

EXHIBIT 1015:

PATENT APPLICATION 09/521,163; 5/6/2003 AMENDMENT.

Pharmatech Solutions, Inc.: EXHIBIT 1015
REQUEST FOR *INTER PARTES* REVIEW



Docket No. DDI-008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : DAVIES, et al.
 Serial No. : 09/521,163
 Filed : 03/08/2000
 Title : Measurement of Substances in Liquids
 Art Unit : 1743
 Examiner : Noguerola, Alexander Stephan

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may 6 2003
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Jane Silarajs
 (Name of applicant, assignee, or Registered Representative)

Jane Silarajs
 (Signature)

may 6 2003
 (Date of Signature)

Commissioner for Patents
 Washington, D.C. 20231

AMENDMENT

Dear Sir:

This is responsive to the Final Office Action mailed March 5, 2003.

Serial No. 09/542,163

In the Claims

Claims 1-20 have been previously cancelled. Am. 5/30/03

Claims 21-39 (Cancelled):

C1
40. (Currently amended): A method for confirming the volumetric sufficiency of a sample liquid applied to an electrochemical measuring device on a test strip, comprising the steps of:
providing a measuring device according to claims 21; for measuring the concentration of a substance in a sample liquid, said device comprising a first working sensor part for generating charge carriers in proportion to the concentration of said substance in the sample liquid, a second working sensor part also for generating charge carriers in proportion to the concentration of said substance in the sample liquid, and a reference sensor part which is a common reference for both the first and second working sensor parts, wherein said first and second working sensor parts and said reference sensor part are provided on a disposable test strip;

applying the sample liquid to said measuring device;
measuring an electric current at each working sensor part proportional to the concentration of said substance in the sample liquid;
comparing the electric current from each of the working sensor parts to establish a difference parameter; and
when the difference parameter is greater than a predetermined threshold, establishing an error condition to indicate a lack of sufficient sample volume.

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41. (Previously added): The method as claimed in claim 40 comprising measuring the current at each working sensor part after a predetermined time following application of the sample.

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42. (Previously added): The method as claimed in claim 40 wherein the substance to be measured is glucose, and each of the working sensor parts generates charge carriers in proportion to the concentration of glucose in the sample liquid.

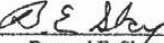
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REMARKS

Claims 21-39 have been cancelled for the sole purpose of allowing claims 40-42 to issue. Applicant continues to assert the patentability of claims 21-39 and reserves the right to seek allowance of those claims in subsequent applications.

The Examiner has indicated that claims 40-42 are allowed. In view of this and the amendment and remarks, it is requested that this application be considered for allowance. If the Examiner feels a telephone interview would be beneficial, the undersigned attorney can be reached at direct dial (408) 956-4066.

Respectfully submitted,

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