

**PATENT COOPERATION TREATY**

**TRANSLATION**

From the  
INTERNATIONAL SEARCHING AUTHORITY

**PCT**

WRITTEN OPINION OF THE  
INTERNATIONAL SEARCHING AUTHORITY

(PCT Rule 43bis.1)

To:

|                                     |                   |
|-------------------------------------|-------------------|
| Date of mailing<br>(day/month/year) | <b>21.06.2016</b> |
|-------------------------------------|-------------------|

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| Applicant's or agent's file reference<br><b>62540PCT</b> |
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| <b>FOR FURTHER ACTION</b><br>See paragraph 2 below |
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|   |   |                                |
|---|---|--------------------------------|
| International application No.<br><b>PCT/JP2016/059887</b> | International filing date (day/month/year)<br><b>28.03.2016</b> | Priority date (day/month/year) |
|---|---|--------------------------------|

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| International Patent Classification (IPC) or both national classification and IPC<br><b>B64D11/00 (2006.01) i, B25J1/00 (2006.01) i</b> |
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| Applicant<br><b>KOMY CO., LTD.</b> |
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1. This opinion contains indications relating to the following items:

- Box No. I Basis of the opinion
- Box No. II Priority
- Box No. III Non-establishment of opinion with regard to novelty, inventive step and industrial applicability
- Box No. IV Lack of unity of invention
- Box No. V Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
- Box No. VI Certain documents cited
- Box No. VII Certain defects in the international application
- Box No. VIII Certain observations on the international application

2. **FURTHER ACTION**

If a demand for international preliminary examination is made, this opinion will be considered to be a written opinion of the International Preliminary Examining Authority ("IPEA") except that this does not apply where the applicant chooses an Authority other than this one to be the IPEA and the chosen IPEA has notified the International Bureau under Rule 66.1bis(b) that written opinions of this International Searching Authority will not be so considered.

If this opinion is, as provided above, considered to be a written opinion of the IPEA, the applicant is invited to submit to the IPEA a written reply together, where appropriate, with amendments, before the expiration of 3 months from the date of mailing of Form PCT/ISA/220 or before the expiration of 22 months from the priority date, whichever expires later.

For further options, see Form PCT/ISA/220.

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|--|------------------------------------|--------------------|
| Name and mailing address of the ISA/JP | Date of completion of this opinion | Authorized officer |
| Facsimile No.                          |                                    | Telephone No.      |

WRITTEN OPINION OF THE  
INTERNATIONAL SEARCHING AUTHORITY

International application No.

PCT/JP2016/059887

Box No. I Basis of this opinion

1. With regard to the **language**, this opinion has been established on the basis of:
  - the international application in the language in which it was filed
  - a translation of the international application into \_\_\_\_\_, which is the language of a translation furnished for the purposes of international search (Rules 12.3(a) and 23.1(b)).
2.  This opinion has been established taking into account the **rectification of an obvious mistake** authorized by or notified to this Authority under Rule 91 (Rule 43*bis*.1(a))
3.  With regard to any **nucleotide and/or amino acid sequence** disclosed in the international application, this opinion has been established on the basis of a sequence listing:
  - a.  forming part of the international application as filed:
    - in the form of an Annex C/ST.25 text file.
    - on paper or in the form of an image file.
  - b.  furnished together with the international application under PCT Rule 13*ter*.1(a) for the purposes of international search only in the form of an Annex C/ST.25 text file.
  - c.  furnished subsequent to the international filing date for the purposes of international search only:
    - in the form of an Annex C/ST.25 text file (Rule 13*ter*.1(a)).
    - on paper or in the form of an image file (Rule 13*ter*.1(b) and Administrative Instructions, Section 713).
4.  In addition, in the case that more than one version or copy of a sequence listing has been filed or furnished, the required statements that the information in the subsequent or additional copies is identical to that forming part of the application as filed or does not go beyond the application as filed, as appropriate, were furnished.
5. Additional comments:

**WRITTEN OPINION OF THE  
INTERNATIONAL SEARCHING AUTHORITY**

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| International application No.<br>PCT/JP2016/059887 |
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| <b>Box No. V</b> | <b>Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement</b> |
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|-------------------------------|--------|--------|-----|
| 1. Statement                  |        |        |     |
| Novelty (N)                   | Claims | 3-4    | YES |
|                               | Claims | 1-2, 5 | NO  |
| Inventive step (IS)           | Claims | 3-4    | YES |
|                               | Claims | 1-2, 5 | NO  |
| Industrial applicability (IA) | Claims | 1-5    | YES |
|                               | Claims | _____  | NO  |

|                                |  |
|--------------------------------|--|
| 2. Citations and explanations: |  |
|--------------------------------|--|

Document 1: US 2010/0201142 A1 (TU, Jin-Tong) 12 August 2010, paragraphs [0017]-[0025], fig. 2-6 & TW 201029641 A1

Document 2: US 2010/0024605 A1 (HILTZ, Nathan) 04 February 2010, paragraphs [0041]-[0053], fig. 1, 2 & CA 2668787 A1

The invention as in claims 1-2 is not novel and does not involve an inventive step in the light of document 1 cited in the ISR.

Document 1 (paragraphs [0017]-[0025], fig. 2-6) discloses a telescopic clipping apparatus, having a main body configured as a telescopic structure using three tubes (20, 30, 40) with different diameters, a handle (22) provided on the tube (20) that is on the outermost side of the main body, a pressure contact part (50) provided on a tip of the tube (40) that is on the innermost side of the main body, and a detent (33) that fixes the length of the main body.

Using the telescopic clipping apparatus disclosed in document 1, a luggage compartment door could be pressed,

WRITTEN OPINION OF THE  
INTERNATIONAL SEARCHING AUTHORITY

International application No.

PCT/JP2016/059887

**Box No. V Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement**

and the lock thereof could be inspected.

The invention as in claims 1 and 5 is not novel and does not involve an inventive step in the light of document 2 cited in the ISR.

Document 2 (paragraphs [0041]-[0053], fig. 1, 2) discloses a tool, having a main body (20) configured as a telescopic structure using a plurality of tubes (22) with different diameters, a handle (42) provided on the tube (52) that is on the outermost side of the main body, a pressure contact part (26) provided on a tip of the tube (58) that is on the innermost side of the main body, and an intermediate locking mechanism that fixes the length of the main body.

Using the tool disclosed in document 2, a luggage compartment door could be pressed, and the lock thereof could be inspected.

Judging from the size of the handle (22), the length from the rear end of the main body to the tip of the pressure contact part when in the shortest state as in fig. 2 of document 2 is 20 cm or less, and it is found, judging from the size of the handle (22), that the length from the rear end of the main body to the tip of the pressure contact part when in the longest state as in fig. 1 is 30 cm or greater.

The invention as in claims 3-4 is not disclosed in either of documents 1 and 2 cited in the ISR, and would not be obvious to a person skilled in the art, and therefore is novel and involves an inventive step.

In particular, none of the documents, including documents 1 and 2 cited in the ISR, discloses a luggage

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International application No.

PCT/JP2016/059887

**Box No. V** Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability;  
citations and explanations supporting such statement

compartment door lock checking tool in which a pressure contact part has a configuration in which a plurality of elastic pieces extends from a base part to a tip side.