EXHIBIT 17

UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: DeLuca

EXAMINER: E. Merz

SERIAL NO.: 08/672,004

ART UNIT: 2735

FILED:

June 24, 1996

CASE NO.: PT01678UP01

APPLICATION:

METHOD AND APPARATUS FOR CONTROLLING

UTILIZATION OF A PROCESS ADDED TO A PORTABLE

COMMUNICATION DEVICE

Motorola, Inc. IP Law Department-MS96 1500 Gateway Blvd. Boynton Beach, FL 33426

November 9, 1998

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: ASSISTANT COMMISSIONER OF PATENTS,

WASHINGTON, D.C. 20231, ON: November 9, 1998

Date of Deposit

Michael Zazzara

Name of Applicant, Assignee or Registered Representative

AMENDMENT AFTER NOTICE OF ALLOWANCE BUT BEFORE ISSUE FEE PAID, PURSUANT TO 37 C.F.R. §1.312(a)

Assistant Commissioner for Patents Washington, D.C. 20231

Dear Sir:

Applicants request that the Primary Examiner recommend to the Commissioner that the Amendment set forth herein, filed before the payment of the issue fee, be entered on the record without withdrawing the case from issue.

Please amend the application as follows:

IN THE DRAWINGS

Delete FIGS. 8 - 13 on sheets 8 - 10

IN THE TITLE

Page 1, line 1, delete "METHOD AND" Page 1, line 2, change "A PROCESS" to -SOFTWARE-

IN THE INTRODUCTORY PARAGRAPH

Page 1, line 7, change "Device." " to Device", now U. S. Patent No. 5,612,682, issued March 18, 1997.-

IN THE BACKGROUND

Page 1, line 19, change "which" to -that-

Page 1, line 21, change "improvements" to -improvements,-

IN THE BRIEF DESCRIPTION OF THE DRAWINGS

Delete page 3, line 35 to page 4, line 7

IN THE SUMMARY OF THE INVENTION

Delete the entire Summary of the Invention from Page 2, line 4 to page 3, line 11

IN THE DESCRIPTION OF THE PREFERRED EMBODIMENT

Page 4, line 19, change "Administrator!" to -Administrator!

Page 4, line 20, change "Conductor!TM" to -Conductor!®-

Page 4, line 22, change "Orchestra!" to -RF-Orchestra!™-

Page 4, line 22/change "RF-Audience!™" to -RF-Audience!®-

Page 5, line 33, charge "al." to -al.,-

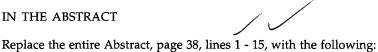
Page 21, line 15, after "Note" insert -that-

Page 21, line 16, change "messaging" to -messaging,-

Delete page 25, line 13 to page 29, line 14

Delete page 29, line 35, delete "In addition, the"

Delete page 29, line 36 to page 30, line 3



-APPARATUS FOR CONTROLLING UTILIZATION OF SOFTWARE ADDED TO A PORTABLE COMMUNICATION DEVICE

Abstract of the Disclosure



An apparatus at a fixed portion (102) of a communication system controls utilization of software (398) in a portable communication device (122) that includes a transceiver (302) for communicating with the fixed portion. The portable communication device receives (604) a request for utilization of the software. In response, the portable communication device seeks (612) a usage authorization for utilizing the software by generating (614) an external authorization request (428) that includes a size (396) of the software, a software name (394), a secure checksum, and an address (313) identifying the portable communication device, and by communicating (616) the external authorization request to the fixed portion. The secure checksum is a secure cyclic redundancy check of the software for which the portable communication device is requesting usage authorization, and is generated (624) by the portable communication device from a secure polynomial (311) stored in the portable communication device and separately by the apparatus from a same secure polynomial (230) stored in the apparatus. The portable communication device disallows (640) the utilization of the software, in response to the usage authorization being unobtainable.-

Remarks

The Commissioner is hereby authorized to charge any fees which may be required or credit any overpayment to deposit account # 13-4778.

In view of the above, it is submitted that the claims remain in condition for allowance. However, should the Examiner disagree with the Amendment in any respect, it is respectfully requested that the Examiner telephone applicant's attorney in an effort to resolve such differences.

> Respectfully submitted, DeLuca et al.

MZ/gjm

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