

# **EXHIBIT 2**

*M. Perry 9/24/97*

<b>Notice of Allowability</b>	Application No. <b>08/522,026</b>	Applicant(s) <b>DELUCA ET AL.</b>
	Examiner <b>William H. Wilson, Jr.</b>	Group Art Unit <b>2211</b>

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance and Issue Fee Due or other appropriate communication will be mailed in due course.

- This communication is responsive to 6/24/97 Amendment
- The allowed claim(s) is/are 4-14
- The drawings filed on \_\_\_\_\_ are acceptable.
- Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).
  - All  Some\*  None of the CERTIFIED copies of the priority documents have been
    - received.
    - received in Application No. (Series Code/Serial Number) \_\_\_\_\_
    - received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
- \*Certified copies not received: \_\_\_\_\_
- Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

A SHORTENED STATUTORY PERIOD FOR RESPONSE to comply with the requirements noted below is set to EXPIRE **THREE MONTHS** FROM THE "DATE MAILED" of this Office action. Failure to timely comply will result in ABANDONMENT of this application. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL APPLICATION, PTO-152, which discloses that the oath or declaration is deficient. A SUBSTITUTE OATH OR DECLARATION IS REQUIRED.
  - Applicant MUST submit NEW FORMAL DRAWINGS
    - because the originally filed drawings were declared by applicant to be informal.
    - including changes required by the Notice of Draftsperson's Patent Drawing Review, PTO-948, attached hereto or to Paper No. 4
    - including changes required by the proposed drawing correction filed on \_\_\_\_\_, which has been approved by the examiner.
    - including changes required by the attached Examiner's Amendment/Comment.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the reverse side of the drawings. The drawings should be filed as a separate paper with a transmittal letter addressed to the Official Draftsperson.
- Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Any response to this letter should include, in the upper right hand corner, the APPLICATION NUMBER (SERIES CODE/SERIAL NUMBER). If applicant has received a Notice of Allowance and Issue Fee Due, the ISSUE BATCH NUMBER and DATE of the NOTICE OF ALLOWANCE should also be included.

**Attachment(s)**

- Notice of References Cited, PTO-892
- Information Disclosure Statement(s), PTO-1449, Paper No(s). 5
- Notice of Draftsperson's Patent Drawing Review, PTO-948
- Notice of Informal Patent Application, PTO-152
- Interview Summary, PTO-413
- Examiner's Amendment/Comment
- Examiner's Comment Regarding Requirement for Deposit of Biological Material
- Examiner's Statement of Reasons for Allowance

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**RESPONSE TO AMENDMENT**

1. This communication is in response to applicant's 6/24/97 amendment in the application of DeLuca et al. for a "Multiple Pager Status Synchronization System and Method" filed 8/31/95. The proposed amendments to the specification and abstract have been entered. No claims have been canceled or added. Claims 4-14 are allowed.

***Information Disclosure Statement***

2. The corrected information disclosure statement filed 6/24/97 fails to comply with the provisions of MPEP § 609 because copies of cited references AT and AU have not been supplied as required by 37 CFR § 1.98(a)(1); and such references are not associated with a prior application and relied on for an earlier filing date under 35 USC §120, as required by 37 CFR § 1.98(d). It has been placed in the application file, but the information referred to therein regarding references AT and AU has not been considered as to the merits. Applicant is advised that the date of any re-submission of any item of information contained in this information disclosure statement or the submission of any missing element(s) will be the date of submission for purposes of determining compliance with the requirements based on the time of filing the statement, including all certification requirements. See MPEP § 609 ¶ C(1).

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***Examiner's Amendment***

3. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

- In line 1 of claim 13, insert after the phrase "plurality of": --wireless--
- In line 2 of claim 13, after the phrase "communicating with" delete "an" and insert: --a wireless paging--
- Delete claims 1-3 in their entirety.

4. Authorization for this examiner's amendment was given in a telephone interview with Mr. Michael Zazzara (Reg. No. 35,743) on 9/15/97 and 9/18/97.

5. The word --of-- has been informally entered by the examiner between the words "status" and "a" in line 1 of former claim 8 for grammatical correctness.

***Reasons For Allowance***

6. The following is an examiner's Statement of Reasons for Allowance:

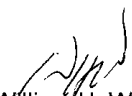
The prior art of record neither singularly nor in combination discloses or teaches a system and method for synchronizing status among a plurality of wireless communication devices (e.g. pagers) wherein status changes (e.g., changes to received messages, alarm times, alert thresholds, and key word alerts) made on a first pager are wirelessly communicated to an infrastructure which automatically

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communicates such status changes to other pagers, thus causing the other pagers to make corresponding changes in their status.

**Conclusion**

7. Any comments considered necessary by applicant must be submitted no later than the payment of the Issue Fee and, to avoid processing delays, should preferably **accompany** the Issue Fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."
8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to William H. Wilson, Jr. whose telephone number is (703) 308-5459. The examiner can normally be reached on Monday-Friday from 8:30 AM to 5:00 PM.
9. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mike Horabik, can be reached on (703) 305-4704. The fax phone number for this Group is (703) 308-7382.
10. Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (703) 305-4900.

  
William H. Wilson, Jr.  
September 18, 1997

MICHAEL HORABIK  
SUPERVISORY PATENT EXAMINER  
GROUP 2200

