

# YUASA AND HARA

(INTERNATIONAL LAW, PATENT, TRADEMARK & ACCOUNTING)

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SECTION 206, NEW OHTEMACHI BLDG.,  
2-1, OHTEMACHI 2-CHOME, CHIYODA-KU, TOKYO-100

TELEX: J26431 YULAWPAT

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OF COUNSEL

H. KAWAI

March 18, 1980

Dr. Wyburn Mason  
2, Hillbrow,  
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England

U R G E N T

Dear Dr. Mason

Re: Japanese Patent Appln. No. 26463/78  
"Anti-rheumatoid agent"  
(Our Ref: CH:RY, File: K-134-2)

1. We, attorneys of Dr. Koba, have received an official action rejecting subject application for the following reason from the Japanese Patent Office:

## Reason for Rejection

The invention of this application is recognized to be such that it could have easily been accomplished on the basis of the invention described in the following publications circulated within Japan prior to the application by any person having common knowledge in the technical field to which such invention belongs, and, therefore, to be ineligible for patent in accordance with the provisions of Article 29, para. 2 of the Patent Law:

## Remarks

- (1) "Arthro rheumatism can be cured by anti protozoan agent" , Asahi Shinbun dated July 24, 1975
- (2) "An agent for treating rheumatism - chlotrimazole - Is it indeed effective?" , Asahi Shinbun dated November 30, 1975

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- (3) Thursday, July 24, 1975 "The Japan Times"
- (4) "Scrip" August 9th, 1975 p. 17, London
- (5) Patent Publication No. 28175/70
- (6) Patent Public Disclosure No. 148358/75

It was well known prior to the filing date of this application that the other compounds used in this invention of this application have anti protozoan effects.

2. Our Comments

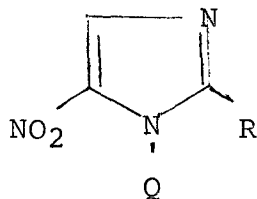
(a) Citations (1) - (4) are the same as those cited for your previous application;

Japanese Patent Application No. 684/76  
(Our file: k-134-1)


We are enclosing a copy each of the citations together with our English translation of pertinent passages of citations (5) and (6).

(b) The claim now on file is as follows:

"An anti rheumatoid agent comprising a compound represented by the formula:



wherein R is hydrogen or methyl;

Q is  $-\text{CH}_2\text{CH}_2\text{OH}$ ,  $-\text{CH}_2\text{CH}_2\text{SO}_2\text{CH}_2\text{CH}_3$ ,  $-\text{CH}_2\text{CHOHCH}_2\text{Cl}$  or  $-\text{CH}_2\text{CH}_2-\text{N}$    $\text{O}$ ."



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3. The due date for filing an argument against the above official action is April 6, 1980 which is unextendible.

Please send us your instructions or opinion on the above (d) by March 31, 1980.

Yours very truly,



R. Yoshioka

CH:RY:yn

Encls: a copy each of citations (1) - (6)  
our English translation of citations (5) and (6)

c.c. Dr. Koba