

EXHIBIT 18



DO NOT USE IN PALM PRINTER

(THIRD PARTY REQUESTER'S CORRESPONDENCE ADDRESS)

Tracy W. Druce

NOVAK, DRUCE & QUIGG, LLP(NDQ REEXAMINATION GROUP)

1000 Louisiana Street, 53rd Floor

Houston, TX 77002

EX PARTE REEXAMINATION COMMUNICATION TRANSMITTAL FORM

REEXAMINATION CONTROL NO. 90/010,506.

PATENT NO. 6006227.

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)).



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
90/010,506	04/23/2009	6006227	8157.012.RXUS00	1182

7590 01/16/2010
Richard S. Milner
COOPER & DUNHAM
1185 Avenue of the Americas
New York, NY 10036

EXAMINER

ART UNIT PAPER NUMBER

DATE MAILED: 01/16/2010

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

Office Action in Ex Parte Reexamination	Control No. 90/010,506	Patent Under Reexamination 6006227	
	Examiner Christopher E. Lee	Art Unit 3992	

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

- a Responsive to the communication(s) filed on _____. b This action is made FINAL.
c A statement under 37 CFR 1.530 has not been received from the patent owner.

A shortened statutory period for response to this action is set to expire 2 month(s) from the mailing date of this letter. Failure to respond within the period for response will result in termination of the proceeding and issuance of an *ex parte* reexamination certificate in accordance with this action. 37 CFR 1.550(d). **EXTENSIONS OF TIME ARE GOVERNED BY 37 CFR 1.550(c).** If the period for response specified above is less than thirty (30) days, a response within the statutory minimum of thirty (30) days will be considered timely.

Part I THE FOLLOWING ATTACHMENT(S) ARE PART OF THIS ACTION:

- | | |
|---|---|
| 1. <input checked="" type="checkbox"/> Notice of References Cited by Examiner, PTO-892. | 3. <input type="checkbox"/> Interview Summary, PTO-474. |
| 2. <input checked="" type="checkbox"/> Information Disclosure Statement, PTO/SB/08. | 4. <input type="checkbox"/> _____. |

Part II SUMMARY OF ACTION

- 1a. Claims 1-6,9-17,20,22 and 25-29 are subject to reexamination.
1b. Claims 7,8,18,19,21,23,24 and 30-33 are not subject to reexamination.
2. Claims _____ have been canceled in the present reexamination proceeding.
3. Claims _____ are patentable and/or confirmed.
4. Claims 1-6,9-17,20,22 and 25-29 are rejected.
5. Claims _____ are objected to.
6. The drawings, filed on _____ are acceptable.
7. The proposed drawing correction, filed on _____ has been (7a) approved (7b) disapproved.
8. Acknowledgment is made of the priority claim under 35 U.S.C. § 119(a)-(d) or (f).
a) All b) Some* c) None of the certified copies have
1 been received.
2 not been received.
3 been filed in Application No. _____.
4 been filed in reexamination Control No. _____.
5 been received by the International Bureau in PCT application No. _____.
* See the attached detailed Office action for a list of the certified copies not received.
9. Since the proceeding appears to be in condition for issuance of an *ex parte* reexamination certificate 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.
10. Other: _____

cc: Requester (if third party requester)

DETAILED ACTION

1. This is an *Ex Parte* Reexamination of US 6,006,227 A (hereinafter '227 Patent).
Currently, the claims 1-6, 9-17, 20, 22, and 25-29 are subject to reexamination.

5

Claim Rejections - 35 USC § 102

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

10

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

15

3. Claims 1-3, 5, 6, 10-17, 20, and 25-29 are rejected under 35 U.S.C. 102(e) as being anticipated by Mander et al. [US 6,243,724 B1; hereinafter Mander].

Referring to claim 1, Mander discloses a computer system (i.e., computer filing system;

20

See Fig. 1) which organizes each data unit received by (e.g., electronic mail document) or generated by (e.g., word processing document) the computer system (See Abstract and col. 24, lines 8-18), comprising:

25

- means for generating a main stream (i.e., pile; See col. 3, lines 5-20) of data units (i.e., said documents) and at least one substream (i.e., subpile; See col. 3, lines 60-64 and Figs. 18a and 18b),
 - the main stream for receiving each data unit received by or generated by the computer system (See col. 25, lines 21-37), and each substream for containing data units only from the main stream (See Fig. 3 and col. 8, lines 47-55 and col. 29, line 48 through col. 32, line 17);
- means for receiving data units (i.e., said electronic mail documents) from other computer systems (See Fig. 2e and col. 8, lines 14-16 and 21-28);
- means for generating data units (i.e., said word processing documents) by the computer system (See col. 24, lines 25-28);
- means for selecting a timestamp (i.e., date of said document) to identify each data unit (See col. 22, lines 42-46);

30

35

- means for associating each data unit (i.e., said document) with at least one chronological indicator having the respective timestamp (i.e., ordering documents in pile by said date of document; See col. 33, lines 34-63);
- means for including each data unit according to the timestamp (i.e., said date of document) in the respective chronological indicator in the main stream (i.e., sorting and listing said documents by the date of documents in the pile; See col. 33, lines 34-63, col. 22, lines 42-46, and col. 23, lines 48-50); and
- means for maintaining the main stream (i.e., said pile) and the substreams (i.e., said subpiles) as persistent streams (See Step 803 in Fig. 17, wherein a computer system attempts to find a pile with the closest pile vector to the document's vector of a new or modified document and places that document in that pile automatically if the user so instructs the computer system to perform this function automatically).

Referring to claim 2, Mander teaches

- each timestamp (i.e., date of document) being selected from the group consisting of: past, present, and future times (i.e., said date shows past time of said document; See col. 33, lines 34-43).

Referring to claim 3, Mander teaches

- each data unit (i.e., document) including
 - textual data (i.e., words contained in said document; See col. 4, lines 9-11),
 - video data (digitized movie; col. 36, lines 30-34),
 - audio data (i.e., digitized sound; See col. 36, lines 54-55), and/or
 - multimedia data (i.e., multimedia object; See col. 36, lines 54-55).

Referring to claim 5, Mander teaches said means for receiving further comprising

- means for receiving data units from a client computer (i.e., electronic mail documents received from another computer user over a network system or other electronic mail system; See col. 8, lines 15-16 and 21-28).

Referring to claim 6, Mander teaches

* See M.P.E.P. 2173.05(h) I. MARKUSH GROUPS

- means for displaying alternative versions of the content of the data units (See col. 7, lines 1-6, col. 9, lines 45-61, and col. 12, lines 51-64; wherein Mander discloses that a document is displayed as a full-size reproduction or is alternatively displayed as, for example, a miniature of the first page of the document, or as an icon of the document type).

5

Referring to claim 10, Mander teaches

- means for operating on any of the streams (i.e., piles and subpiles) using a set of operations selected by a user (See col. 19, line 66 through col. 20, line 17).

10

Referring to claim 11, Mander teaches

- means to generate substreams (i.e., subpiles) from existing substreams (See col. 3, lines 60-64; wherein Mander discloses that subpiles can be created from existing piles, e.g., any set of selected documents such as documents within a folder, according to criteria specified by the user or suggested by the system).

15

Referring to claim 12, Mander teaches

- means for generating a data unit (e.g., word processing document) comprising an alternative version (i.e., modified version) of the content of another data unit (i.e., modified document; See col. 24, lines 25-28); and
- means for associating the alternative version data unit (i.e., said modified version document) with the chronological indicator (i.e., time stamp shown in Proxy 190 of Fig. 4e) of the another data unit (See col. 30, lines 36-41).

20

Referring to claim 13, Mander discloses a method (i.e., a method for organizing information in a computer filing system) which organizes each data unit received by (e.g., electronic mail document) or generated by (e.g., word processing document) a computer system (i.e., computer filing system in Fig. 1; See Abstract and col. 24, lines 8-18), comprising the steps of:

25

- generating a main stream (i.e., pile; See col. 3, lines 5-20) of data units (i.e., said documents) and at least one substream (i.e., subpile; See col. 3, lines 60-64 and Figs. 18a and 18b),

30

- the main stream for receiving each data unit received by or generated by the computer system (See col. 25, lines 21-37), and each substream for containing data units only from the main stream (See Fig. 3 and col. 8, lines 47-55 and col. 29, line 48 through col. 32, line 17);
- 5 • receiving data units (i.e., said electronic mail documents) from other computer systems (See Fig. 2e and col. 8, lines 14-16 and 21-28);
- generating data units (i.e., said word processing documents) by the computer system (See col. 24, lines 25-28);
- selecting a timestamp (i.e., date of said document) to identify each data unit (See col.
10 22, lines 42-46);
- associating each data unit (i.e., said document) with at least one chronological indicator having the respective timestamp (i.e., ordering documents in pile by said date of document; See col. 33, lines 34-63);
- including each data unit according to the timestamp (i.e., said date of document) in the
15 respective chronological indicator in at least the main stream (i.e., sorting and listing said documents by the date of documents in the pile; See col. 33, lines 34-63, col. 22, lines 42-46, and col. 23, lines 48-50); and
- maintaining at least the main stream (i.e., said pile) and the substreams (i.e., said
20 subpile) as persistent streams (See Step 803 in Fig. 17, wherein a computer system attempts to find a pile with the closest pile vector to the document's vector of a new or modified document and places that document in that pile automatically if the user so instructs the computer system to perform this function automatically).

Referring to claim 14, Mander teaches

- 25 • each timestamp (i.e., date of document) being selected from the group consisting of: past, present, and future times (i.e., said date shows past time of said document; See col. 33, lines 34-43).

Referring to claim 15, Mander teaches

- the step of displaying the streams (i.e., displaying piles) on a display device (i.e., display device 19 of Fig. 1; See col. 5, lines 58-62) as visual streams[†] (i.e., said piles are graphical representations of the document collection in a steady succession, which are shown as a visual stream in Figs. 2a-2e; See col. 6, line 61 through col. 7, line 6).

5

Referring to claim 16, Mander teaches the step of displaying the streams (i.e., displaying piles) further comprising the steps of:

- a) receiving from a user one or more indications (i.e., positioning a cursor) of one or more selected segments (i.e., proxy 190 of Fig. 4e) of the streams (i.e., said piles) corresponding to one or more selected intervals of time (i.e., predetermined period of time; See col. 3, lines 21-25).
- b) displaying the selected segments (i.e., displaying said proxy within a viewing cone 188 in Fig. 4e; See col. 11, lines 33-46).

10

15

Referring to claim 17, Mander teaches

- each data unit (i.e., document) including
 - textual data (i.e., words contained in said document; See col. 4, lines 9-11),
 - video data (digitized movie; col. 36, lines 30-34),
 - audio data (i.e., digitized sound; See col. 36, lines 54-55), and/or
 - multimedia data (i.e., multimedia object; See col. 36, lines 54-55).

20

Referring to claim 20, Mander teaches

- displaying data (e.g., first page) from one of the data units (i.e., document) in abbreviated form (i.e., a miniature of said first page of said document; See col. 7, lines 1-10).

25

Referring to claim 25, Mander discloses a computer system (i.e., computer filing system; See Fig. 1) for organizing each data unit received by (e.g., electronic mail document) or generated by (e.g., word processing document) the computer system (See Abstract and col. 24, lines 8-18), comprising:

30

[†] "stream"_{noun}: a steady succession (as of words or event), Merriam-Webster Dictionary 10th edition.

- means for generating a main stream (i.e., pile; See col. 3, lines 5-20) of data units (i.e., said documents) and at least one substream (i.e., subpile; See col. 3, lines 60-64 and Figs. 18a and 18b),
 - the main stream for receiving each data unit received by or generated by the computer system (See col. 25, lines 21-37), and each substream for containing data units only from the main stream (See Fig. 3 and col. 8, lines 47-55 and col. 29, line 48 through col. 32, line 17);
- means for associating each data unit (i.e., said document) with at least one chronological indicator having a respective timestamp (i.e., date of said document) which identifies the data unit (i.e., ordering documents in pile by said date of document; See col. 33, lines 34-63);
- means for including each data unit according to the timestamp (i.e., said date of document) in a respective chronological indicator in the main stream (i.e., sorting and listing said documents by the date of documents in the pile; See col. 33, lines 34-63, col. 22, lines 42-46, and col. 23, lines 48-50);
- means for maintaining the main stream (i.e., said pile) and the substreams (i.e., said subpile) as persistent streams (See Step 803 in Fig. 17, wherein a computer system attempts to find a pile with the closest pile vector to the document's vector of a new or modified document and places that document in that pile automatically if the user so instructs the computer system to perform this function automatically);
- means for representing one or more data units (i.e., representing documents) of a selected stream on a display device (i.e., display device 19 of Fig. 1; See col. 5, lines 58-62) as document representations (i.e., a document may be displayed as a full-size reproduction or may be alternatively displayed as, for example, a miniature of the first page of the document or as an icon of the document type; See col. 5, lines 58-62, col. 12, lines 51-64, and col. 7, lines 1-6),
 - each document representation including the timestamp of the respective data unit (i.e., date of document) and the order of appearance of each data representation on the display device determined by the timestamp of the respective data unit (i.e., "order by date"; in fact, displaying the timestamp of the document and displaying the documents in order as determined by the date stamp through sorting the pile; See Fig. 4e and col. 33, lines 35-43);

- means for selecting which data units (i.e., documents) are represented on the display device (said display device) by selecting one of the document representations (i.e., document representation 256 is selected by cursor 252 in Fig. 7) and displaying document representations corresponding to data units having timestamps (i.e., color by dates) within a range of a timepoint (i.e., organizing documents with different colors in accordance with the age of the documents; See col. 33, lines 44-63); and
- means for selecting one or more of the document representations with a pointing device (i.e., mouse pointer; See col. 12, lines 19-22) so that the data units represented by the selected document representations are further displayed with a second document representation (i.e., proxy; See col. 10, lines 15-20) comprising
 - an alternative version (i.e., miniaturized version) of the content (i.e., page) of the respective data unit (i.e., said document; See col. 7, lines 1-6 and col. 9, line 65 through col. 7, line 1).

Referring to claim 26, Mander teaches

- the document representations (i.e., graphical representation 50 in Fig. 2a) form a visual stream (i.e., top to bottom or vice-versa stream of documents in Fig. 2a) having a three-dimensional effect (i.e., appearing in three dimensions on said display unit; See col. 6, line 61 through col. 7, line 10).

Referring to claim 27, Mander teaches

- the three-dimensional effect further comprising a perspective view (i.e., each pile as a vertical collection of non-rectangular parallelograms creating the visual effect that the far comer of the stack is further away from the viewer than the near comer in Figs. 2-5, 6-13, and 22).

Referring to claim 28, Mander teaches

- each document representation comprising a polygon and the polygons overlap to form a visual stream of polygons (i.e., each document shown as 4-sided polygons which overlap to form a visual stream; See Figs. 2-5, 6-13, and 22).

Referring to claim 29, Mander teaches

- the alternative version being an abbreviated version (i.e., a document being displayed as a full-size reproduction, alternatively as a miniature, or abbreviated version of the document; See col. 12, lines 51-64 and col. 7, lines 1-6).

5

Claim Rejections - 35 USC § 103

4. 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:

10

(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.

15

5. This patent under reexamination 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. Patent Owner 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).

20

6. Claim 4 is rejected under 35 U.S.C. 103(a) as being unpatentable over Mander [US 6,243,724 B1] as applied to claims 1-3, 5, 6, 10-17, 20, and 25-29 above, and further in view of Kuzma [US 5,771,355 A].

25

Referring to claim 4, Mander discloses all the limitations of the claim 4 including means for receiving data units (i.e., electronic mail documents) from an electronic mail network system (See col. 8, lines 20-23), except that does not expressly teach that said electronic mail network system is the World Wide Web.

30

Kuzma discloses a method of transmitting e-mail over a network (See Fig. 3 and col. 1, lines 8-11), wherein

- means for receiving (i.e., WWW HTTP Server 620 and Recipient 622 in Fig. 6) data units (i.e., HTML Page 625 including URL 627 for Attachment 611 and Message 626 in Fig. 6) from the World Wide Web (i.e., WWW HTTP Server 610 of Fig. 6; See col. 12 line 65 through col. 13, line 38).

35

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to have included said transmitting e-mail over a network, as disclosed by Kuzma, in said computer system (i.e., computer filing system), as disclosed by Mander, for the advantage of utilizing network bandwidth and resources more efficiently as there is no need to actually
5 transmit the data unit (i.e., e-mail) attachment over the network unless a recipient of the corresponding data unit (i.e., e-mail) message is interested in viewing or otherwise using attachment (See Kuzma, col. 6, lines 3-7).

7. Claims 9 and 22 are rejected under 35 U.S.C. 103(a) as being unpatentable over
10 Mander [US 6,243,724 B1] as applied to claims 1-3, 5, 6, 10-17, 20, and 25-29 above, and further in view of User's Guide ["Retrospect User's Guide," version 3 first edition, published by Dantz Development Corp., 1989-1995; hereinafter "Retrospect"].

Referring to claim 9, Mander discloses all the limitations of the claim 9 except that does not expressly teach means for archiving a data unit associated with a timestamp older than a
15 specified time point while retaining the respective chronological indicator and/or a data unit having a respective alternative version of the content of the archived data unit.

Retrospect discloses archiving software (See page v, Introduction), wherein

- means for archiving a data unit (i.e., archiving software for archiving documents) associated with a timestamp older than a specified time point (See pages 151 and 155)
20 while retaining the respective chronological indicator and/or a data unit having a respective alternative version of the content of the archived data unit (See pages 81-87, 98, and 104; wherein archive file retains all the attributes of the original files).

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to have included said archiving software, as disclosed by Retrospect, in said
25 computer system (i.e., computer filing system), as disclosed by Mander, for the advantage of provide an important capability such that its ability to perform automatic, unattended backups (i.e., scheduling scripts to execute automatically without attending to the computer during the backups; See Retrospect, page v. Introduction).

30 *Referring to claim 22*, Mander discloses all the limitations of the claim 22 except that does not expressly teach the step of archiving data units having timestamps older than a specified time point.

Retrospect discloses an archival method of backup (See page v, Introduction), wherein

- archiving data units (i.e., archiving software for archiving documents) having timestamps older than a specified time point (See pages 151 and 155).

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to have included said archival method of backup, as disclosed by Retrospect, in said method (i.e., a method for organizing information in a computer filing system), as disclosed by Mander, for the advantage of provide an important capability such that its ability to perform automatic, unattended backups (i.e., scheduling scripts to execute automatically without attending to the computer during the backups; See Retrospect, page v. Introduction).

Examiner's Comments to the claim analysis of Third Party requester

8. The Third Party requester challenges that many of the "means for" limitations in the '227 Patent should be governed by 35 U.S.C. §112(6) because said "means for" limitations are not limited to any corresponding structure that performs the claimed limitations (See the Request at page 24). However, it is noted that this issue has not been raised within the scope of reexamination proceedings. See M.P.E.P. §2258, *Scope of Ex Parte Reexamination*. The issue will not be considered in the instant reexamination proceeding. 37 CFR 1.552(c). While this issue is not within the scope of reexamination, the Patentee is advised that it may be desirable to consider filing a reissue application provided that the patentee believes one or more claims to be partially or wholly inoperative or invalid based upon the issue.

Other References Submitted by the Requester

9. Some of the other references submitted by Requester, for example, Lucas et al. [US 5,499,330 A] and Thompson-Rohrlich [US 5,504,852 A], are highly material and relevant because they seem to anticipate at least one of the claims. However, because they do not seem to anticipate or obviate any of the claims not anticipated by the references discussed above, additional rejections based on them would be redundant and unnecessary at this time. Therefore, the claim rejections based upon these references are not made at this time as such would appear to be cumulative to the claim rejections advanced herein.

Conclusion

10. The Patent Owner is reminded that any proposed amendment to the specification and/or claims in this reexamination proceeding must comply with 37 CFR 1.530(d)-(j).

5 In order to ensure full consideration of any amendments, affidavits or declarations, or other documents as evidence of patentability, such documents must be submitted in response to this Office action. Submissions after the next Office action, which is intended to be a final action, will be governed by the requirements of 37 CFR 1.116, after final rejection and 37 CFR 41.33 after appeal, which will be strictly enforced.

10 After filing of a request for *ex parte* reexamination by a Third Party requester, any document filed by either the Patent Owner or the Third Party requester must be served on the other party (or parties where two or more Third Party requester proceedings are merged) in the reexamination proceeding in the manner provided in 37 CFR 1.248. The document must reflect service or the document may be refused consideration by the Office. See 37 CFR 1.550(f).

15 Extensions of time under 37 CFR 1.136(a) will not be permitted in these proceedings because the provisions of 37 CFR 1.136 apply only to "an applicant" and not to parties in a reexamination proceeding. Additionally, 35 U.S.C. 305 requires that reexamination proceedings "will be conducted with special dispatch" (37 CFR 1.550(a)). Extension of time in *ex parte* reexamination proceedings are provided for in 37 CFR 1.550(c).

20 The Patent Owner is reminded of the continuing responsibility under 37 CFR 1.565(a), to apprise the Office of any litigation activity, or other prior or concurrent proceeding, involving the instant Patent Under Reexamination or any related patent throughout the course of this reexamination proceeding. The Third Party requester is also reminded of the ability to similarly inform the Office of any such activity or proceeding throughout the course of this reexamination
25 proceeding. See MPEP §§ 2207, 2282 and 2286.

All correspondence relating to this *ex parte* reexamination proceeding should be directed:

By EFS: Registered users may submit via the electronic filing system EFS-Web, at
30 <http://sportal.uspto.gov/authenticate/authenticateuserlocalepf.html>

By Mail to: Mail Stop *Ex Parte* Reexam

Central Reexamination Unit
Commissioner for Patents
United States Patent & Trademark Office
P.O. Box 1450
5 Alexandria, VA 22313-1450

By FAX to: (571) 273-9900
Central Reexamination Unit

10 By hand: Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314

For EFS-Web transmissions, 37 CFR 1.8(a)(1)(i) (C) and (ii) states that correspondence
15 (except for a request for reexamination and a corrected or replacement request for
reexamination) will be considered timely filed if (a) it is transmitted via the Office's electronic
filing system in accordance with 37 CFR 1.6(a)(4), and (b) includes a certificate of transmission
for each piece of correspondence stating the date of transmission, which is prior to the
expiration of the set period of time in the Office action.

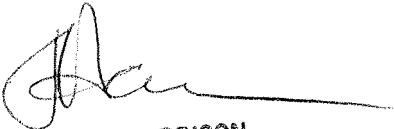

20

Any inquiry concerning this communication or earlier communications from the
Reexamination Legal Advisor or Examiner, or as to the status of this proceeding, should be
directed to the Central Reexamination Unit at telephone number (571) 272-7705.

25

Signed:
/Christopher E. Lee/
Primary Patent Examiner (Reexamination)
Central Reexamination Unit / Art Unit 3992

30

Conferees:  
JESSICA HARRISON
SUPERVISORY PATENT EXAMINER

Notice of References Cited	Application/Control No. 90/010,506	Applicant(s)/Patent Under Reexamination 6006227	
	Examiner Christopher E. Lee	Art Unit 3992	Page 1 of 1

U.S. PATENT DOCUMENTS

*	Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name	Classification
*	A US-5,771,355 A	06-1998	Kuzma, Andrew J.	709/232
	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.

Doc code: IDS

Doc description: Information Disclosure Statement (IDS) Filed

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

PTO/SB/08a (03-09)

Approved for use through 03/31/2009. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		06679255	90/010,506
	Filing Date		4996-06-28	2006-04-23
	First Named Inventor	Eric Freeman		
	Art Unit	3992		
	Examiner Name	Christopher E. Lee		
	Attorney Docket Number	8157.012.RXUS00		

U.S.PATENTS

Examiner Initial*	Cite No	Patent Number	Kind Code ¹	Issue Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
/CEL/	1	6243724	B1	2001-06-05	Mander et al.	
/CEL/	2	5499330		1996-03-12	Lucas et al.	
/CEL/	3	5504852		1996-04-02	Thompson-Rohrlich	

If you wish to add additional U.S. Patent citation information please click the Add button.

U.S.PATENT APPLICATION PUBLICATIONS

Examiner Initial*	Cite No	Publication Number	Kind Code ¹	Publication Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear

If you wish to add additional U.S. Published Application citation information please click the Add button.

FOREIGN PATENT DOCUMENTS

Examiner Initial*	Cite No	Foreign Document Number ³	Country Code ²	Kind Code ⁴	Publication Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear	T ⁵
	1							<input type="checkbox"/>

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**
(Not for submission under 37 CFR 1.99)

Application Number	08079255 90/010,506
Filing Date	1990-06-28 2006-04-23
First Named Inventor	Eric Freeman
Art Unit	3992
Examiner Name	Christopher E. Lee
Attorney Docket Number	8157.012.RXUS00

If you wish to add additional Foreign Patent Document citation information please click the Add button

NON-PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T ⁵
/CEL/	1	Retrospect User's Guide, version 3 first edition, Dantz Development Corp., Orinda, CA, 1989-1995.	<input type="checkbox"/>
	2	Lotus Magellan Explorer's Guide, Lotus Development Corporation, Cambridge, MA, 1989.	<input type="checkbox"/>
	3	DAVID P. GOBEL, Using Lotus Magellan, Que Corporation, Carmel, IN, 1989.	<input type="checkbox"/>
/CEL/	4	Inside Macintosh, Addison-Wesley Publishing Company, Reading, Massachusetts, August 1992.	<input type="checkbox"/>

If you wish to add additional non-patent literature document citation information please click the Add button

EXAMINER SIGNATURE

Examiner Signature	/Christopher E. Lee/	Date Considered	1/12/2010
--------------------	----------------------	-----------------	-----------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance ~~and not considered~~. Include copy of this form with next communication to applicant.

¹ See Kind Codes of USPTO Patent Documents at www.USPTO.GOV or MPEP 901.04. ² Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). ³ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁴ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁵ Applicant is to place a check mark here if English language translation is attached.

Organization _____ Bldg/Room _____

United States Patent and Trademark Office

P.O. Box 1450

Alexandria, VA 22313-1450

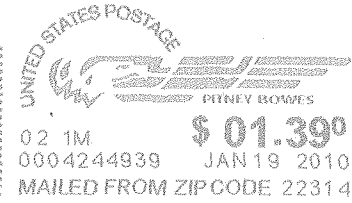
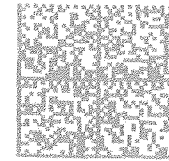
If Undeliverable Return in Ten Days

Novak Druce LLP
RECEIVED

JAN 22 2010

HOUSTON OFFICE

AN EQUAL OPPORTUNITY EMPLOYER



02 1M \$ 01.39⁰
0004244839 JAN 19 2010
MAILED FROM ZIPCODE 22314

OFFICIAL BUSINESS
PENALTY FOR PRIVATE USE, \$300



Novak Druce LLP
RECEIVED

JAN 22 2010

HOUSTON OFFICE

e LLP
ED

IN OFFICE