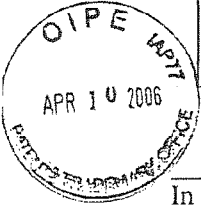


EXHIBIT C

Part 1



I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 535603416 US, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: April 10, 2006

Signature:

Georgina Matos
(Georgina Matos)

Docket No.: 588582000120
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Lee H. GRANT et al.

Application No.: 10/082,596

Filed: February 22, 2002

Art Unit: 2168

For: METHOD OF CODING, CATEGORIZING,
AND RETRIEVING NETWORK PAGES AND
SITES

Examiner: G. Robinson

AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY COMMENTS

This is in response to the non-final Office Action dated January 9, 2006 (Paper No./Mail Date 01052006), for which a response was due on April 9, 2006. Since April 9, 2006 falls on a Sunday, we are filing on Monday, April 10, 2006. Accordingly, this response is timely filed. Reconsideration and allowance of the pending claims, as amended, in light of the remarks presented herein are respectfully requested.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Amendments to the Drawings begin on page 8 of this paper and include an attached replacement sheet.

pa-1041588

Amendments to the Specification begin on page 9 of this paper and include an attached replacement sheet.

Remarks/Arguments begin on page 10 of this paper.

An **Appendix** including amended drawing figures is attached following page 13 of this paper.

AMENDMENTS TO THE CLAIMS

This listing of claims will replace all prior versions, and listings, of claims in the application:

Claim 1 (currently amended): A computer implemented method of categorizing a network page, comprising:

providing a list of categories, wherein said list of categories include a category for transacting business and a category for providing information, and wherein said list of categories include a [[plurality of categories]] category based on [[the]] copyright status of material on a page; [[and]]

assigning said network page to one or more of said list of categories[[.]];

providing a categorization label for the network page using the copyright status of material on the network page; and

controlling usage of the network page using the categorization label and the copyright status of the network page.

Claim 2 (canceled).

Claim 3 (original): The method of Claim 1, wherein said categories include a plurality of categories based on subject matter.

Claim 4 (previously presented): The method of Claim 3, wherein said categories comprise categories related to government, medical, education and social science, news, sports and recreation, history, science and technology, arts and humanities, finance and business, reference, and explicit.

Claim 5 (original): The method of Claim 1, wherein said categories include a plurality of categories based on the type of files associated with a page.

Claim 6 (original): The method of Claim 5, wherein said categories comprise visual, audio, multimedia, text-only, and communication.

Claim 7 (cancelled).

Claim 8 (previously presented): The method of Claim 1, wherein said plurality of categories based on the copyright status of material on a page comprise categories related to public domain, fair use only, use with attribution, and permission of copyright owner needed.

Claim 9 (previously presented): The method of Claim 1, wherein said categories include:
a plurality of categories based on subject matter.

Claim 10 (previously presented): The method of Claim 1, wherein said categories include:
a plurality of categories based on the type of files associated with a page.

Claim 11 (previously presented): The method of Claim 1, wherein said categories include:
a plurality of categories based on the copyright status of the material on a page.

Claim 12 (previously presented): The method of Claim 1, wherein said categories include:
a plurality of categories based on subject matter; and
a plurality of categories based on the copyright status of the material on a page.

Claim 13 (previously presented): The method of Claim 1, wherein said categories include:
a plurality of categories based on subject matter; and
a plurality of categories based on the type of files associated with a page.

Claim 14 (previously presented): The method of Claim 1, wherein said categories include:
a plurality of categories based on subject matter; and
a plurality of categories based on the copyright status of the material on a page.

Claim 15 (previously presented): The method of Claim 1, wherein said categories include:

- a plurality of categories based on subject matter;
- a plurality of categories based on the type of files associated with a page; and
- a plurality of categories based on the copyright status of the material on a page.

Claim 16 (previously presented): The method of Claim 1, wherein said categories include:

- a plurality of categories based on the type of files associated with a page; and
- a plurality of categories based on the copyright status of the material on a page.

Claim 17 (previously presented): The method of Claim 1, wherein said categories include:

- a plurality of categories based on subject matter;
- a plurality of categories based on the type of files associated with a page;
- and
- a plurality of categories based on the copyright status of the material on a page.

Claim 18 (previously presented): The method of Claim 1, further comprising providing an indicium for each of said categories.

Claim 19 (original): The method of Claim 18, wherein said indicium comprises an icon.

Claim 20 (original): The method of Claim 18, wherein said indicium comprises two letters.

Claim 21 (currently amended): The method of Claim 1, further comprising providing a categorization code that can be used to label [[a]] the page with [[a]] the categorization label that indicates the categories to which the page is assigned.

Claim 22 (original): The method of Claim 21, wherein said categorization code comprises an indicium for each of said categories.

Claim 23 (original): The method of Claim 22, wherein said indicium comprises two letters.

Claim 24 (original): The method of Claim 22, wherein said categorization label includes the indicia for each category to which a page is assigned.

Claim 25 (original): The method of Claim 21, wherein said categorization label denotes the level of importance of the categories to which a page is assigned.

Claim 26 (original): The method of Claim 25, wherein said categorization label is recognizable by a search engine.

Claim 27 (original): The method of Claim 21, wherein said categorization label further includes an identifier to indicate that said label is part of said categorization code.

Claim 28 (original): The method of Claim 21, wherein said categorization label can be made to apply to an entire Web site.

Claim 29 (previously presented): The method of Claim 21, further comprising making said categorization label recognizable by a search engine.

Claim 30 (previously presented): The method of Claim 1, further comprising making said categories to which a page is assigned recognizable by a search engine.

Claim 31 (original): The method of Claim 1, wherein said list of categories is provided on a graphical user interface.

Claim 32 (currently amended): A computer implemented method for categorizing a network page, comprising:

[[a.]] providing a list of categories, wherein said list of categories include a category for transacting business and a category for providing information, and wherein said list of categories include a plurality of categories based on the copyright status of material on a page; [[and]]

[[b.]] providing a categorization code for labeling the network page with a categorization label, wherein said categorization label indicates a set of categories and subcategories to which the network page is assigned[[.]], and wherein said categorization label indicates the copyright status of material on the network page; and

controlling usage of the network page using the categorization label and the copyright status of the network page.

Claims 33 - 50 (canceled).

Claim 51 (Currently amended): A computer implemented method of categorizing a network page, comprising:

providing a list of categories, wherein said categories include a [[plurality of categories]] category based on the copyright status of material on a page, and wherein the copyright status comprises categories related to public domain, fair use only, use with attribution, and permission of copyright owner needed; [[and]]

assigning said network page to one or more of a plurality of said list of categories[[.]];

providing a categorization label for the network page using the copyright status of material on the network page; and

controlling usage of the network page using the categorization label and the copyright status of the network page.

AMENDMENTS TO THE SPECIFICATION

In the Specification:

Please amend lines 18-23 on page 13 as follows:

The Explicit category 42 is not combinable with other categories of second tier 14, however, because it is intended that the Explicit category 42 be restricted to pornographic materials. Other types of sexually explicit material, [[such as]] which may be appeared in information related to medical studies and scientific research, and material related to pornography [[such as]] which may be appeared in information related to governmental initiatives and news, may be accessed through the other categories of second tier 14 using “pornography” as a keyword.

Please amend lines 4-7 on page 21 as follows:

Other types of sexually explicit material, [[such as]] which may be appeared in information related to medical studies and scientific research, and material related to pornography [[such as]] which may be appeared in information related to governmental initiatives and news, may be accessed through the other categories of second tier 14 using “pornography” as a keyword.

AMENDMENTS TO THE DRAWINGS

The attached sheet(s) of drawings includes the original Figures 1-3 and 5-9 as filed on February 22, 2002 with the parent application, no changes have been made to these figures.

Attachment: 8 Replacement sheets - Figures 1-3 and 5-9

REMARKS

Claims 1, 3-6, 8-32 and 51 are pending in the present application. By virtue of this response, claims 1, 21, 32 and 51 have been amended, and no new claims have been added. Accordingly, claims 1, 3-6, 8-32 and 51 are currently under consideration. Amendment and cancellation of certain claims is not to be construed as a dedication to the public of any of the subject matter of the claims as previously presented.

The amendments to claims 1, 32, and 51 are supported at least by page 12, line 2 to page 16, line 19. Claim 21 is amended to fix the antecedent basis. No new matter has been added. In view of the preceding amendments and the remarks made herein, the present application is believed to be in condition for allowance.

Drawings:

The drawings have been objected to because of the partial views in Figures 1-3 and 5-9.

In response, Applicants suspect the Examiner may have looked at the wrong figures or the Examiner's file has been "corrupted". Applicants have this suspicion because Applicants have not amended these figures since the parent application was filed on February 22, 2002, and the Examiner has been relying on these figures in issuing three previous Office Actions. For the convenience of the Examiner, copies of the original Figures 1-3 and 5-9 as filed on February 22, 2002 are attached. Applicants respectfully request that the Examiner withdraw the objection to the drawings.

35 U.S.C. § 112, First Paragraph

Claims 1, 3-6, 8-32, and 51 stand rejected under 35 U.S.C. § 112, first paragraph as allegedly containing subject matter which was not described in the specification in such a way as to enable one skilled in the art to which it pertains, or with which it is most nearly connected, to make and/or use the invention.

In response, Applicants submit that a person skill in the art would readily appreciate the meaning of *categories* when the term is read in light of the claims, specification, and the figures as a whole. For example, Figures 1-3 and Figures 5-9 illustrate the many categories discussed in different embodiments of the present invention. Specifically, reading pages 13 lines 18-23 and page 21 lines 4-7, where the Examiner indicates the description may be allegedly unclear, a person skill in the art would understand that Explicit is one of the categories. Applicants have used the term "Explicit category" in the lines leading to the description at pages 13 lines 18-23 and page 21 lines 4-7. In addition, Applicants submit that a person skill in the art would understand the term "such as" in pages 13 lines 18-23 and page 21 lines 4-7 to mean "which may be appeared in information related to", when the phrase "such as" is read in light of the specification and figures. Applicants have amended the specification to clarify this point. Thus, for the reasons presented above and the amendment to the specification, Applicants respectfully request that the Examiner withdraw this written description rejection.

35 U.S.C. § 103(a)

Claims 1, 3-6, 8-32 and 51 stand rejected under 35 U.S.C. § 103(a) as being allegedly obvious over U.S. patent no. 5,933,827 to Cole et al. Applicants respectfully traverse these rejections.

Applicants respectfully submit that the Cole reference does not teach or suggest the element of "a plurality of categories based on the copyright status of material on a page" of the present application, which has been a claim limitation since the September 8, 2005 amendment. In the current Office Action, the Examiner admits that Cole et al. "does not explicitly teach that the categories are categories based on the copyright status of materials on a page. However, Cole et al. does teach a cataloging function and profile building function that allows users to define a subject category [cite omitted]. It would have been obvious to one of ordinary skill at the time of the invention to have implemented a copyright status category since Cole et al. allows for the creation of categories such as business type categories and subcategories through a cataloging function and profile building function. A copyright status category would allow [uses] user to link to business

material such as intellectual property.” (see page 6, January 9, 2006 Office Action, emphasis added)

Applicants respectfully disagree. First, Applicants submit that the Examiner’s response lacks support. It appears that the Examiner has taken the position as a person skill in the field of web page classification and categorization at the time of the invention (priority date May 4, 1999). As the Examiner has indicated in the Office Action, the Cole reference does not teach or suggest the claimed element of creating categories based on the copyright status of material on a page. The obviousness rejection is based on the Examiner’s own knowledge, which the Examiner has not provided any intrinsic or extrinsic evidence to support this knowledge. Merely describing the ability to create various categories does not render the element of creating categories based on the copyright status of material on a page obvious (see page 7, January 9, 2006 Office Action). This claim limitation is not only about having a copyright category; it is also about creating categories based on the copyright status of material on a page. Thus, Applicants respectfully submit that the Examiner has not provided the basis that this claim element is obvious as the Cole references never mention any method of cataloging using the copyright status of material on a page. In addition, since there is no basis that this claim element is obvious, there would be no teaching or suggestion of the motivation to combine this claim element with the Cole reference.

Second, the Cole reference does not teach or suggest “business material such as intellectual property.” If an overly broad business category is sufficient to include intellectual property, even though the Cole reference has not offered any disclosure about this, then this argument would extend to cover the business category includes the law category, (since intellectual property is commonly regarded as a category of law). This is contrary to common understanding that the business category does not include the law category, because it is also a common understanding that a business school does not include a law school, even though business and law are closely related.

To expedite the allowance of the pending application, Applicants have further amended claims 1, 32, and 51. Specifically, claim 1, 32, and 51 have been amended to include the element of

“providing a categorization label for the network page using the copyright status of material on the network page; and controlling usage of the network page using the categorization label and the copyright status of the network page”. Applicants submit that the Cole reference does not teach or suggest these two claim limitations in its cataloging function. Therefore, with these amendments to the independent claims 1, 32, and 51, the rejection based on the Cole reference is moot.

In view of the above, Applicants have shown that the Cole reference does not teach or suggest each and every limitation of the pending application. Each of the presently pending claims in this application is believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to withdraw the outstanding rejection of the claims and to pass this application to issue. If it is determined that a telephone conference would expedite the prosecution of this application, the Examiner is invited to telephone the undersigned at the number given below:

In the event the U.S. Patent and Trademark office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing docket no. 588582000120. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: April 10, 2006

Respectfully submitted,

By: 

Thomas Chan

Registration No.: 51,543

MORRISON & FOERSTER LLP
755 Page Mill Road
Palo Alto, California 94304-1018
(650) 813-5616

Attachments

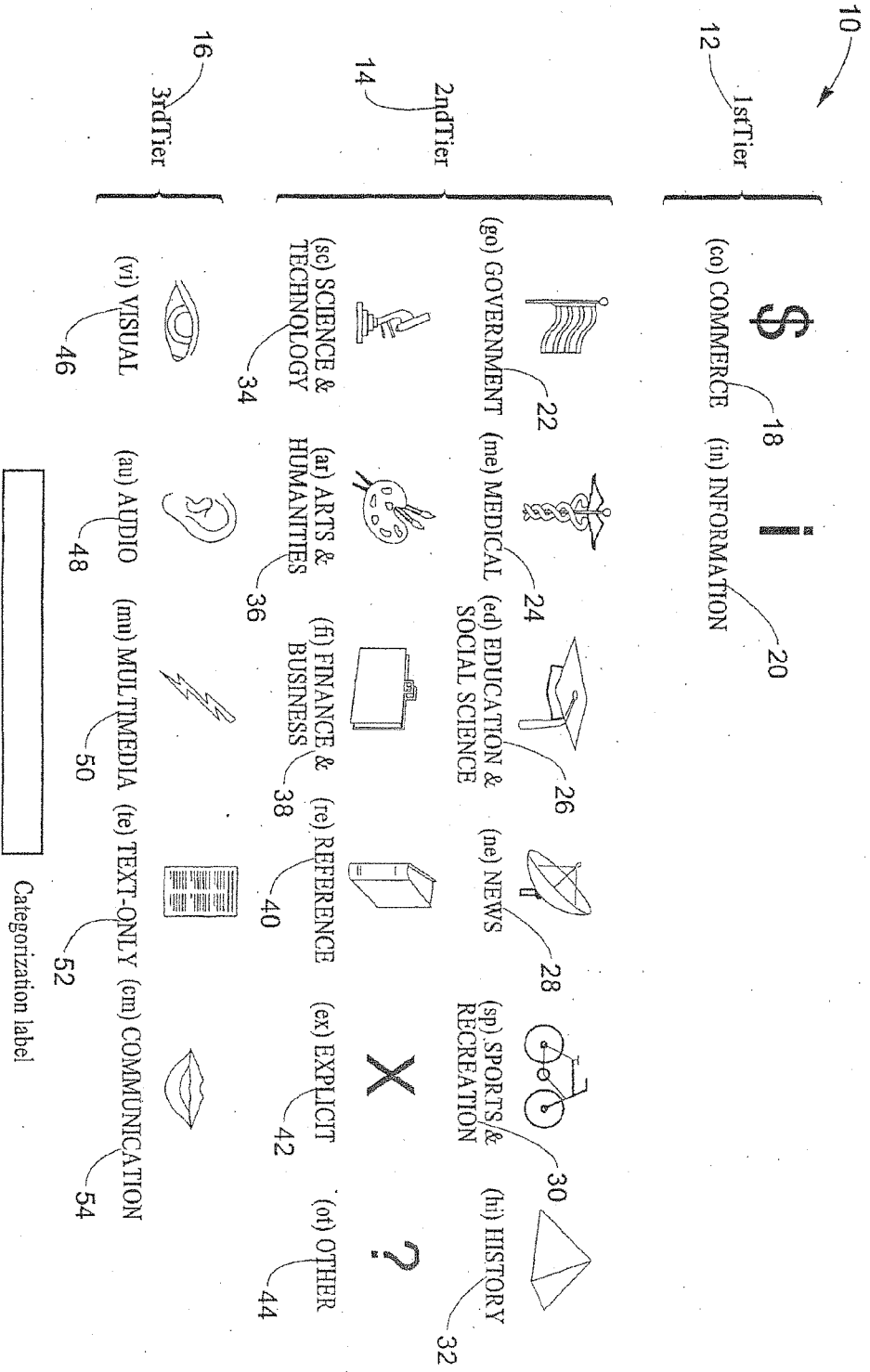
pa-1041588



Copyright Status

- 01 Public Domain
- 02 Fair Use Only
- 03 Use with Attribution
- 04 Permission of Copyright Owner Needed

FIG. 1



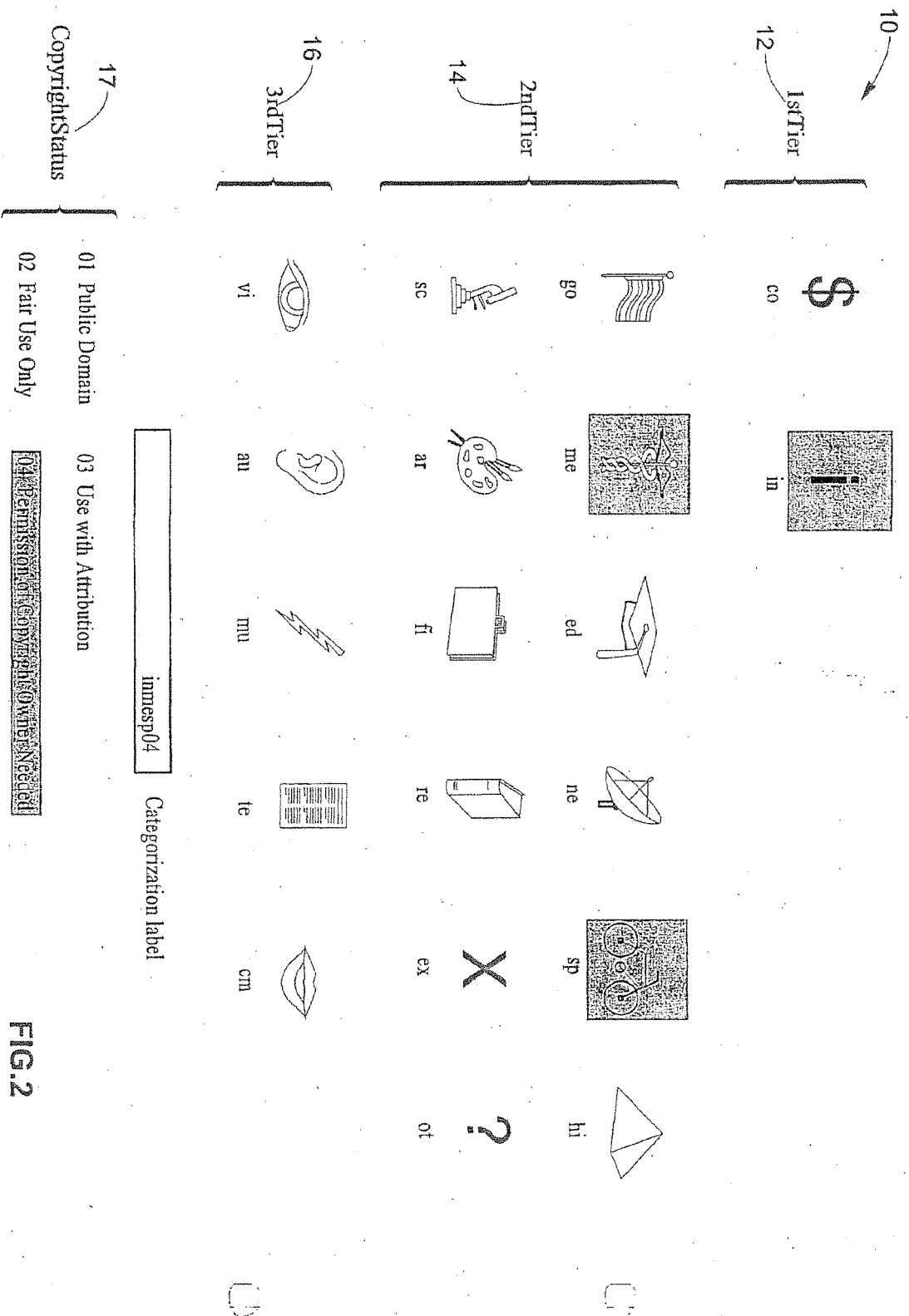
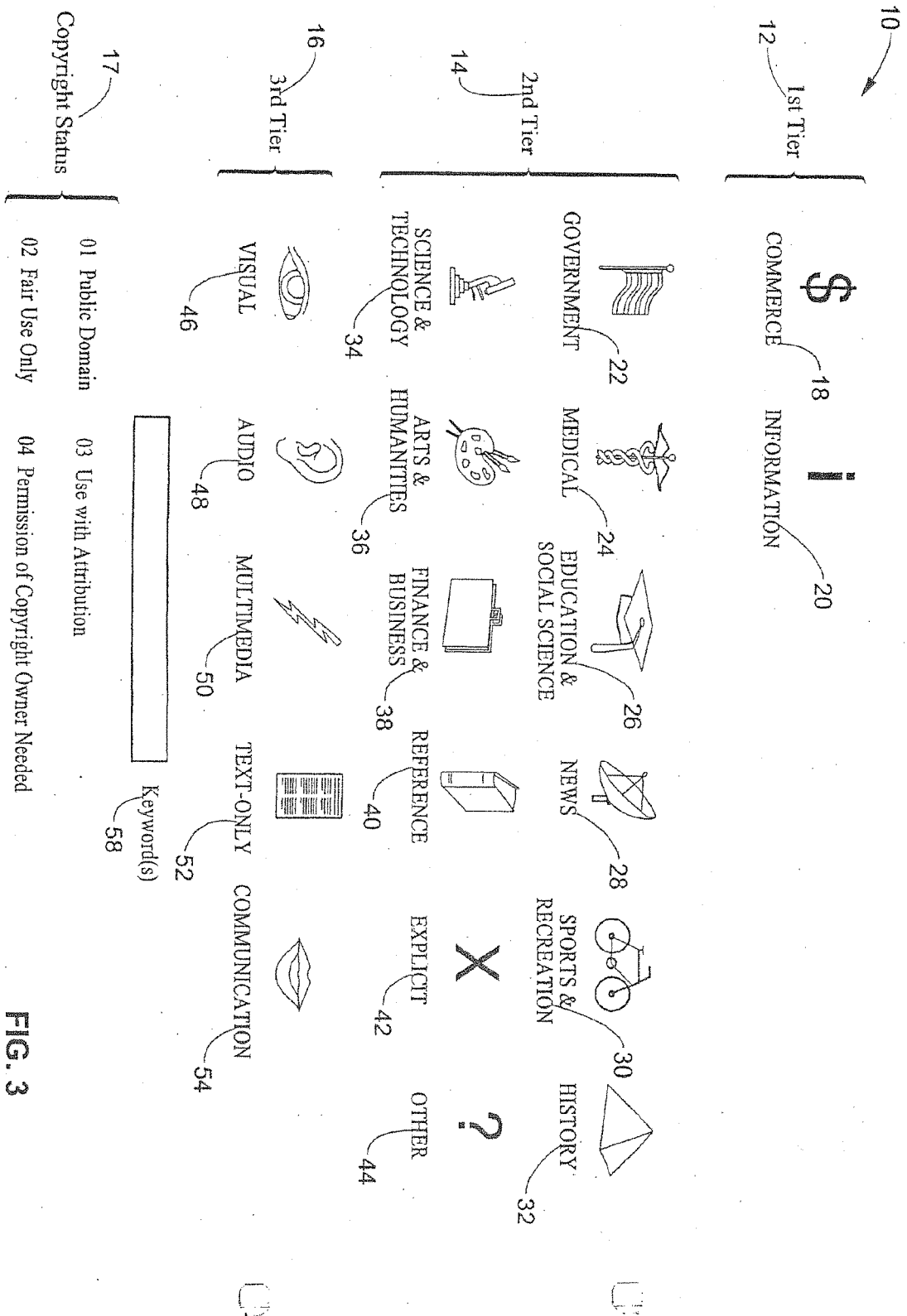


FIG.2



App No.: 10/082,596

Docket No.: 58058200120

Inventor: Lee H. GRANT et al.

Title: METHOD OF CODING, CATEGORIZING, AND
RETRIEVING NETWORK PAGES AND SITES
REPLACEMENT SHEET



GOVERNMENT

Federal/state/local government
Law
Military
Nations
Politics
Taxes



MEDICINE

Medicine & treatments
Alternative medicine &
treatments
Dentistry
Disabilities
Diseases
Health
Home care
Hospices
Hospitals
Medical Equipment
Nursing/Nursing homes
Nutrition
Pharmaceuticals



NEWS

Internet news
News magazines
Newspapers
Radio news
Satellite news
Television news



HISTORY

History of people,
places and things

FIG. 5

App.No.: 10/082,596
Inventor: Lee H. GRANT et al.
Title: METHOD OF CODING, CATEGORIZING, AND
RETRIEVING NETWORK PAGES AND SITES
REPLACEMENT SHEET

Docket No. 588582000120



EDUCATION & SOCIAL SCIENCES

Adult education
Anthropology
Archeology
Colleges & universities
Dissertations
Economics
Folklore
Genealogy
History
Languages
Philosophy
Political Science
Psychology
Public & private schools
Religion
Research
Social issues
Statistics



SCIENCE & TECHNOLOGY

Aeronautics & space
Agriculture
Astronomy
Biology
Botany
Chemistry
Computers & Internet
Ecology
Electronics
Engineering
Geography (maps and atlases)
Mathematics
Oceanography
Paleontology & paleozoology
Physics
Technical processes
Technological advances
Weather
Zoology



SPORTS & RECREATION

Camping
Crafts
Food & cooking
Games & toys
Gardening
Hobbies
Home improvements
Pets
Sports (football, soccer,
baseball, etc.)
Theme parks
Travel



ARTS & HUMANITIES

Architecture
Dance
Fine arts (painting,
sculpture, etc.)
Landscape architecture
Literature
Movies
Music
Performing arts
Photography
Television
Theater
Video

FIG. 6

App No.: 10/082,596

Docket No.: 585582000120

Inventor: Lee H. GRANT et al.

Title: METHOD OF CODING, CATEGORIZING, AND
RETRIEVING NETWORK PAGES AND SITES
REPLACEMENT SHEET



FINANCE & BUSINESS

Banks & financial institutions
Business information
Companies
Consumers
Employment
Finance
Investments
Marketing
Real estate
Trade
Transportation
World currencies



REFERENCE

Almanacs
Associations
Conferences
Dictionaries
Encyclopedias
Journals
Libraries
Museums
Organizations
Phone numbers & addresses
Proceedings
Quotations



EXPLICIT

Pornography
Sexually explicit material



OTHER

FIG. 7

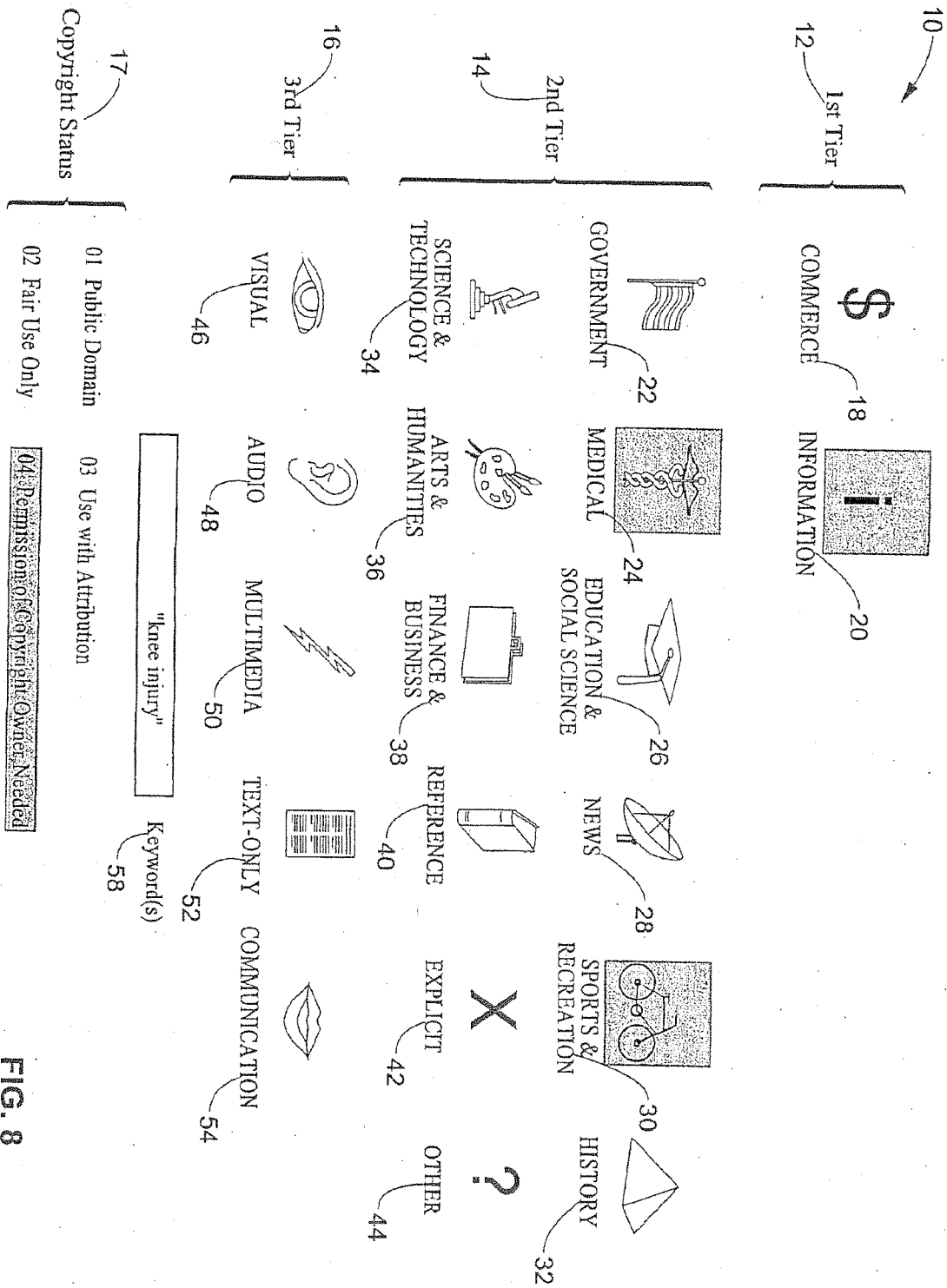


FIG. 8

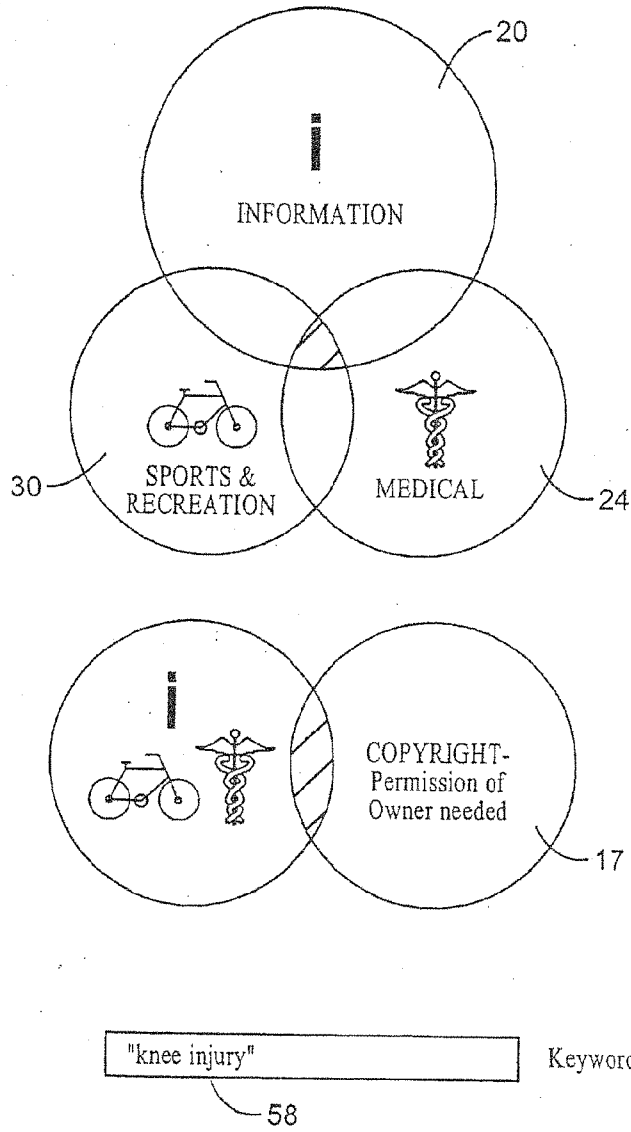


FIG. 9

101082596

PATENT APPLICATION FEE DETERMINATION RECORD
Effective October 1, 2001

Application or Docket Number

~~101082596~~

CLAIMS AS FILED - PART I

	(Column 1)	(Column 2)
INITIAL CLAIMS	50	
NUMBER FILED		NUMBER EXTRA
INITIAL CHARGEABLE CLAIMS	50 minus 20 =	9
INDEPENDENT CLAIMS	11 minus 3 =	8
MULTIPLE DEPENDENT CLAIM PRESENT	<input type="checkbox"/>	

If the difference in column 1 is less than zero, enter "0" in column 2.

SMALL ENTITY TYPE OR OTHER THAN SMALL ENTITY

RATE	FEE	OR	RATE	FEE
BASIC FEE	370.00		BASIC FEE	740.00
X\$ 9=	334		X\$18=	
X42=	20		X84=	
+140=			+280=	
TOTAL			TOTAL	

CLAIMS AS AMENDED - PART II

	(Column 1)	(Column 2)	(Column 3)
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	32	50	
Independent	2	11	
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM	<input type="checkbox"/>		

SMALL ENTITY OR OTHER THAN SMALL ENTITY

RATE	ADDITIONAL FEE	OR	RATE	ADDITIONAL FEE
X\$ 9=			X\$18=	
X42=			X84=	
+140=			+280=	
TOTAL ADDIT. FEE			TOTAL ADDIT. FEE	

4/10/86 (Column 1) (Column 2) (Column 3)

	(Column 1)	(Column 2)	(Column 3)
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	31	50	
Independent	3	11	
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM	<input type="checkbox"/>		

RATE	ADDITIONAL FEE	OR	RATE	ADDITIONAL FEE
X\$ 9=			X\$18=	
X42=			X84=	
+140=			+280=	
TOTAL ADDIT. FEE			TOTAL ADDIT. FEE	

(Column 1) (Column 2) (Column 3)

	(Column 1)	(Column 2)	(Column 3)
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total			
Independent			
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM	<input type="checkbox"/>		

RATE	ADDITIONAL FEE	OR	RATE	ADDITIONAL FEE
X\$ 9=			X\$18=	
X42=			X84=	
+140=			+280=	
TOTAL ADDIT. FEE			TOTAL ADDIT. FEE	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
 ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20."
 *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3."
 The "Highest Number Previously Paid For" (Total or independent) is the highest number found in the appropriate box in column 1.



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P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/082,596	02/22/2002	Lee H. Grant	9119/8661	5734
25226	7590	01/09/2006	EXAMINER	
MORRISON & FOERSTER LLP 755 PAGE MILL RD PALO ALTO, CA 94304-1018			ROBINSON, GRETA LEE	
			ART UNIT	PAPER NUMBER
			2168	

DATE MAILED: 01/09/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No.	Applicant(s)	
	10/082,596	GRANT ET AL.	
	Examiner	Art Unit	
	Greta L. Robinson	2168	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) Responsive to communication(s) filed on 18 October 2005.
- 2a) This action is FINAL. 2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) Claim(s) 1,3-6,8-32 and 51 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) Claim(s) _____ is/are allowed.
- 6) Claim(s) 1,3-6,8-32 and 51 is/are rejected.
- 7) Claim(s) _____ is/are objected to.
- 8) Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on 22 February 2002 is/are: a) accepted or b) objected to by the Examiner.
 Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
 Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) All b) Some * c) None of:
1. Certified copies of the priority documents have been received.
2. Certified copies of the priority documents have been received in Application No. _____.
3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Continued Examination Under 37 CFR 1.114

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on September 8, 2005 has been entered.

2. Claims 1, 3-6, 8-32 and 51 are pending in the present application. Claims 1, 8, 32 and 51 have been amended. Claims 2, 7, and 33-50 are cancelled.

Drawings

3. The drawings are objected to because of the partial views in Figures 1-3 and 5-9. Note 37 CFR 1.84(h). Corrected drawing sheets in compliance with 37 CFR 1.121(d) are required in reply to the Office action to avoid abandonment of the application. Any amended replacement drawing sheet should include all of the figures appearing on the immediate prior version of the sheet, even if only one figure is being amended. The figure or figure number of an amended drawing should not be labeled as "amended." If a drawing figure is to be canceled, the appropriate figure must be removed from the replacement sheet, and where necessary, the remaining figures must be renumbered and appropriate changes made to the brief description of the several views of the

drawings for consistency. Additional replacement sheets may be necessary to show the renumbering of the remaining figures. Each drawing sheet submitted after the filing date of an application must be labeled in the top margin as either "Replacement Sheet" or "New Sheet" pursuant to 37 CFR 1.121(d). If the changes are not accepted by the examiner, the applicant will be notified and informed of any required corrective action in the next Office action. The objection to the drawings will not be held in abeyance.

INFORMATION ON HOW TO EFFECT DRAWING CHANGES

Replacement Drawing Sheets

Drawing changes must be made by presenting replacement sheets which incorporate the desired changes and which comply with 37 CFR 1.84. An explanation of the changes made must be presented either in the drawing amendments section, or remarks, section of the amendment paper. Each drawing sheet submitted after the filing date of an application must be labeled in the top margin as either "Replacement Sheet" or "New Sheet" pursuant to 37 CFR 1.121(d). A replacement sheet must include all of the figures appearing on the immediate prior version of the sheet, even if only one figure is being amended. The figure or figure number of the amended drawing(s) must not be labeled as "amended." If the changes to the drawing figure(s) are not accepted by the examiner, applicant will be notified of any required corrective action in the next Office action. No further drawing submission will be required, unless applicant is notified.

Identifying indicia, if provided, should include the title of the invention, inventor's name, and application number, or docket number (if any) if an application number has not been assigned to the application. If this information is provided, it must be placed on the front of each sheet and within the top margin.

Annotated Drawing Sheets

A marked-up copy of any amended drawing figure, including annotations indicating the changes made, may be submitted or required by the examiner. The annotated drawing sheet(s) must be clearly labeled as "Annotated Sheet" and must be presented in the amendment or remarks section that explains the change(s) to the drawings.

Art Unit: 2168

Timing of Corrections

Applicant is required to submit acceptable corrected drawings within the time period set in the Office action. See 37 CFR 1.85(a). Failure to take corrective action within the set period will result in ABANDONMENT of the application.

If corrected drawings are required in a Notice of Allowability (PTOL-37), the new drawings MUST be filed within the THREE MONTH shortened statutory period set for reply in the "Notice of Allowability." Extensions of time may NOT be obtained under the provisions of 37 CFR 1.136 for filing the corrected drawings after the mailing of a Notice of Allowability.

Claim Rejections - 35 USC § 112

4. The following is a quotation of the first paragraph of 35 U.S.C. 112:

The specification shall contain a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the same and shall set forth the best mode contemplated by the inventor of carrying out his invention.

5. Claims 1, 3-6, 8-32, and 51 are rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the written description requirement. The claim(s) contains subject matter which was not described in the specification in such a way as to reasonably convey to one skilled in the relevant art that the inventor(s), at the time the application was filed, had possession of the claimed invention.

Regarding claims 1, 3-6, 8-32 and 51 the limitation *categories* does not appear to be clearly defined or described on the following pages. Note **page 13 lines 18-23** and **page 21 lines 4-7**. For example, the specification appears to state that the categories medical studies and scientific research are types of sexually explicit material; this appear contrary to standard definitions and is unclear with respect to category types

given on page 9 lines 6-11. Note page 9 lines 6-11 appear to separate the category government from explicit.

Claim Rejections - 35 USC § 103

6. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

This application currently names joint inventors. In considering patentability of the claims under 35 U.S.C. 103(a), the examiner presumes that the subject matter of the various claims was commonly owned at the time any inventions covered therein were made absent any evidence to the contrary. Applicant is advised of the obligation under 37 CFR 1.56 to point out the inventor and invention dates of each claim that was not commonly owned at the time a later invention was made in order for the examiner to consider the applicability of 35 U.S.C. 103(c) and potential 35 U.S.C. 102(e), (f) or (g) prior art under 35 U.S.C. 103(a).

7. Claims 1, 3-6, 8-32 and 51 are rejected under 35 U.S.C. 103(a) as being unpatentable over Cole et al. US Patent 5,933,827.

Regarding claim 1, Cole et al. teaches a method of categorizing a network page [note: "*The system comprises a cataloging function which defines a hierarchy of subject*"]

categories, logically arranges a multitude of web pages in the categories and periodically adds web pages in the categories" abstract], comprising the steps of:

providing a list of categories, wherein said list of categories include a category for transacting business and a category for providing information, and wherein said list of categories include a plurality of categories based on the copyright status of material on a page [note: "RECEIVE WEB PAGE LIST FROM CATALOGING FUNCTION" step 332 Figure 7]; and

assigning said network page to one or more said list of categories [note: abstract; column 5 lines 27-59].

Although Cole et al. teaches the invention substantially as cited, they do not explicitly teach that the categories are categories based on the copyright status of material on a page. However, Cole et al. does teach a cataloging function and profile building function that allows users to define a subject category [note: abstract "cataloging function which defines a hierarchy of subject categories" col. 2 lines 35-62; col. 4 line 18 through col. 5 line 59]. It would have been obvious to one of ordinary skill at the time of the invention to have implemented a copyright status category since Cole et al. allows for the creation of categories such as business type categories and subcategories through a cataloging function and profile building function. A copy right status category would allow uses to link to business material such as intellectual property.

8. Regarding claims 3-32, "said categories comprise visual, audio ... a categorization code that can be used to label a page ..." {note: Figures 3, 5 and 6; column 1 lines 1-65; column 2 lines 35-54; column 6 lines 23 through column 7 line 7}.

9. Regarding claim 51, "wherein said categories include a plurality of categories based on copyright status of material on a page..." [note: Cole et al. provides for user ability to define the category see column 4 lines 30-66; also note column 5 lines 60 through column 6 line 4].

Response to Arguments

10. Applicant's arguments with respect to claims 1, 3-6, 8-32 and 51 have been considered but are moot in view of the new ground(s) of rejection.

In the response Applicant argued Cole et al. does not teach the limitation of "a plurality of categories based on the copyright status of material on a page". Note in response to this argument the rejection has been changed from 35 USC 102(b) to 35 USC 103(a) citing Cole et al. Note Cole et al. teaches a cataloging function 20 within server 10 to build a database 35 of new entries. The entry may consist of a business category and a sports category (i.e. category for information) [see: column 3 line 65 through column 4 line 17]. Cole et al. provides a list of categories [see: column 4 lines 35-40; and Figure 7 step 332; also note Figures 2, 5, and 6]. Cole et al. cataloging function allows the user to define the hierarchy of a category and the profile building

function provides user-defined categories [note: abstract; Figure 4(a) step 220-222; col. 3 line 53 through col. 4 line 2col. 7 lines 21-59].

Conclusion

11. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Snow et al. US Patent 6,055,540

12. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Greta L. Robinson whose telephone number is (571)272-4118. The examiner can normally be reached on M-F 9:30AM-6:00PM.

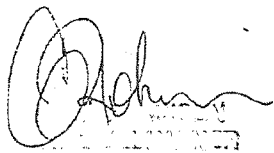
If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jeffrey A. Gaffin can be reached on (571)272-4146. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Application/Control Number: 10/082,596

Page 9

Art Unit: 2168

A handwritten signature in black ink, appearing to read "Greta Robinson". The signature is written in a cursive style with a large initial "G".

Greta Robinson
Primary Examiner
January 5, 2006

Notice of References Cited	Application/Control No. 10/082,596	Applicant(s)/Patent Under Reexamination GRANT ET AL.	
	Examiner Greta L. Robinson	Art Unit 2168	Page 1 of 1

U.S. PATENT DOCUMENTS

*	Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name	Classification
*	A US-6,055,540	04-2000	Snow et al.	707/103R
B	US-			
C	US-			
D	US-			
E	US-			
F	US-			
G	US-			
H	US-			
I	US-			
J	US-			
K	US-			
L	US-			
M	US-			

FOREIGN PATENT DOCUMENTS

*	Document Number Country Code-Number-Kind Code	Date MM-YYYY	Country	Name	Classification
N					
O					
P					
Q					
R					
S					
T					

NON-PATENT DOCUMENTS

*	Include as applicable: Author, Title Date, Publisher, Edition or Volume, Pertinent Pages)
U	
V	
W	
X	

*A copy of this reference is not being furnished with this Office action. (See MPEP § 707.05(a).)
Dates in MM-YYYY format are publication dates. Classifications may be US or foreign.

WEST Search History

Hide Items	Restore	Clear	Cancel
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DATE: Thursday, January 05, 2006

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<input type="checkbox"/>	L14	15 with (field or link or icon)	667
<input type="checkbox"/>	L13	19 same 16 same 15	0
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<input type="checkbox"/>	L9	user-defined with link\$3	456
<input type="checkbox"/>	L8	707/10.ccls.	5355
<input type="checkbox"/>	L7	13 and (14 or 15 or 16)	3
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<input type="checkbox"/>	L4	intellectual adj1 property	72340
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END OF SEARCH HISTORY

WEST Search History

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DATE: Wednesday, January 04, 2006

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<input type="checkbox"/>	L11	I5 with status	6
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<input type="checkbox"/>	L9	I4 same I5	2
<input type="checkbox"/>	L8	I3 and I5	0
<input type="checkbox"/>	L7	I2 and I3 and I5	0
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<input type="checkbox"/>	L4	copyright	29977
<input type="checkbox"/>	L3	copyright adj1 status	38
<input type="checkbox"/>	L2	(707/10 or 707/100 or 715/513).ccls.	6357
<input type="checkbox"/>	L1	(5933827).pn.	1

END OF SEARCH HISTORY

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OCT 18 2005

PTO/SB/30 (04-05)

Approved for use through 07/31/2008. OMB 0351-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Request For Continued Examination (RCE) Transmittal Address to: MS RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	10/082,596
	Filing Date	February 22, 2002
	First Named Inventor	Lee H. GRANT
	Art Unit	2167
	Examiner Name	G. Robinson
	Attorney Docket Number	588582000120

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
 Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 CFR 1.114.** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. Other _____

b. Enclosed

i. Amendment/Reply

ii. Affidavit(s)/Declaration(s)

iii. Information Disclosure Statement (IDS)

iv. Other Fee Transmittal + duplicate for fee processing (2 pages); Petition for Extension of Time (1 page); Facsimile Cover Sheet

2. **Miscellaneous**

a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments to Deposit Account No. 03-1952 I have enclosed a duplicate copy of this sheet. Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.

i. RCE fee required under 37 CFR 1.17(e) 10/20/2005 BABRAH1 00000036 031952 10082596

ii. Extension of time fee (37 CFR 1.136 and 1.17) 01 FC:2801 395.00 DA

iii. Other _____

b. Check in the amount of \$ _____ enclosed

c. Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature		Date	October 18, 2005
Name (Print/Type)	Thomas Chan	Registration No.	51,543

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office. Facsimile No. (371) 273-8300, on the date shown below.
 Dated: October 18, 2005 Signature: Martina Placid (Martina Placid)

pa-1017173

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To:

NAME:	FACSIMILE:	TELEPHONE:
MS RCE Commissioner for Patents US Patent and Trademark Office	(571) 273-8300	(571) 272-4118

FROM: Thomas C. Chan

DATE: October 18, 2005

Number of pages with cover page: 5

Preparer of this slip has confirmed that facsimile number given is correct: 9013/mxp4

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Comments:

ATTORNEY DOCKET NO.: 588582000120
 GROUP ART UNIT: 2167
 EXAMINER: G. ROBINSON
 APPLICATION NO. 10/082,596
 FILED: FEBRUARY 22, 2002
 INVENTOR(S): LEE H. GRANT ET AL.
 TITLE: METHOD OF CODING, CATEGORIZING, AND RETRIEVING NETWORK PAGES AND SITES

PAPERS ATTACHED:

1. Request for Continued Examination (RCE) Transmittal (1 page)
2. Fee Transmittal + duplicate for fee processing (2 pages)
3. Petition for Extension of Time (1 page)

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PTO/SB/17 (12-04v2)

Approved for use through 7/31/2006. OMB 0651-0052
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004, Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4812). FEE TRANSMITTAL For FY 2005		Complete If Known		
		Application Number	10/082,596	
		Filing Date	February 22, 2002	
		First Named Inventor	Lee H. GRANT	
		Examiner Name	G. Robinson	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Art Unit	2167	
TOTAL AMOUNT OF PAYMENT	(\$)	455.00	Attorney Docket No.	588582000120

METHOD OF PAYMENT (check all that apply)

Check
 Credit Card
 Money Order
 None
 Other (please identify): _____

Deposit Account
 Deposit Account Number: 03-1952
 Deposit Account Name: Morrison & Foerster LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below
 Charge fee(s) indicated below, except for the filing fee

Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17
 Credit any overpayments

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)
31	50	0	25.00			
				180.00		0.00

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
3	11	0	100.00

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$2.50 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =		/50	(round up to a whole number) x	

4. OTHER FEE(S)

Description	Fee (\$)	Fee Paid (\$)
Non-English Specification, \$130 fee (no small entity discount)		
Other (e.g., late filing surcharge): 2251 Extension for response within first month	60.00	
2801 Request for continued examination (RCE)	395.00	

SUBMITTED BY

Signature		Registration No. (Attorney/Agent)	51,543	Telephone	(650) 813-5616
Name (Print/Type)	Thomas Chan	Date	October 18, 2005		

pa-1018550



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/082,596	02/22/2002	Lee H. Grant	9119/8661	5734
25226	7590	09/26/2005	EXAMINER	
MORRISON & FOERSTER LLP				ROBINSON, GRETA LEE
755 PAGE MILL RD				ART UNIT
PALO ALTO, CA 94304-1018				PAPER NUMBER
				2167

DATE MAILED: 09/26/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

**Advisory Action
Before the Filing of an Appeal Brief**

Application No. 10/082,596	Applicant(s) GRANT ET AL.
Examiner Greta L. Robinson	Art Unit 2167

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 08 September 2005 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.

1. The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:

- a) The period for reply expires _____ months from the mailing date of the final rejection.
 b) The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.

Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

NOTICE OF APPEAL

2. The Notice of Appeal was filed on _____. A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a).

AMENDMENTS

3. The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because
 (a) They raise new issues that would require further consideration and/or search (see NOTE below);
 (b) They raise the issue of new matter (see NOTE below);
 (c) They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
 (d) They present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: See Continuation Sheet. (See 37 CFR 1.116 and 41.33(a)).

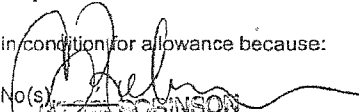
4. The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324).
 5. Applicant's reply has overcome the following rejection(s): _____.
 6. Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
 7. For purposes of appeal, the proposed amendment(s): a) will not be entered, or b) will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.
 The status of the claim(s) is (or will be) as follows:
 Claim(s) allowed: _____
 Claim(s) objected to: _____
 Claim(s) rejected: 1-51.
 Claim(s) withdrawn from consideration: _____.

AFFIDAVIT OR OTHER EVIDENCE

8. The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e).
 9. The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).
 10. The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached.

REQUEST FOR RECONSIDERATION/OTHER

11. The request for reconsideration has been considered but does NOT place the application in condition for allowance because:
the amendment requires further consideration and search.
 12. Note the attached Information Disclosure Statement(s). (PTO/SB/08 or PTO-1449) Paper No(s) _____
 13. Other: _____.


 Greta Robinson
 Primary Examiner

Greta Robinson
 Primary Examiner
 September 21, 2005

20