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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
29/306,656	04/14/2008	Patrick Miles	104DES2	9900
30328	7590	02/24/2009	EXAMINER	
JONATHAN SPANGLER NuVasive, Inc. 7475 LUSK BOULEVARD SAN DIEGO, CA 92121			RADEMAKER, CHARLES A	
			ART UNIT	PAPER NUMBER
			2916	
			MAIL DATE	DELIVERY MODE
			02/24/2009	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.

Interview Summary	Application No. 29/306,656	Applicant(s) MILES ET AL.	
	Examiner CHARLES A. RADEMAKER	Art Unit 2916	

All participants (applicant, applicant's representative, PTO personnel):

(1) CHARLES A. RADEMAKER. (3)_____.

(2) RORY SCHERMERRHORN. (4)_____.

Date of Interview: 19 February 2009.

Type: a) Telephonic b) Video Conference
c) Personal [copy given to: 1) applicant 2) applicant's representative]

Exhibit shown or demonstration conducted: d) Yes e) No.
If Yes, brief description: n/a.

Claim(s) discussed: n/a.

Identification of prior art discussed: IDS papers filed 4/14/2008.

Agreement with respect to the claims f) was reached. g) was not reached. h) N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: The IDS papers filed 4/14/2008 lacked a PTO 1449 listing as pointed out in the Notice of Allowance letter dated 12/2/2009. The examiner will consider the foreign documents of record if a PTO 1449 is filed prior to payment of the issue fee. However, if applicants wish the examiner to consider new documents that are not of record, it is suggested that the filing of a CPA type application be considered.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

/Charles A. Rademaker/
Primary Examiner, Art Unit 2916