

**UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE DIRECTOR**

Christer N. Dahlgren
Applicant

Decision on Request for Extension of
Time under 37 C.F.R. § 90.3(c)(1)(i)

Appl. Ser. No. 16/237,637

MEMORANDUM AND ORDER

On December 30, 2024, Applicant Christer N. Dahlgren filed a “Request for Extension of Time under 37 C.F.R. § 90.3(c)” to extend the time to file a notice of appeal regarding the Patent Trial and Appeal Board’s decision denying rehearing in Application Serial Number 16/237,637. The Board’s Decision on Request for Rehearing was dated November 1, 2024 and Applicant seeks a one-month extension of time. The table below shows the relevant dates.

Application Serial No.	Date of Board Decision	Due date for appeal or Section 145 action	New Due Date if Extension Granted
16/237,637	November 1, 2024	January 3, 2025 ¹	February 3, 2025

The Request here—filed in writing before the expiration of the period for filing any of the appeal notices—falls under the “good cause” provision of 37 C.F.R. § 90.3(c)(1)(i). Under 37 C.F.R. § 90.3(c)(1)(i), the Office may, for good cause, extend the time to seek judicial review of a Board decision. Upon

¹ 37 C.F.R. § 90.3(a) provides that judicial review of a Board decision must be sought within sixty-three (63) days of the Board decision.

consideration of the Request for extension of time under 37 C.F.R. § 90.3(c)(1)(i), it is ORDERED that the Request is GRANTED for the reasons set forth below.

Applicant has shown good cause for an extension of time for the underlying application. Applicant explains that the holidays, as well as “[p]arty unavailability and other docket items” during the time preceding the January 3 deadline have prevented the necessary analysis and review of the issues to determine the merits of further appeal. The Office determines that the facts and circumstances set forth in the present Request demonstrate good cause for the extension.

ORDER

Upon consideration of the Request, it is ORDERED that the Request is **granted**. Applicant’s filing deadline to appeal from the underlying Board decisions is extended in accordance with the chart below.

Serial No.	Extended Due Date
16/237,637	February 3, 2025

DERRICK BRENT
Acting Under Secretary of Commerce for
Intellectual Property and Acting Director of
the U.S. Patent and Trademark Office

/s/Amy J. Nelson

By: Amy J. Nelson
Acting Solicitor

DATE: January 2, 2025

cc (via email):
Ryan E. Alley
ryan@alleylegal.com