

Institut der beim Europäischen Patentamt zugelassenen Vertreter

Institute of Professional Representatives before the European Patent Office

Institut des mandataires agréés près l'Office européen des brevets

The President

Eliot I. Bernstein, Esq.
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epi:CPM/PJL

18th November 2005

Dear Mr. Bernstein,

Re: Your Patent Applications before the European Patent Office

I refer to your various emails to me regarding the above matter.

In light of your emails, I have referred the matter to our Disciplinary Committee. This Committee will now investigate the matter and will report in due course.

I would point out that only certain of the matters to which you refer are ones for which the Institute (epi) is competent. We only have power to investigate the actions of, and take action against, members of epi. Thus, our Disciplinary Committee only has the power to investigate the actions of Mr. Molyneaux.

You also mention the firm of Harrison, Goddard and Foote. As Mr. Molyneaux is a member of this firm, it will be investigated in the course of the investigation of Mr. Molyneaux.

You further mention Prof. Alain Pompidou and Mrs. Liza Dybdahl. The former is the President of the European Patent Office (EPO) and the second is an employee of the EPO.



There is also reference to the firms Wildman, Harrold, Allen and Dickson LLP and Proskauer Rose LLP. These appear to be US law firms.

Finally, your mention Mr. Raymond Joao and Mr. Kenneth Rubenstein. These appear to be US attorneys.

epi has no power to investigate or take action against officers or employees of the EPO. Further, epi has no power to investigate or take action against individual US attorneys or US law firms. These can only be investigated and sanctioned via other routes.

As to the status of your patent applications before the EPO, epi cannot take any action in connection with them. epi is not authorised to represent clients before the EPO. Therefore, in order to ensure that you are properly represented before the EPO, it will be necessary for you to instruct a new representative. A list of representatives can be found on the EPO's website.

As the matter is now in the hands of our Disciplinary Committee, I am unable to provide any further comments on the complaint itself. The Disciplinary Committee will now continue to handle the matter.

Yours sincerely,

Chris P. Mercer

President - epi