

thorough and accurate results for the project.

In order to ensure that the upcoming microfilming project is complete and accurate, the PSF will employ a comprehensive quality review procedure while the project is in progress. The quality review should ensure that all records are microfilmed. Moreover, there will be a significant "grace period" before destruction of the paper records, during which they will be available to the PSF if needed to correct the microfilm.

*Comment 6: Marks Under Paris Convention or Native American Tribal Insignia*

Several comments referred to the alleged inadequacy of the electronic records with respect to the protected notifications under Article 6ter of the Paris Convention and the notified Native American tribal insignia.

*Response:* As a threshold matter, the USPTO notes that these comments refer to records that are not registered trademarks, and therefore do not fall within the scope of the paper search collection at issue. Nonetheless, in response to the concern expressed in these comments, the USPTO has undertaken efforts to ensure that its electronic database for such records is complete. A project is nearly finished to load missing images into the Office's image data server to make them available for viewing on X-Search and TESS, and significant progress on the project has already been made. The USPTO notes that the missing images identified by the project were also missing from the paper search collection. Thus far, over 125 missing images have been loaded into the Office's image data server. No paper copies of protected notifications or insignia will be eliminated until the project is complete.

*Comment 7: Archiving the Paper Record Annotations*

One commenter expressed concern that handwritten annotations made to the paper records of word marks, which may provide assistance in locating intentionally altered spellings or misspellings, have not been reviewed for potential incorporation into the pseudo-mark field in the electronic database.

*Response:* The USPTO created the pseudo-mark field to improve the accuracy of searches in its electronic databases, but the USPTO notes that no statutory obligation compels the maintenance of this feature. The pseudo-mark field shows the literal

equivalent of a pictorial representation of wording in a design mark, and/or spellings that are similar or phonetically equivalent to wording in a word mark. The assignment of pseudo-marks to electronic records is performed by the Trademark Office within the USPTO. PSF staff members regularly make recommendations for pseudo-mark assignments, which may reflect the type of information in the handwritten annotations to the paper records. Moreover, members of the public may also suggest the addition of pseudo-marks. As with the design codes, the USPTO has sought and applied public input regarding the pseudo-mark data in the USPTO database. For example, since April 4, 2006, the USPTO has notified applicants whose marks include a pseudo-mark, to allow them the opportunity to correct or add to the pseudo-mark field. The USPTO has sent approximately 83,600 such notices.

Although the pseudo-mark field provides a useful tool for searching, the USPTO is not required to provide this feature. Thus, a decision not to review an extensive number of documents for potential additions to the pseudo-mark field does not negatively impact the public. The USPTO has determined that the burden associated with this type of nonessential review of each page in the paper search collection, for consideration of all the handwritten notations, is too great. Nonetheless, because the microfilmed records will accurately capture the handwritten notations made on the paper records, the full scope of these notations will be archived for future reference.

**Additional Information**

As set forth above and in the June 23, 2006 **Federal Register** Notice, the purpose of the new design coding system is to replicate the ability to search the paper collection using the PSD. Since 2001, no design coding with the PSD has been done for incoming applications in the paper search collection. Rather, design coding with the PSD has only been applied to registrations. Accordingly, in order to replicate the benefits of redundant searching currently available with the paper search collection, the new design coding system need only be applied to new registrations, not to incoming applications. Therefore, the USPTO clarifies that the new system using the PSD will only be applied to registered marks. This suffices to ensure that no negative impact on existing search capabilities will result from the cessation of maintenance of the current

paper search collection of registered marks including design elements.

**Notice**

Accordingly, the USPTO hereby gives notice that upon the completion of development and testing of its new redundant design coding system, but no earlier than sixty (60) days from the date of this Notice, the USPTO will: (1) Begin coding with the new coding system all new registrations of marks that include design elements; (2) stop adding design coded registrations to the paper search collection; and (3) begin microfilming the paper search collection of registered marks that include design elements. When microfilming is complete, the USPTO will remove the paper search collection of registered marks that include design elements. The microform collection will be available to the public in the Public Search Facility at 600 Dulany Street, Alexandria, Virginia. This will ensure that all information currently available in the paper search collection remains available to the public.

Dated: June 22, 2007.

**Jon W. Dudas,**

*Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office.*

[FR Doc. E7-12498 Filed 6-27-07; 8:45 am]

**BILLING CODE 3510-16-P**

**DEPARTMENT OF DEFENSE**

**Office of the Secretary**

[Transmittal No. 07-06]

**36(b)(1) Arms Sales Notification**

**AGENCY:** Department of Defense, Defense Security Cooperation Agency.

**ACTION:** Notice.

**SUMMARY:** The Department of Defense is publishing the unclassified text of a section 36(b)(1) arms sales notification. This is published to fulfill the requirements of section 155 of Public Law 104-164 dated 21 July 1996.

**FOR FURTHER INFORMATION CONTACT:** Ms. B. English, DSCA/DBO/CFM, (703) 601-3740.

The following is a copy of a letter to the Speaker of the House of Representatives, Transmittal 07-06 with attached transmittal and policy justification.

**C.R. Choate,**

*Alternate OSD Federal Register Liaison Officer, Department of Defense.*

**BILLING CODE 5001-06-M**



## DEFENSE SECURITY COOPERATION AGENCY

WASHINGTON, DC 20301-2800

JUN 18 2007

In reply refer to:  
I-06/012354

The Honorable Nancy Pelosi  
Speaker of the House of Representatives  
Washington, DC 20515-6501

Dear Madam Speaker:

Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, we are forwarding herewith Transmittal No. 07-06, concerning the Department of the Air Force's proposed Letter(s) of Offer and Acceptance to United Arab Emirates for defense articles and services estimated to cost \$201 million. After this letter is delivered to your office, we plan to issue a press statement to notify the public of this proposed sale.

Sincerely,

A handwritten signature in dark ink, appearing to read "J.B. Kohler", is positioned above the typed name.

JEFFREY B. KOHLER  
LIEUTENANT GENERAL, USAF  
DIRECTOR

## Enclosures:

1. Transmittal
2. Policy Justification

## Same ltr to:

House

Committee on Foreign Affairs  
Committee on Armed Services  
Committee on Appropriations

Senate

Committee on Foreign Relations  
Committee on Armed Services  
Committee on Appropriations

## Transmittal No. 07-06

Notice of Proposed Issuance of Letter of Offer  
Pursuant to Section 36(b)(1)  
of the Arms Export Control Act, as amended

- (i) Prospective Purchaser: United Arab Emirates
- (ii) Total Estimated Value:
- |                          |                      |
|--------------------------|----------------------|
| Major Defense Equipment* | \$ 1 million         |
| Other                    | <u>\$200 million</u> |
| TOTAL                    | \$201 million        |
- (iii) Description and Quantity or Quantities of Articles or Services under Consideration for Purchase: United States pilot proficiency training programs and munitions, services and support for F-16 aircraft which includes: 105,000 20mm cartridges, aircraft modifications kits, maintenance, participation in joint training Continental United States (CONUS) pilot proficiency training program, Introduction to Fighter Fundamentals training, F-5B transition and continuation training, fighter follow-on preparation training, participation in joint training exercises, fuel and fueling services, supply support, flight training, spare/repair parts, support equipment, program support, publications, documentation, personnel training, training equipment, contractor technical and logistics personnel services and other related program requirements necessary to sustain a long-term CONUS training program.
- (iv) Military Department: Air Force (TBI)
- (v) Prior Related Cases, if any: none
- (vi) Sales Commission, Fee, etc., Paid, Offered, or Agreed to be Paid: none
- (vii) Sensitivity of Technology Contained in the Defense Article or Defense Services Proposed to be Sold: none
- (viii) Date Report Delivered to Congress: JUN 18 2007

\* as defined in Section 47(6) of the Arms Export Control Act.

**POLICY JUSTIFICATION****United Arab Emirates – Pilot Training Program with Cartridges, Services, and Support**

The Government of United Arab Emirates (UAE) has requested a possible sale of United States pilot proficiency training programs and munitions, services and support for F-16 aircraft which includes: 105,000 20mm cartridges, aircraft modifications kits, maintenance, participation in joint training Continental United States (CONUS) pilot proficiency training program, Introduction to Fighter Fundamentals training, F-5B transition and continuation training, fighter follow-on preparation training, participation in joint training exercises, fuel and fueling services, supply support, flight training, spare/repair parts, support equipment, program support, publications, documentation, personnel training, training equipment, contractor technical and logistics personnel services and other related program requirements necessary to sustain a long-term CONUS training program. The estimated cost is \$201 million.

This proposed sale will contribute to the foreign policy and national security of the U.S. by helping to improve the security of a friendly country that has been and continues to be an important force for political stability and economic progress in the Middle East.

The pilot training will take place at Alliance International Airport, Fort Worth, Texas. It will enable the UAE to develop mission ready and experienced pilots through CONUS training by providing a “capstone” course that takes experienced pilots and significantly improves their tactical proficiency. Introduction to Fighter Fundamentals (IFF) is a pre-cursor to F-16 Block 60-transition training that UAE pilots will receive in Tucson.

The proposed sale of this equipment and support will not affect the basic military balance in the region.

The principal contractors will be: Alliance Aviation Center of Excellence at Fort Worth, Texas, and Lockheed Martin Simulation, Training and Support also at Fort Worth, Texas. There are no known offset agreements proposed in connection with this potential sale.

There will be no adverse impact on U.S. defense readiness as a result of this proposed sale.