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Reference APEP99123	Application No./Patent No. 97116548.5 - 2402 / 0834576
Applicant/Proprietor Affymetrix, Inc. (a Delaware Corporation)	

Noting of loss of rights pursuant to Rule 69(1) EPC

The European patent application cited above is deemed to be withdrawn because it did not reach the European Patent Office before the end of the fourteenth month after filing/the date of priority (Art. 77(5) EPC). The applicant's attention is drawn to the possibility of conversion into a national patent application under the terms of Articles 135 and 136(2) EPC.

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If the applicant considers that the finding of the European Patent Office is inaccurate, he may, within (a non-extendable period of) **TWO MONTHS** after notification of this communication, apply in writing for a decision on the matter by the European Patent Office (Rule 69(2) EPC). The application can only lead to the finding being reversed, if this does not actually correspond to the factual or legal situation.

The fees paid in respect of the application will be reimbursed if the finding of loss of rights becomes final.

RECEIVING SECTION

