PATENT COOPERATION TREATY

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From the: RECEIVING OFFICE

PCT

COMMUNICATION IN CASES FOR WHICH NO OTHER FORM IS APPLICABLE

Date of mailing
(day/month/year) 22 March 2012 (22.03.2012)

REPLY DUE
See paragraph 1 below

Applicant's or agent's file reference
42823-501001WO

International application No.
PCT/IB2012/000567

International filing date
(day/month/year) 07 February 2012 (07.02.2012)

Applicant
BIOMIRNA HOLDINGS LTD.

1. □ REPLY DUE within from the above date of mailing
   □ NO REPLY DUE, however, see below
   ☒ IMPORTANT COMMUNICATION
   □ INFORMATION ONLY

2. COMMUNICATION:

A. NOTIFICATION OF RECEIPT OF PURPORTED INTERNATIONAL APPLICATION BY INTERNATIONAL BUREAU 
   ACTING AS RECEIVING OFFICE (PCT Rule 19.4(a)(i))

The applicant is hereby notified that the International Bureau of WIPO has received on 21 March 2012 (21.03.2012) the above-mentioned purported international application (reference PCT/US2012/024067) from the United States Patent and Trademark Office (USPTO) which is not competent under PCT Rule 19.1 or 19.2 (having regard to the applicant's nationality or residence) to receive that international application.

According to PCT Rule 19.4(b), this international application is considered to have been received by the International Bureau as receiving Office (RO/IB) under PCT Rule 19.1(a)(iii) on the date of receipt of the international application by the USPTO (07 February 2012 (07.02.2012)).

Any future correspondence in connection with this international application must indicate the international application number assigned by RO/IB (PCT/IB2012/000567).

Note that any communication (i) intended for the receiving Office must now be sent direct to the International Bureau of WIPO at the address indicated below, (ii) relating to international preliminary examination under Chapter II, including the demand, must be submitted direct to the International Preliminary Examining Authority concerned.

A copy of this notification is being sent to the USPTO.

/...

Name and mailing address of the receiving Office:
The International Bureau of WIPO
PCT Receiving Office Section
34, chemin des Colombettes, 1211 Geneva 20, Switzerland
Facsimile No. +41 22 910 06 10 (RPT)

Authorized officer No.
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E-mail ro.ib@wipo.int
Telephone No. +4122 338 8769

Form PCT/RO/132 (January 2004)
B. MATTERS CONCERNING THE RIGHT TO REPRESENT
THE APPLICANT(S)

In addition, it seems that the person indicated in Box IV of the request form does not have the right to practice before the national Office of the Contracting State of which the applicant is a resident or national, and thus does not have the right to practice before the International Bureau as receiving Office (RO/IB) in respect of the above-mentioned international application (PCT Rule 83.1bis(a)).

The indication given in Box IV of the request form will therefore be treated as a special address to which correspondence will be sent.

Any further communication from the applicant to the receiving Office and other International Authorities (except payment of fees) will have to be signed by the applicant himself or by a duly appointed agent who has the right to practice before RO/IB, in respect of the above-mentioned international application, (that is, a person who has the right to practice before either the Patents Office (Ireland), the Italian Patent Office or the European Patent Office (see PCT Rules 90.3(a) and 92.1).

C. MATTERS CONCERNING THE CHOICE OF
INTERNATIONAL SEARCHING AUTHORITY

The applicant is hereby informed that, where an international application is filed with the International Bureau as receiving Office, the competent International Searching Authority(ies) is (are) that (those) which would have been competent if said international application had been filed with a competent national (or regional) Office as receiving Office (see PCT Rule 35).

As a result, the only competent International Searching Authority, in the present case, is the European Patent Office (ISA/EP).