom**, is eased off the front end of the integrated rollup cradle device. The **condom** is then fully unrolled towards the head of the penis.

Fig. 17 is a cross sectional view (longitudinal) of the rollup cradle device 32 showing the flat load-bearing surface 35, the front retaining ridge 34b, and the rear retaining ridge 34a. Only the top section is shown. A rolled up **condom** is shown thereon, in an expanded view, for the sake of simplicity and clarity of the principle. The retaining loop 16, which would normally be attached to the thickened rear rim 15, has been deliberately omitted for the sake of simplicity and clarity of the principle. It must not be interpreted that the loop need be omitted in the **condom**. The front thickened rim section 14 rests on the rollup cradle device 35 just behind the front ridge 34b, which holds it in position and prevents unrolling in a clockwise direction. The rear thickened rim section 15 rests on the flat load-bearing surface 35 just in front of the rear ridge 34a, which holds it in position and prevents unrolling in an anti-clockwise direction. In addition to previous embodiments there is provided at least two unrolling straps, a rear-unrolling strap

38, and a front unrolling strap 39. These unrolling straps comprise strips of flexible, preferably inelastic, material, which are rolled up with the **condom** at the time of packaging. As can be seen, the rear-unrolling strap 38 is incorporated in the rolled up material from the back for only a short distance. The object of this rear-unrolling strap 38 is to assist in lifting the thickened rear rim section 15 up and backwards over the retaining ridge 34a to deploy the **condom**. Once the thickened rear rim 15 has been lifted free from the retaining ridge 34a and the rollup cradle device 32, the rear-unrolling strap 38 falls free and is discarded. In contrast, the front unrolling strap 39 is not incorporated in the rolled up material for only a short distance, but may be incorporated for the full length to the front end of the **condom**. The object of this front unrolling strap 39 is to assist in lifting the thickened rolled up material of the **condom** up and forward over the retaining ridge 34b to deploy the **condom**. Once the rolled up material of the **condom** has been lifted free from the retaining ridge 34b and the rollup cradle device 32, the material of the **condom** is loosened and is free to unroll, assisted by pulling on the front unrolling strap 39 in a direction towards the head of the penis. When the **condom** has unrolled fully the front unrolling strap 39 falls free and is discarded.

Fig. 18 is a rear elevation view of a preferred embodiment of the rollup cradle device 32. The flat load-bearing surface 35 is shown, with, in front, the front retaining ridge, 34b and, at the rear, the rear retaining ridge 34a. Because the rear retaining ridge 34a obscures the view, the broken line indicates where the load-bearing surface is situated. The open inside diameter is shown at "D", which is the opening 02, large enough for the penis to fit comfortably inside. In this instance the rear retaining ridge 34a is cut away and removed at the top for a distance as shown by 41. This removed portion means that when the rolled up material of the **condom** is in position on the rollup cradle device, there is no rear retaining ridge in the area of the cut out 41 and the rolled up material of the **condom** may more easily unroll. This may assist the wearer (or his partner) in unrolling and deploying the **condom** when desired. The principle of this cut out portion may apply to either or both of the retaining ridges, front or rear. Likewise there may be more than one cut out portion, and the extent of the cut out portion may vary. For instance the cut out may be only half of the height of the retaining ridge, as shown as 41a.

Fig. 19 is a schematic view of a preferred embodiment of the **condom** in its un-deployed, unopened, packaged, sterile, sales ready getup of the manufacturer 42. An outer cover 43 encloses the **condom**, which is in the sterile, rolled up un-deployed condition inside, on the rollup cradle device. The broken line 46 indicates where the packaging is weakened to facilitate unwrapping of the **condom**. This weakening may continue completely around the outer periphery of the packaging, and may even be joined with one or more radial weakening lines as indicated by the broken lines at 46a, 46b and 46c. A loosening tab 44 may be incorporated in the packaging along the weakened line to assist the opening, especially to begin with. This tab may also assist in orientating the packaged **condom** on the penis, such as indicating that the packaged **condom** is to be put on the penis with the tab at the top. A retaining loop, 45, is provided to assist in retaining the **condom**, in the un-deployed, unopened, packaged, sterile, sales ready getup of the manufacturer, in place on the penis of the wearer. This retaining loop 45 may be placed behind and around the scrotum of the wearer to anchor the **condom**, in the un-deployed, unopened, packaged, sterile, sales ready getup of the manufacturer, on the penis, in a manner similar to the loop, 16 of the **condom**. This retaining loop 45 may be fabricated of an elastic material to increase versatility and comfort for the wearer. This loop may be adjustable in a manner similar to the strap 16a in Fig. 9A, to assist the wearer in comfortably anchoring the **condom**, in the un-deployed, unopened, packaged, sterile, sales ready getup of the manufacturer, on his penis. The opening shown at 02 is of a diameter through which the penis may fit comfortably. Should the **condom** not be deployed it can be removed from the penis, still in the un-deployed, unopened, packaged, sterile, sales ready getup of the manufacturer, and put aside, to be used later.

Fig. 20 is a schematic view of a **condom** in the un-deployed, unopened, packaged, sterile, sales ready getup of the manufacturer, 42, cut away as a cross sectional view (longitudinal) at the top and bottom, to show the rolled up, un-deployed **condom** inside on the rollup cradle device. The retaining loop 16, which would normally be attached to the thickened rear rim 15, has been deliberately omitted for the sake of simplicity and clarity of the principle. It must not be interpreted that the loop need be omitted in the **condom**. The front thickened rim section is shown as 14 and the rollup cradle device as 32. The rolled up un-deployed **condom** is in place on the load-bearing surface 35 of the rollup cradle device 32. The outer sell-ready packaging material 43 completely surrounds and sterily encases the un-deployed **condom** within. The retaining loop 45 of the sterile packaging is shown as well as a portion of the broken line 46c indicating where the packaging is radially weakened to facilitate unwrapping of the **condom**. The loosening tab 44 may be attached to the rear unrolling tab 38, as shown at 47, to not only assist with the opening of the sterile packaging material, but also to assist the rear unrolling tab 38 in lifting the thickened rear rim section 15 up and backwards over the rear retaining ridge 34a to deploy the **condom**. Alternatively the loosening tab 44 may not be attached to the rear unrolling tab 38, and when the sterile

packaging is loosened it may be removed and discarded, with the **condom** still in the rolled up, un-deployed condition. The outer sell ready packaging material 43, may be sealed along the outer periphery as shown at 48.

5 Fig. 21 is a schematic view of a preferred embodiment showing a constricting closing device 60 for the fluid-tight closing off of the front end of the **condom**. It takes the form of a strap made of elastic material, which incorporates a smaller ring, 61, at one end and a larger ring, 62, at the other end. Along the center shaft 63 there may be a thickened portion. In this case the thickened portion takes the shape of two barbs, 65. There may also be a weakened section positioned on the shaft 63 between the
10 thickened portion 65 and the smaller ring 61. In this case it is shown as a thinner portion 66.

Fig. 21A shows the constricting closing device in the looped state it would be in to close off the front end of the **condom**. The end with the smaller ring 61 is fitted through the aperture of the larger ring 62. The internal diameter of the aperture of the ring 62 is slightly larger than the outer diameter of the shaft. As shown, the smaller ring 61 is drawn through the aperture of the larger ring 62 and pulled tighter
15 until the barbs 65 have also passed through the larger ring 62. The thickening and shape of the barbs prevent them from being pulled back through the aperture.

Fig. 22 is a schematic view of the front end of the **condom** showing the constricting closing device 60 in position, before closure commences. To avoid it moving out of place, the constricting closing device 60 may be attached to the body 20 of the **condom**. There may be attached to the smaller ring 61, a cord or tape 67, which is arranged around the outer circumference of the **condom** and then threaded to pass through the aperture of the larger ring 62. This enables the constricting closing device 60 to be drawn
20 into a tight loop by pulling on such cord or tape. In this preferred embodiment the smaller ring 61 is attached, via the cord or tape 67, to one of the unrolling straps 38, so that the closing off of the constricting closing device may be accomplished in one movement after the unrolling of the **condom**.

Fig. 22A is a schematic view of the front end of the **condom** showing the constricting closing device 60 in position, after closure has taken place. As can be seen the barbs 65 have been drawn through the aperture of the larger ring 62 and cannot return. The constricting closing device is in the form of a tight loop, thus permanently closing off the front end of the **condom** in a fluid-tight manner. As can be seen the weakened section 66 of the shaft has snapped under additional pulling pressure on the smaller ring 61 after the barbs were through the aperture in the larger ring 62. The rollup cradle device 32, the unrolling strap 38 and the severed portion of the constricting closing device, which has broken off, (i.e. the front ring 61 and portion of the shaft), are discarded. An alternative preferred embodiment of the constricting closing device (not shown) may include a slip knot attaching the unrolling strap to the front ring 61, and instead of the shaft severing under load at the weakened section, the slip knot is undone and the unrolling strap (if used) is freed and discarded.
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Fig. 22B is a schematic view of the front end of the **condom** showing an alternative embodiment of the constricting closing device 60 in position, before closure commences. As can be seen the unrolling strap passes through a small hole 68 in the wall 27 of the **condom**, between the constricting closing device 60 and the front end.
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Fig. 23 is a longitudinal cross section view of a preferred embodiment of the **condom**, showing that the diameter of the **condom** may differ. The section marked K being at the rear end of the **condom** is of a wide enough diameter to fit reasonably loosely on the average penis so as to have no constricting effect. The section L may be of a smaller diameter to apply mild pressure on the penis and, by partially restricting the blood flow may assist in increasing or maintaining the erection of the man wearing the **condom**. This reduced diameter may also assist in preventing fluid from leaking out of the **condom** backward past the rear rim, or prevent fluid from outside getting into the **condom**. The section marked M is of a larger diameter and may afford the head, foreskin and front section of the penis more freedom of movement. Section N may be the portion ahead of the glans and, by being of a smaller diameter assist in sealing off the front of the **condom**, as already dealt with.
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Fig. 24 is an expanded longitudinal cross sectional view of a preferred embodiment of the **condom**. The unrolling straps 38, attached to the rollup cradle device 32, are shown as broken lines (only two are shown for the sake of clarity, while a greater number of unrolling straps may be used). The unrolling straps 38 are connected at 68 to a layer of shielding material 69 as shown. The layer of shielding material 69 is positioned around the inner circumference of the body of the **condom**, near the front as shown. The layer of shielding material 69 is positioned in such a way that it covers the inside section of the **condom** shown as a dotted line 80. This inside section 80 is lined with an adhesive, or if the **condom** is made of latex, the latex is left untreated, in which state it is inclined to stick to itself. The
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shielding material 69 is made of material which will not stick to the adhesive, or the untreated latex, whichever is relevant, and when the **condom** is unrolled into the fully deployed condition, the unrolling straps 38 will remove the shielding material after unrolling the **condom**. The rollup cradle device 32, unrolling straps 38 and shielding material 69 are all discarded. The inside adhesive section 80 is at the same distance from the front rim 14 of the **condom** as the constricting closing device (not shown) on the outside of the body of the **condom**. In a preferred embodiment one of the unrolling straps will, after removing the shielding material, activate the constricting closing device. When the constricting closing device closes off the front of the **condom**, it does so on the outside directly over the area where adhesive section is present on the inside of the **condom**. The adhesive properties of the inside wall of the **condom** may contribute to a fluid-tight fastening being achieved.

Fig. 24A is an expanded, cross sectional view of the **condom** near the front rim, showing the shielding material 69, the wall of the **condom** 27, and the adhesive area 80.

Fig. 25 is a schematic view of the front end of the **condom** showing an alternative embodiment of the thickened front rim section. This preferred embodiment shows the open thickened front rim section 14 with enlarged, bulbous sections 70 fabricated at regular intervals along the front rim as shown. Such enlarged, bulbous sections may tend to cluster together when the front end of the **condom** is drawn closed. During sexual activity this may create stimulatory sensations, enhancing the pleasure for both parties.

Fig. 25A is a schematic view of the front end of the **condom** showing a further alternative embodiment of the thickened front rim section. This preferred embodiment shows the open thickened front rim section 14 as scalloped, with enlarged, bulbous sections 70 fabricated at regular intervals along the pointed extremities of the scallops, as shown. Such enlarged, bulbous sections 70 may tend to cluster together when the front end of the **condom** is drawn closed. During sexual activity this may create stimulatory sensations, enhancing the pleasure for both parties.

Fig. 26 is a longitudinal cross section view of a preferred embodiment of the **condom**. In addition to the thickened rear rim section 15, and the thickened front rim section 14, there may be more thickened sections around the periphery of the body of the **condom** as shown as rings at 72. The distance between, and number of sections may vary. The sections 72 may be of a smaller diameter than the body of the **condom** thus gripping the penis more tightly. The effect of such rings may assist the wearer in maintaining an erection, by slowing down the outflow of blood from the penis and thereby tending to retain more blood in the penis. These rings may also, during sexual activity, create stimulatory sensations, enhancing the pleasure for both parties.

FIG. 27 is a cross sectional view (longitudinal) of a rolled up **condom** shown in an expanded view for the sake of simplicity and clarity of the principle. The closed front end of the **condom** is shown at Z2 and the opening through which the penis fits at Z4. The rolled up wall of thin film material is shown at Z11. The retaining loop, which would normally be attached to the thickened rear rim Z12, has been deliberately omitted for the sake of simplicity and clarity of the principle. It must not be interpreted that the loop need be omitted in the **condom**. The extra loop Z26 is shown rolled up in the material of the **condom** in the packaged condition. To deploy the **condom** on the penis it is necessary to place the rolled up **condom** on the penis so that the head of the penis is placed in the opening Z4. The **condom** is now unrolled up the penis towards the body of the wearer and away from the head of the penis. The direction arrows show the direction of unrolling, anticlockwise at the top and clockwise at the bottom. A locating tab Z21 is shown at the top, rolled up together for a short distance with the body of the **condom**. The locating tab may be colour coded for example green on one side as indicated at Z21b, and red on the other side as indicated at Z21c. This locating tab may have a protrusion as shown at Z21a, on the green side Z21b. This protrusion Z21a may be such that it can be felt to be there by touching with the fingers. Thus by touching the protrusion, and identifying it as the protrusion, it is immediately obvious which is the green side. This locating tab Z21 may assist the wearer in locating the **condom** in a specific orientation on the penis. For example, in this instance, the wearer could, prior to unrolling the **condom**, ensure that the locating tab is upright (on top) and that the green side is towards him and the red side away from him it. Once he has ascertained that the orientation is correct he knows that when the **condom** is unrolled on his penis the retaining loop (not shown in this drawing) and extra retaining loop Z26 would be in the correct position for placing one and/or the other in place around and behind the scrotum. Should the wearer not be able to see the **condom**, if for instance he were blind or it was dark, the above orientation could still be carried out by feel.

FIG. 28 is a schematic view of a **condom** shown in the rolled up condition. The closed front end of the **condom** is shown at Z2 and the opening through which the penis fits at Z4. The rolled up wall of thin

5 film material comprising the body of the **condom** is shown at Z25. A locating tab Z21 is shown at the top. This location tab is rolled up together for a short distance with the body of the **condom**, but the rolled up portion of the locating tab cannot be seen in this view. The green side Z21b of the locating tab is shown with the protrusion Z21a. Words indicating the orientation (front, back, top etc.) may be printed on the locating tab as show by the word "TOP".

10 FIG. 29 is a schematic view of a **condom** shown unrolled. Only retaining loop Z16 is shown for the sake of simplicity and clarity. A stripe indicated by Z35 can be seen running from the front tip of the **condom** to the rear rim. This stripe may be present on the outside, as shown, and on the inside (not visible in this drawing). The effect of this is that when the **condom** is rolled up the stripe will still be visible on the rolled up material of the **condom**, and will assist the wearer in orientating the **condom** on the penis so that the loops or retaining straps (not shown) will be in the correct position when the **condom** is unrolled and deployed.

CLAIMS

1. A thin walled, elongated cylindrical tube of malleable, fluid tight material;
the tube is open at one or both ends;
5 during use the tube may be closed off in the front in a fluid-tight manner;
the tube may be rolled up upon itself;
the material of which it is made, may end (at one or both ends) with a thickened annular rim
section;
unrolling straps may be included;
10 the rear rim section may be designed so that a loop, closed or open, may be incorporated in it,
or attached to it;
2. A **condom** according to claim 1, as amplified where needed by other claims, where the tube is
constructed of a material that has elastic properties.
3. A **condom** according to claim 1, as amplified where needed by other claims, where the walls of
15 the tube differ in thickness from one section to another, either abruptly or gradually.
4. A **condom** according to claim 1, as amplified where needed by other claims, where the
diameter of the tube differs from one section to another, either abruptly or gradually.
5. A **condom**, according to claim 1, as amplified where needed by other claims, where the
20 material of which the **condom** is made, may have a thickened annular rim section, at each or
either end.
6. A **condom** according to claim 1, as amplified where needed by other claims, where the
diameter and the thickness of the thickened annular rim sections, front and rear, may differ
from each other.
7. A **condom** according to claim 1, as amplified where needed by other claims, where the rear
25 annular rim section may be designed so that a loop may be incorporated, or attached to it.
8. A **condom** according to claim 1 and 7, as amplified where needed by other claims, where the
loop may be fabricated by splitting a portion of the rear annular rim section longitudinally.
9. A **condom** according to claim 1, as amplified where needed by other claims, where the loop
30 may be placed under and around the back of the wearer's scrotum, thereby preventing the
condom from moving back down the penis towards the head of the penis.
10. A **condom** according to claim 1, as amplified where needed by other claims, where the rear
annular rim section may, instead of the loop referred to above, have an adjustable strap
incorporated, or attached to it.
11. A **condom** according to claim 1, as amplified where needed by other claims, where the
35 adjustable strap incorporated is designed to have a number of enlarged bulbous sections,
which moving through elastic apertures, assist in tightening or loosening the strap.
12. A **condom** according to claim 1, as amplified where needed by other claims, where the
adjustable strap may be placed under and around the back of the wearer's scrotum, thereby
preventing the **condom** from moving back down the penis towards the head.
- 40 13. A **condom** according to claim 1, as amplified where needed by other claims, with a loose
(unattached) ring, or cradle, of stiffer material, about which the **condom** may be rolled.
14. A **condom** according to claim 1, as amplified where needed by other claims, with a loose
(unattached) ring, or cradle, of stiffer material about which the **condom** may be rolled and
affixed in the rolled up, un-deployed, condition.
- 45 15. A **condom** according to claim 1, as amplified where needed by other claims, with an
incorporated ring, or cradle, of stiffer material about which the **condom** may be rolled.
16. A **condom** according to claim 1, as amplified where needed by other claims, with an
incorporated ring, or cradle, of stiffer material about which the **condom** may be rolled and
affixed in the rolled up, un-deployed, condition
- 50 17. A **condom** according to claim 1, as amplified where needed by other claims, where the loose
(unattached) ring, or cradle, of stiffer material is of a diameter larger than the diameter of the
tube and/or the front ring and/or the rear ring.
18. A **condom** according to claim 1, as amplified where needed by other claims, where the loose
55 (unattached) ring, or cradle, of stiffer material is adjustable, so that the diameter of the cradle
may be increased.
19. A **condom** according to claim 1, as amplified where needed by other claims, where the loose
(unattached) ring, or cradle, of stiffer material is adjustable, so that the diameter of the cradle
after being increased, may be reduced again.
- 60 20. A **condom** according to claim 1, as amplified where needed by other claims, where the loose
(unattached) ring, or cradle, of stiffer material is adjustable, so that the diameter of the cradle,
after being increased and reduced, may be increased again.

21. A **condom** according to claim 1, as amplified where needed by other claims, where the incorporated ring, or cradle, of stiffer material referred to above is of a diameter larger than the diameter of the tube and/or the front ring and/or the rear ring.
- 5 22. A **condom** according to claim 1, as amplified where needed by other claims, which can be worn by the male, in position on the penis in the un-deployed condition, for extended periods.
23. A **condom** according to claim 1, as amplified where needed by other claims, which after being worn by the male, in position on the penis in the un-deployed condition, for extended periods, can be unrolled and fully deployed by closing off of the front in a fluid tight manner, while still on the penis, without removing the **condom** from the penis at any stage.
- 10 24. A **condom** according to claim 1, as amplified where needed by other claims, which, while packaged in a sterile condition, in the sales-ready get up of the manufacturer, may be worn by the male, in position on the penis in the rolled-up, un-deployed condition, for extended periods.
25. A **condom** according to claim 1, as amplified where needed by other claims, which after being worn by the male, while packaged in a sterile condition, in the sales-ready get up of the manufacturer, in position on the penis in the rolled-up, un-deployed condition, may be unwrapped by removing and discarding the packaging material, while maintaining the **condom** on the penis, without removing the **condom** from the penis at any stage.
- 15 26. A **condom** according to claim 1, as amplified where needed by other claims, which, while packaged in a sterile condition, in the sales-ready get up of the manufacturer, may be worn by the male, in position on the penis in the rolled-up, un-deployed condition, for extended periods, which may then after such extended wearing period, still being unused (i.e. not having been unwrapped or deployed), be removed, still in the unopened packaged, sterile, sales-ready getup of the manufacturer, and stored for use at a later date.
- 20 27. A **condom** according to claim 1, as amplified where needed by other claims, that can be fitted and deployed on a limp (not erect) penis.
28. A **condom** according to claim 1, as amplified where needed by other claims, that may be of a larger diameter (baggy) but not be prone to fall off the penis.
29. A **condom** according to claim 1, as amplified where needed by other claims, that can only be placed on the penis in one, correct, direction or way.
- 30 30. A **condom** according to claim 1, as amplified where needed by other claims, which, because it can only be placed on the penis in the correct way, cannot be contaminated by pre-ejaculation fluid prior to usage.
31. A **condom** according to claim 1, as amplified where needed by other claims, where even should the material of the **condom** be contaminated by pre-ejaculation fluid prior to usage will still allow the contaminated side of the material to be against the penis and away from the man's partner and thus not be able to touch, or infect, the partner
- 35 32. A **condom** according to claim 1, as amplified where needed by other claims, that can be fitted in the un-aroused state before pre-ejaculation fluid is present.
33. A **condom** according to claim 1, as amplified where needed by other claims, that may be placed on the penis and deployed with one hand.
- 40 34. A **condom** according to claim 1, as amplified where needed by other claims, which may, easily and safely, can be placed on the penis, in the correct orientation, by feel alone, even in total darkness.
35. A **condom** according to claim 1, as amplified where needed by other claims, that can be fitted before foreplay and other sexual activities begin.
- 45 36. A **condom** according to claim 1, as amplified where needed by other claims, where the memory of the **condom** of it's rolled up state does not cause it to begin unrolling back down the penis from the base to the front of the penis.
37. A **condom** according to claim 1, as amplified where needed by other claims, which cannot unroll or slip off the penis.
- 50 38. A **condom** according to claim 1, as amplified where needed by other claims, which is rolled back around the front annular rim and not the rear annular rim.
39. A **condom** according to claim 1, as amplified where needed by other claims, where the natural tendency to retain its previous shape does not include movement or unrolling of the rear annular rim section.
- 55 40. A **condom** according to claim 1, as amplified where needed by other claims, where the wall material of the **condom** joins on the outside of the thickened rear annular ring (side away from the penis).
- 60 41. A **condom** according to claim 1, as amplified where needed by other claims, where the rear annular ring does not unroll to the front and does therefore not pinch the skin of the penis or catch up pubic hairs.

- 5
42. A **condom** according to claim 1, as amplified where needed by other claims, which because it does not roll back towards the head of the penis, does not cause the man or his sexual partner embarrassment or pain and does not interrupt sexual activity.
43. A **condom** according to claim 1, as amplified where needed by other claims, designed with a larger diameter so that the material of which it is made is not forced to stretch to accommodate the increased circumference of the outer periphery of the rolled up wall material of the **condom**.
- 10
44. A **condom** according to claim 1, as amplified where needed by other claims, designed with a larger diameter so that the internal diameter of the opening through which the head of the penis must fit prior to unrolling is larger.
45. A **condom** according to claim 1, as amplified where needed by other claims, which because it unrolls from the base towards the front of the penis, is more inclined to unroll "downhill" from the rear of the penis towards the front of the penis.
- 15
46. A **condom** according to claim 1, as amplified where needed by other claims, where the effort in unrolling and deploying, is directed in such a way that it encourages the pooling of blood in the penis rather than squeezing and massaging it back out of the penis towards the body leaving the penis flaccid.
47. A **condom** according to claim 1, as amplified where needed by other claims, that is designed to have sufficient material and be loose enough to allow movement of the foreskin.
- 20
48. A **condom** according to claim 1, as amplified where needed by other claims, which will not slip off the penis after ejaculation as a result of the penis becoming flaccid and smaller.
49. A **condom** according to claim 1, as amplified where needed by other claims, which can be removed, together with the penis, from the body of the partner without grasping the rear of the **condom** to ensure that the **condom** does not become dislodged from the penis and remain
- 25
- inside the partner.
50. A **condom** according to claim 1, as amplified where needed by other claims, which is effective in preventing the exchange of body fluids thereby preventing unwanted pregnancy and the spread of disease.
- 30
51. A **condom** according to claim 1, as amplified where needed by other claims, which cannot be dislodged during normal usage.
52. A **condom** according to claim 1, as amplified where needed by other claims, which may be applied to a penis in any state of arousal, even total flaccidity.
53. A **condom** according to claim 1, as amplified where needed by other claims, which may be applied to a penis before sexual activity begins.
- 35
54. A **condom** according to claim 1, as amplified where needed by other claims, which allows the wearer to perform bodily functions, such as washing the genitalia and urinating, with the **condom** fitted on the penis in a ready to deploy state.
55. A **condom** according to claim 1, as amplified where needed by other claims, which allows the wearer to perform bodily functions, such as washing the genitalia and urinating, with the **condom** fitted on the penis, while still packaged in a sterile condition, in the sales-ready get up of the manufacturer.
- 40
56. A **condom** according to claim 1, as amplified where needed by other claims, which can be seen to be in position on the penis, un-deployed, through the clothing of the wearer under the necessary conditions, i.e. that the clothing is not too bulky.
- 45
57. A **condom** according to claim 1, as amplified where needed by other claims, which can be felt, even through clothing, to be in position on the penis of the wearer.
58. A **condom** according to claim 1, as amplified where needed by other claims, which when rolled up around the front annular rim section, fits over the annular rear section so that the elasticity of the material holds the rolled up material in place in such a way that it will not unroll on it's own
- 50
- but must be assisted to unroll.
59. A **condom** according to claim 1, as amplified where needed by other claims, which may be fitted with two or more discardable unrolling straps which may be used to assist in the unrolling of the **condom** into a deployed condition.
- 55
60. A **condom** according to claim 1, as amplified where needed by other claims, where the method of joining and fabrication of the thickened rear annular rim section is such that there is a structural tendency for the deployed **condom** to remain in the correct position on the penis of the wearer.
61. A **condom** according to claim 1, as amplified where needed by other claims, which unrolls from the base of the penis to beyond the head of the penis.
- 60
62. A **condom** according to claim 1, as amplified where needed by other claims, where the front end of the **condom** may be closed off in a fluid tight manner by means of a knot.
63. A **condom** according to claim 1, as amplified where needed by other claims, which has one or more unrolling straps rolled up with the **condom**.

64. A **condom** according to claim 1, as amplified where needed by other claims, where the unrolling straps can be pulled in such a way that they assist the unrolling of the **condom**.
65. A **condom** according to claim 1, as amplified where needed by other claims, where the unrolling straps are discarded after having unrolled the **condom**.
- 5 66. A **condom** according to claim 1, as amplified where needed by other claims, where, in the rolled up condition of the **condom**, the unrolling straps will protrude sufficiently for them to be able to be grasped by the fingers.
67. A **condom** according to claim 1, as amplified where needed by other claims, where the unrolling straps are joined together laterally to form an unrolling tube with the rear end protruding and modified so as to be available to be gripped with the fingers.
- 10 68. A **condom** according to claim 1, as amplified where needed by other claims, where the thickened rear annular rim section is flat, thereby resisting the tendency for the **condom** to unroll and fall off the penis.
69. A **condom** according to claim 1, as amplified where needed by other claims, where the thickened rear annular flat rim section has a concave outside shape, thereby resisting the tendency for the **condom** to unroll and fall off the penis.
- 15 70. A **condom** according to claim 1, as amplified where needed by other claims, where the rear annular rim consists of two or more rims joined together, thereby resisting the tendency for the **condom** to unroll and fall off the penis.
- 20 71. A **condom** according to claim 1, as amplified where needed by other claims, where the rear annular rim consists of a flat and a round section joined together, thereby resisting the tendency for the **condom** to unroll and fall off the penis.
72. A **condom** according to claim 1, as amplified where needed by other claims, where one (or more) extra thickened round rear annular rim section may be attached to the wall of the **condom** ahead of the rear of the **condom** which embodies a loop which when manipulated around and behind the scrotum may serve to shorten the **condom**.
- 25 73. A **condom** according to claim 1 and 72, as amplified where needed by other claims, where as a result of the extra loop the length of the **condom** may be adjusted to accommodate movement of the foreskin.
- 30 74. A **condom** according to claim 1, as amplified where needed by other claims, where the extra loop section may be rolled up with the body of the **condom**.
75. A **condom** according to claim 1, as amplified where needed by other claims, where one (or more) adjustable straps may be attached to the wall of the **condom** ahead of the rear of the **condom** which when manipulated around and behind the scrotum may serve to shorten the **condom**.
- 35 76. A **condom** according to claim 1, as amplified where needed by other claims, where as a result of the extra adjustable straps the length of the **condom** may be adjusted to accommodate movement of the foreskin.
- 40 77. A **condom** according to claim 1, as amplified where needed by other claims, where the extra adjustable straps may be rolled up with the body of the **condom**.
78. A **condom** according to claim 1, as amplified where needed by other claims, where the loop, or adjustable strap, is folded back upon itself to enable the **condom** to be rolled and packaged in the normal manner.
- 45 79. A **condom** according to claim 1, as amplified where needed by other claims, where the thickened rim section is manipulated forward and over the rolled up material to stop the rolled up material of the **condom** from unrolling.
80. A **condom** according to claim 1, as amplified where needed by other claims, which incorporates a rollup cradle device consisting of a rigid round open tube of a diameter that can fit comfortably over a penis and with a ridge all around on the periphery on the outer edge of both ends to stop the **condom** from unrolling.
- 50 81. A **condom** according to claim 1, as amplified where needed by other claims, where the diameter of the rollup cradle device can be increased immediately prior to fitting the **condom** on the penis to ensure that the **condom** is not held in a larger diameter stretched condition for a long period.
- 55 82. A **condom** according to claim 1, as amplified where needed by other claims, where the rollup cradle device can be returned to its original position.
83. A **condom** according to claim 1, as amplified where needed by other claims, where the rollup cradle device may be discarded.
- 60 84. A **condom** according to claim 1, as amplified where needed by other claims, where the rollup cradle device is concave to assist in retaining the rolled up **condom** on the rollup cradle device.
85. A **condom** according to claim 1, as amplified where needed by other claims, where the rollup cradle device may be incorporated in the **condom** at the rear so that it forms an integral part of the **condom**.

86. A **condom** according to claim 1, as amplified where needed by other claims, where the retaining ridges on the rollup cradle device are removed or lessened in order to assist the unrolling of the **condom**.
- 5 87. A **condom** according to claim 1, as amplified where needed by other claims, where the packaging is weakened to facilitate the unwrapping of the **condom** while it is in place on the penis.
88. A **condom** according to claim 1, as amplified where needed by other claims, where a loosening tab may be incorporated in the packaging along the weakened line to assist in the unwrapping of the **condom**.
- 10 89. A **condom** according to claim 1, as amplified where needed by other claims, where the loosening tab, instead of being used only to open the packaging, may be connected to the unrolling strap and in such a manner to assist in the unrolling of the **condom**.
90. A **condom** according to claim 1, as amplified where needed by other claims, where the loosening tab may be so positioned that it assists in orientating the packaged **condom** correctly on the penis.
- 15 91. A **condom** according to claim 1, as amplified where needed by other claims, where a retaining loop is provided to assist in retaining the **condom** in the unopened packaged state on the penis, such retaining loop, which may be elastic, to be placed around and behind the scrotum.
- 20 92. A **condom** according to claim 1, as amplified where needed by other claims, which includes a constricting closing device which if looped and threaded through itself effects a fluid tight seal of the front of the **condom**.
93. A **condom** according to claim 1, as amplified where needed by other claims, where the constricting closing device is attached to one (or more) of the unrolling straps so that in the process of unrolling the **condom** the unrolling strap causes the constricting closing device to loop and fasten.
- 25 94. A **condom** according to claim 1, as amplified where needed by other claims, where the constricting closing device is weakened near or at where the retaining strap is attached to it in such a way that once the constricting closing device has been properly closed the unrolling strap will break free and can be discarded in the ordinary manner.
- 30 95. A **condom** according to claim 1, as amplified where needed by other claims, where the constricting closing device is attached to the body of the **condom** to assist in maintaining the correct position for closure.
96. A **condom** according to claim 1, as amplified where needed by other claims, with a closing device which, instead of breaking free after closure, may be attached to the unrolling strap by means of a slip knot which after affecting closure of the constricting closing device is loosened and discarded.
- 35 97. A **condom** according to claim 1, as amplified where needed by other claims, where the inner circumference near the front is designed to adhere to itself if the shielding material covering it is removed, in such a way to assist in the fluid tight sealing off of the front of the **condom**.
- 40 98. A **condom** according to claim 1 and the previous number, as amplified where needed by other claims, where the unrolling straps, after unrolling the **condom**, remove the shielding material thus bearing the sticky portions to come in contact with each other and assist in the fluid tight sealing off of the **condom**.
- 45 99. A **condom** according to claim 1, as amplified where needed by other claims, where the shielding material is connected to the unrolling straps in such a way that the shielding material is discarded along with the unrolling straps.
100. A **condom** according to claim 1, as amplified where needed by other claims, where enlarged bulbous sections fabricated at regular intervals along the front rim which may, when the front end of the **condom** is closed, create stimulatory sensations and thus enhance the pleasure for both parties.
- 50 101. A **condom** according to claim 1, as amplified where needed by other claims, where rings of a smaller diameter than the body of the **condom** may be present, which by gripping the penis more tightly, may reduce the outflow of blood from the penis and thereby assist in maintaining an erection.
- 55 102. A **condom** according to claim 1, as amplified where needed by other claims, where the rings may create stimulatory sensations enhancing the pleasure for both parties.
103. A **condom** according to claim 1, as amplified where needed by other claims, where the attached, or incorporated, loop/s or strap/s serve to anchor the **condom** in position on the penis.
- 60 104. A **condom** according to claim 1, as amplified where needed by other claims, where the fabrication of the annular thickened rear rim is curled inward in such a way that it contributes in preventing the annular thickened rear rim from rolling back down the penis towards the head of the penis.

- 5 105. A **condom** according to claim 1, as amplified where needed by other claims, which is closed off permanently in the front, is fabricated so that the loop or strap attached to the annular thickened rear rim (and extra loop or strap if applicable) can be rolled up together with the body of the **condom** from the rear to the front in the normal fashion, i.e. the loop/s or strap/s are included in the rolled up body material.
- 10 106. A **condom** according to claim 1, as amplified where needed by other claims, which is closed off permanently in the front, which has a locating tab which is rolled up with the body material of the **condom**, so that when the **condom** is completely rolled up the locating tab protrudes and may be colour coded to indicate the correct location and / or have a protrusion which may be felt and / or be placed so that where it protrudes from the rolled up body of the **condom** indicates the location, for instance, the top.
- 15 107. A **condom** according to claim 1, as amplified where needed by other claims, which is closed off permanently in the front, which may include a stripe of a contrasting colour, stretching from the rear to the front of the **condom**, which serves to assist the wearer in locating the **condom** in the correct orientation on the penis.

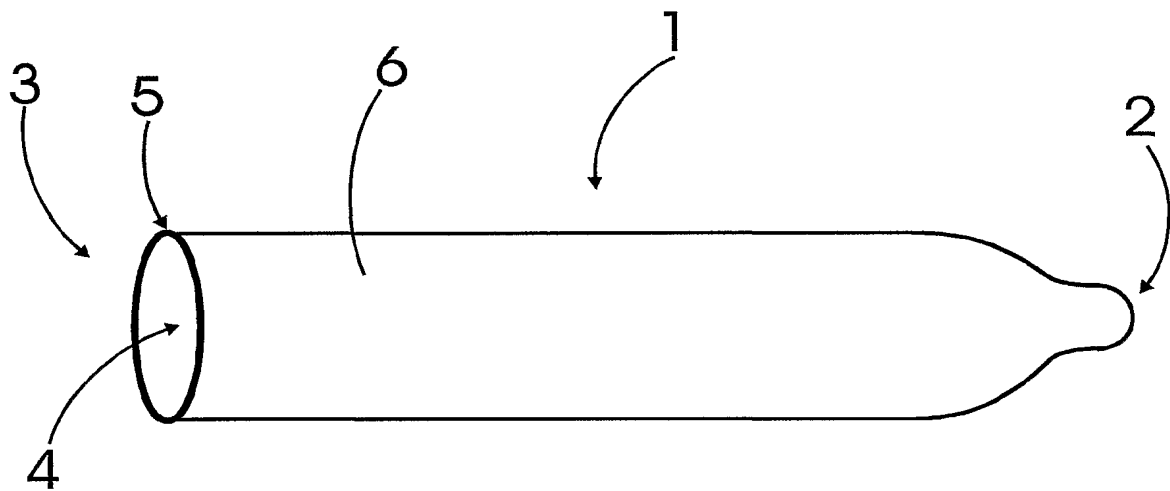


Fig. 1

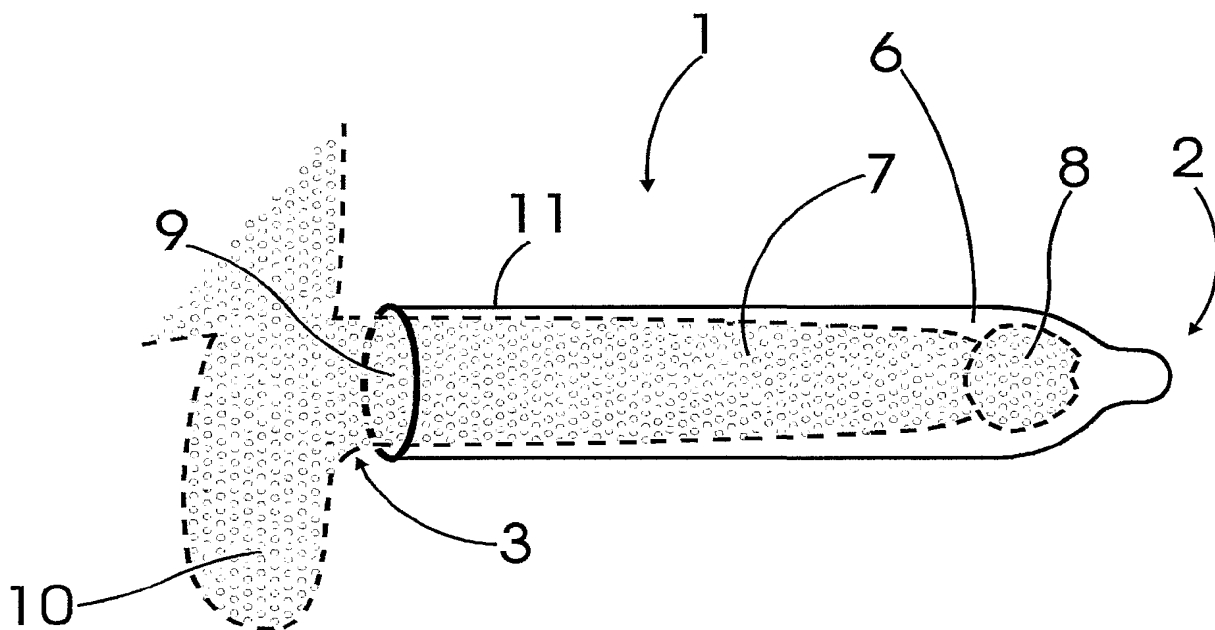


Fig. 1A

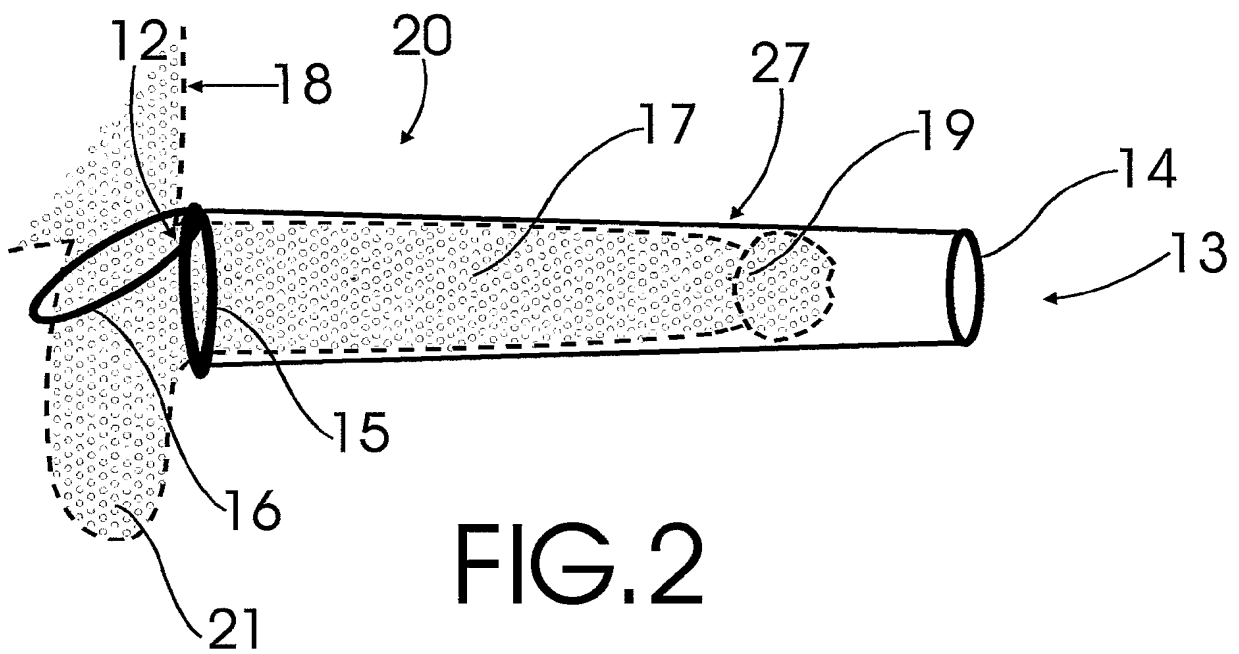


FIG. 2

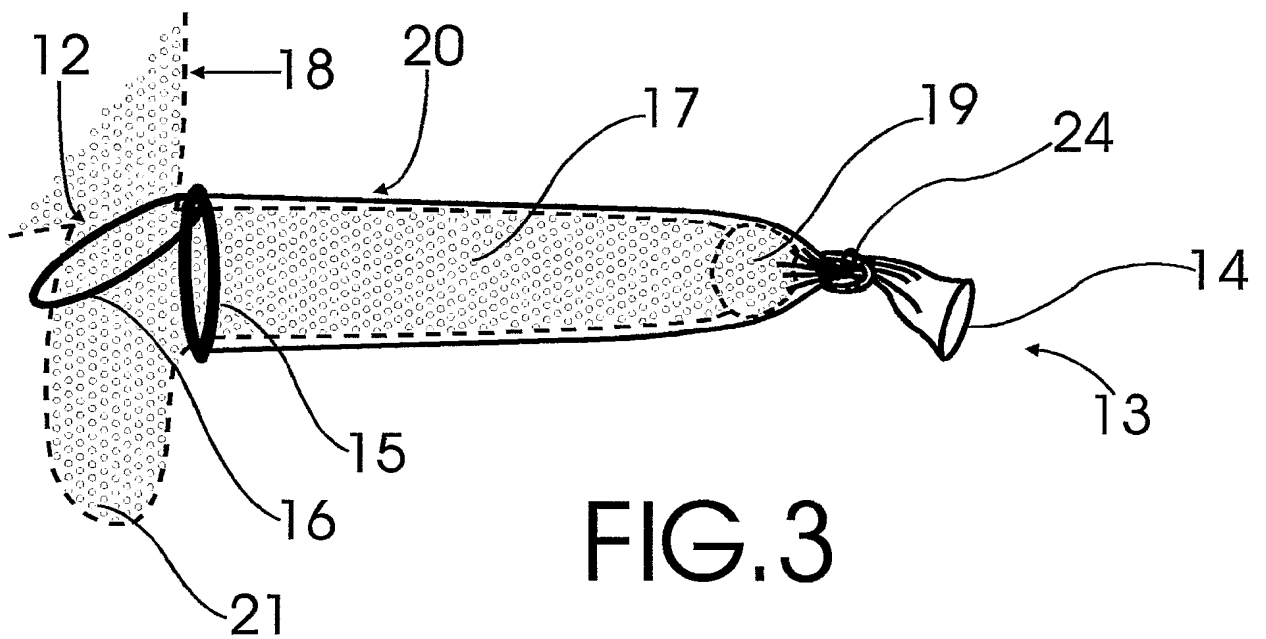


FIG. 3

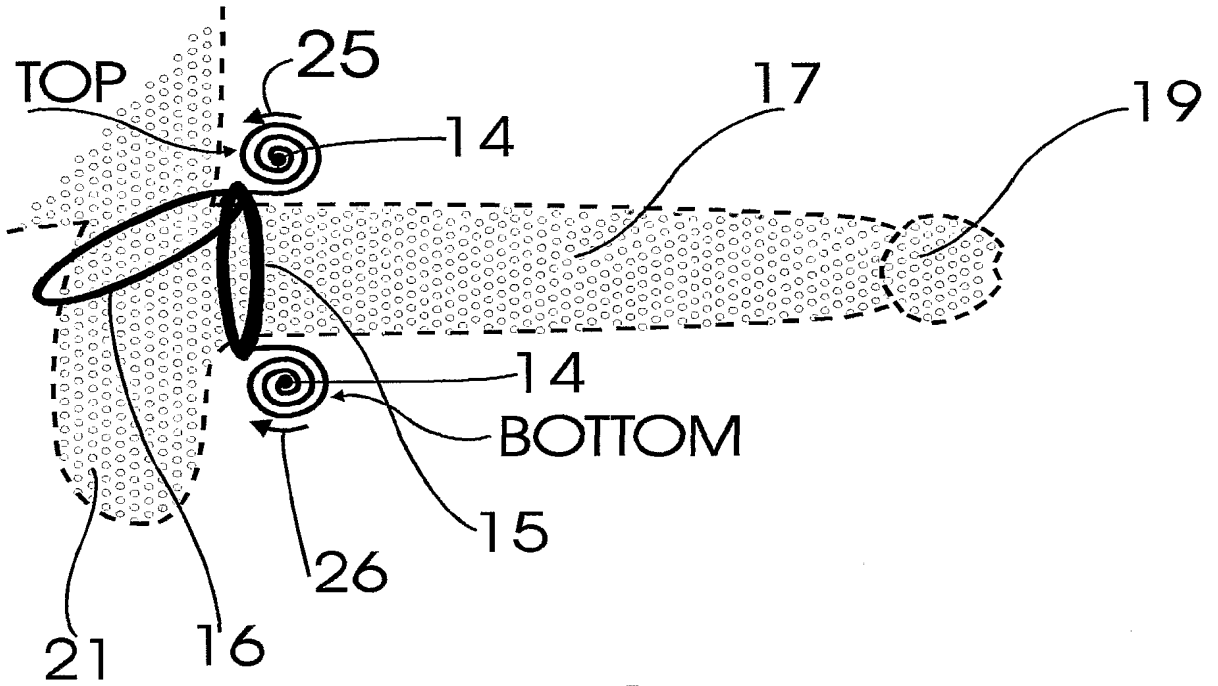


FIG. 4

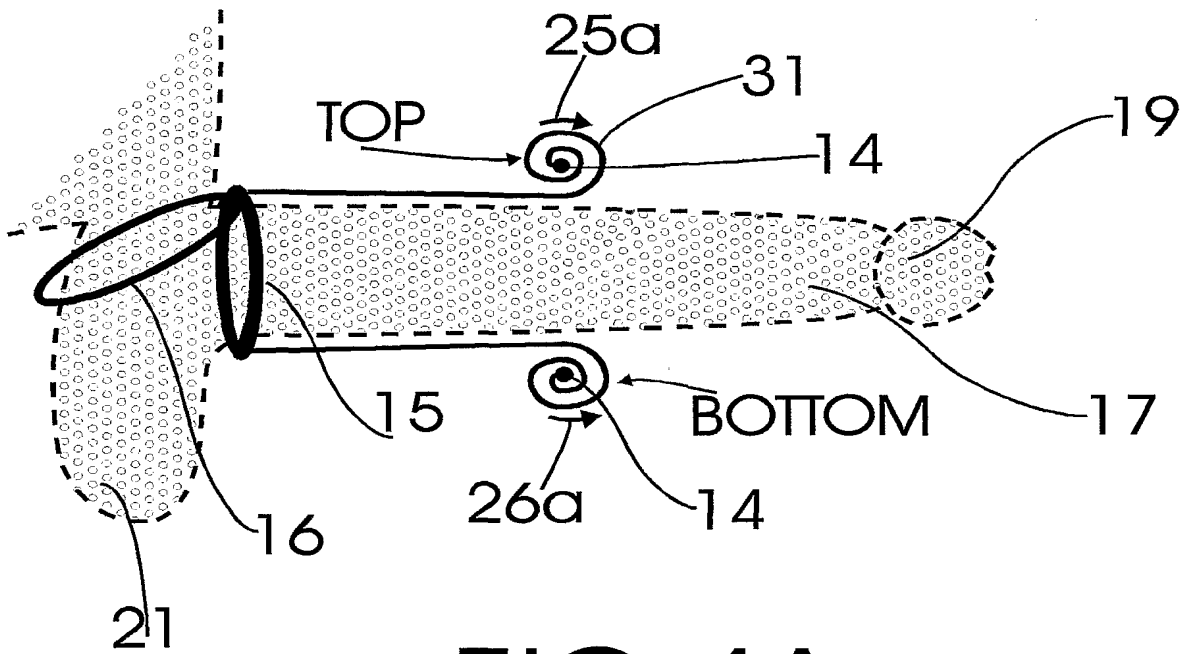


FIG. 4A

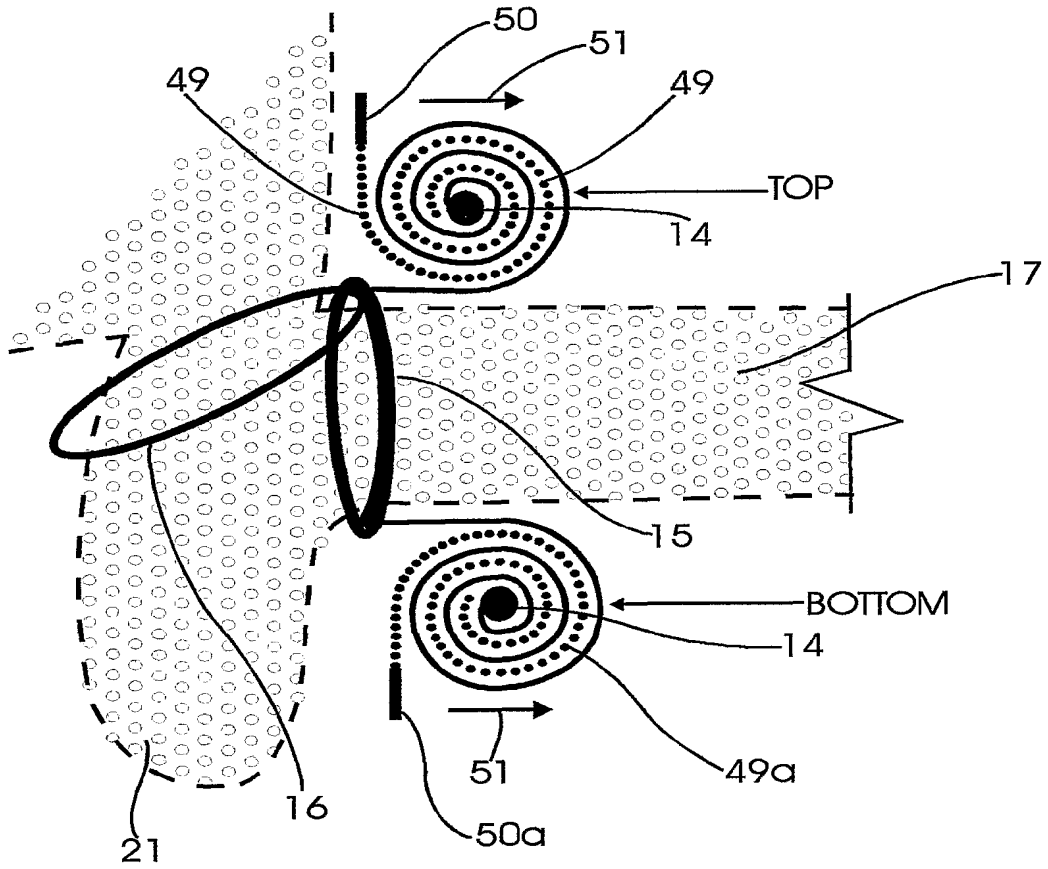


FIG. 5

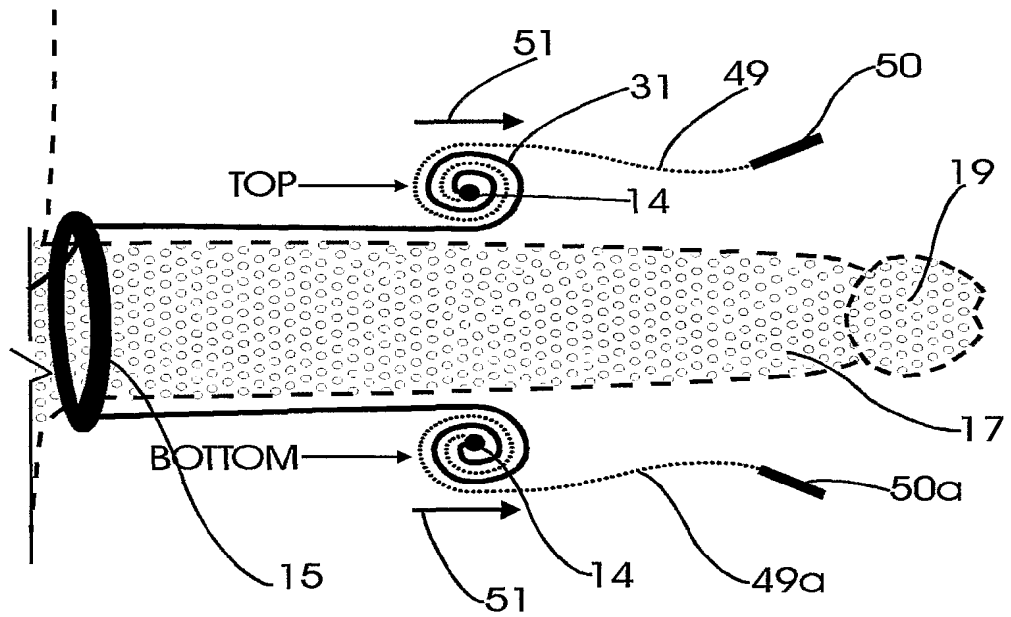


FIG. 5A

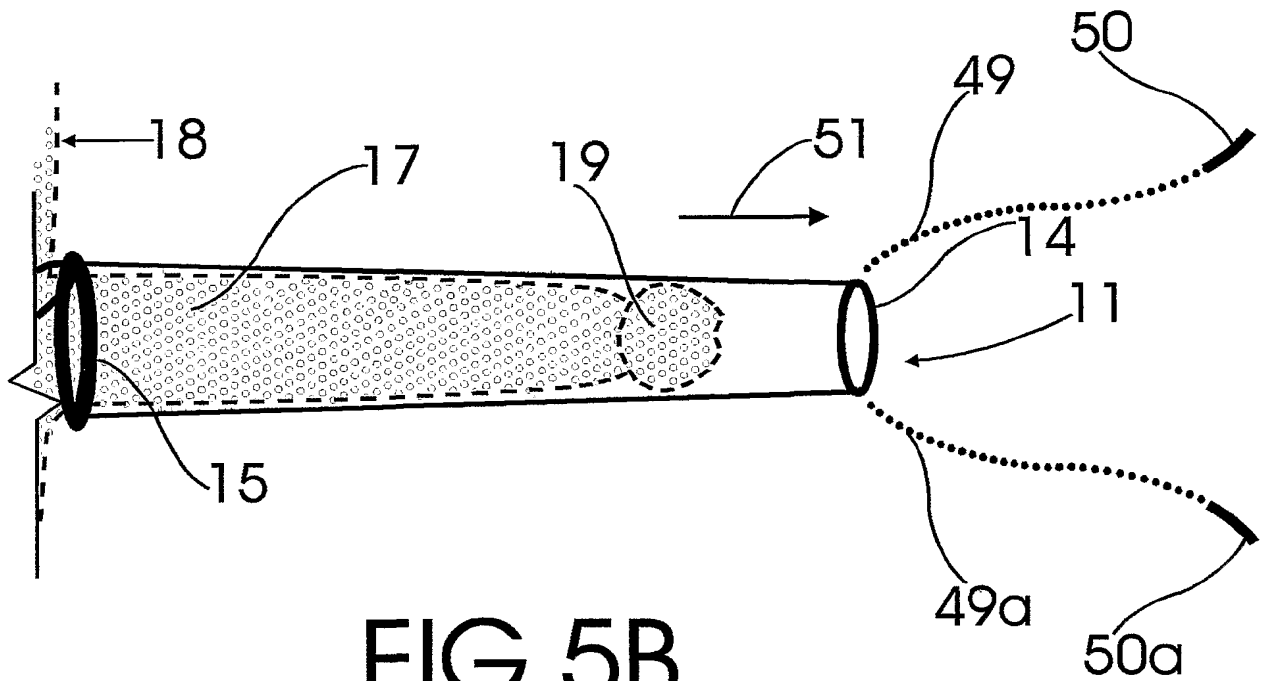


FIG. 5B

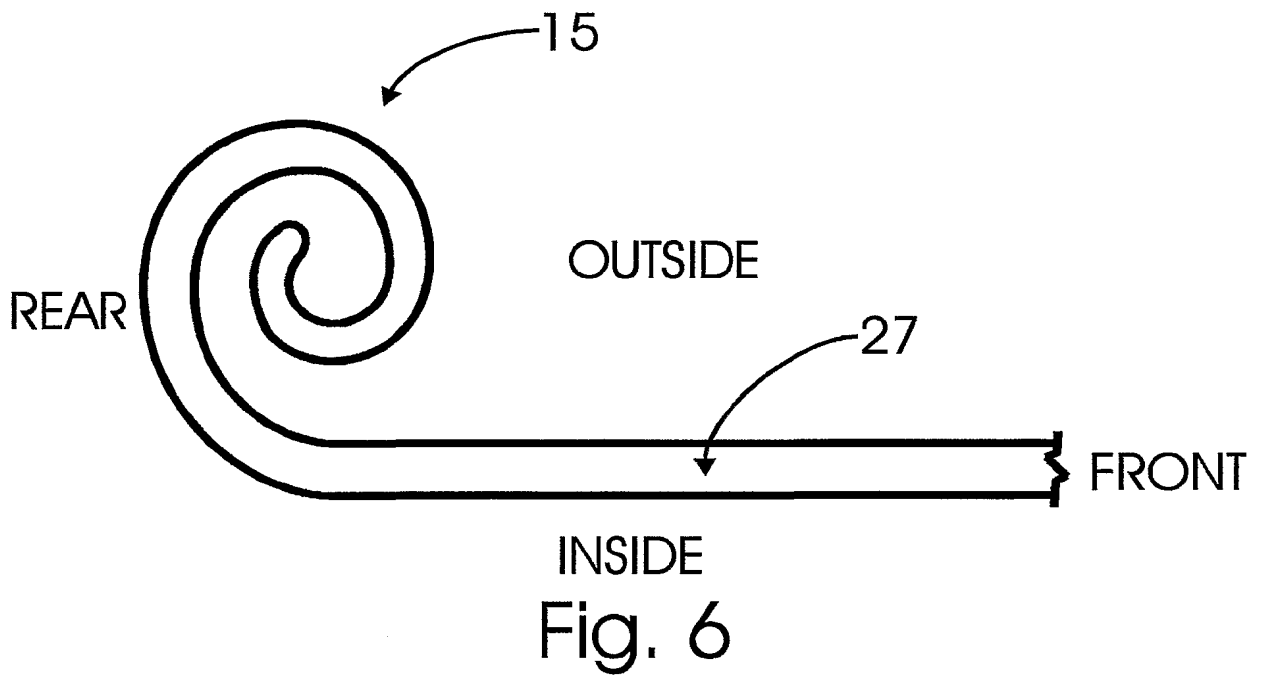


Fig. 6

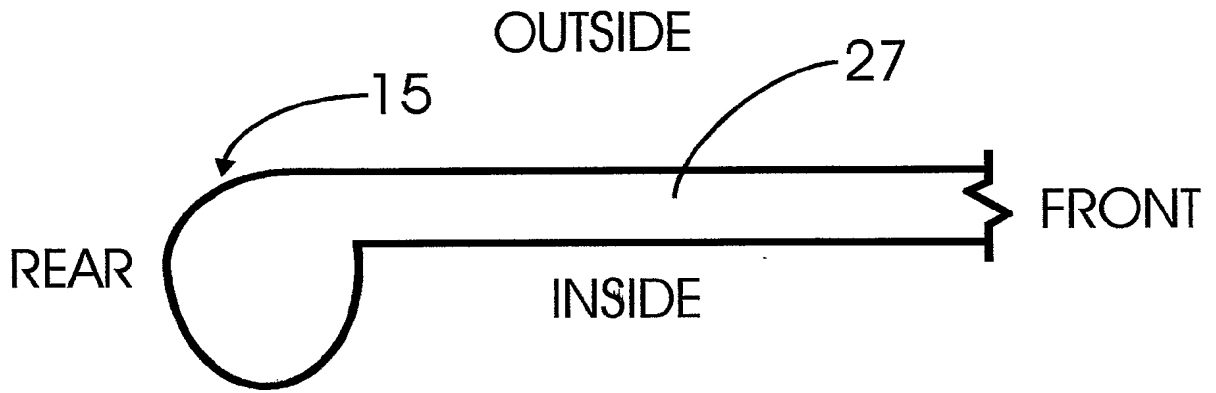


Fig. 7

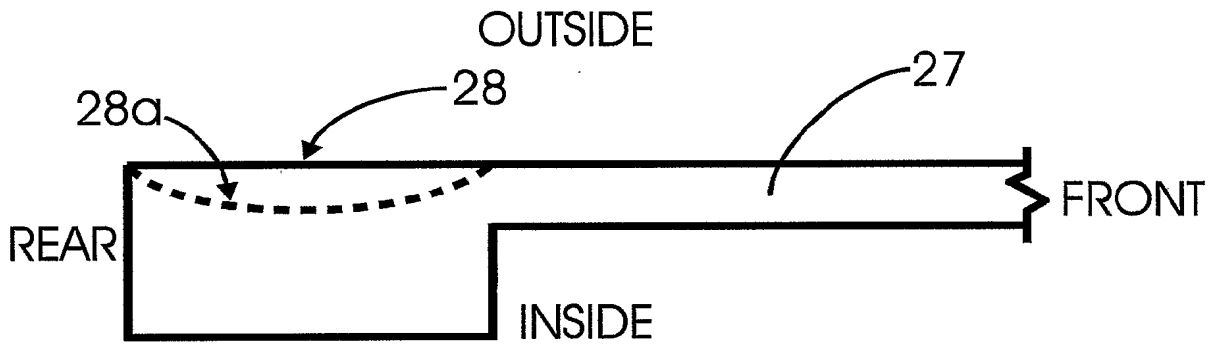


Fig. 7A

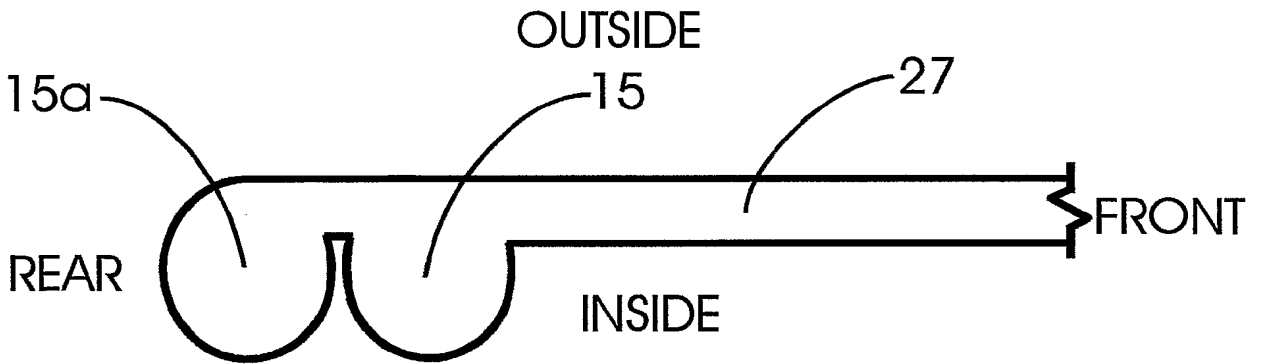


Fig. 7B

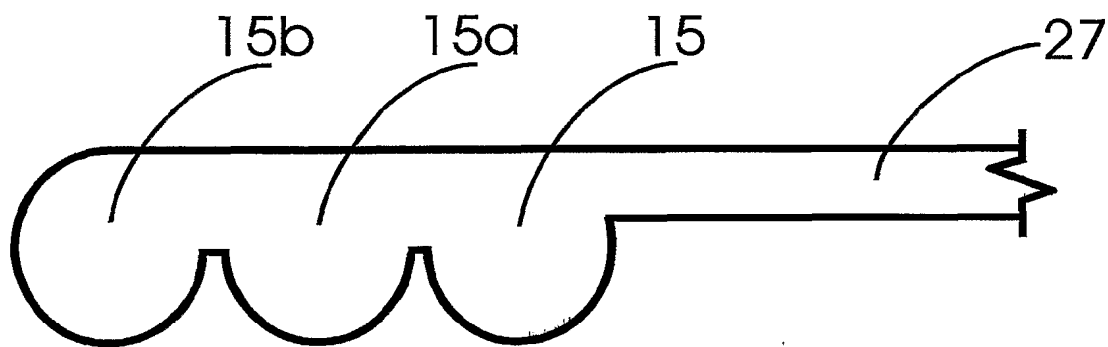


FIG. 7C

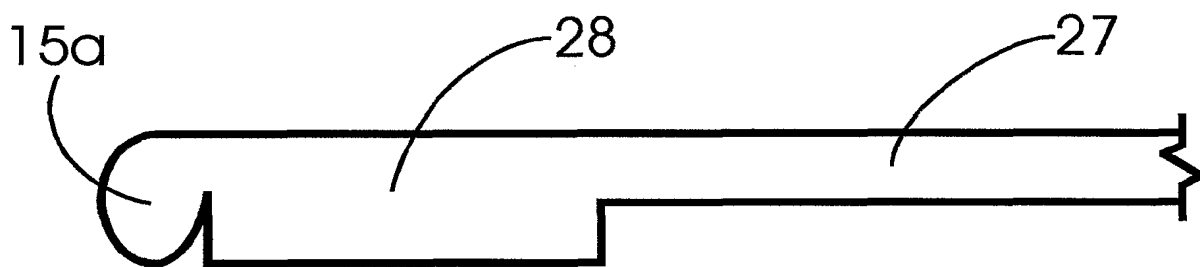


FIG. 7D

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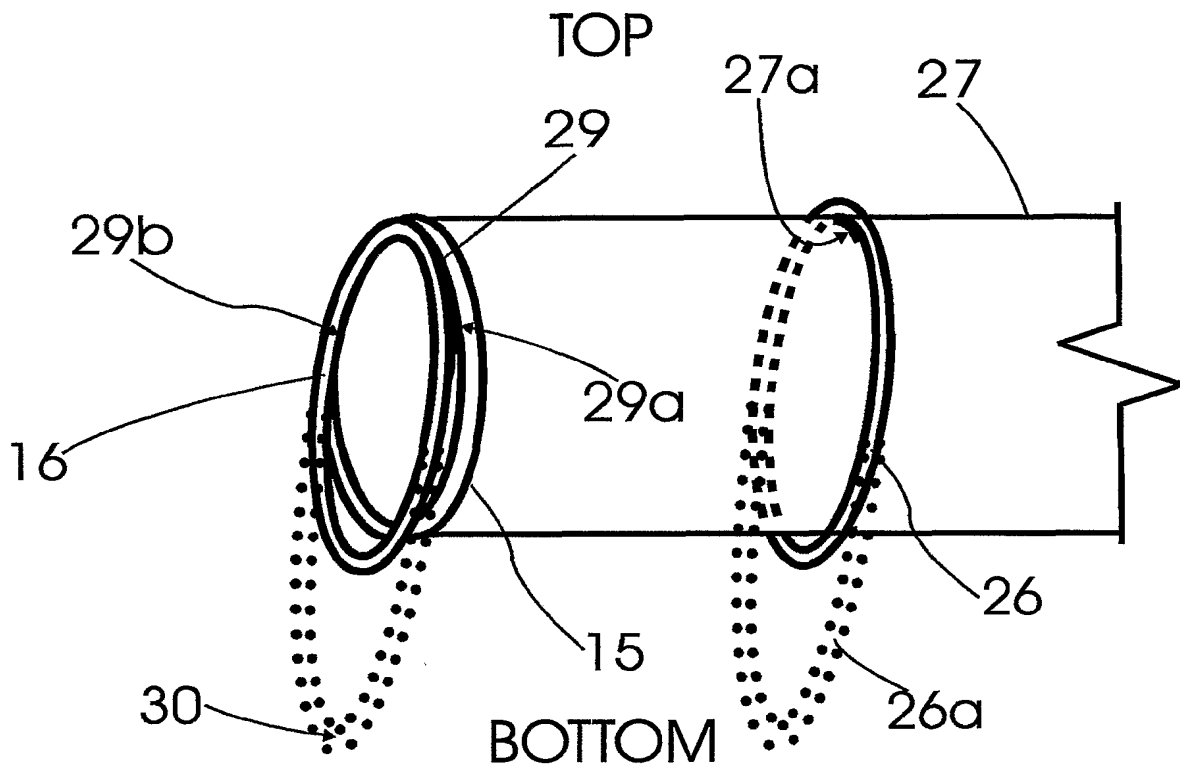


FIG. 8

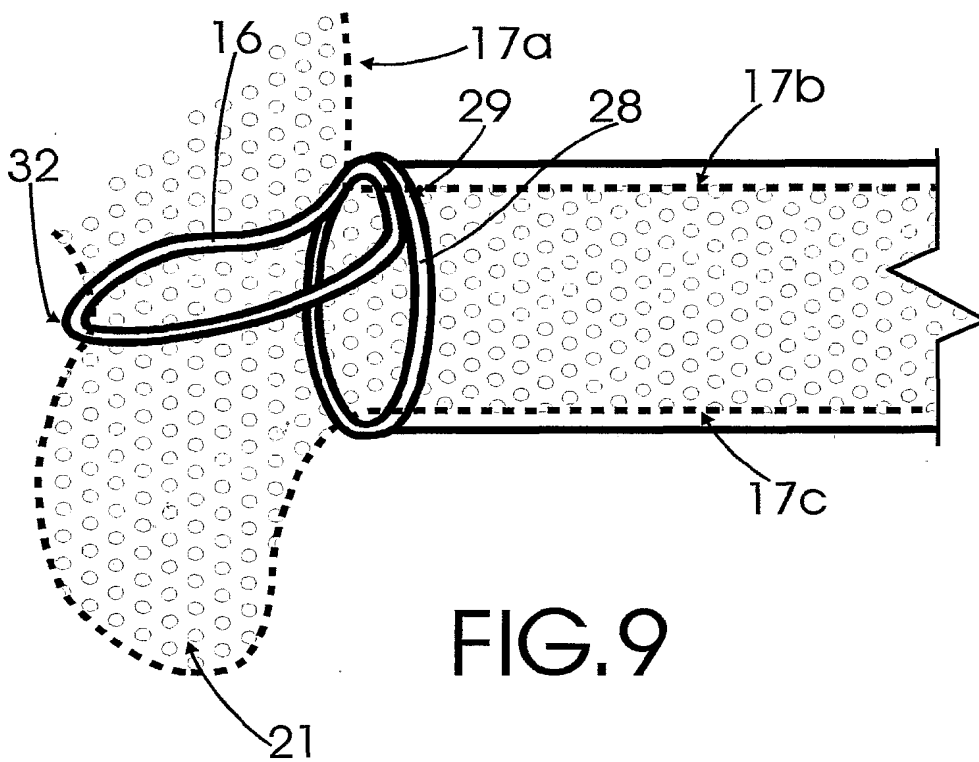


FIG. 9

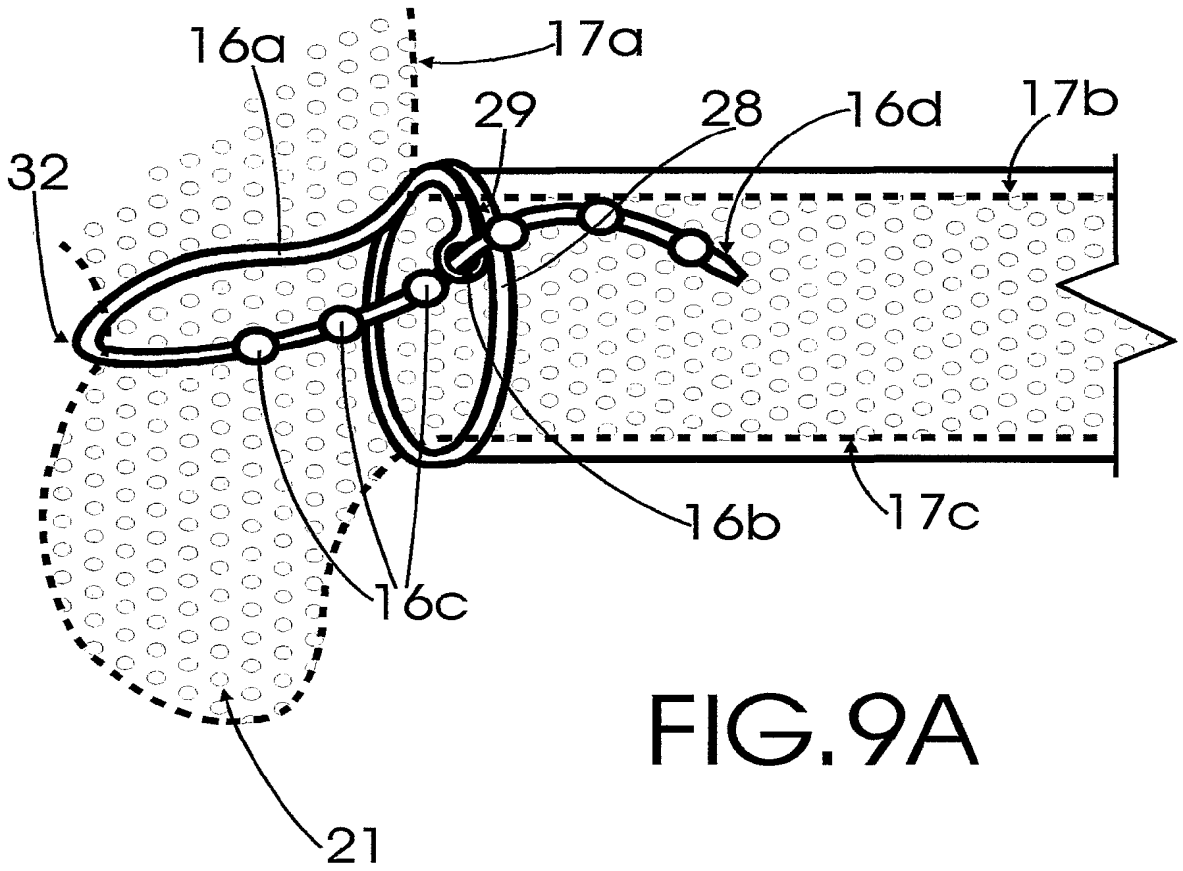


FIG. 9A

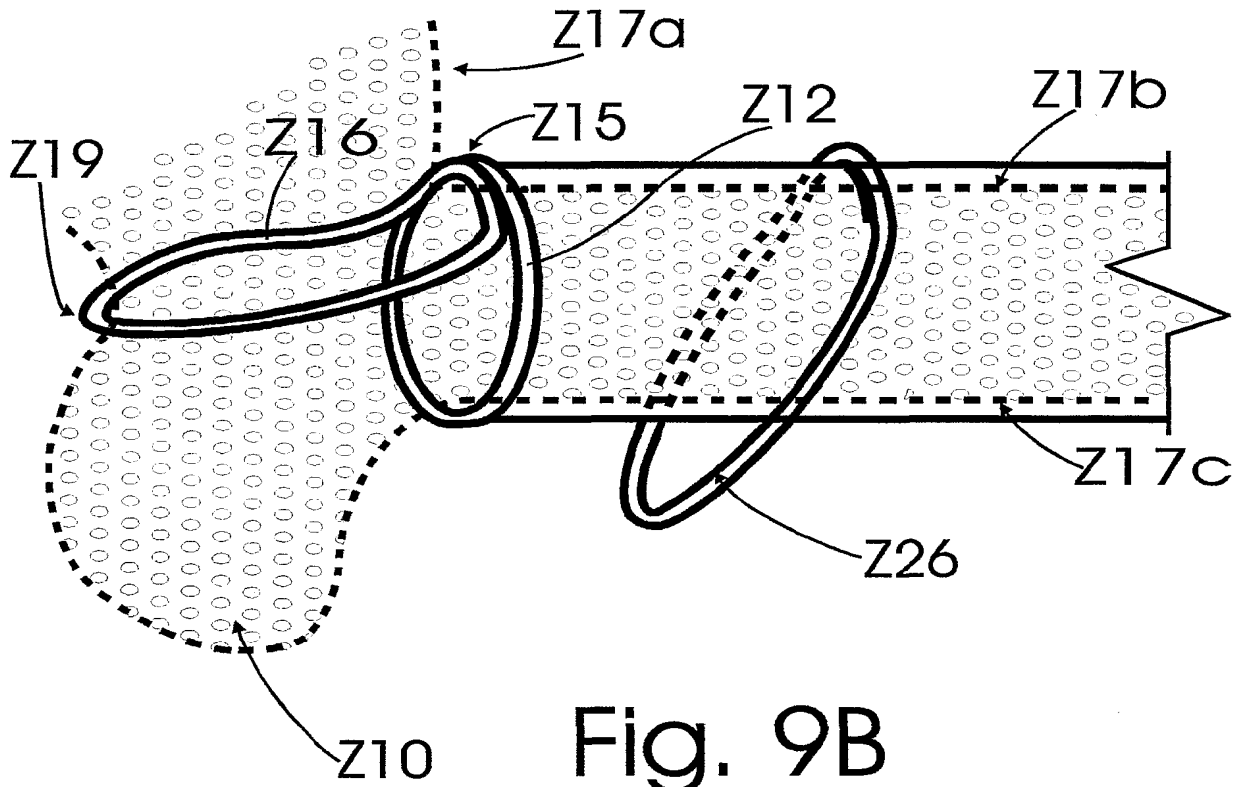


Fig. 9B

10/26

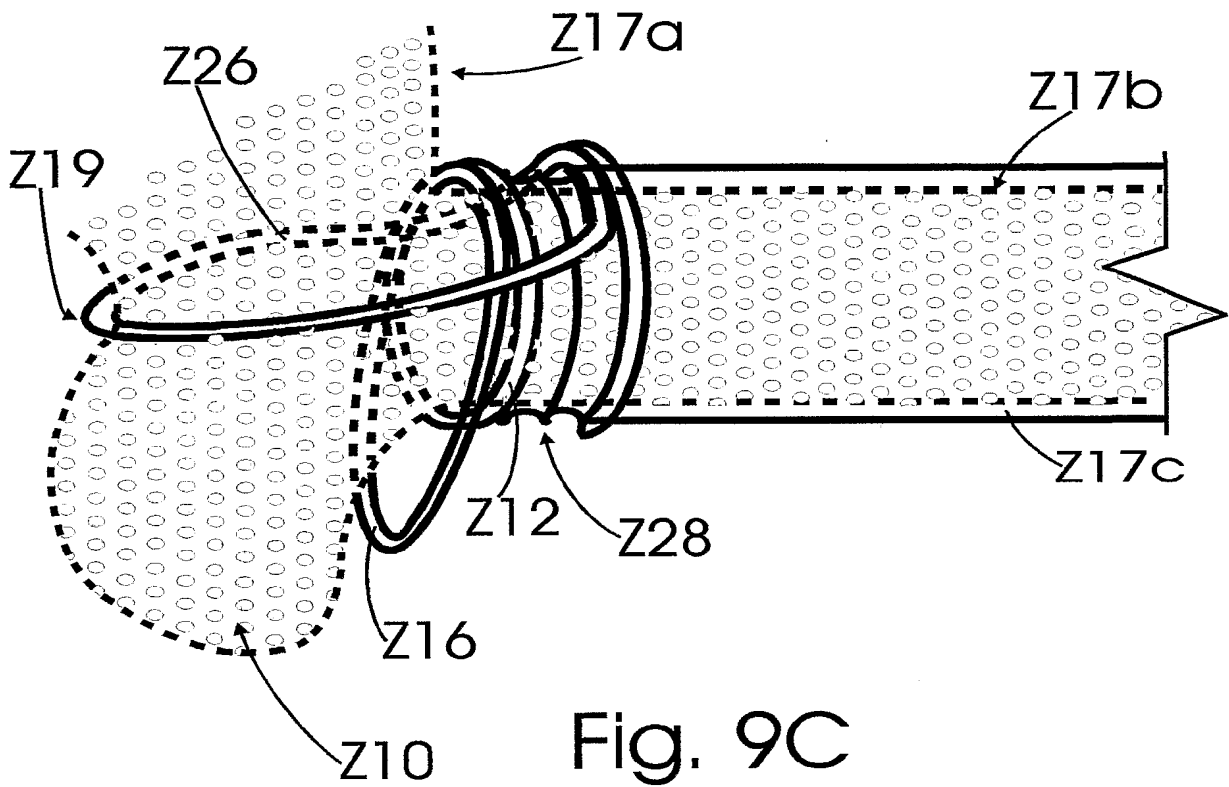


Fig. 9C

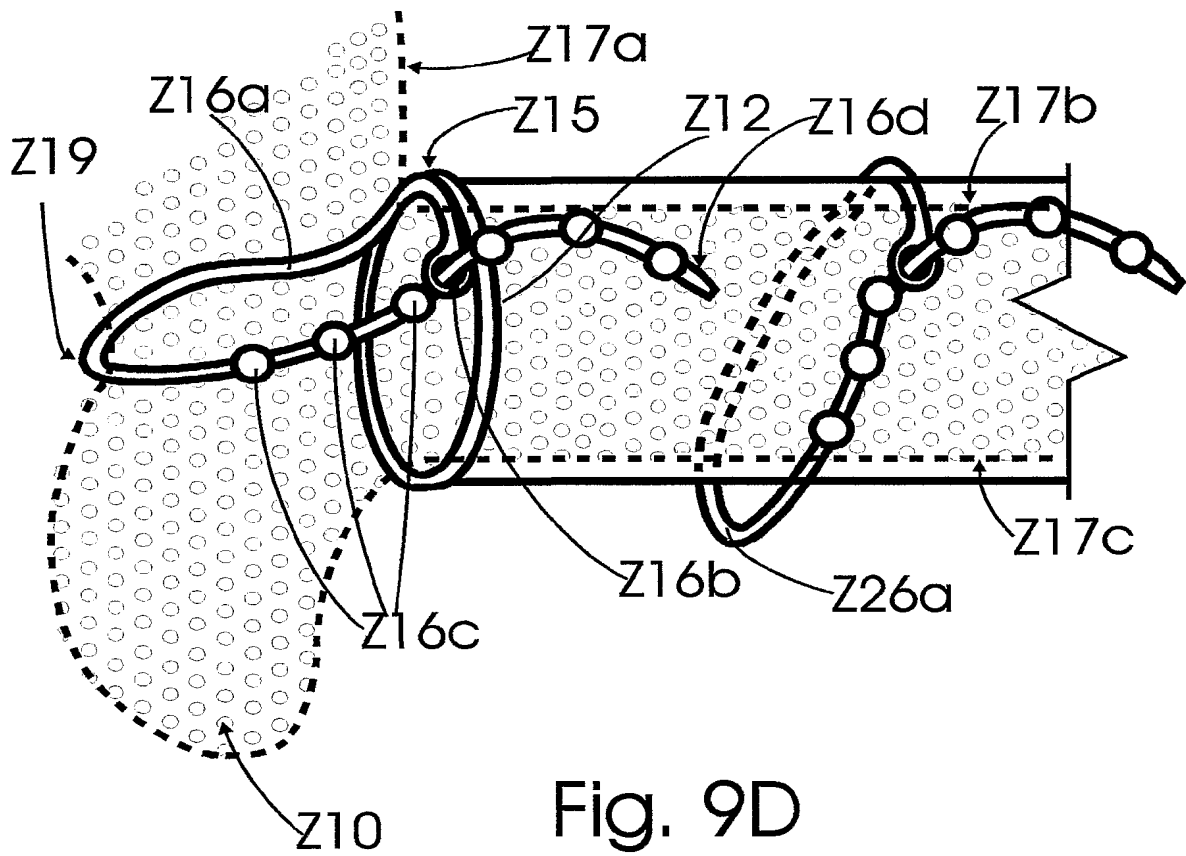
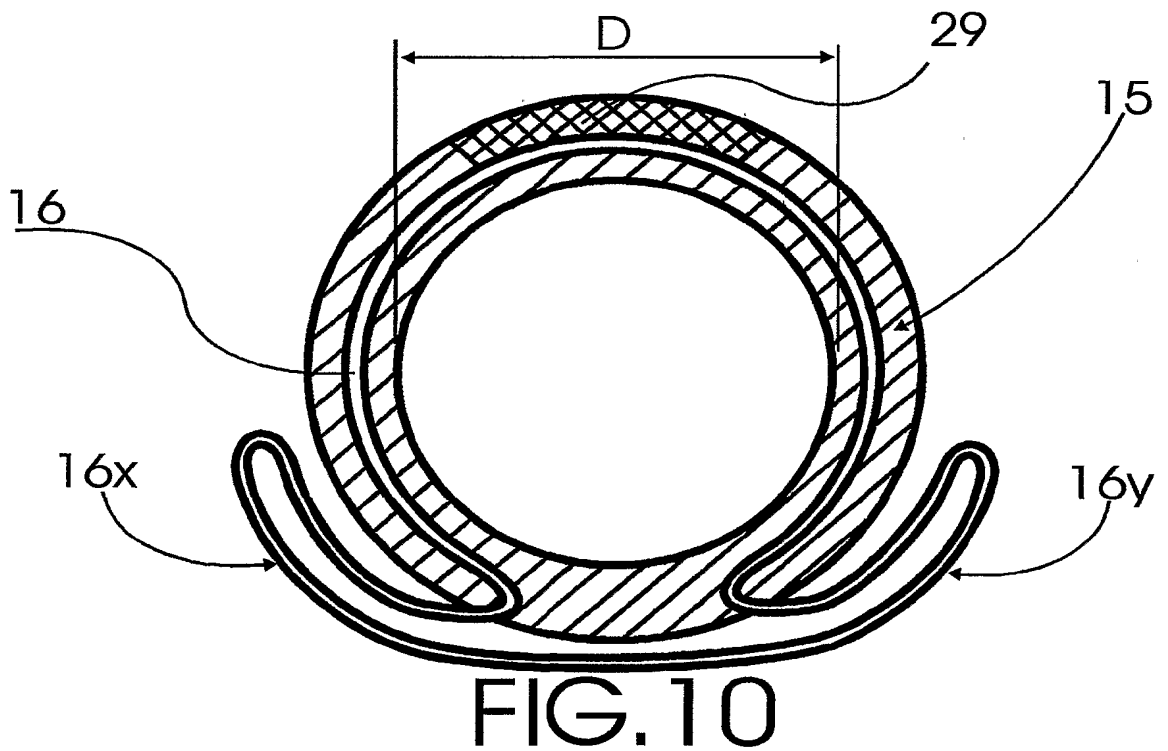
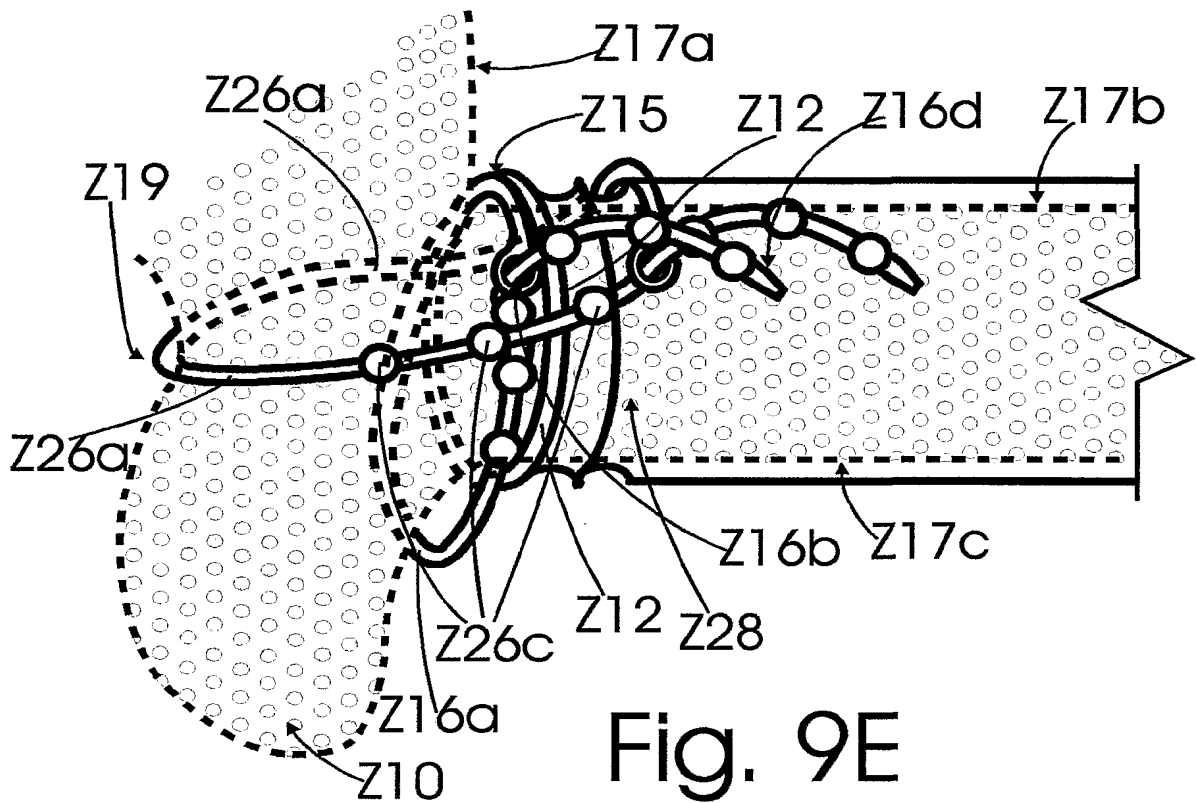


Fig. 9D



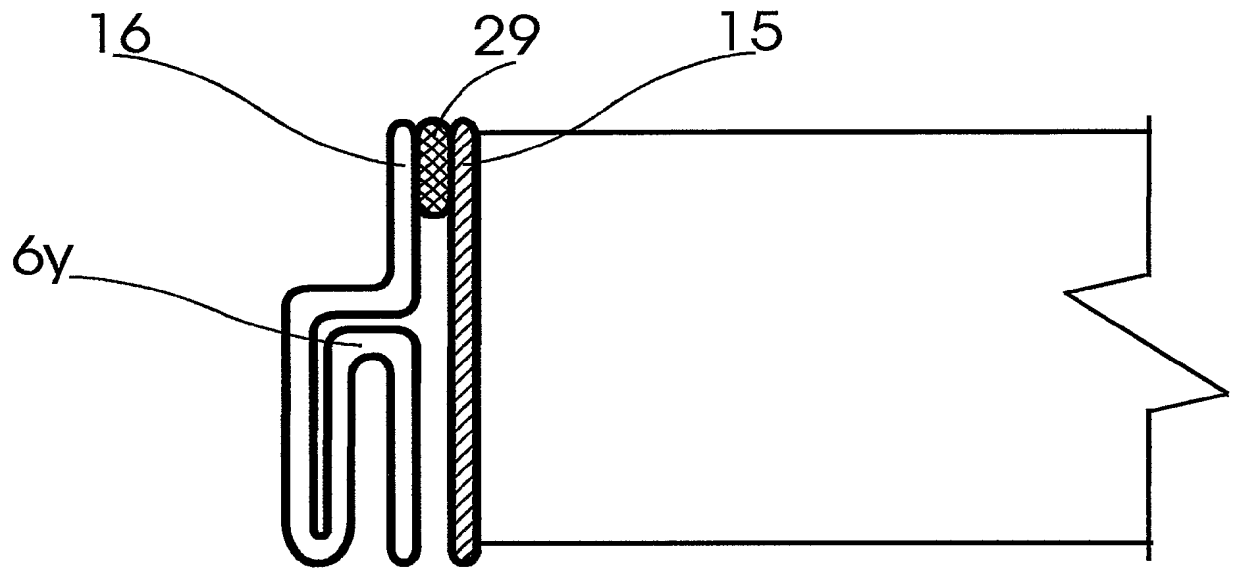


Fig. 10A

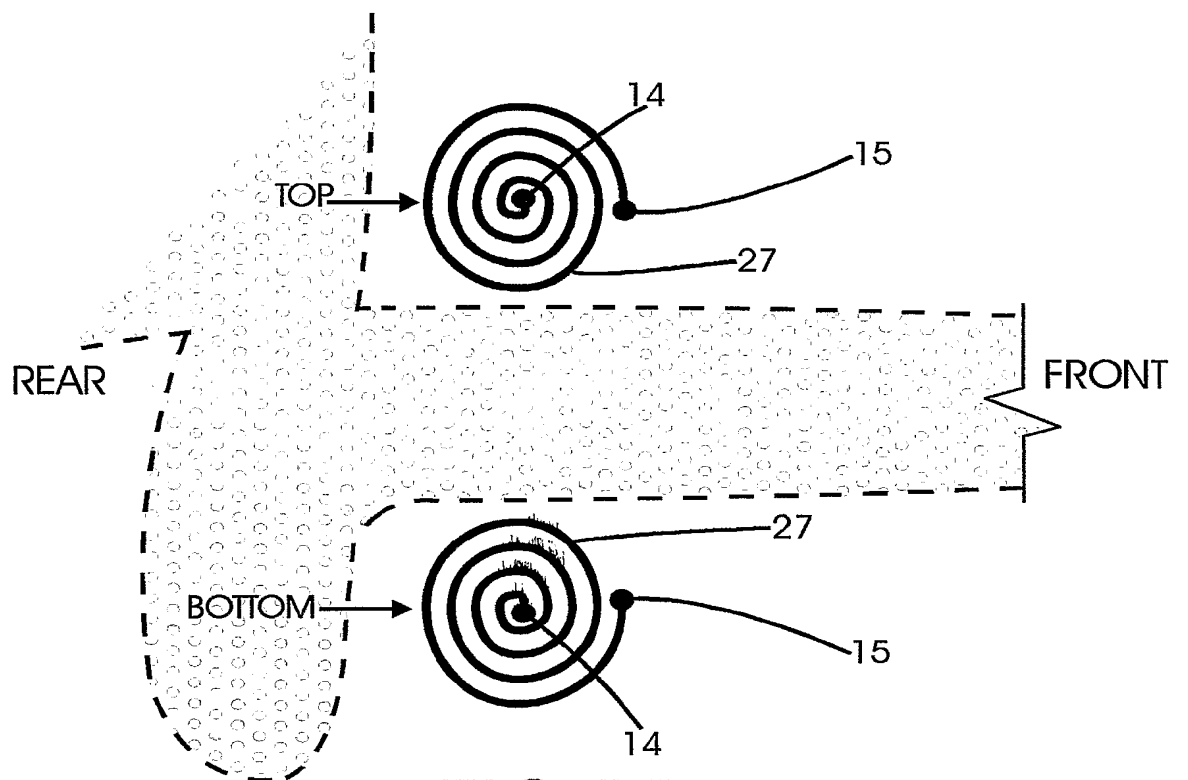


FIG. 11

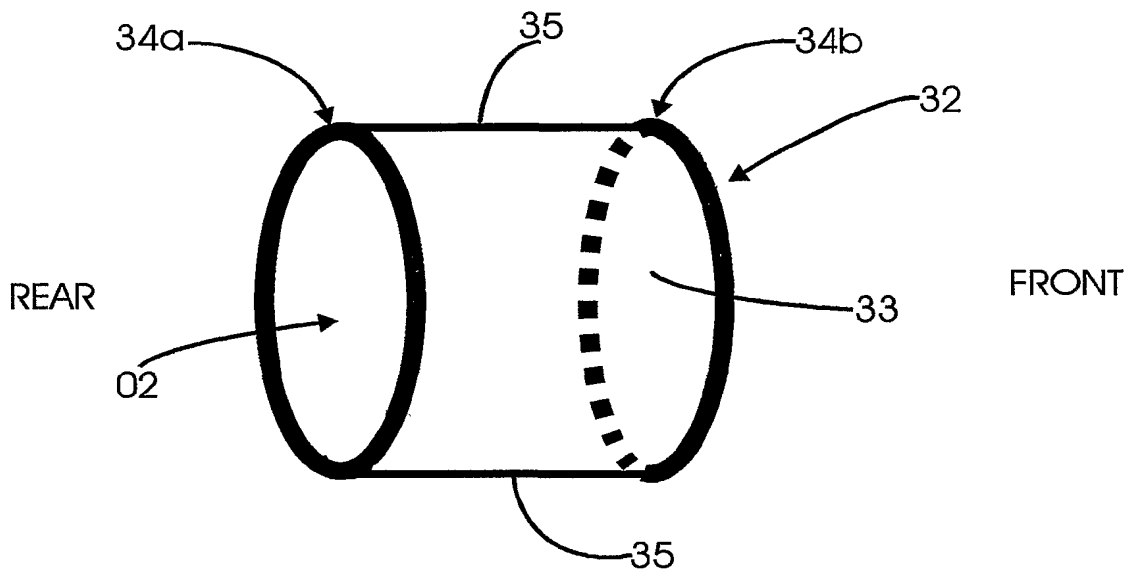


FIG. 12

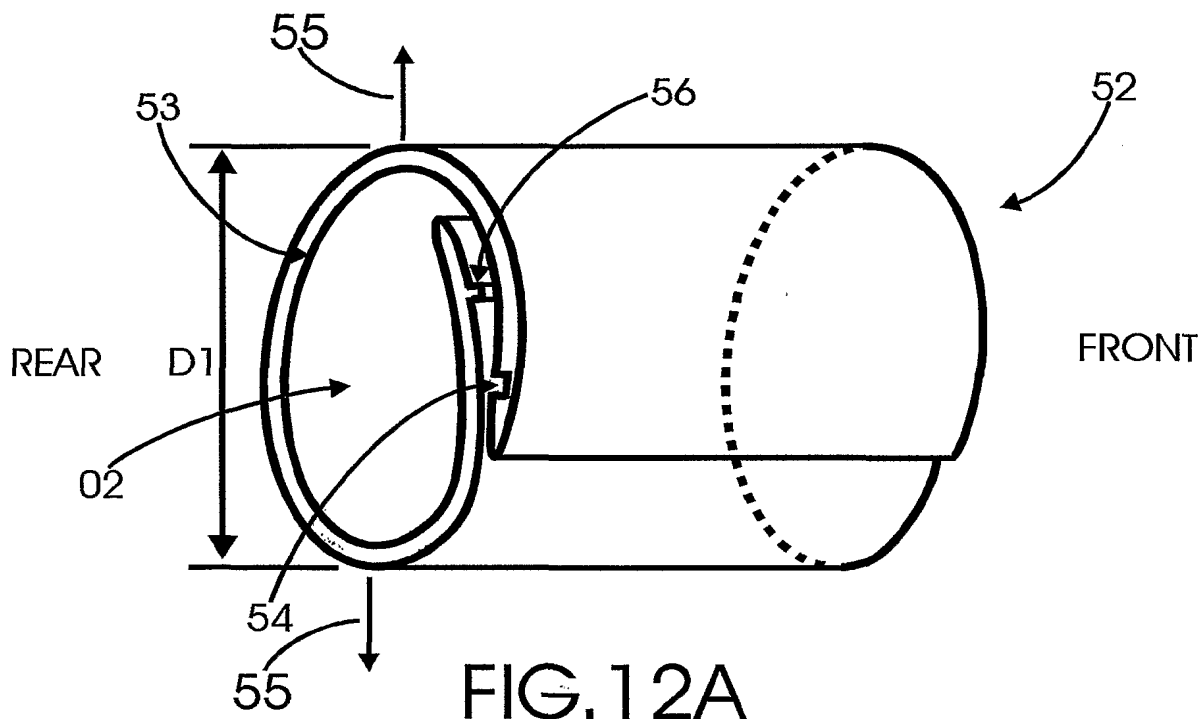


FIG. 12A

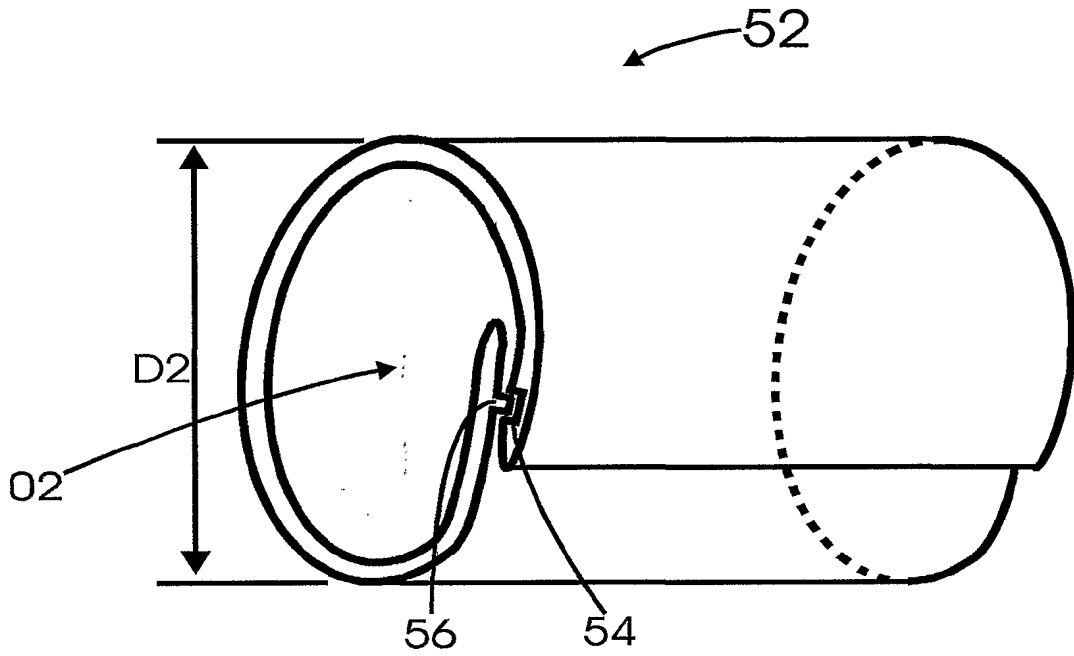


FIG. 12B

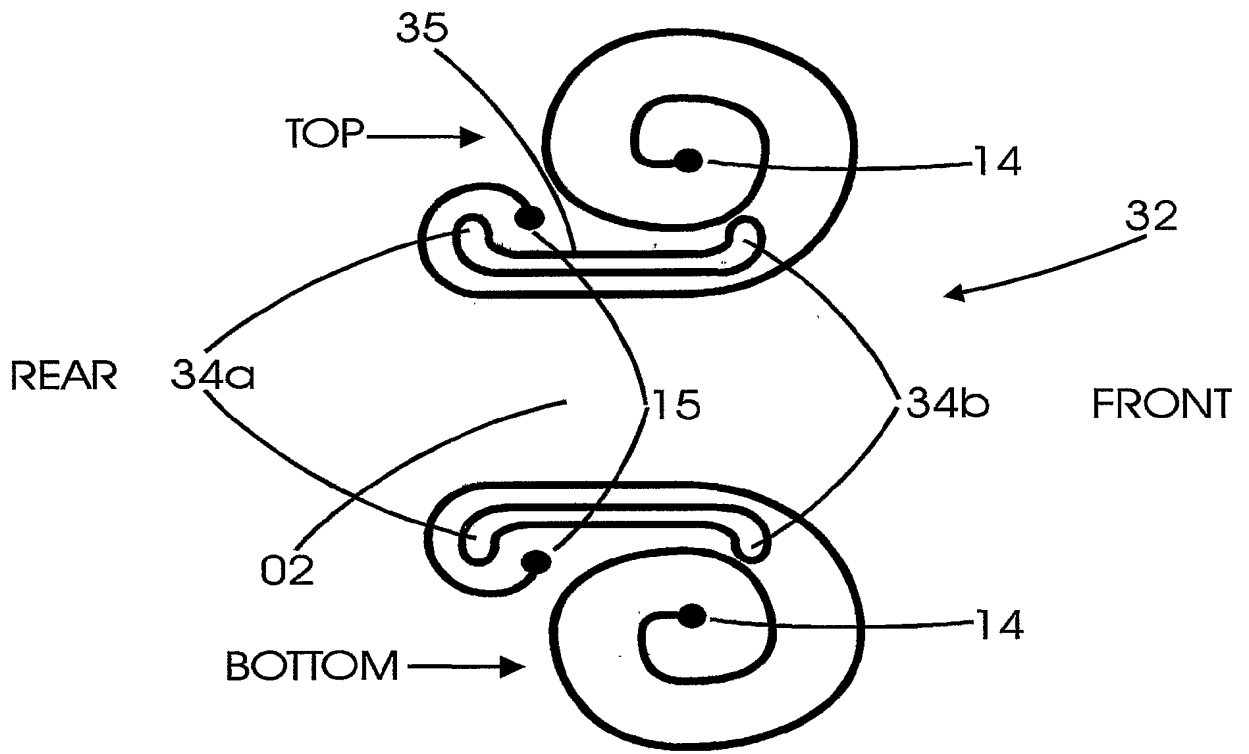
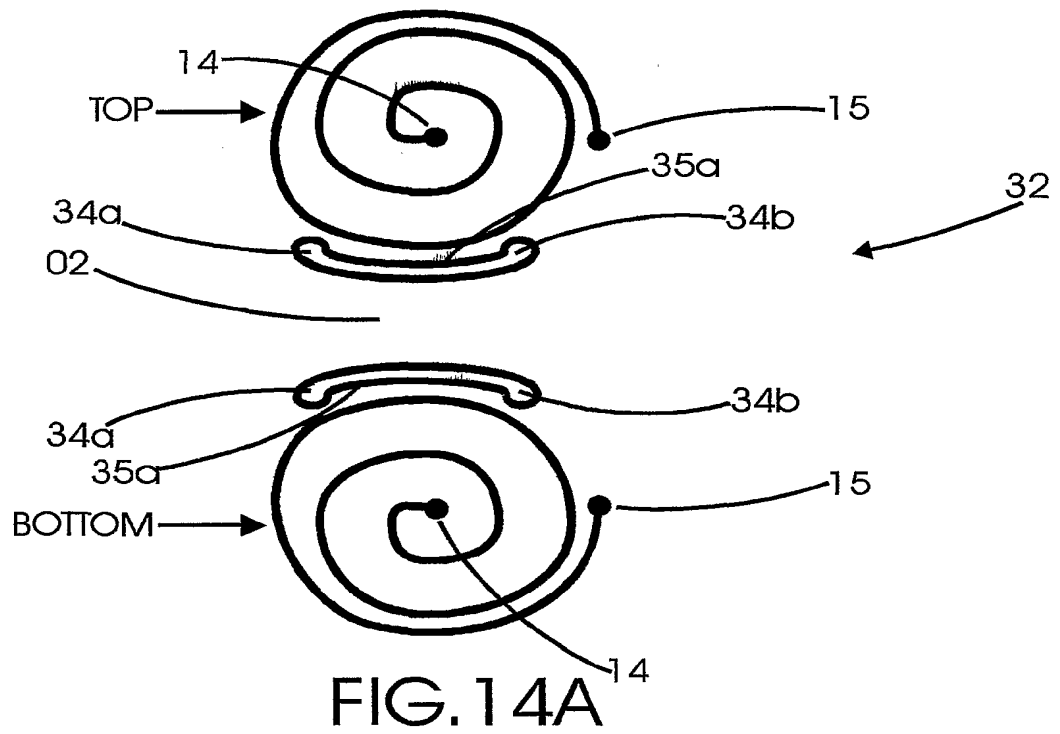
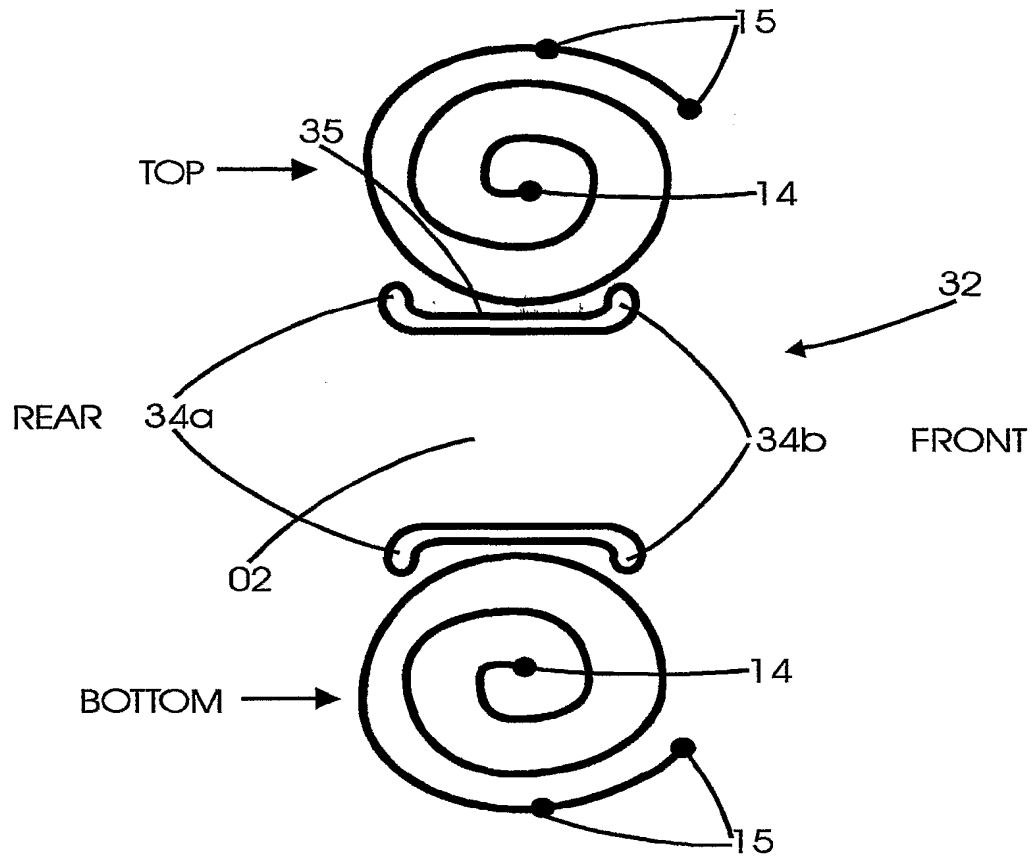


FIG. 13



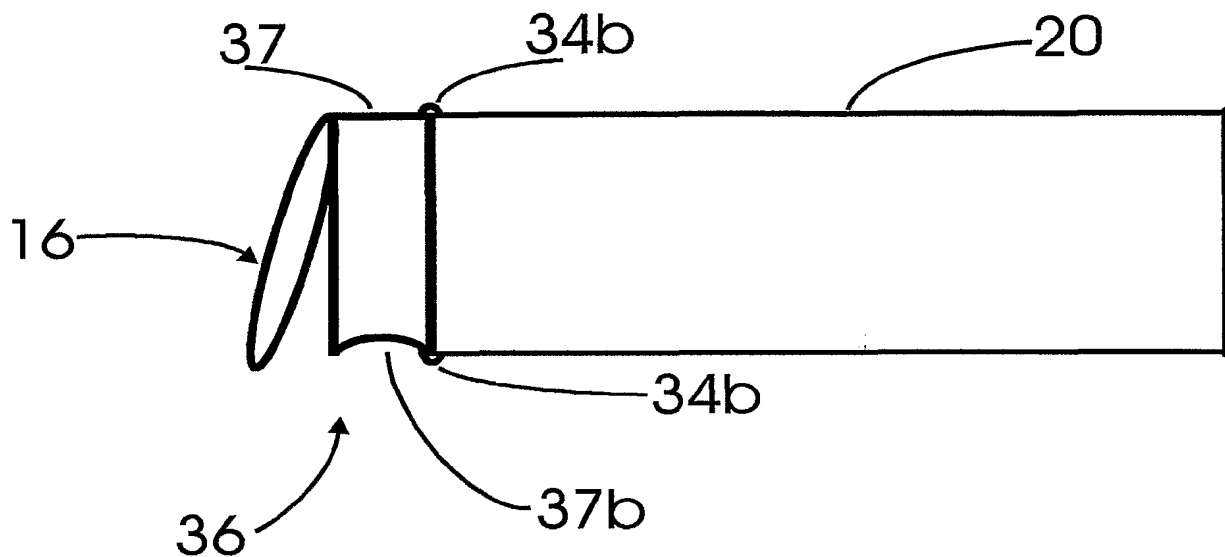


FIG. 15

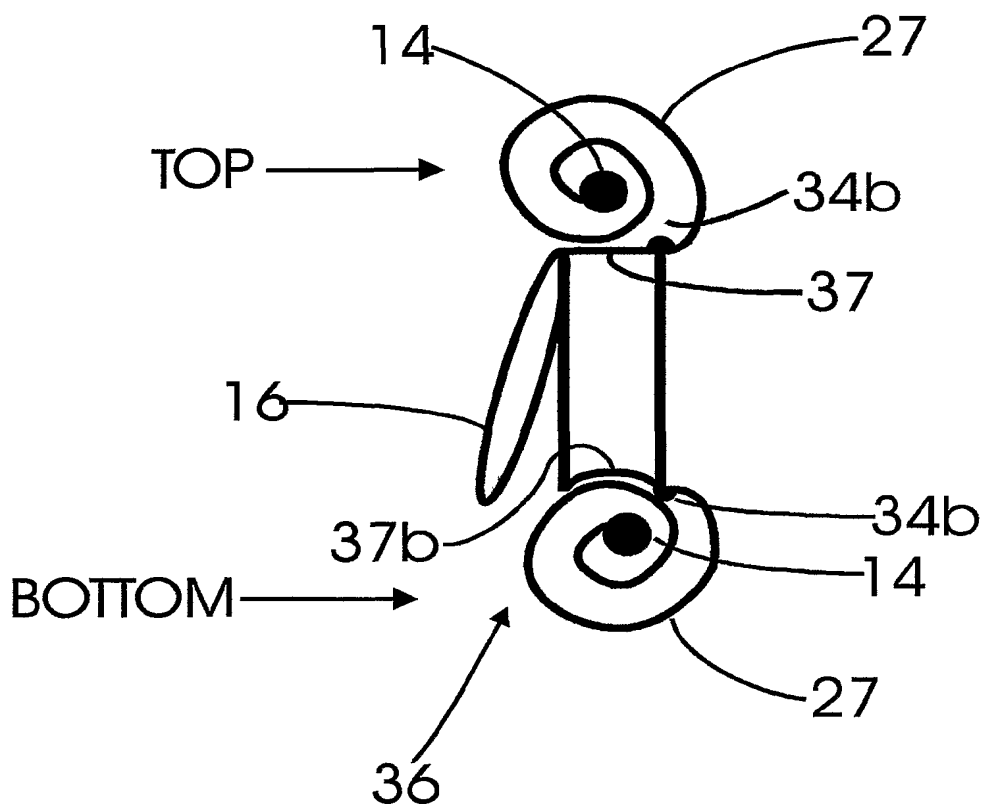


FIG. 16

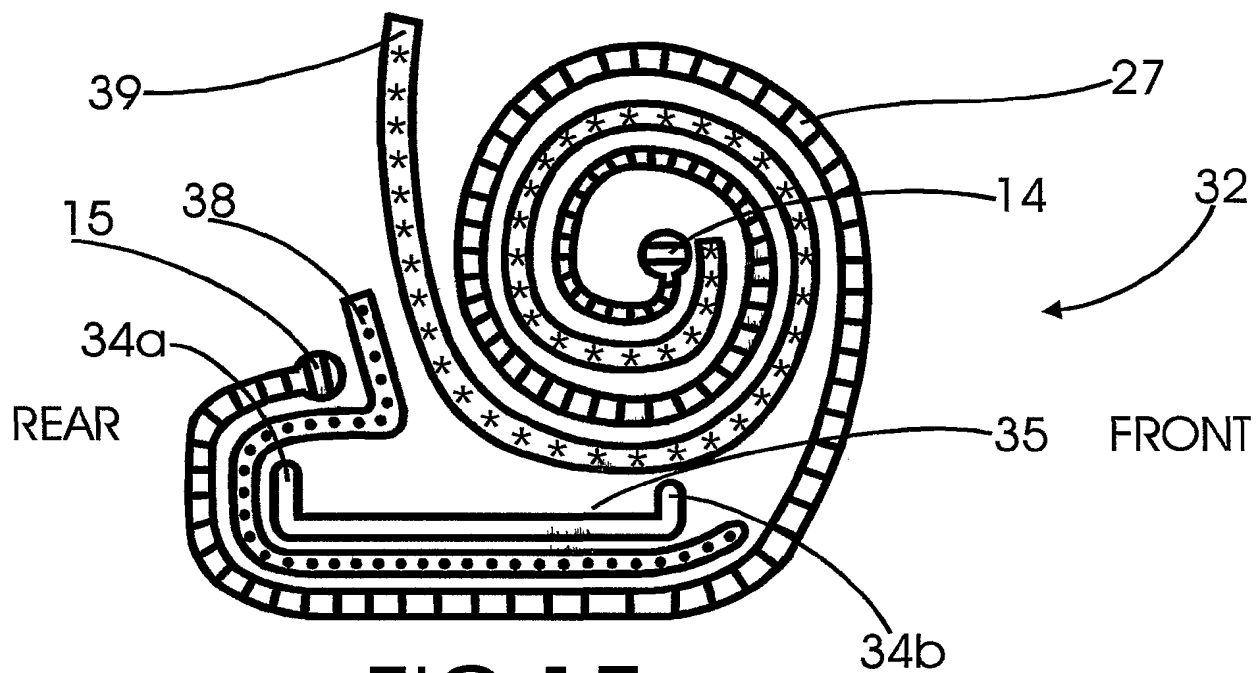


FIG. 17

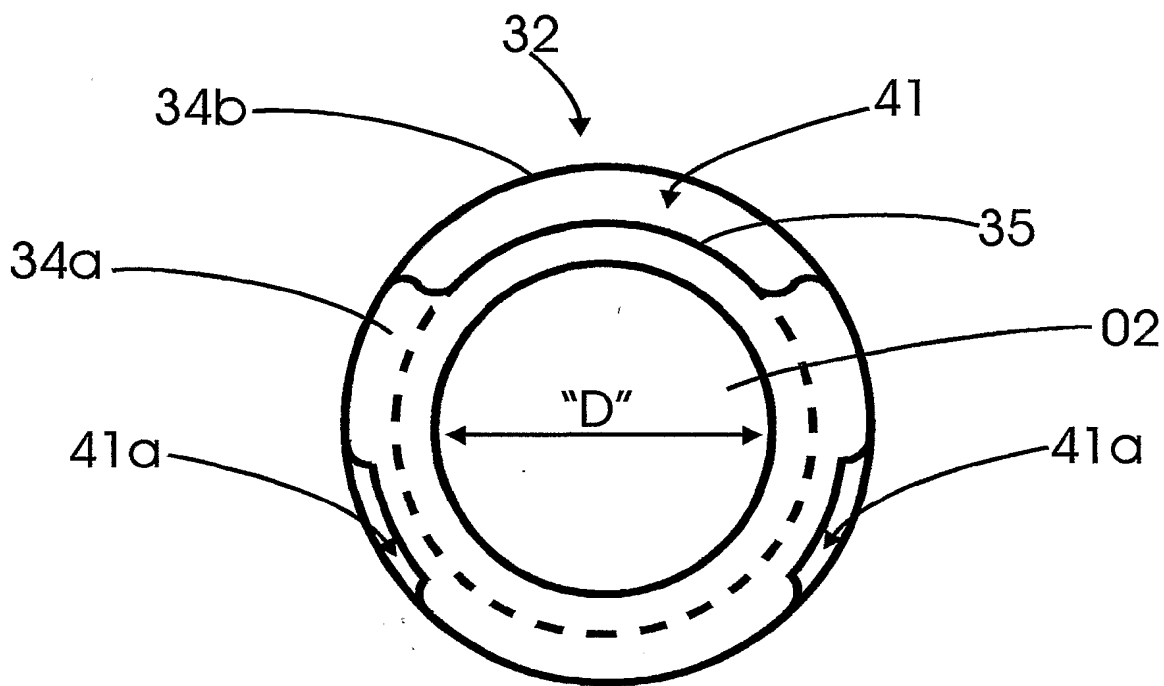


FIG. 18

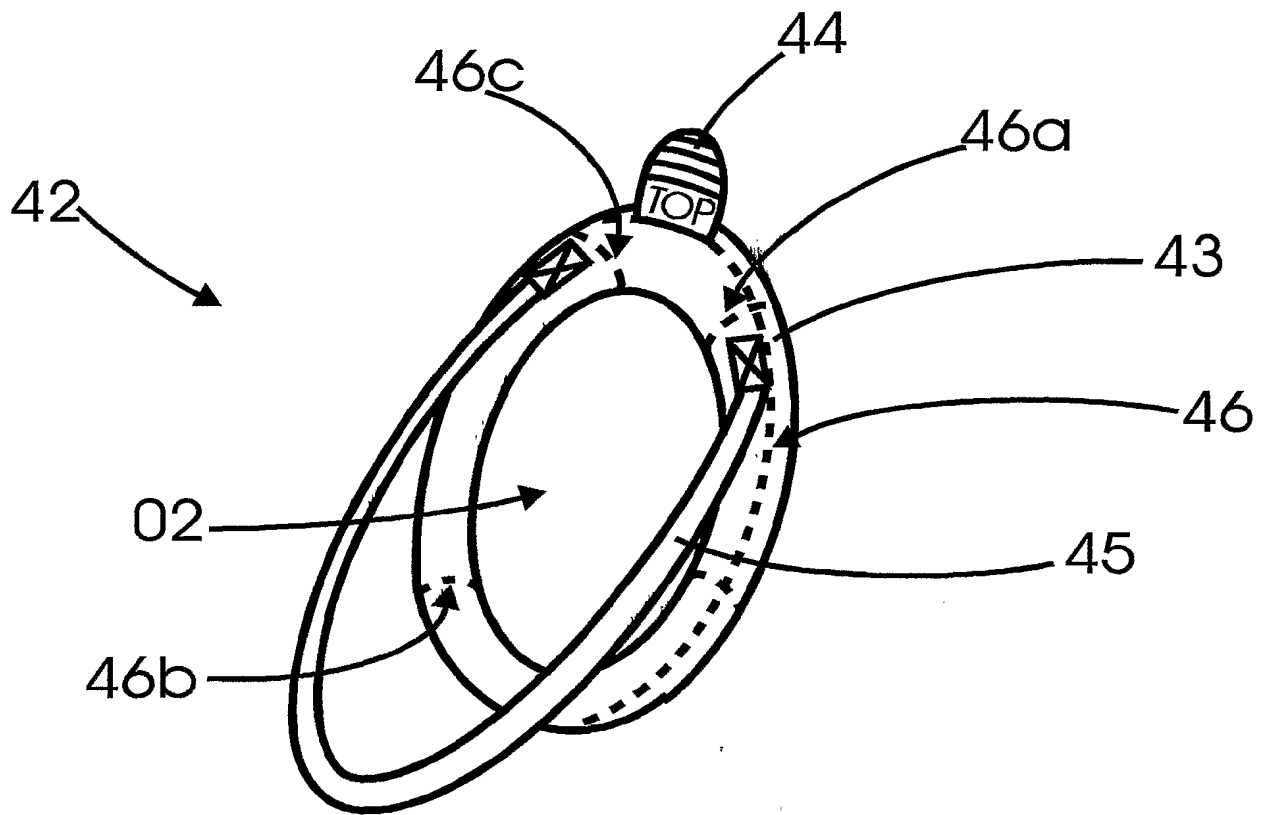


FIG. 19

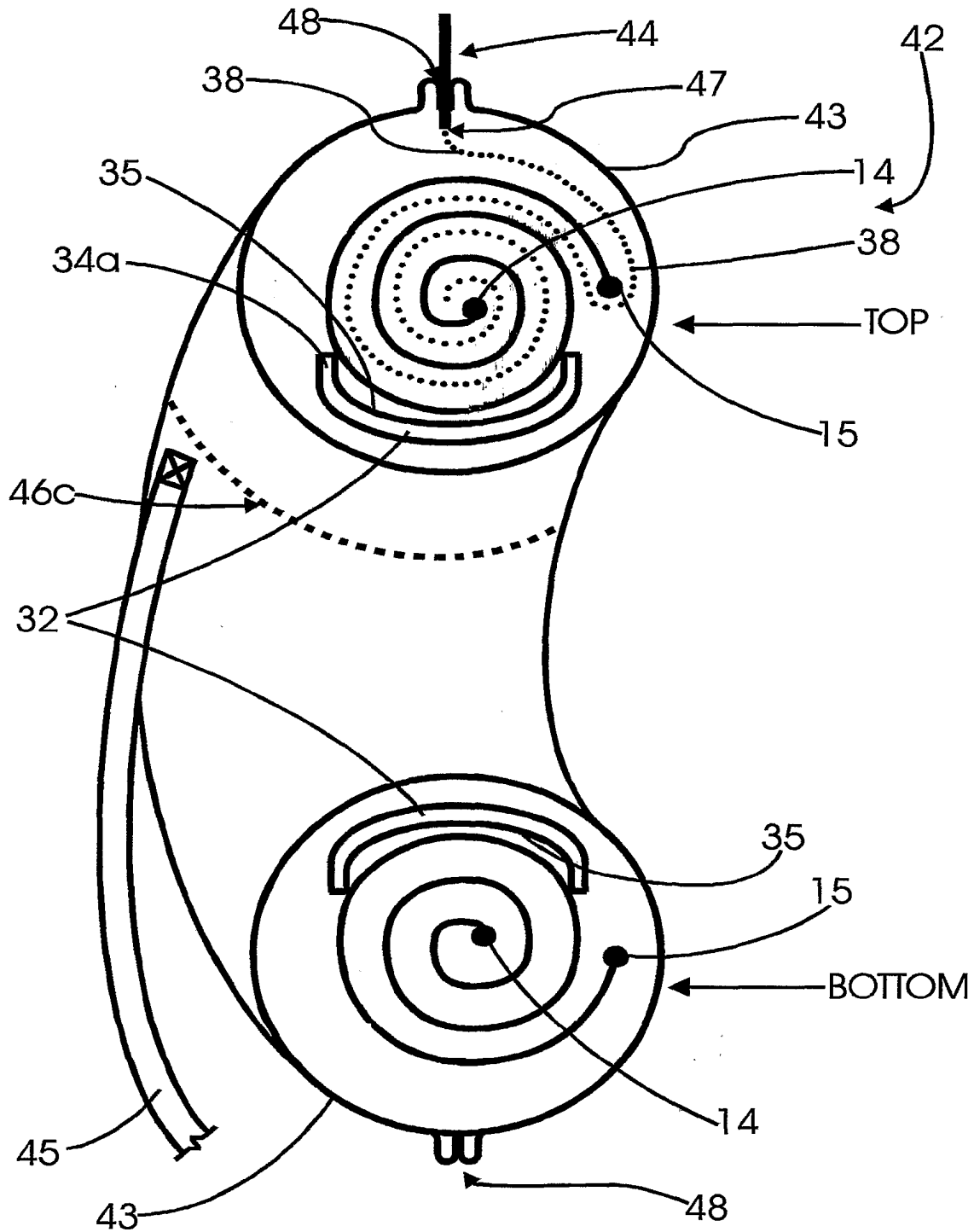


FIG.20

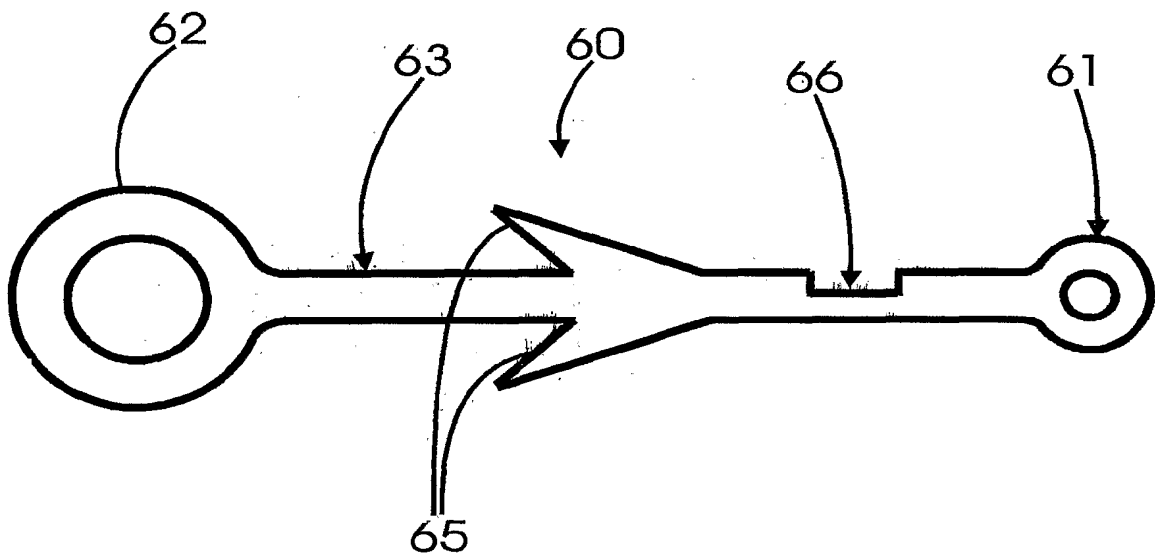


FIG. 21

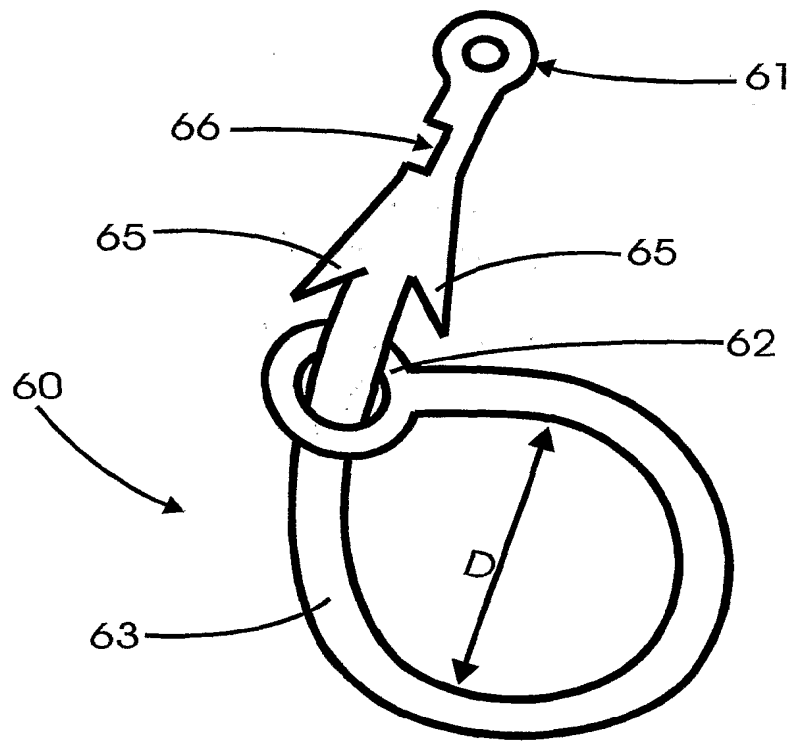


FIG. 21A

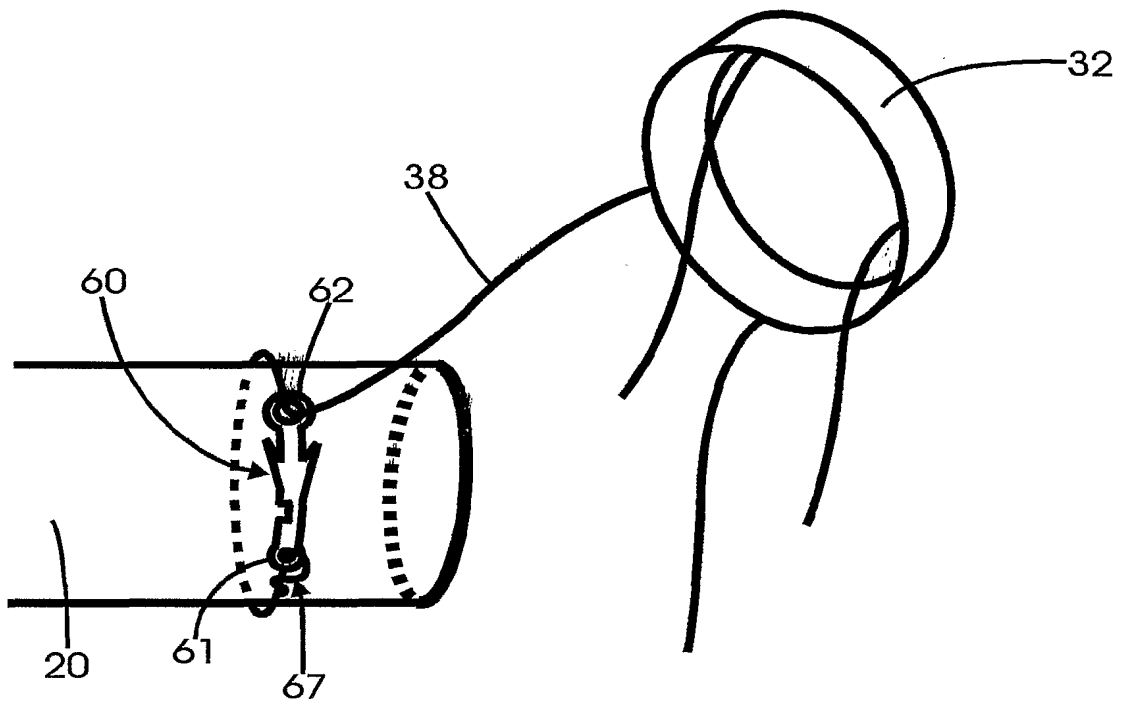


FIG. 22

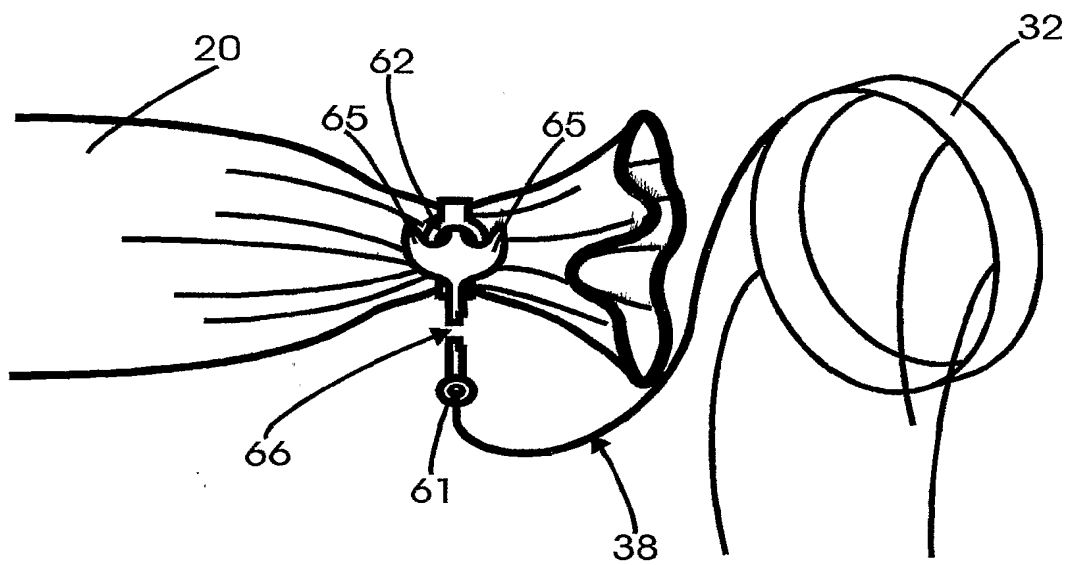
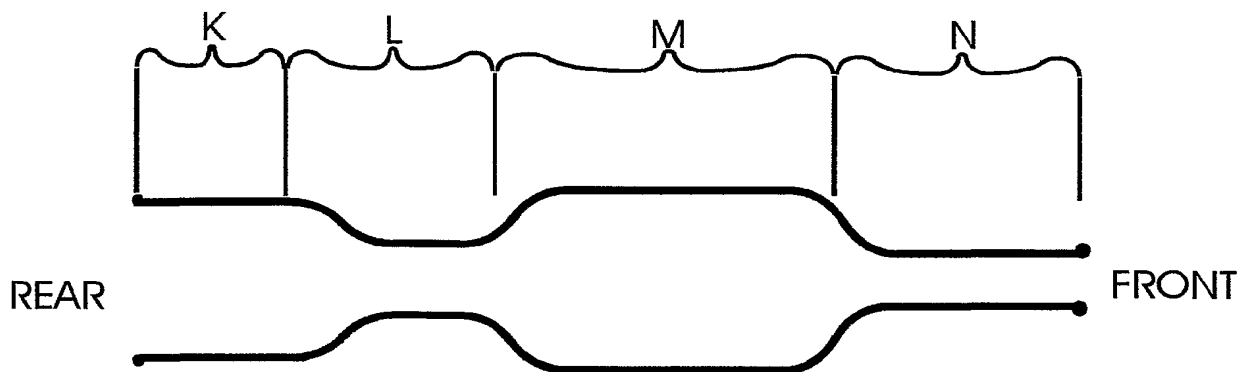
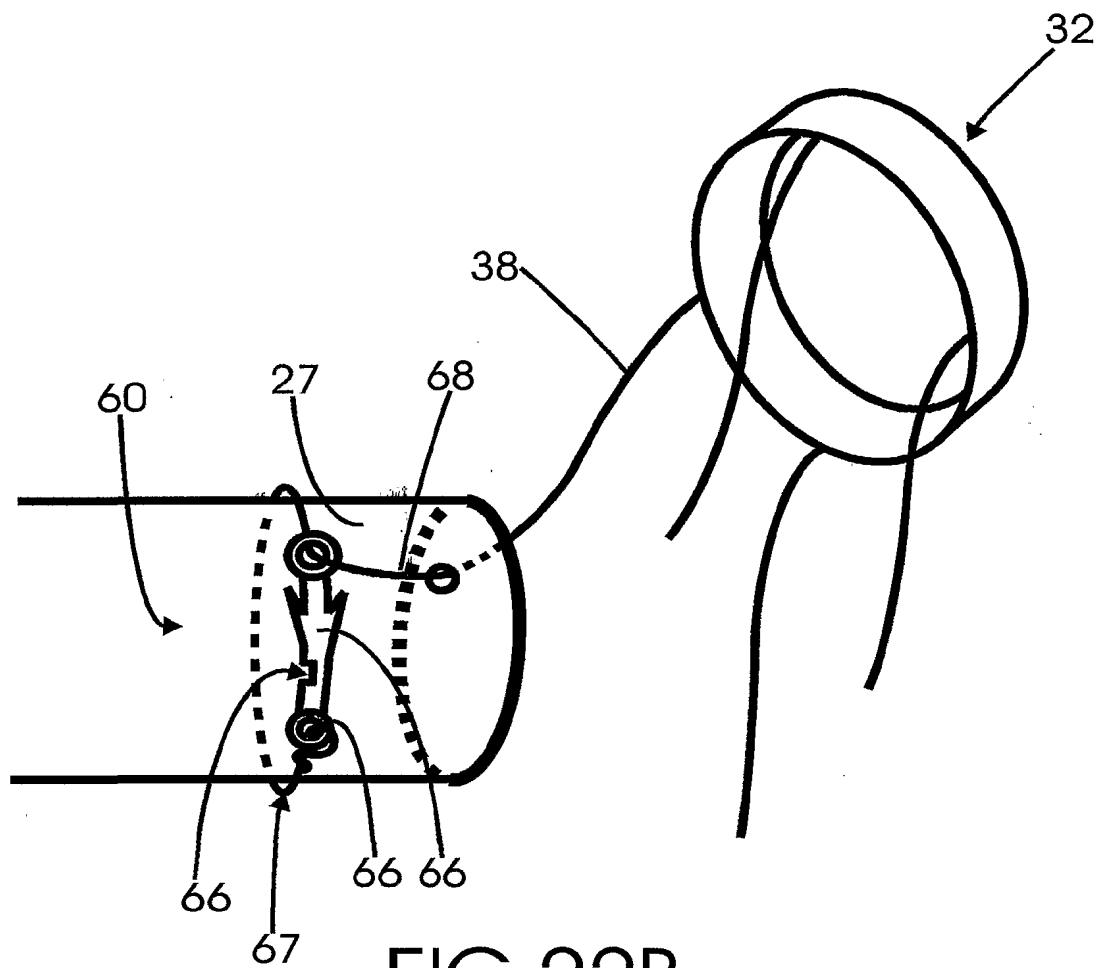


FIG. 22A



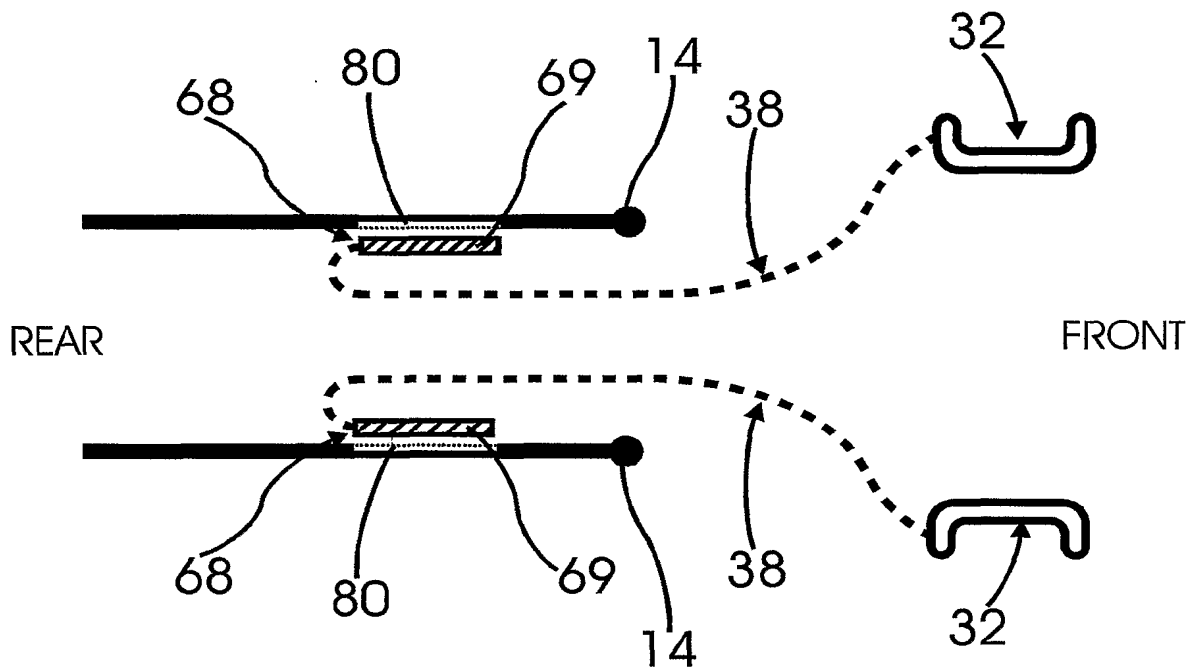


Fig. 24

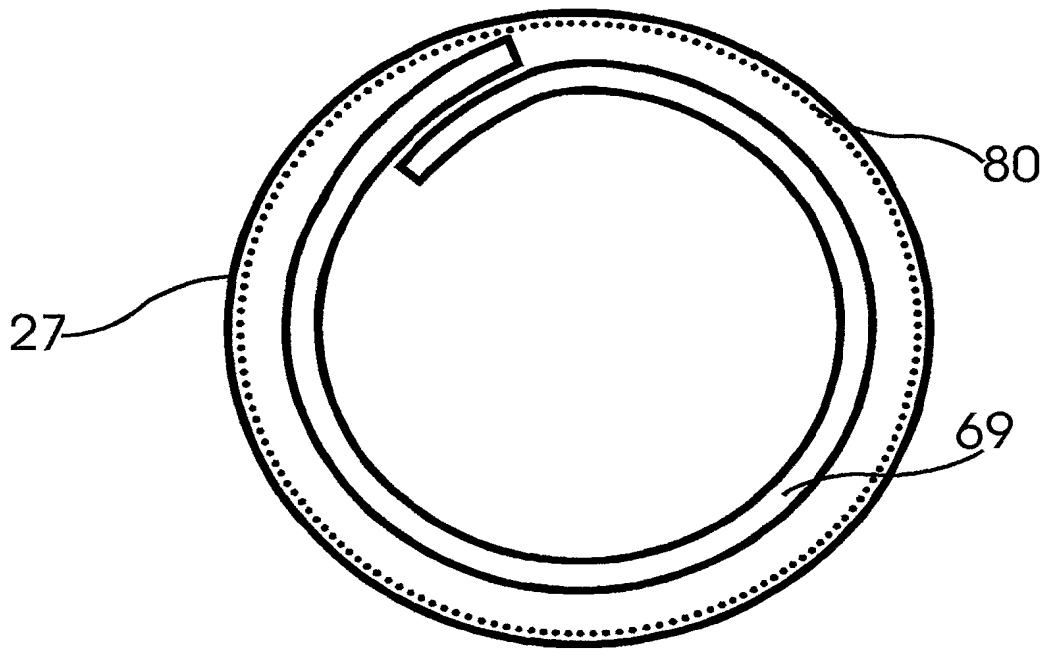


FIG. 24A

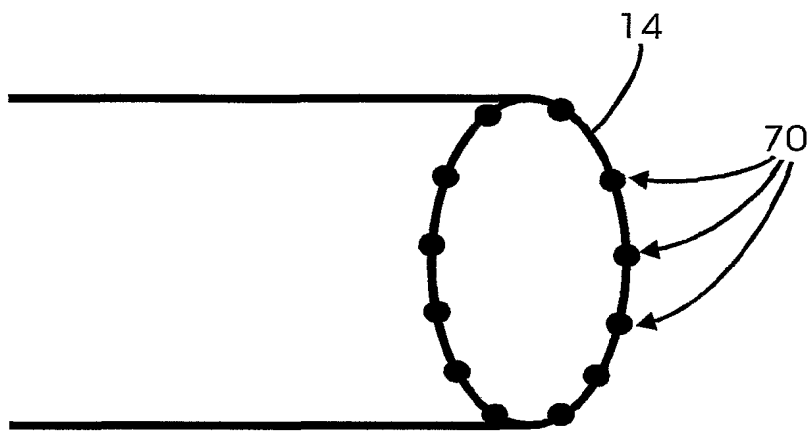


FIG. 25

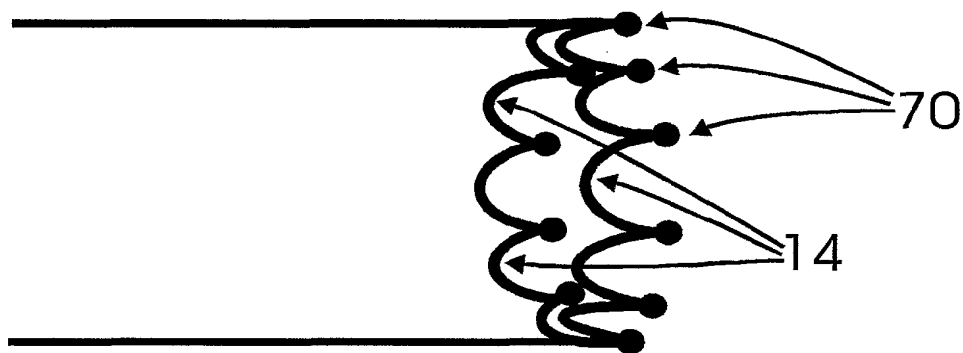


FIG. 25A

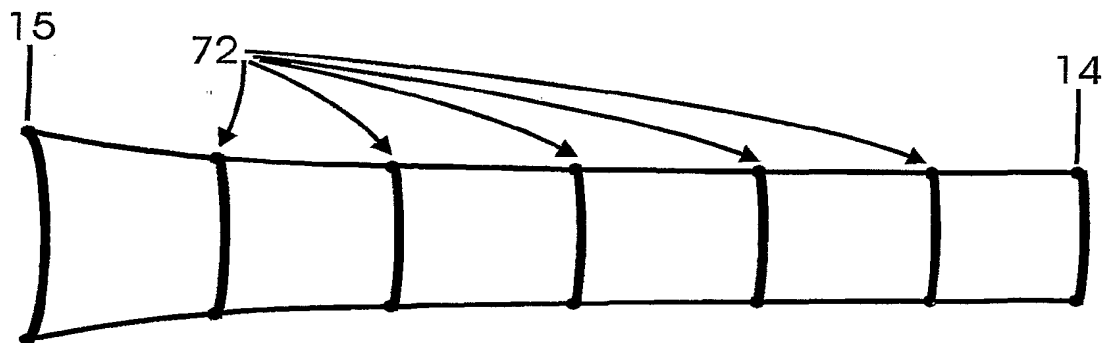


FIG. 26

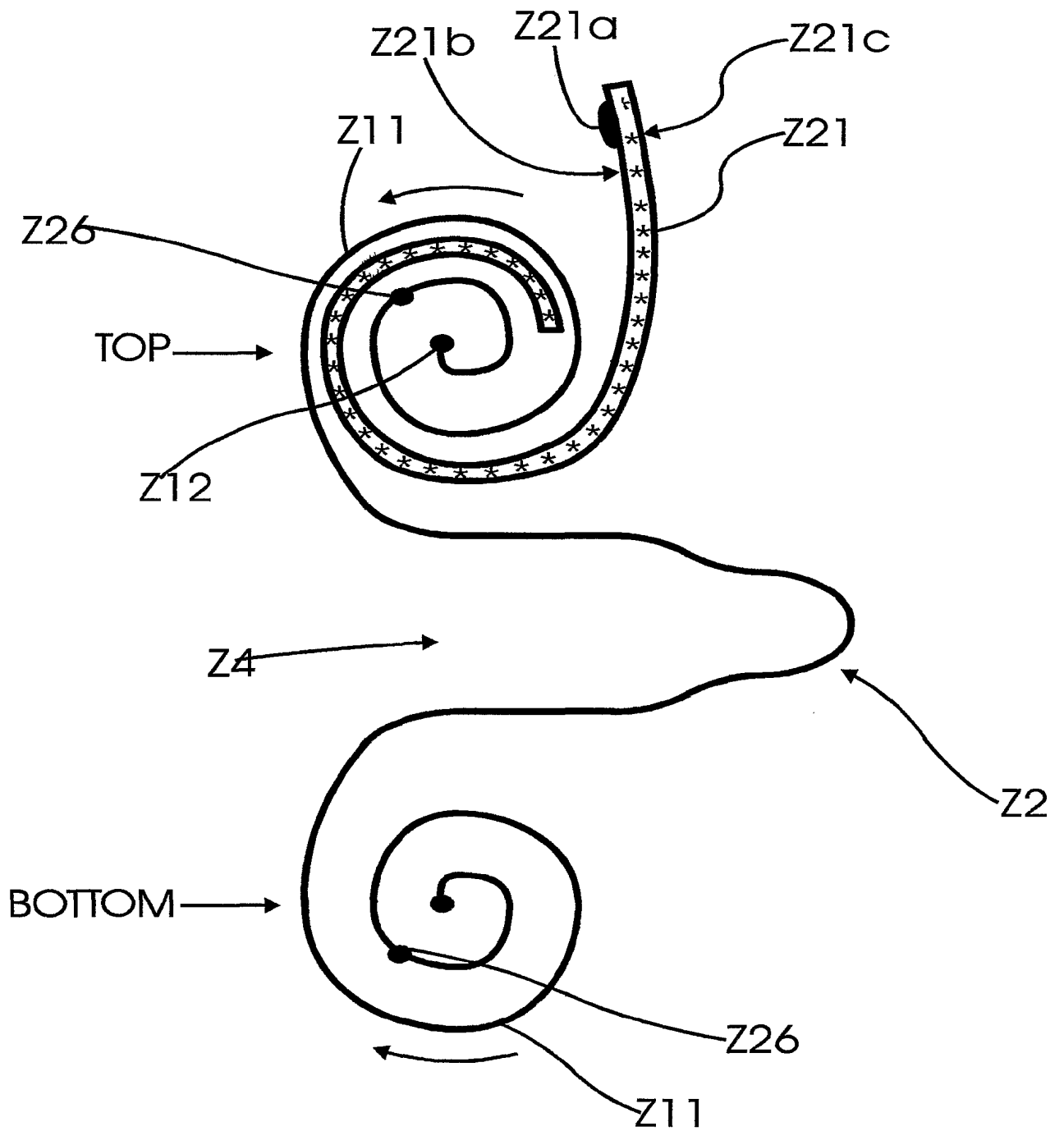


Fig. 27

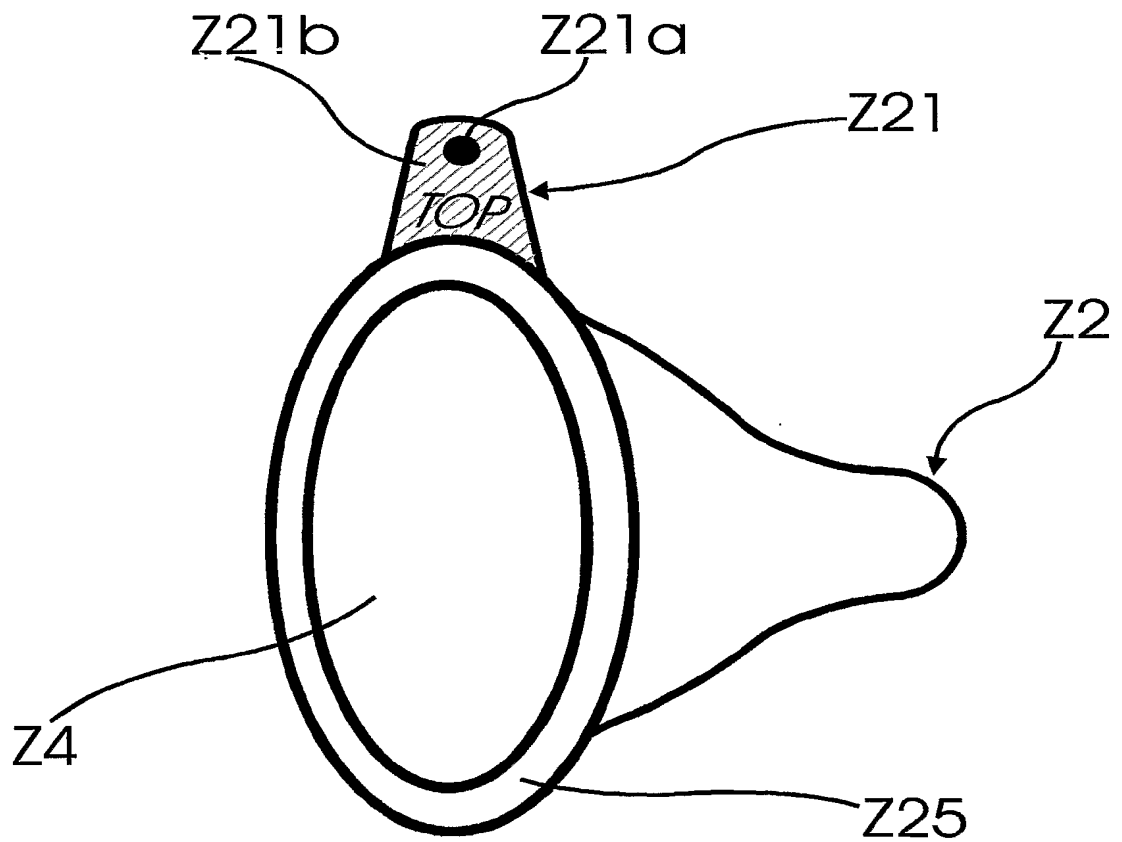


Fig. 28

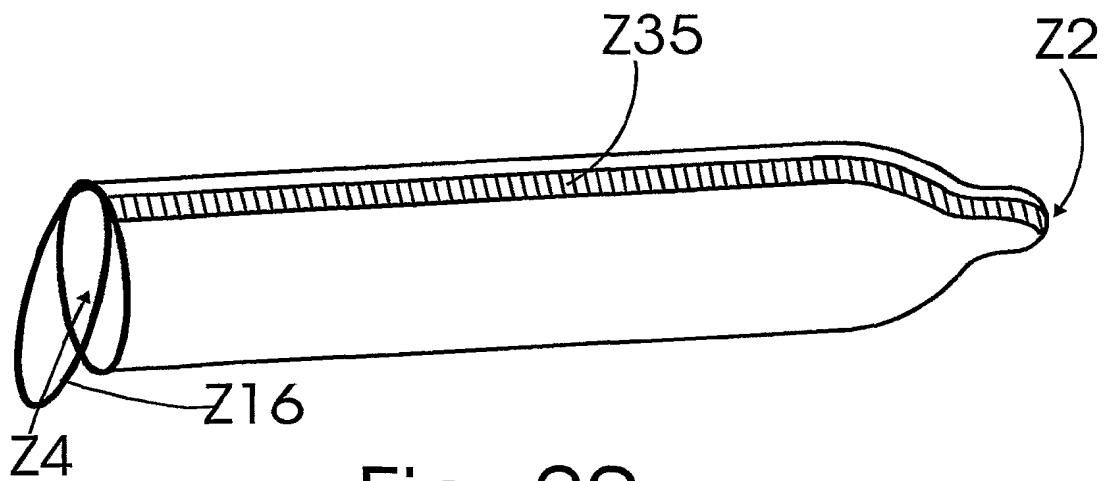



Fig. 29

INTERNATIONAL SEARCH REPORT

International application No.

PCT/ZA02/00090

A. CLASSIFICATION OF SUBJECT MATTER		
Int. Cl. ⁷ : A61F 6/02, 6/04		
According to International Patent Classification (IPC) or to both national classification and IPC		
B. FIELDS SEARCHED		
Minimum documentation searched (classification system followed by classification symbols)		
Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched		
Electronic data base consulted during the international search (name of data base and, where practicable, search terms used)		
DWPI: & keywords: condom, open, end, strap and similar terms.		
C. DOCUMENTS CONSIDERED TO BE RELEVANT		
Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X, Y	US 5640973 A (BLINN) 24 June 1997 See figures 3-4, column 1 lines 44-50 and column 2 lines 6-44.	1-104
X, Y	US 5380312 A (GOULTER) 10 January 1995 See column 3 line 38-column 4 line 60.	1-104
<input checked="" type="checkbox"/> Further documents are listed in the continuation of Box C <input checked="" type="checkbox"/> See patent family annex		
* Special categories of cited documents: "A" document defining the general state of the art which is not considered to be of particular relevance "E" earlier application or patent but published on or after the international filing date "L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified) "O" document referring to an oral disclosure, use, exhibition or other means "P" document published prior to the international filing date but later than the priority date claimed "T" later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention "X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone "Y" document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art "&" document member of the same patent family		
Date of the actual completion of the international search 24 September 2002		Date of mailing of the international search report 18 OCT 2002
Name and mailing address of the ISA/AU AUSTRALIAN PATENT OFFICE PO BOX 200, WODEN ACT 2606, AUSTRALIA E-mail address: pct@ipaustrialia.gov.au Facsimile No. (02) 6285 3929		Authorized officer  JOHN HO Telephone No : (02) 6283 2329

INTERNATIONAL SEARCH REPORT

International application No.

PCT/ZA02/00090

C (Continuation). DOCUMENTS CONSIDERED TO BE RELEVANT		
Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	US 4934382 A (BARONE JR.) 19 June 1990 See entire document.	105-106
X	US 5758659 A (THOMPSON) 2 June 1998 See entire document.	105-106
X	DE 4405336 A1 (DIETRICH) 1 September 1994 See entire document.	107
Y	US 5425379 A (BROAD JR.) 20 June 1995 See entire document	1-104
Y	AU 70216/94 A (KALLIDIS et al.) 22 February 1996 See figures 1-3.	1-104
Y	US 5121755 A (HEGEDUSCH) 16 June 1992 See figures 1-4.	1-104
Y	WO 90/08522 A1 (HERS PRODUKTER et al.) 9 August 1990 See entire document.	1-104

INTERNATIONAL SEARCH REPORT

International application No.

PCT/ZA02/00090

This Annex lists the known "A" publication level patent family members relating to the patent documents cited in the above-mentioned international search report. The Australian Patent Office is in no way liable for these particulars which are merely given for the purpose of information.

Patent Document Cited in Search Report		Patent Family Member					
US	5640973	NONE					
US	5380312	NONE					
US	4934382	NONE					
US	5758659	AU	63476/98	BR	9807885	EP	1011556
		WO	9842283				
DE	4405336	NONE					
US	5425379	NONE					
AU	70216/94	NONE					
US	5121755	NONE					
WO	9008522	AU	49507/90	CA	2026210	EP	407551
		NO	904233				
END OF ANNEX							

Electronic Patent Application Fee Transmittal

Application Number:	12342053
Filing Date:	22-Dec-2008
Title of Invention:	Condom with anti slippage feature
First Named Inventor/Applicant Name:	JEAN MORISSETTE
Filer:	Ralph A. Dowell
Attorney Docket Number:	17357

Filed as Small Entity

Utility under 35 USC 111(a) Filing Fees

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Basic Filing:				
Pages:				
Claims:				
Miscellaneous-Filing:				
Petition:				
Patent-Appeals-and-Interference:				
Post-Allowance-and-Post-Issuance:				
Extension-of-Time:				

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Miscellaneous:				
Submission- Information Disclosure Stmt	1806	1	180	180
Total in USD (\$)				180

Electronic Acknowledgement Receipt

EFS ID:	9878424
Application Number:	12342053
International Application Number:	
Confirmation Number:	1967
Title of Invention:	Condom with anti slippage feature
First Named Inventor/Applicant Name:	JEAN MORISSETTE
Customer Number:	00293
Filer:	Ralph A. Dowell
Filer Authorized By:	
Attorney Docket Number:	17357
Receipt Date:	14-APR-2011
Filing Date:	22-DEC-2008
Time Stamp:	12:02:08
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	yes
Payment Type	Credit Card
Payment was successfully received in RAM	\$180
RAM confirmation Number	8918
Deposit Account	
Authorized User	

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
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1	Information Disclosure Statement (IDS) Filed (SB/08)	17357sbo8a.pdf	612240 d885148d1e970b3529f6283750a61d05f6b ebbel	no	4
Warnings:					
Information:					
A U.S. Patent Number Citation or a U.S. Publication Number Citation is required in the Information Disclosure Statement (IDS) form for autoloading of data into USPTO systems. You may remove the form to add the required data in order to correct the Informational Message if you are citing U.S. References. If you chose not to include U.S. References, the image of the form will be processed and be made available within the Image File Wrapper (IFW) system. However, no data will be extracted from this form. Any additional data such as Foreign Patent Documents or Non Patent Literature will be manually reviewed and keyed into USPTO systems.					
2	Foreign Reference	WO03005940A1.pdf	3813306 58036bd399f47221f0cdf2bc829b96d1ecbd e4ab	no	56
Warnings:					
Information:					
3	Fee Worksheet (PTO-875)	fee-info.pdf	30061 2fc566e21dcb89962463926aa9f0a41f1a14 e1ce	no	2
Warnings:					
Information:					
Total Files Size (in bytes):				4455607	
<p>This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.</p> <p><u>New Applications Under 35 U.S.C. 111</u> If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.</p> <p><u>National Stage of an International Application under 35 U.S.C. 371</u> If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.</p> <p><u>New International Application Filed with the USPTO as a Receiving Office</u> If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.</p>					

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PATENT APPLICATION FEE DETERMINATION RECORD Substitute for Form PTO-875	Application or Docket Number 12/342,053	Filing Date 12/22/2008	<input type="checkbox"/> To be Mailed
---	---	----------------------------------	---------------------------------------

APPLICATION AS FILED – PART I			OTHER THAN SMALL ENTITY			
	(Column 1)	(Column 2)	SMALL ENTITY <input checked="" type="checkbox"/>	OR	SMALL ENTITY	
FOR	NUMBER FILED	NUMBER EXTRA	RATE (\$)	FEE (\$)	RATE (\$)	FEE (\$)
<input type="checkbox"/> BASIC FEE <small>(37 CFR 1.16(a), (b), or (c))</small>	N/A	N/A	N/A		N/A	
<input type="checkbox"/> SEARCH FEE <small>(37 CFR 1.16(k), (j), or (m))</small>	N/A	N/A	N/A		N/A	
<input type="checkbox"/> EXAMINATION FEE <small>(37 CFR 1.16(o), (p), or (q))</small>	N/A	N/A	N/A		N/A	
TOTAL CLAIMS <small>(37 CFR 1.16(j))</small>	minus 20 =	*	X \$ =	OR	X \$ =	
INDEPENDENT CLAIMS <small>(37 CFR 1.16(h))</small>	minus 3 =	*	X \$ =		X \$ =	
<input type="checkbox"/> APPLICATION SIZE FEE <small>(37 CFR 1.16(s))</small>	If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).					
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIM PRESENT <small>(37 CFR 1.16(j))</small>						
			TOTAL		TOTAL	

* If the difference in column 1 is less than zero, enter "0" in column 2.

APPLICATION AS AMENDED – PART II					OTHER THAN SMALL ENTITY			
	(Column 1)	(Column 2)	(Column 3)		SMALL ENTITY	OR	SMALL ENTITY	
AMENDMENT	04/14/2011	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE (\$)	ADDITIONAL FEE (\$)	RATE (\$)	ADDITIONAL FEE (\$)
	Total (37 CFR 1.16(i))	* 14	Minus ** 20	= 0	X \$26 =	0	OR	X \$ =
	Independent (37 CFR 1.16(h))	* 2	Minus ***3	= 0	X \$110 =	0	OR	X \$ =
	<input type="checkbox"/> Application Size Fee (37 CFR 1.16(s))						OR	
	<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))						OR	
					TOTAL ADD'L FEE	0	OR	TOTAL ADD'L FEE

	(Column 1)	(Column 2)	(Column 3)		SMALL ENTITY	OR	SMALL ENTITY	
AMENDMENT		CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE (\$)	ADDITIONAL FEE (\$)	RATE (\$)	ADDITIONAL FEE (\$)
	Total (37 CFR 1.16(i))	*	Minus **	=	X \$ =		OR	X \$ =
	Independent (37 CFR 1.16(h))	*	Minus ***	=	X \$ =		OR	X \$ =
	<input type="checkbox"/> Application Size Fee (37 CFR 1.16(s))						OR	
	<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))						OR	
					TOTAL ADD'L FEE		OR	TOTAL ADD'L FEE

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
 ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".
 *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".
 The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

Legal Instrument Examiner:
 /ZURIASHWORK ZENEBE/

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**
 If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
12/342,053	12/22/2008	JEAN MORISSETTE	17357	1967
293	7590	10/14/2010	EXAMINER	
DOWELL & DOWELL P.C. 103 Oronoco St. Suite 220 Alexandria, VA 22314			PATEL, NIHIR B	
			ART UNIT	PAPER NUMBER
			3772	
			MAIL DATE	DELIVERY MODE
			10/14/2010	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Art Unit: 3772

DETAILED ACTION

Claim Objections

1. The numbering of claims is not in accordance with 37 CFR 1.126 which requires the original numbering of the claims to be preserved throughout the prosecution. When claims are canceled, the remaining claims must not be renumbered. When new claims are presented, they must be numbered consecutively beginning with the number next following the highest numbered claims previously presented (whether entered or not).

Misnumbered claim 2 been renumbered 3.

Claim Rejections - 35 USC § 102

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

3. Claims **1-3 and 7** are rejected under 35 U.S.C. 102(b) as being anticipated by Hogin (US 4,354,494).

4. **As to claim 1**, Hogin teaches an apparatus that comprises:

a body **12 (see fig. 2; col. 2 lines 20-25)** and a scrotum retained part (**see fig. 1; col. 2 lines 25-35; the area between the retaining strap 20 and the periphery is defined as the scrotum retained part**);

the scrotum retained part extending integrally from the body (**see figs. 1 and 2**);

a slit delineating the body from the scrotum retained part (**see figs. 1 and 2; the slit is defined the area between the retaining strap 20 and the periphery 18 as shown in fig. 1**).

Art Unit: 3772

5. As to **claim 2**, Hogin teaches an apparatus wherein the slit has non tearing means (**see figs. 1 and 2; col. 2 lines 25-35 and lines 60-67**).

6. As to **claim 3**, Hogin teaches an apparatus wherein a base ring **20** located at the base of the scrotum retained part (**see figs. 1 and 2; col. 2 lines 60-67**);

the base ring **20** providing comparatively reduced elasticity in relation to the scrotum retained part and the body so as to retain the scrotum retained part behind the scrotum (**see figs. 1 and 2; col. 2 lines 60-67 and col. 3 lines 1-10**).

7. As to **claim 7**, Hogin teaches a method of putting on the anti slipping condom comprising the steps of:

a user unrolls the condom over its penis by making note of the location of the slit (**see fig. 1; col. 2 lines 50-61**);

positioning the slit so as to locate the slit under the penis (**see fig. 1; col. 2 lines 50-61**);
pulling the base ring so that it pulls the scrotum retaining part behind the scrotum (**see fig. 1; col. 2 lines 60-67 and col. 3 lines 1 and 2**).

Allowable Subject Matter

8. Claims **4-6** are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. In reference to claim 4, the prior art does not disclose the slit tearing means consisting of having the ends of the slit terminated by holes. In reference to claim 5, the prior art does not disclose the slit non tearing means consisting of having the ends of the slit terminated by increased thickness. In reference to claim 6, the prior art does not disclose the slit

Art Unit: 3772

non tearing means consisting of having the ends of the slit terminated by increased thickness and holes.

Conclusion

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

US Patent 5,954,054 to Johnson

US Patent 5,799,657 t Pasczuk et al.

US 5,370,131 to Hess

US 5,370,130 to Hess

US 5,111,831 to Foggia

Any inquiry concerning this communication or earlier communications from the examiner should be directed to NIHIR PATEL whose telephone number is (571)272-4803. The examiner can normally be reached on 7:30 to 4:30 every other Fridays off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Patricia Bianco can be reached on (571) 272-4940. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 3772

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.

/Nihir Patel/
Examiner, Art Unit 3772

/Patricia Bianco/
Supervisory Patent Examiner, Art Unit 3772

Notice of References Cited	Application/Control No. 12/342,053	Applicant(s)/Patent Under Reexamination MORISSETTE, JEAN	
	Examiner NIHIR PATEL	Art Unit 3772	Page 1 of 1

U.S. PATENT DOCUMENTS

*	Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name	Classification
*	A US-4,354,494	10-1982	Hogin, Philip E.	128/844
	B US-			
	C US-			
	D US-			
	E US-			
	F US-			
	G US-			
	H US-			
	I US-			
	J US-			
	K US-			
	L US-			
	M US-			

FOREIGN PATENT DOCUMENTS

*	Document Number Country Code-Number-Kind Code	Date MM-YYYY	Country	Name	Classification
	N				
	O				
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	R				
	S				
	T				

NON-PATENT DOCUMENTS

*	Document Number Country Code-Number-Kind Code	Date MM-YYYY	Country	Name	Classification
	Include as applicable: Author, Title Date, Publisher, Edition or Volume, Pertinent Pages)				
	U				
	V				
	W				
	X				

*A copy of this reference is not being furnished with this Office action. (See MPEP § 707.05(a).)
Dates in MM-YYYY format are publication dates. Classifications may be US or foreign.


EAST Search History

EAST Search History (Prior Art)

Ref #	Hits	Search Query	DBs	Default Operator	Plurals	Time Stamp
L1	679	128/842	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2010/10/06 11:42
L2	893	128/844	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2010/10/06 11:42
L3	419	128/918	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2010/10/06 11:42
L4	547	604/347	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2010/10/06 11:42
L5	147	604/348	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2010/10/06 11:43
L6	1058	604/349	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2010/10/06 11:43

L7	311	604/350	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2010/10/06 11:43
L8	240	604/351	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2010/10/06 11:43
L9	307	604/352	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2010/10/06 11:43
L10	366	604/353	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2010/10/06 11:43

10/6/2010 11:43:28 AM


Search Notes 	Application/Control No. 12342053	Applicant(s)/Patent Under Reexamination MORISSETTE, JEAN
	Examiner NIHIR PATEL	Art Unit 3772

SEARCHED			
Class	Subclass	Date	Examiner
128	842, 844, 918	10.06.2010	NP
604	347-353	10.06.2010	NP

SEARCH NOTES		
Search Notes	Date	Examiner
Searched East and Inventor Name Search	10.06.2010	NP

INTERFERENCE SEARCH			
Class	Subclass	Date	Examiner

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<i>Index of Claims</i> 	Application/Control No. 12342053	Applicant(s)/Patent Under Reexamination MORISSETTE, JEAN
	Examiner NIHIR PATEL	Art Unit 3772

✓	Rejected
=	Allowed

-	Cancelled
÷	Restricted

N	Non-Elected
I	Interference

A	Appeal
O	Objected

Claims renumbered in the same order as presented by applicant
 CPA
 T.D.
 R.1.47

CLAIM		DATE							
Final	Original	10/06/2010							
	1	✓							
	2	✓							
	3	✓							
	4	○							
	5	○							
	6	○							
	7	✓							

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		
	Filing Date		
	First Named Inventor		
	Art Unit		
	Examiner Name		
	Attorney Docket Number		

U.S.PATENTS							Remove
Examiner Initial*	Cite No	Patent Number	Kind Code ¹	Issue Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear	
/NP/	1	D395081		1998-06-09	Bowden		
/NP/	2	5531230		1996-07-02	Bell		
/NP/	3	D444223		2001-06-26	Johnson		
/NP/	4	D439968		2001-04-03	Johnson		
/NP/	5	6308709		2001-10-30	Paul		
/NP/	6	5921914		1999-07-13	Tucker		
/NP/	7	5666971		1997-09-16	Anatolievich		
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U.S.PATENT APPLICATION PUBLICATIONS							Remove

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**
(Not for submission under 37 CFR 1.99)

Application Number	
Filing Date	
First Named Inventor	
Art Unit	
Examiner Name	
Attorney Docket Number	

Examiner Initial*	Cite No	Publication Number	Kind Code ¹	Publication Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear
	1					

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FOREIGN PATENT DOCUMENTS

Examiner Initial*	Cite No	Foreign Document Number ³	Country Code ² i	Kind Code ⁴	Publication Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear	T ⁵
/NP/	1	WO07048609			2007-05-03	JOCHUM		<input type="checkbox"/>
/NP/	2	WO06024874			2006-03-09	OAKES		<input type="checkbox"/>

If you wish to add additional Foreign Patent Document citation information please click the Add button.

NON-PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T ⁵
	1		<input type="checkbox"/>

If you wish to add additional non-patent literature document citation information please click the Add button.

EXAMINER SIGNATURE

Examiner Signature	/Nehir Patel/	Date Considered	10/06/2010
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**
(Not for submission under 37 CFR 1.99)

Application Number	
Filing Date	
First Named Inventor	
Art Unit	
Examiner Name	
Attorney Docket Number	

¹ See Kind Codes of USPTO Patent Documents at www.USPTO.GOV or MPEP 901.04. ² Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). ³ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁴ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁵ Applicant is to place a check mark here if English language translation is attached.



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APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
12/342,053	12/22/2008	JEAN MORISSETTE	17357

CONFIRMATION NO. 1967

POA ACCEPTANCE LETTER

293
DOWELL & DOWELL P.C.
103 Oronoco St.
Suite 220
Alexandria, VA 22314



Date Mailed: 09/17/2010

NOTICE OF ACCEPTANCE OF POWER OF ATTORNEY

This is in response to the Power of Attorney filed 09/10/2010.

The Power of Attorney in this application is accepted. Correspondence in this application will be mailed to the above address as provided by 37 CFR 1.33.

/hgray/

Office of Data Management, Application Assistance Unit (571) 272-4000, or (571) 272-4200, or 1-888-786-0101

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POWER OF ATTORNEY OR REVOCATION OF POWER OF ATTORNEY WITH A NEW POWER OF ATTORNEY AND CHANGE OF CORRESPONDENCE ADDRESS	Application Number	12/342,053
	Filing Date	12/22/2008
	First Named Inventor	Jean Morissette
	Title	Improved Condom with Anti Slippage
	Art Unit	
	Examiner Name	
Attorney Docket Number	17357	

I hereby revoke all previous powers of attorney given in the above-identified application.

A Power of Attorney is submitted herewith.

OR

I hereby appoint Practitioner(s) associated with the following Customer Number as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith:

00293

OR

I hereby appoint Practitioner(s) named below as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith:

Practitioner(s) Name	Registration Number

Please recognize or change the correspondence address for the above-identified application to:

The address associated with the above-mentioned Customer Number.

OR

The address associated with Customer Number:

Firm or Individual Name

Address

City State Zip

Country

Telephone Email

I am the:

Applicant/Inventor.

OR

Assignee of record of the entire interest. See 37 CFR 3.71.
 Statement under 37 CFR 3.73(b) (Form PTO/SB/96) submitted herewith or filed on _____.

SIGNATURE of Applicant or Assignee of Record

Signature	X <i>Jean Morissette</i>	Date	X 10-9-2010
Name	Jean Morissette	Telephone	X 418-817-102
Title and Company	Inventor		

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

*Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Electronic Acknowledgement Receipt

EFS ID:	8395565
Application Number:	12342053
International Application Number:	
Confirmation Number:	1967
Title of Invention:	Condom with anti slippage feature
First Named Inventor/Applicant Name:	JEAN MORISSETTE
Correspondence Address:	Jean Morissette - # 106 3591 Gouin E. Montreal QC H1H 5V7 CA 5143761273 infos@inventarium.com
Filer:	Ralph A. Dowell/Karen Robertson
Filer Authorized By:	Ralph A. Dowell
Attorney Docket Number:	
Receipt Date:	10-SEP-2010
Filing Date:	22-DEC-2008
Time Stamp:	15:54:24
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	no
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File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Power of Attorney	17357execpoa.pdf	1323031 f8ea32b597f1e4fdf08966618a745ee0694a29c5	no	1

Warnings:

Information:

Total Files Size (in bytes):	1323031
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New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

PTO/SB/122 (11-08)
 Approved for use through 11/30/2011. OMB 0651-0035
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**CHANGE OF
 CORRESPONDENCE ADDRESS
 Application**

Address to:
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Application Number	12/342,053
Filing Date	12/22/2008
First Named Inventor	MORISSETTE, Jean
Art Unit	3772
Examiner Name	None
Attorney Docket Number	

RECEIVED
 CENTRAL FAX CENTER
 MAR 29 2010

Please change the Correspondence Address for the above-identified patent application to:

The address associated with Customer Number:

OR

Firm or Individual Name Jean Morissette

Address 3591 Guin E, #106

City Montreal

State Quebec

Zip H1H 5V7

Country Canada

Telephone 514-376-1273

Email infos@inventarium.com

This form cannot be used to change the data associated with a Customer Number. To change the data associated with an existing Customer Number use "Request for Customer Number Data Change" (PTO/SB/124).

I am the:

- Applicant/Inventor
- Assignee of record of the entire interest.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).
- Attorney or agent of record. Registration Number _____
- Registered practitioner named in the application transmittal letter in an application without an executed oath or declaration. See 37 CFR 1.33(a)(1). Registration Number _____

Signature 

Typed or Printed Name Jean Morissette

Date 03/29/2010

Telephone 514-376-1273

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

Total of 1 forms are submitted.

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PTO/SB/97 (07-09)
Approved for use through 07/31/2012. OMB 0651-0031
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I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office

on 03/29/2010
Date



Signature

Daniel Paquette

Typed or printed name of person signing Certificate

Registration Number, if applicable

514-376-8611

Telephone Number

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- This certificate of transmission
- Sb122—change of correspondent address for application No.: 12/342,053

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Table with 4 columns: APPLICATION NUMBER (12/342,053), FILING OR 371(C) DATE (12/22/2008), FIRST NAMED APPLICANT (JEAN MORISSETTE), ATTY. DOCKET NO./TITLE

CONFIRMATION NO. 1967

PUBLICATION NOTICE

Inventarium
Suite 1607
4050 Rosemont blvd
Montreal, QC H1X 1M4
CANADA



Title: Condom with anti slippage feature

Publication No. US-2009-0205668-A1

Publication Date: 08/20/2009

NOTICE OF PUBLICATION OF APPLICATION

The above-identified application will be electronically published as a patent application publication pursuant to 37 CFR 1.211, et seq. The patent application publication number and publication date are set forth above.

The publication may be accessed through the USPTO's publically available Searchable Databases via the Internet at www.uspto.gov. The direct link to access the publication is currently http://www.uspto.gov/patft/.

The publication process established by the Office does not provide for mailing a copy of the publication to applicant. A copy of the publication may be obtained from the Office upon payment of the appropriate fee set forth in 37 CFR 1.19(a)(1). Orders for copies of patent application publications are handled by the USPTO's Office of Public Records. The Office of Public Records can be reached by telephone at (703) 308-9726 or (800) 972-6382, by facsimile at (703) 305-8759, by mail addressed to the United States Patent and Trademark Office, Office of Public Records, Alexandria, VA 22313-1450 or via the Internet.

In addition, information on the status of the application, including the mailing date of Office actions and the dates of receipt of correspondence filed in the Office, may also be accessed via the Internet through the Patent Electronic Business Center at www.uspto.gov using the public side of the Patent Application Information and Retrieval (PAIR) system. The direct link to access this status information is currently http://pair.uspto.gov/. Prior to publication, such status information is confidential and may only be obtained by applicant using the private side of PAIR.

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Office of Data Management, Application Assistance Unit (571) 272-4000, or (571) 272-4200, or 1-888-786-0101



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Table with 6 columns: APPLICATION NUMBER, FILING or 371(c) DATE, GRP ART UNIT, FIL FEE REC'D, ATTY.DOCKET.NO, TOT CLAIMS, IND CLAIMS. Row 1: 12/342,053, 12/22/2008, 3772, 462, (blank), 8, 1

CONFIRMATION NO. 1967

FILING RECEIPT



Inventarium
Suite 1607
4050 Rosemont blvd
Montreal, QC H1X 1M4
CANADA

Date Mailed: 01/22/2009

Receipt is acknowledged of this non-provisional patent application. The application will be taken up for examination in due course. Applicant will be notified as to the results of the examination. Any correspondence concerning the application must include the following identification information: the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please submit a written request for a Filing Receipt Correction. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections

Applicant(s)

JEAN MORISSETTE, Chicoutimi, CANADA;

Power of Attorney: None

Domestic Priority data as claimed by applicant

This appln claims benefit of 61/029,387 02/18/2008

Foreign Applications

If Required, Foreign Filing License Granted: 01/15/2009

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is US 12/342,053

Projected Publication Date: 08/20/2009

Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

Title

Condom with anti slippage feature

Preliminary Class

128

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

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Title 37, Code of Federal Regulations, 5.11 & 5.15

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		
	Filing Date		
	First Named Inventor		
	Art Unit		
	Examiner Name		
	Attorney Docket Number		

U.S.PATENTS							Remove
Examiner Initial*	Cite No	Patent Number	Kind Code ¹	Issue Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear	
	1	D395081		1998-06-09	Bowden		
	2	5531230		1996-07-02	Bell		
	3	D444223		2001-06-26	Johnson		
	4	D439968		2001-04-03	Johnson		
	5	6308709		2001-10-30	Paul		
	6	5921914		1999-07-13	Tucker		
	7	5666971		1997-09-16	Anatolievich		
If you wish to add additional U.S. Patent citation information please click the Add button.							Add
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(Not for submission under 37 CFR 1.99)

Application Number	
Filing Date	
First Named Inventor	
Art Unit	
Examiner Name	
Attorney Docket Number	

Examiner Initial*	Cite No	Publication Number	Kind Code ¹	Publication Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear
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FOREIGN PATENT DOCUMENTS

Examiner Initial*	Cite No	Foreign Document Number ³	Country Code ² j	Kind Code ⁴	Publication Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear	T ⁵
	1	WO07048609			2007-05-03	JOCHUM		<input type="checkbox"/>
	2	WO06024874			2006-03-09	OAKES		<input type="checkbox"/>

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NON-PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T ⁵
	1		<input type="checkbox"/>

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EXAMINER SIGNATURE

Examiner Signature		Date Considered	
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(Not for submission under 37 CFR 1.99)

Application Number	
Filing Date	
First Named Inventor	
Art Unit	
Examiner Name	
Attorney Docket Number	

¹ See Kind Codes of USPTO Patent Documents at www.USPTO.GOV or MPEP 901.04. ² Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). ³ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁴ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁵ Applicant is to place a check mark here if English language translation is attached.

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**
(Not for submission under 37 CFR 1.99)

Application Number	
Filing Date	
First Named Inventor	
Art Unit	
Examiner Name	
Attorney Docket Number	

CERTIFICATION STATEMENT

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

OR

That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

- See attached certification statement.
- Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.
- None

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature		Date (YYYY-MM-DD)	
Name/Print		Registration Number	

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspections or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

Electronic Patent Application Fee Transmittal

Application Number:				
Filing Date:				
Title of Invention:	Improved condom with anti slippage feature			
First Named Inventor/Applicant Name:	JEAN MORISSETTE			
Filer:	JEAN MORISSETTE			
Attorney Docket Number:				
Filed as Small Entity				
Utility under 35 USC 111(a) Filing Fees				
Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Basic Filing:				
Utility filing Fee (Electronic filing)	4011	1	82	82
Utility Search Fee	2111	1	270	270
Utility Examination Fee	2311	1	110	110
Pages:				
Claims:				
Miscellaneous-Filing:				
Petition:				
Patent-Appeals-and-Interference:				

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Post-Allowance-and-Post-Issuance:				
Extension-of-Time:				
Miscellaneous:				
Total in USD (\$)				462

Electronic Acknowledgement Receipt

EFS ID:	4508449
Application Number:	12342053
International Application Number:	
Confirmation Number:	1967
Title of Invention:	Improved condom with anti slippage feature
First Named Inventor/Applicant Name:	JEAN MORISSETTE
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Filer:	JEAN MORISSETTE
Filer Authorized By:	
Attorney Docket Number:	
Receipt Date:	22-DEC-2008
Filing Date:	
Time Stamp:	22:47:49
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	yes
Payment Type	Credit Card
Payment was successfully received in RAM	\$462

RAM confirmation Number		6604			
Deposit Account					
Authorized User					
File Listing:					
Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Oath or Declaration filed	Sb001.pdf	92642	no	3
			5e3fc22bbd35e00e024a8f3ca6d810be305858e		
Warnings:					
Information:					
2	Specification	patentus.pdf	80471	no	11
			cc442c6b3b41031ae7ed1b4a674ddf6b340aa8df6		
Warnings:					
Information:					
3	Drawings-only black and white line drawings	drawings.pdf	1264272	no	3
			2a7fea0dbd345492022670d81c63aa326e7bf29b		
Warnings:					
Information:					
4	Abstract	abstract.pdf	28747	no	1
			c0904ea218fd86dd0f8893166c16f3f56a49ff7		
Warnings:					
Information:					
5	Information Disclosure Statement (IDS) Filed (SB/08)	US_IDS_Form__SB_08a.pdf	602326	no	5
			b1febe99e1112ec64d921c450e6a5183ac017ee2		
Warnings:					
Information:					
6	Fee Worksheet (PTO-06)	fee-info.pdf	32464	no	2
			123a8f9b45ae1a91071903e763e3ff1d47bc0642		
Warnings:					
Information:					
Total Files Size (in bytes):			2100922		

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New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)

Declaration Submitted With Initial Filing **OR** Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (f)) required)

Attorney Docket Number	
First Named Inventor	
COMPLETE IF KNOWN	
Application Number	
Filing Date	
Art Unit	
Examiner Name	

I hereby declare that: (1) Each inventor's residence, mailing address, and citizenship are as stated below next to their name; and (2) I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Improved condom with anti slippage feature

(Title of the Invention)

the application of which

is attached hereto

OR

was filed on (MM/DD/YYYY) [] as United States Application Number or PCT International

Application Number [] and was amended on (MM/DD/YYYY) [] (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified application, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

Authorization To Permit Access To Application by Participating Offices

If checked, the undersigned hereby grants the USPTO authority to provide the European Patent Office (EPO), the Japan Patent Office (JPO), the Korean Intellectual Property Office (KIPO), and any other intellectual property offices in which a foreign application claiming priority to the above-identified application is filed access to the above-identified patent application. See 37 CFR 1.14(c) and (h). This box should not be checked if the applicant does not wish the EPO, JPO, KIPO, or other intellectual property office in which a foreign application claiming priority to the above-identified application is filed to have access to the application.

In accordance with 37 CFR 1.14(h)(3), access will be provided to a copy of the application-as-filed with respect to: 1) the above-identified application, 2) any foreign application to which the above-identified application claims priority under 35 USC 119(a)-(d) if a copy of the foreign application that satisfies the certified copy requirement of 37 CFR 1.55 has been filed in the above-identified US application, and 3) any U.S. application from which benefit is sought in the above-identified application.

In accordance with 37 CFR 1.14(c), access may be provided to information concerning the date of filing the Authorization to Permit Access to Application by Participating Offices.

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DECLARATION — Utility or Design Patent Application

Claim of Foreign Priority Benefits

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

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DECLARATION — Utility or Design Patent Application

Direct all correspondence to: The address associated with Customer Number: OR Correspondence address below

Name
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Address
 4050, ROSEMONT, SUITE 1807

City MONTREAL	State QUEBEC	ZIP H1X1M4
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Country CANADA	Telephone 514-376-1273	Email info@inventarium.com
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WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR: A petition has been filed for this unsigned inventor

Given Name (first and middle [if any]) JEAN	Family Name or Surname MORISSETTE
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Inventor's Signature <i>Jean Morissette</i>	Date 12/04/2008
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Residence: City CHICOUTIMI	State QUEBEC	Country CANADA	Citizenship CANADIAN
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Mailing Address
 330, CHEMIN DES RUISSEAUX

City CHICOUTIMI	State QUEBEC	Zip G0V 1L0	Country CANADA
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Additional inventors or a legal representative are being named on the supplemental sheet(s) PTO/SB/02A or 02LR attached hereto.

This application claims priority based on provisional 61029387 filed 02/18/2008

Improved condom with anti slippage feature

FIELD OF THE INVENTION

5[001] The present invention relates generally to prophylactic devices but more particularly to a condom with means of attachment.

BACKGROUND OF THE INVENTION

[002] Condoms have been in use for centuries and for that long, there has been the problem of the condom slipping out and sometimes staying in
10 the vagina.

[003] The prior art shows numerous patents as well as design patents that show condoms with strings or straps and related attachment means.

[004] For example, US patent 5531230 shows a condom that includes straps that extend from the proximal end of the condom and can be positioned
15 about a waist of a male wearer to secure the condom from unintentional removal.

[005] US patent 5666971 shows a device for improving erection, having a ring-shaped base having two walls spaced from one another to define a cavity therebetween, a cylindrical elastic closed cover connected to the

base and having a portion which is arcuate-shaped and adapted to cover the head of the penis. A longitudinal portion which is adapted to cover the shaft of the penis.

[006] US patent 6308709 also shows an erection-facilitating condom for
5 treatment of erection dysfunction. The erection-facilitating condom includes a flexible tubular membrane having a closed end and an open end; and also includes a ring member being attached to the flexible tubular membrane; and further includes a flexible line being connected to the ring member for closing the flexible tubular member tightly about a
10 sex organ of a user.

[007] The drawback of the prior art is that it is mostly concerned with maintaining an erection and as such, would not be efficient at preventing slippage. In the case of patent 5666971, the straps need to be very long in order to wrap around the waist.

15[008] There is thus a needed for an economically produced and efficient anti slippage condom.

SUMMARY OF THE INVENTION

[009] In view of the foregoing disadvantages inherent in the known devices now present in the prior art, the present invention, which will be

described subsequently in greater detail, is to provide objects and advantages which are to provide for a means for keeping the condom on the penis even after removal from the vagina.

5[0010] It is another advantage of this invention to squeeze the area behind the testicles to provide a better, more sustained erection

[0011] To attain these ends, the present invention generally comprises a body and a scrotum retainer part. The scrotum retainer part extends integrally from the body and a slit delineates the body from the scrotum retainer
10 part.

[0012] Preferably, the slit has non-tearing means.

[0013] In a preferred embodiment, a base ring is located at the base of the scrotum retaining part and the base ring provides comparatively reduced elasticity in relation to the scrotum scrotum retainer part and the body so
15 as to retain the scrotum retaining part behind the scrotum.

[0014] The slit comprising more than half of the circumference of the condom.

[0015] The slit non tearing means consists of having the ends of the slit terminated by holes.

[0016] Alternatively, the slit non tearing means can consist in having the ends of the slit terminated by increased thickness.

[0017] In yet another variant, the slit non tearing means can have the ends of the slit its terminated by increased thickness and holes.

[0018] The anti slippage condom has a method for putting it on which consists in in the steps of a user unrolling the condom over its penis by making note of the location of the slit; positioning the slit so as the locate the slit under the penis; and pulling the base ring so that it pulls the scrotum retained part behind the scrotum.

[0019] There has thus been outlined, rather broadly, the more important features of the invention in order that the detailed description thereof that follows may be better understood, and in order that the present contribution to the art may be better appreciated. The term condom, improved condom, anti-slipping, and anti slippage condom are used throughout to describe the invention and it should be understood that they are to be used interchangeably to define the same invention. There are additional features of the invention that will be described hereinafter and which will form the subject matter of the claims appended hereto.

[0020] In this respect, before explaining at least one embodiment of the invention in detail, it is to be understood that the invention is not limited in its application to the details of construction and to the arrangements of the components set forth in the following description or illustrated in the drawings. The invention is capable of other embodiments and of being practiced and carried out in various ways. Also, it is to be understood that the phraseology and terminology employed herein are for the purpose of description and should not be regarded as limiting.

10[0021] As such, those skilled in the art will appreciate that the conception, upon which this disclosure is based, may readily be utilized as a basis for the designing of other structures, methods and systems for carrying out the several purposes of the present invention. It is important, therefore, that the claims be regarded as including such equivalent constructions insofar as they do not depart from the spirit and scope of the present invention.

[0022] Further, the purpose of the foregoing abstract is to enable the U.S. Patent and Trademark Office and the public generally, and especially the scientists, engineers and practitioners in the art who are not familiar with patent or legal terms or phraseology, to determine quickly from a cursory inspection the nature and essence of the technical disclosure of

the application. The abstract is neither intended to define the invention of the application, which is measured by the claims, nor is it intended to be limiting as to the scope of the invention in any way.

[0023] These together with other objects of the invention, along with the various
5 features of novelty which characterize the invention, are pointed out with particularity in the claims annexed to and forming a part of this disclosure. For a better understanding of the invention, its operating advantages and the specific objects attained by its uses, reference should be made to the accompanying drawings and descriptive matter
10 which contains illustrated preferred embodiments of the invention.

BRIEF DESCRIPTION OF THE DRAWINGS

[0024] **Figs. 1a-b** Perspective views with the condom in various stages of installation.

15 [0025] **Figs. 2a-d** Side elevation and side elevation detail, as well as flattened views of the slit, respectively.

[0026] **Figs. 3a-b** Side elevation and cross section along B – B of 3a, respectively.

DETAILED DESCRIPTION

[0027] An improved condom (10) comprises the general features commonly found on existing condoms as far as shape and material are concerned but comprises a slit (12) which partially opens an area defined as “scrotum retained part” (14) and which is located proximal the base (16) of the condom (10). The slit (12) allows for the scrotum retained part (14) to be placed behind the scrotum (18) so that the scrotum (18) itself will hold, or retain, the scrotum retained part (14). A base ring (20) acts like a tight elastic which further helps the scrotum (18) to retain the scrotum retained part (14) and thus, the condom (10).

[0028] The slit (12) generally comprises over half of the circumference of the condom (10) and has its ends (22) created, during the manufacturing process, in such a way so as to prevent any expansion of the slit (12) through involuntary tearing. Given the fragile nature of latex condoms, this is important. Various means can be employed such as terminating the ends (22) with holes (23) which diffuse pressure conducive to tearing, or by making the latex of an increased thickness (24) in the manufacturing process. Or, a combination of both the holes (23) and increased thickness (24) around the periphery of the holes (23).

[0029] There could be other means such as special treatment of the latex to alter its properties to disallow further tearing.

[0030] In order to use the condom (10), a user would unroll it over its penis, as is known in the art, but making note of the location of the slit (12) so that it is located under the penis. Finish by pulling the base ring (20) so that it pulls the scrotum retained part (14) behind the scrotum (18). To help in locating the position of the slit (12), an indicia (not shown) is placed on the condom (10) so as to visibly indicate the position of the slit (12) before the condom is unrolled.

[0031] As to a further discussion of the manner of usage and operation of the present invention, the same should be apparent from the above description. Accordingly, no further discussion relating to the manner of usage and operation will be provided.

[0032] With respect to the above description then, it is to be realized that the optimum dimensional relationships for the parts of the invention, to include variations in size, materials, shape, form, function and manner of operation, assembly and use, are deemed readily apparent and obvious to one skilled in the art, and all equivalent relationships to those illustrated in the drawings and described in the specification are intended to be encompassed by the present invention.

[0033] Therefore, the foregoing is considered as illustrative only of the principles of the invention. Further, since numerous modifications and changes will readily occur to those skilled in the art, it is not desired to limit the invention to the exact construction and operation shown and described, and accordingly, all suitable modifications and equivalents may be resorted to, falling within the scope of the invention.

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CLAIMS

1. An anti slippage condom comprising:
a body and a scrotum retained part;
5 the scrotum retained part extending integrally from the body;
a slit delineating the body from the scrotum retained part.

2. The anti slippage condom of claim 1 wherein:
the slit has non-tearing means.
10

2. The anti slippage condom of claim 1 wherein:
a base ring located at the base of the scrotum retained part;
the base ring providing comparatively reduced elasticity in relation to
the scrotum scrotum retained part and the body so as to retain the
15 scrotum retained part behind the scrotum.

3. The anti slippage condom of claim 1 wherein:
the slit comprising more than half of the circumference of the condom.

- 20 4. The anti slippage condom of claim 2 wherein:
the slit non tearing means consisting of having the ends of the slit
terminated by holes.

5. The anti slippage condom of claim 2 wherein:

the slit non tearing means consisting of having the ends of the slit terminated by increased thickness.

5 6. The anti slippage condom of claim 2 wherein:

the slit non tearing means consisting of having the ends of the slit terminated by increased thickness and holes.

7. A method of putting on the anti slipping condom of claim 1

10 consisting in the steps of:

a user unrolls the condom over its penis by making note of the location of the slit;

positioning the slit so as to locate the slit under the penis;

pulling the base ring so that it pulls the scrotum retained part behind

15 the scrotum.

FIG. 1a

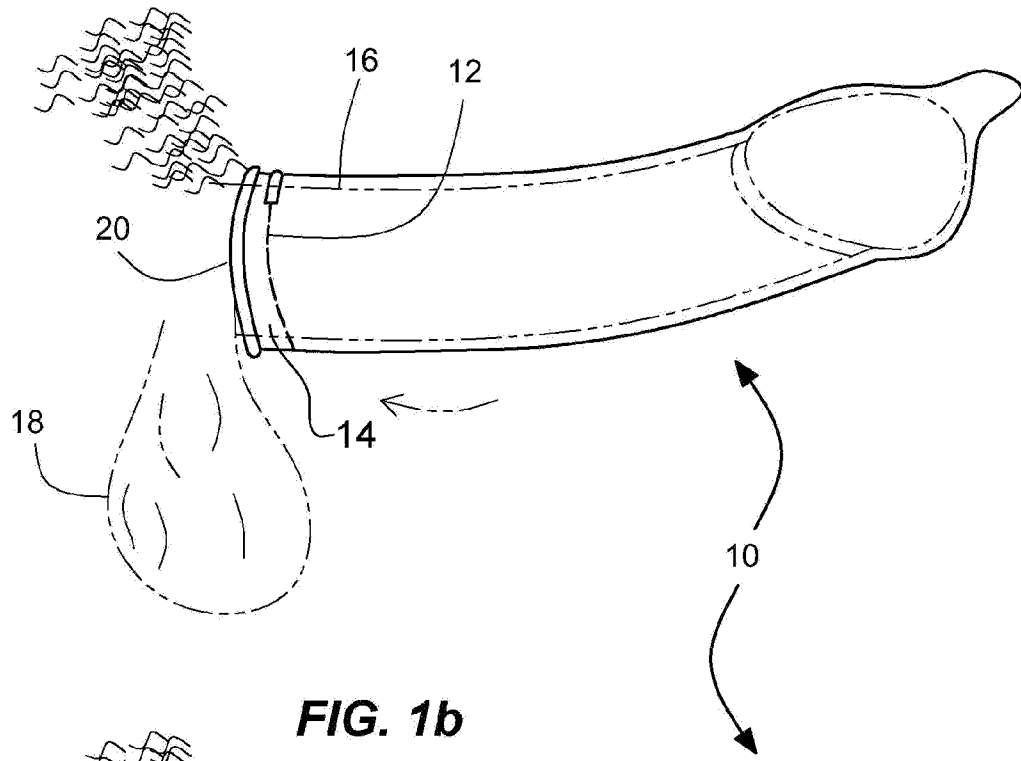


FIG. 1b

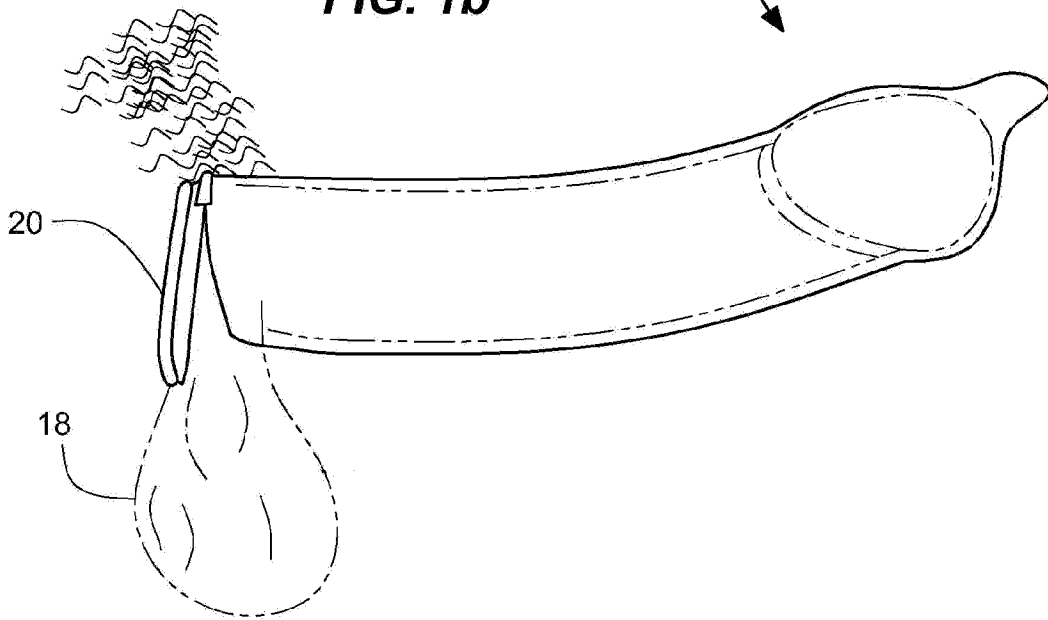


FIG. 2a

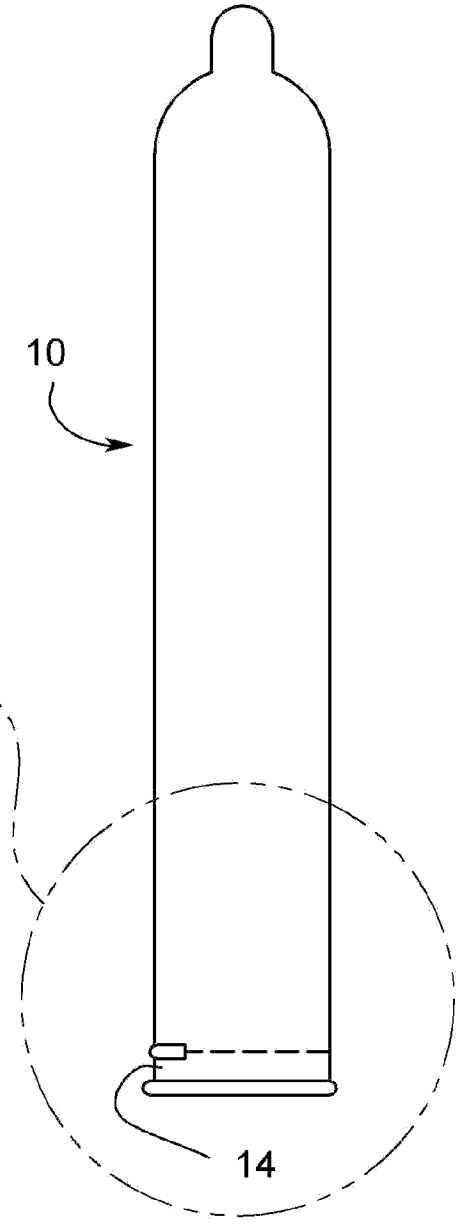


FIG. 2b

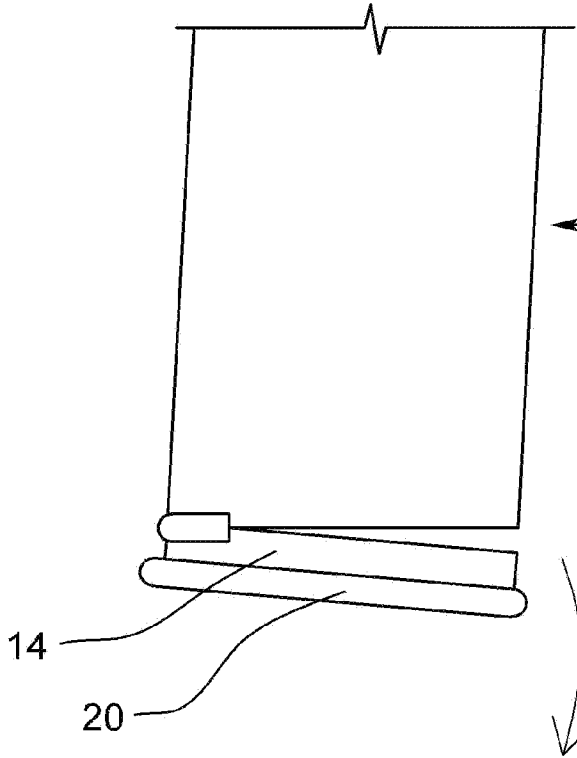


FIG. 2c

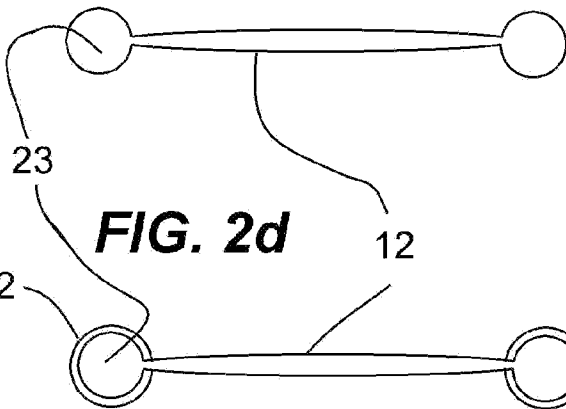


FIG. 2d

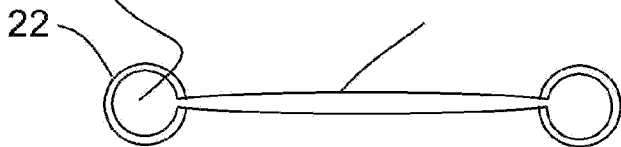
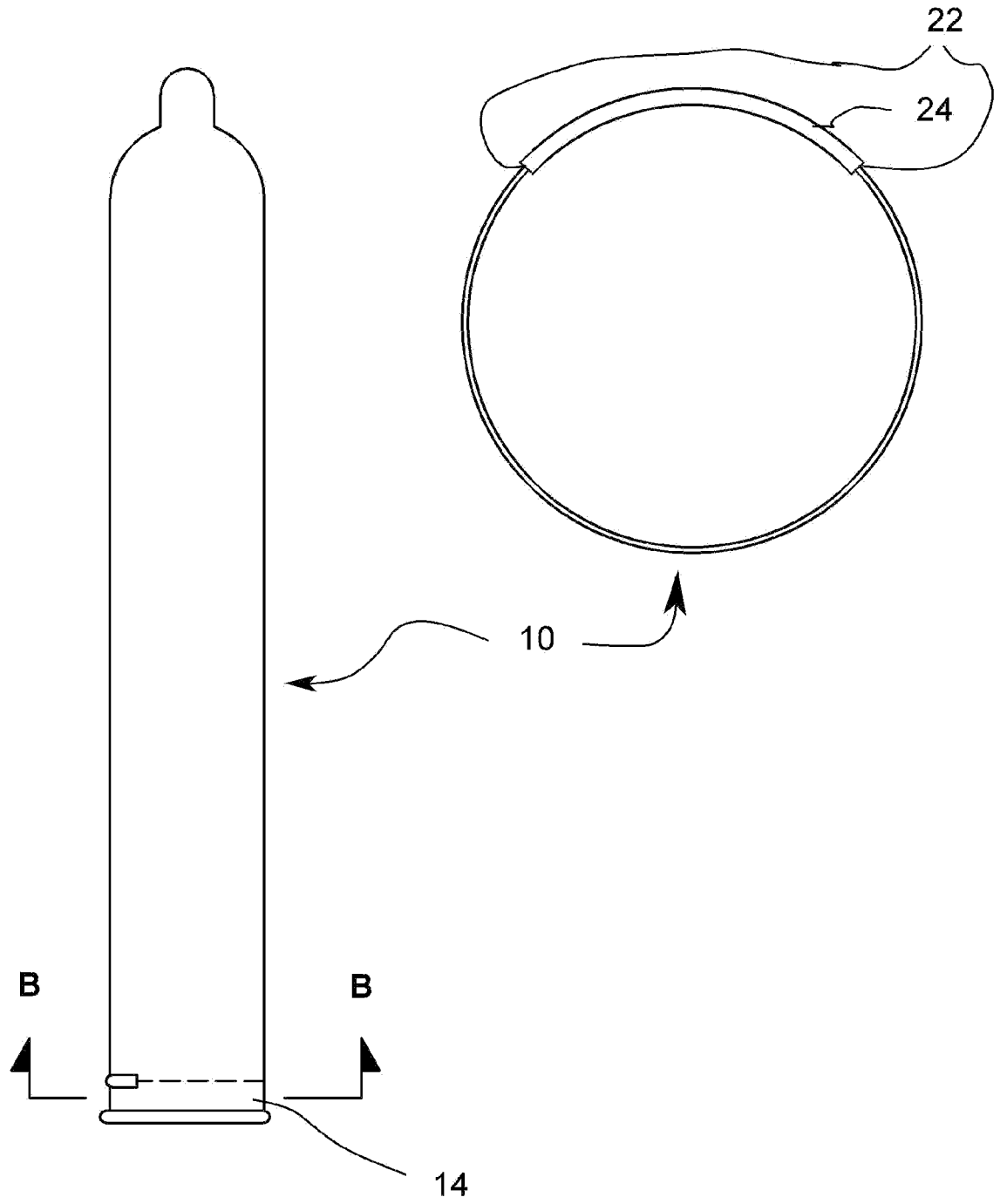


FIG. 3a

FIG. 3b



ABSTRACT

An anti slippage condom has body and a scrotum retainer part. The scrotum retainer part extends integrally from the body and a slit delineates the body from the scrotum retainer part.

Filing Date: 12/22/08

Approved for use through 7/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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PATENT APPLICATION FEE DETERMINATION RECORD					Application or Docket Number			
Substitute for Form PTO-875					12/342,053			
APPLICATION AS FILED – PART I								
		(Column 1)	(Column 2)		SMALL ENTITY	OR	OTHER THAN SMALL ENTITY	
FOR	NUMBER FILED	NUMBER EXTRA		RATE (\$)	FEE (\$)	RATE (\$)	FEE (\$)	
BASIC FEE (37 CFR 1.16(a), (b), or (c))	N/A	N/A		N/A	82	N/A		
SEARCH FEE (37 CFR 1.16(k), (l), or (m))	N/A	N/A		N/A	270	N/A		
EXAMINATION FEE (37 CFR 1.16(o), (p), or (q))	N/A	N/A		N/A	110	N/A		
TOTAL CLAIMS (37 CFR 1.16(i))	8	minus 20 =		x\$26		x\$52		
INDEPENDENT CLAIMS (37 CFR 1.16(h))	1	minus 3 = *		x\$110		x\$220		
APPLICATION SIZE FEE (37 CFR 1.16(s))	If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$270 (\$135 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR							
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(j))				195		390		
				TOTAL	462	TOTAL		
* If the difference in column 1 is less than zero, enter "0" in column 2.								
APPLICATION AS AMENDED – PART II								
		(Column 1)	(Column 2)	(Column 3)	SMALL ENTITY	OR	OTHER THAN SMALL ENTITY	
AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE (\$)	ADDI-TIONAL FEE (\$)	RATE (\$)	ADDI-TIONAL FEE (\$)
	Total (37 CFR 1.16(i))	*	Minus	**	=	X	=	X
	Independent (37 CFR 1.16(h))	*	Minus	***	=	X	=	X
	Application Size Fee (37 CFR 1.16(s))							
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))							
				N/A		N/A		
				TOTAL		TOTAL		
				ADD'T FEE		ADD'T FEE		
		(Column 1)	(Column 2)	(Column 3)	SMALL ENTITY	OR	OTHER THAN SMALL ENTITY	
AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE (\$)	ADDI-TIONAL FEE (\$)	RATE (\$)	ADDI-TIONAL FEE (\$)
	Total (37 CFR 1.16(i))	*	Minus	**	=	X	=	X
	Independent (37 CFR 1.16(h))	*	Minus	***	=	X	=	X
	Application Size Fee (37 CFR 1.16(s))							
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))							
				N/A		N/A		
				TOTAL		TOTAL		
				ADD'T FEE		ADD'T FEE		
* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.								
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".								
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".								
The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.								

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.