

Randall Declaration

Exhibit 9

04860.P624

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DEC 23 1993

Handwritten: JC
12/23/93
#7A



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE 2200

In Re Application of:)
 Richard Mander, et al.)
 Serial No.: 07/876,921)
 Filed: April 30, 1992)
 For: METHOD AND APPARATUS FOR)
 ORGANIZING INFORMATION IN A COMPUTER)
 SYSTEM)

RESPONSE TO OFFICE ACTION

Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Handwritten: 12/23/93

Sir:

In response to the Office Action mailed June 3, 1993, please enter the following amendments and consider the following remarks.

IN THE TITLE

Please delete the present title and insert the following title:

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Method and Apparatus for Organizing Information into Collections of Documents and for Viewing Documents in a Computer System.

IN THE SPECIFICATION

✓ ~~NE~~ ^{or 11/17/90} Immediately before the period on line ²¹ ~~28~~ of page 48, please add the following--and which is now U.S. Patent No. 5,202,828--.

IN THE CLAIMS

Handwritten: A1

Sub C 1 (Amended). A method for organizing information in a computer filing system having a display device and a first plurality of documents, said method comprising :

ARCO

~~[providing] displaying at some time on said display device a graphical representation of a first document and a graphical representation of a second document from said first plurality of documents;
creating a collection of documents comprising a second plurality of documents having said first document and said second document;
displaying a graphical representation of said collection of documents on said display device; and
viewing at least one of the documents in said collection by displaying an indicia of said at least one document.~~

AB
Sub C⁸

~~37 (Amended). A method for organizing information in a computer system having a display device, said method comprising:
[providing] displaying at some time on said display device a representation of a first document and a representation of a second document;
creating a collection of documents comprising said first and said second documents;
displaying a representation of said collection of documents; and
determining a representation of said collection when a third document is added to said collection based on one of: (a) an internal representation of each of the documents in said collection, and (b) a user defined specification.~~

AH
Sub C¹²

~~66 (Amended). A computer filing system for organizing information in a computer system having a processor, a bus, and memory for storing information including a plurality of documents, said computer filing system comprising:
a display means for producing a display of graphical representations, said display means coupled to said processor;
a cursor control means coupled to said processor, said cursor control means for controlling the position of a cursor on said display;~~

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a switch means for indicating a selection of an object displayed on said display, said switch means coupled to said processor and having a first and a second position;

a graphical representation of a first document and a graphical representation of a second document, said cursor control means and said switch means being used with said graphical representations of said first and said second documents, ~~which are displayed on said display means~~, to create a collection of documents comprising said first and said second documents;

a means for creating a graphical representation of said collection of documents comprising said first and said second document; and

a means for determining a representation of said collection, said means for determining providing a representation based on an internal representation of said first and said second documents.

REMARKS

The Examiner rejected certain claims under § 112, first paragraph. These rejections have been noted, and the claims have been amended to overcome these rejections. The rejections concerning "providing" and "and" have been addressed by amending the pertinent claims.

The Examiner's comments concerning lines 7-8 of claim 1 have been noted. It is submitted that no amendment is necessary because the claim is not ambiguous. It is true that there are two pluralities of documents, a first plurality of documents and a second plurality of documents. However, it is clear that the first and second documents are in both the first plurality of documents and the second plurality of documents. It is noted that the first plurality of documents may contain other documents which are not in the second plurality of documents and vice versa.

Concerning claim 66, the Examiner has stated that lines 11-14 are "considered to be unclear." It is submitted that with the present amendment, these lines are now clear in that the graphical representations of the first and second documents are displayed on a display device which is part of the computer filing system. Thus, these graphical representations are indeed

presented by being displayed on the display device. It is noted that the representation of the collection as required in the last subparagraph of this claim 66 is a representation that need not be displayed. This representation has been described in various ways, including for example, the vector representation of a collection of documents. It is submitted that in view of the specification, claim 66 is not ambiguous or "unclear."

Applicant has provided a new title in order to satisfy the Examiner's request concerning a new title. Applicant has also amended the specification to refer to the patent number which is now available for the application referred to on page 48 of the present application.

Applicant has also submitted separately the PTO Form 1449 along with two patents which were cited in the PCT search for the corresponding PCT application. These references were cited as "defining the general state of the art which is not considered to be part of the particular evidence..."

The remaining rejection by the Examiner is under § 102(e) on the basis of a U.S. patent to Levine. It is respectfully submitted that Levine does not anticipate or render obvious the present invention. Levine describes a direct manipulation user interface system which has stamps which may be aligned together and moved as an aligned group which is referred to as a stack.

It is noted that Levine merely describes certain visual aspects and certain user interactions with the computer system of Levine without describing any of the underlying functionality provided by the system of the present invention. In many ways, the Levine system with its stack of stamps represents nothing more than a "dumb" collection of documents without the features of the present invention. For example, there is no teaching or suggestion in Levine that a representation of the collection of documents, such as, for example, a vector representation as described in the present application be provided for the collection of documents. Moreover, there is no disclosure or suggestion in Levine that any of the documents in a collection of documents may be viewed by displaying an indicia of the document. Rather, in Levine, only the document which is the top stamp on the top of a stack can be viewed in a full screen mode by selecting it. See, column 12, lines 50-53 of Levine. Thus, Levine actually

teaches away from the present invention in that Levine allows the user to see only a full screen view of a particular document if that document is on top of the stack. Thus, Levine does not teach or suggest the required step of "viewing at least one of the documents in said collection by displaying an indicia of said at least one document." See claim 1.

Also, Levine fails to disclose or suggest a representation of a collection of documents. For example, Levine does not disclose "determining a representation of said collection when the third document is added to said collection..." See claim 37.

It is noted that there are numerous dependent claims which add further limitations which are neither suggested nor taught by Levine. See, for example, claims 7, 8, 17 and 18.

In conclusion, it is respectfully submitted that Levine does not anticipate and does not render obvious the presently claimed invention.

Applicant hereby petitions for an extension of time to respond the pending Office Action and has enclosed herewith a check for the extension fee.

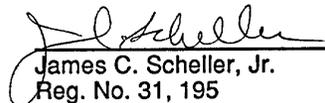
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Very truly yours,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN

Date: Dec. 3, 1993


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Tricia Pires
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