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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
90/010,416	02/17/2009	6108704	2655-0188	1061
42624	7590	07/20/2010	EXAMINER	
DAVIDSON BERQUIST JACKSON & GOWDEY LLP 4300 WILSON BLVD., 7TH FLOOR ARLINGTON, VA 22203			ART UNIT	PAPER NUMBER

DATE MAILED: 07/20/2010

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



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**EX PARTE REEXAMINATION COMMUNICATION TRANSMITTAL FORM**

REEXAMINATION CONTROL NO. 90/010,416.

PATENT NO. 6108704.

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)).

**Notice of Intent to Issue  
Ex Parte Reexamination Certificate**

Control No.

90/010,416

Patent Under Reexamination

6108704

Examiner

ALEXANDER J.  
KOSOWSKI

Art Unit

3992

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

1. ☒ Prosecution on the merits is (or remains) closed in this *ex parte* reexamination proceeding. This proceeding is subject to reopening at the initiative of the Office or upon petition. Cf. 37 CFR 1.313(a). A Certificate will be issued in view of

- (a) ☒ Patent owner's communication(s) filed: 12 July 2010.  
(b) ☐ Patent owner's late response filed: \_\_\_\_\_.  
(c) ☐ Patent owner's failure to file an appropriate response to the Office action mailed: \_\_\_\_\_.  
(d) ☐ Patent owner's failure to timely file an Appeal Brief (37 CFR 41.31).  
(e) ☐ Other: \_\_\_\_\_.

Status of *Ex Parte* Reexamination:

- (f) Change in the Specification: ☐ Yes ☒ No  
(g) Change in the Drawing(s): ☐ Yes ☒ No  
(h) Status of the Claim(s):

- (1) Patent claim(s) confirmed: 1-7, ~~11-20~~ and ~~22-42~~ 32-42 11-20, 22-31  
(2) Patent claim(s) amended (including dependent on amended claim(s)): ~~11-19, 22, 23, 25, 27 and 30~~  
(3) Patent claim(s) cancelled: 10, 21, 43 and 44.  
(4) Newly presented claim(s) patentable: \_\_\_\_\_.  
(5) Newly presented cancelled claims: \_\_\_\_\_.

2. ☒ Note the attached statement of reasons for patentability and/or confirmation. Any comments considered necessary by patent owner regarding reasons for patentability and/or confirmation must be submitted promptly to avoid processing delays. Such submission(s) should be labeled: "Comments On Statement of Reasons for Patentability and/or Confirmation."  
3. ☒ Note attached NOTICE OF REFERENCES CITED (PTO-892).  
4. ☐ Note attached LIST OF REFERENCES CITED (PTO/SB/08).  
5. ☐ The drawing correction request filed on \_\_\_\_\_ is: ☐ approved ☐ disapproved.  
6. ☐ 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  
☐ been received.  
☐ not been received.  
☐ been filed in Application No. \_\_\_\_\_.  
☐ been filed in reexamination Control No. \_\_\_\_\_.  
☐ been received by the International Bureau in PCT Application No. \_\_\_\_\_.

\* Certified copies not received: \_\_\_\_\_.

7. ☐ Note attached Examiner's Amendment.  
8. ☐ Note attached Interview Summary (PTO-474).  
9. ☐ Other: \_\_\_\_\_.

cc: Requester (if third party requester)  
U.S. Patent and Trademark Office

### DETAILED ACTION

1) This Office action addresses claims 1-7 and 10-44 of United States Patent Number 6,108,704 (Hutton et al), for which it has been determined in the Order Granting Ex Parte Reexamination (hereafter the "Order") mailed 3/11/09 that a substantial new question of patentability was raised in the Request for *Ex Parte* reexamination filed on 2/17/09 (hereafter the "Request"). This action is in response to the after final amendment filed 7/12/10. Claims 43-44 are currently canceled. Claims 10 and 21 are previously canceled. Claims 1-7, 11-20 and 22-42 are patentable and/or confirmed as noted in the final rejection mailed 5/11/10.

### STATEMENT OF REASONS FOR PATENTABILITY AND/OR CONFIRMATION

2) Claims 1-7, 11-20 and 22-42 are patentable and/or confirmed.

The following is an examiner's statement of reasons for confirmation of the claims found patentable in this reexamination proceeding:

Referring to claims 1, 2, 4, 11, 22, 32, 33, 35, the claims are patentable and/or confirmed over the prior art that was explained in the request and determined to raise a substantial new question of patentability in the order granting reexamination and over the prior art that was applied and discussed by the examiner in the present reexamination proceeding because that prior art does not explicitly teach program code for transmitting to the server a network protocol address received by the first process following connection to the computer network (claim 1), each network protocol address stored in the memory following connection of a respective process to the computer network (claim 2), each of the network protocol addresses received following connection of the respective process to the computer network (claim 4), receiving a

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network protocol address of the first callee process over the computer network from the server (claim 11), program code for receiving a network protocol address of the first callee process over the computer network from the server (claim 22), the Internet Protocol address added to the list following connection of the process to the computer network (claim 32), the network protocol address of the corresponding process assigned to the process upon connection to the computer network (claim 33), the network protocol address of the corresponding process assigned to the process upon connection to the computer network (claim 38), in combination with the remaining elements or features of the claimed invention.

Referring to all other claims, the claims are dependent on patentable and/or confirmed independent claims, and are therefore also patentable and/or confirmed.

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