



PATENTS ACT 1977

PARTIES Adelaide Research and Innovation Pty Ltd, Mark
Stephens, Martin Lambert, Angus Simpson, Young-il
Kim and John Vitkovsky

ISSUE Mention of additional inventors for patent number
GB2475014 under Section 13(1)

HEARING OFFICER A R Bushell

DECISION

- 1 Following the international phase of international patent application number PCT/AU2009/001051, patent application number GB 1104385.8 entered the national phase in the UK and was subsequently published and proceeded to grant as patent number GB 2475014. The original PCT application named three inventors; Mark Stephens, Martin Lambert and Angus Simpson.
- 2 Adelaide Research & Innovation Pty Ltd, the patent proprietor, has now made an application under rule 10(2) of the Patents Rules 2007 to the effect that Young-il Kim and John Vitkovsky should also have been named as joint inventors.
- 3 Mark Stephens, Martin Lambert and Angus Simpson have all filed written consent in support of the application.
- 4 A number of statements were also filed to support the request to add these two inventors in relation to corresponding patent application US 13/058,915. These statements have been provided as evidence for this subsequent application. The evidence consists of statements from the proprietor and from Young-il Kim and John Vitkovsky confirming they should be named as joint inventors in respect of US patent application US 13/058,915.
- 5 In a witness statement received on 02 July 2013, the patent proprietor's attorney, Mr Richard Howson of Kilburn & Strode LLP, confirmed the inventions described in US patent application 13/058,915 and GB 2475014 are in substance the same and relate to the same invention. On this basis I conclude that all relevant parties agree that Young-il Kim and John Vitkovsky should be named as joint inventors in respect of the invention covered by patent number GB2475014.

- 6 Accordingly I find that both Young-il Kim and John Vitovsky should be mentioned as joint inventors in the published patent application and granted patent for the invention. I direct, in accordance with rule 10(1), that an addendum slip mentioning them as joint inventors be prepared for the published patent application and granted patent for the invention.

A R BUSHELL

B3 Head of Litigation Section, acting for the Comptroller