

# Exhibit 11



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
90/010,966	06/02/2010	6239795	2607.283REX2/RGS/RDC	8068

26111 7590 04/11/2011

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.  
1100 NEW YORK AVENUE, N.W.  
WASHINGTON, DC 20005

EXAMINER

ART UNIT PAPER NUMBER

DATE MAILED: 04/11/2011

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



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Brient Intellectual Property Law, LLC  
2300 Lakeview Parkway, Suite 700  
Alpharetta, GA 30009

CENTRAL REEXAMINATION UNIT

## EX PARTE REEXAMINATION COMMUNICATION TRANSMITTAL FORM

REEXAMINATION CONTROL NO. 90/010,966.

PATENT NO. 6239795.

ART UNIT 3992.

Enclosed is a copy of the latest communication from the United States Patent and Trademark Office in the above identified *ex parte* reexamination proceeding (37 CFR 1.550(f)).

Where this copy is supplied after the reply by requester, 37 CFR 1.535, or the time for filing a reply has passed, no submission on behalf of the *ex parte* reexamination requester will be acknowledged or considered (37 CFR 1.550(g)).

<b>Ex Parte Reexamination Interview Summary</b>	<b>Control No.</b>	<b>Patent Under Reexamination</b>	
	90/010,966	6239795	
	<b>Examiner</b>	<b>Art Unit</b>	
	STEVEN B. THERIAULT	3992	

All participants (USPTO personnel, patent owner, patent owner's representative):

- (1) STEVEN B. THERIAULT (3) Robert Stern & Staff - see attached agenda  
(2) Mark Reinhart (4) James Menefee

Date of Interview: 11 April 2011

Type: a)  Telephonic b)  Video Conference  
c)  Personal (copy given to: 1)  patent owner 2)  patent owner's representative)

Exhibit shown or demonstration conducted: d)  Yes e)  No.  
If Yes, brief description: See attached

Agreement with respect to the claims f)  was reached. g)  was not reached. h)  N/A.  
Any other agreement(s) are set forth below under "Description of the general nature of what was agreed to..."

Claim(s) discussed: 1,5,9 and 12.

Identification of prior art discussed: Boyce et al.

Description of the general nature of what was agreed to if an agreement was reached, or any other comments:  
Patent owners representative requested an in-person interview and provided an agenda (see attached). The owner discussed the prior art and their invention and reviewed the independent claims and no agreement was reached. Owner provided a supplemental document outlining their position (See attached).

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims patentable, if available, must be attached. Also, where no copy of the amendments that would render the claims patentable is available, a summary thereof must be attached.)

**A FORMAL WRITTEN RESPONSE TO THE LAST OFFICE ACTION MUST INCLUDE PATENT OWNER'S STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. (See MPEP § 2281). IF A RESPONSE TO THE LAST OFFICE ACTION HAS ALREADY BEEN FILED, THEN PATENT OWNER IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO PROVIDE THE MANDATORY STATEMENT OF THE SUBSTANCE OF THE INTERVIEW (37 CFR 1.560(b)). THE REQUIREMENT FOR PATENT OWNER'S STATEMENT CAN NOT BE WAIVED. EXTENSIONS OF TIME ARE GOVERNED BY 37 CFR 1.550(c).**

/Steven B. Theriault/	/James Menefee/ Primary Ex. 3992	
cc: Requester (if third party requester)		

RICHARD D. COLLER III  
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(202) 772-8764  
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**Fax**     Urgent     Return reply requested     Original will be sent as confirmation

To: **USPTO**

Date: April 4, 2011

Attention: Examiner Steven B. Therrault

Re: Appl. No. 90/010,966; Filed 06/02/10  
For: **PATTERN AND COLOR ABSTRACTION  
IN A GRAPHICAL USER INTERFACE**  
Inventor: ULRICH et al.

From: Richard D. Coller III

Pages (including cover sheet): 2

Fax No: (571) 273-5867

Our Reference: 2607.283REX2

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# Message

Attached is a Proposed Agenda for Examiner Interview.

### Certification of Facsimile Transmission

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

*Richard Morgan Beale*  
Name

Date: April 4, 2011

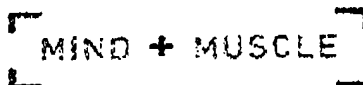
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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re reexam of U.S. Patent No. 6,239,795

Reexam Control No. 90/010,966

Filed: April 28, 2010

For: PATTERN AND COLOR  
ABSTRACTION IN A  
GRAPHICAL USER  
INTERFACE

Confirmation No.: 8068

Art Unit: 3992

Examiner: THERIAULT, Steven B.

Atty. Docket No.: 2607.283REX2

**PROPOSED AGENDA FOR EXAMINER INTERVIEW**Date, Time, and Location:Monday April 11<sup>th</sup> at 2:00 PM (EST) – USPTO Offices, exact location TBDTentative Participants

Robert Ulrich	Inventor
Chi Chang	Apple Inc.
Aaron Marcus	Expert
Rob Sterne	Sterne, Kessler, Goldstein & Fox PLLC
Glenn Perry	Sterne, Kessler, Goldstein & Fox PLLC
Rich Coller	Sterne, Kessler, Goldstein & Fox PLLC
Sal Bezos	Sterne, Kessler, Goldstein & Fox PLLC

Tentative Agenda

- I. Introductions
- II. Status of Concurrent Litigation
- III. Overview of the '795 Patent
- IV. Story of the Invention
- V. Discussion of the Office Action and Asserted References
- VI. Conclusion

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