

Exhibit 3

(12) **United States Patent**
Dougherty et al.

(10) **Patent No.:** **US 7,028,327 B1**
 (45) **Date of Patent:** **Apr. 11, 2006**

(54) **USING THE ELECTRONIC PROGRAM GUIDE TO SYNCHRONIZE INTERACTIVITY WITH BROADCAST PROGRAMS**

5,583,563 A 12/1996 Wanderscheid et al.
 5,585,858 A * 12/1996 Harper et al. 348/485
 5,586,264 A 12/1996 Belknap et al.
 5,652,615 A 7/1997 Bryant et al.
 5,657,072 A 8/1997 Aristides et al. 348/13
 5,675,373 A 10/1997 Joiner et al.
 5,689,799 A 11/1997 Dougherty et al.

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(73) Assignee: **Wink Communication**, Alameda, CA (US)

(Continued)

FOREIGN PATENT DOCUMENTS

(*) Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 U.S.C. 154(b) by 0 days.

EP 0942595 A2 3/1999

OTHER PUBLICATIONS

(21) Appl. No.: **09/538,602**

Advanced Television Enhancement Forum Specification (ATVEF), Version 1.1r26, Feb. 2, 1999, pp. 1-37.

(22) Filed: **Mar. 29, 2000**

(Continued)

Related U.S. Application Data

(60) Provisional application No. 60/179,825, filed on Feb. 2, 2000.

Primary Examiner—Kieu-Oanh Bui

(51) **Int. Cl.**
H04N 7/173 (2006.01)

(74) *Attorney, Agent, or Firm*—Schwegman, Lundberg, Woessner & Kluth P.A.

(52) **U.S. Cl.** **725/93; 725/40; 725/51; 725/109; 725/112**

(58) **Field of Classification Search** **725/39–40, 725/51, 109, 112–113**
 See application file for complete search history.

(57) **ABSTRACT**

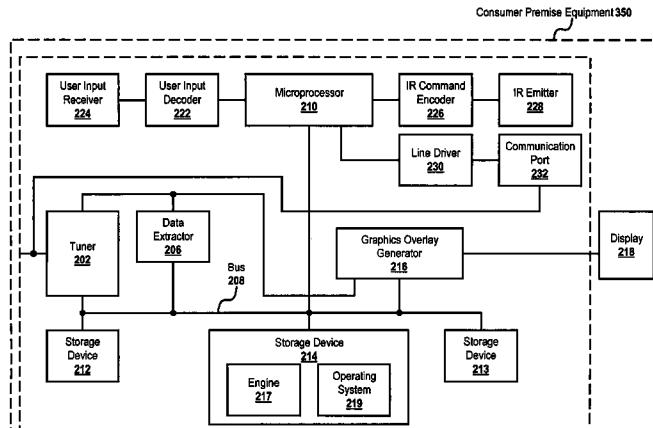
In a broadcasting system, an electronic program guide (EPG) is used to determine what broadcast program is on a given channel at a given time in a given location. With the particular determined broadcast program as an input, timing offset objects defining interactive content related to the determined broadcast program can be retrieved from a timing offsets database. Each timing offset object specifies a time from the beginning of the program, an act to perform at the time, and a reference to interactive content on which to perform the act at the time. With the reference to the interactive content as an input, an interactive application or other interactive content can be retrieved from an interactive content database. The EPG, the timing offsets database, and the interactive content database may be located logically or physically together or separately, and they may be cached locally or referenced from an external source.

(56) **References Cited**

U.S. PATENT DOCUMENTS

4,751,578 A 6/1988 Reiter et al.
 5,307,173 A 4/1994 Yuen et al.
 5,334,975 A 8/1994 Wachob et al.
 5,343,239 A 8/1994 Lappington et al.
 5,400,402 A 3/1995 Garfinkle
 5,448,568 A 9/1995 Delpuch et al.
 5,504,896 A 4/1996 Schell et al.
 5,539,920 A 7/1996 Menand et al.
 5,557,317 A 9/1996 Nishio et al.
 5,559,550 A 9/1996 Mankovitz 348/6
 5,563,648 A 10/1996 Menand et al.

36 Claims, 8 Drawing Sheets



US 7,028,327 B1

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U.S. PATENT DOCUMENTS

5,719,618 A 2/1998 Park
 5,729,279 A 3/1998 Fuller
 5,768,539 A 6/1998 Metz et al. 395/200.79
 5,774,664 A * 6/1998 Hidary et al. 725/110
 5,781,228 A 7/1998 Sposato
 5,790,198 A 8/1998 Roop et al. 348/460
 5,818,440 A 10/1998 Allibhoy et al.
 5,819,034 A 10/1998 Joseph et al.
 5,826,166 A 10/1998 Brooks et al.
 5,835,717 A 11/1998 Karlton et al.
 5,848,352 A 12/1998 Dougherty et al.
 5,850,447 A 12/1998 Peyret
 5,861,881 A 1/1999 Freeman et al.
 5,872,589 A 2/1999 Morales 348/13
 5,880,720 A 3/1999 Iwafune et al.
 5,931,908 A * 8/1999 Gerba et al. 709/219
 5,937,331 A 8/1999 Kalluri et al.
 5,970,206 A 10/1999 Yuen et al. 386/83
 5,974,222 A 10/1999 Yuen et al. 386/83
 6,006,256 A 12/1999 Zdepski et al.
 6,008,802 A 12/1999 Iki et al. 345/327
 6,018,768 A 1/2000 Ullman et al. 709/218
 6,021,433 A 2/2000 Payne et al.
 6,061,719 A 5/2000 Bendinelli et al. 709/218
 6,064,438 A 5/2000 Miller
 6,181,335 B1 1/2001 Hendricks et al.
 6,256,785 B1 * 7/2001 Klappert et al. 725/136
 6,295,647 B1 9/2001 Ramaswamy
 6,415,438 B1 * 7/2002 Blacketter et al. 725/136

OTHER PUBLICATIONS

Evain, J.-P., The Multimedia Home Platform—an overview, EBU Technical Department Review—Spring 1998.
 Pending United States patent application, “Automated Control of Interactive Application Execution Using Defined Time Periods,” U.S. Appl. No. 09/431,001, filed Nov. 7, 1999.
 Pending United States patent application, Automatic Control of Broadcast and Execution Of Interactive Applications To Maintain Synchronous Operation With Broadcast Programs: Ser. No. 09/333,724, filing date Jun. 15, 1999.
 Pending United States patent application, Automated Retirement of Interactive Applications Using Retirement instructions for Events and Program States, U.S. Appl. No. 09/334,131, filed Jun. 15, 1999.
 Statement from first named inventor concerning Cited Reference entitled Pending United States patent application, Automated Retirement of Interactive Applications Using Retirement instructions for Events and Program States, “U.S. Appl. No. 09/334,131, filed Jun. 15, 1999.”
 Wink Communications, Technical Specification, mSubject: 5.2.17 Serverinfo Define, Dec. 31, 1995.
 ntl Group Ltd. 2000, *Interactive Digital Television* [online], [retrived on Nov. 21, 2000]. Retrived from the Internet <URL: <http://www.ntl.com/guides/digitaltv/interactive.asp>>, 2 pages.

* cited by examiner

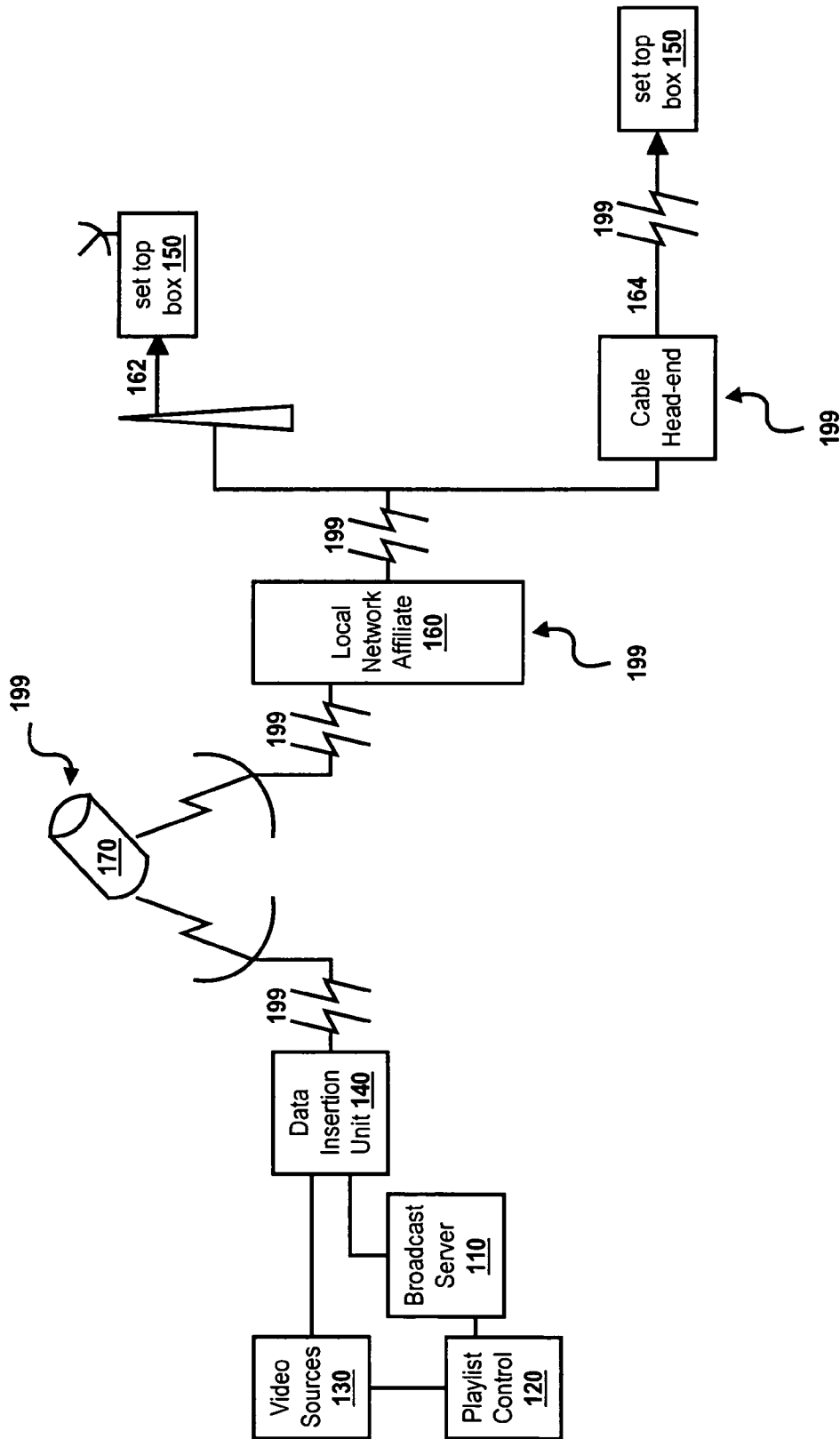
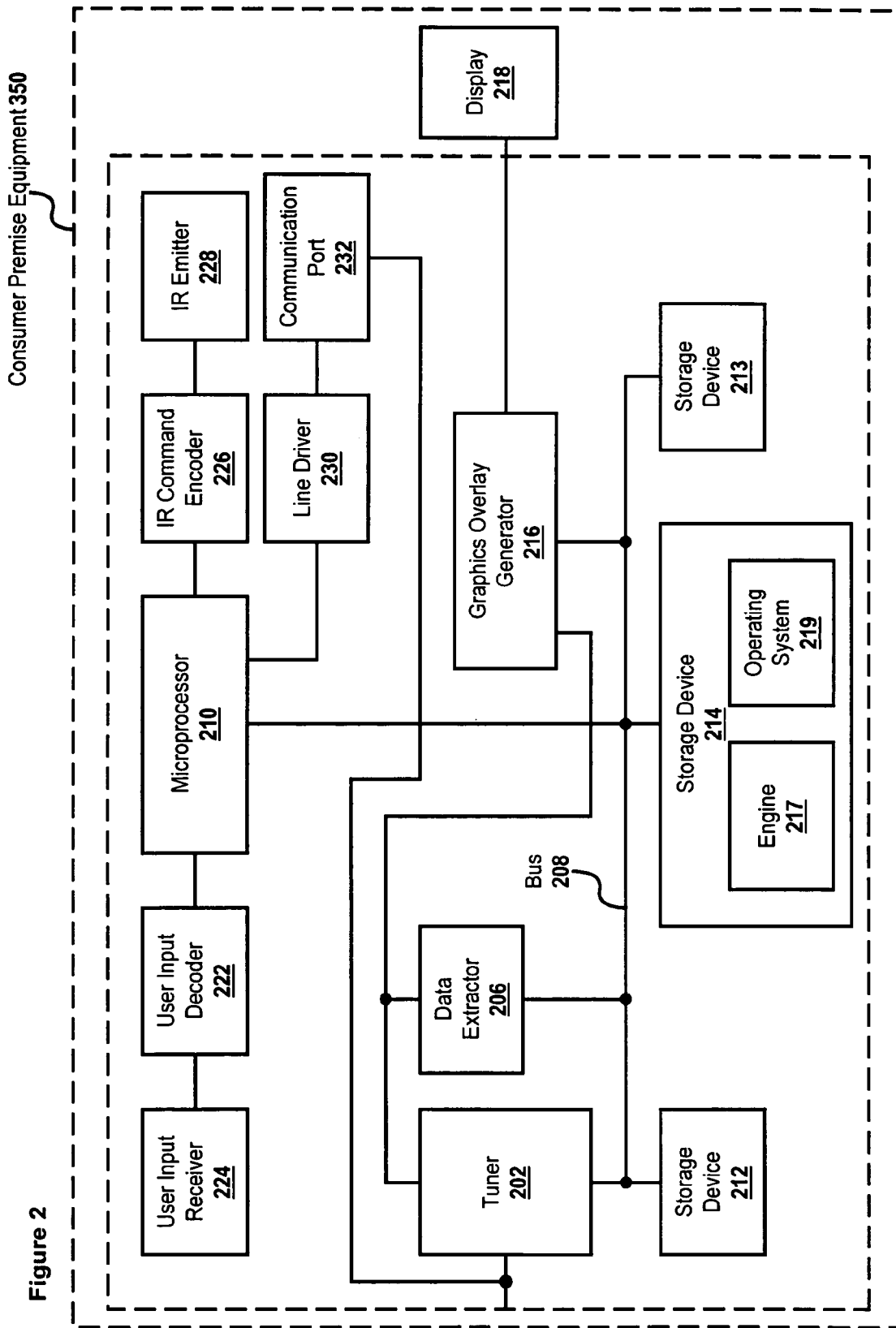


Figure 1 (Prior Art): Locations of potential corruption or loss of signal carrying Interactive Application



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