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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
90/011,010	05/24/2010	5544352	3905-102	2567

6449 7590 06/29/2011

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EXAMINER

ART UNIT PAPER NUMBER

DATE MAILED: 06/29/2011

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

EXHIBIT 2002

Facebook, Inc. et al.



MAILED

JUN 29 2011

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CENTRAL REEXAMINATION UNIT

EX PARTE REEXAMINATION COMMUNICATION TRANSMITTAL FORM

REEXAMINATION CONTROL NO. 90/011,010.

PATENT NO. 5544352.

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.	Patent Under Reexamination	
	90/011,010	5544352	
	Examiner	Art Unit	
	JOSHUA CAMPBELL	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: 01 June 2011.
 - (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: 26-42 and 44.
 - (2) Patent claim(s) amended (including dependent on amended claim(s)): _____
 - (3) Patent claim(s) canceled: 45.
 - (4) Newly presented claim(s) patentable: 53-61.
 - (5) Newly presented canceled claims: _____
 - (6) Patent claim(s) previously currently disclaimed: _____
 - (7) Patent claim(s) not subject to reexamination: 1-25,43 and 46-52.

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 or PTO/SB/08 substitute).

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

Art Unit: 3992

DETAILED ACTION

- 1) This Office action addresses claims 26-42, 44, 45, and 53-61 of United States Patent Number 5,544,352 (hereinafter "Egger"), for which it has been determined in the Order Granting Ex Parte Reexamination (hereafter the "Order") mailed 8/2/2010 that a substantial new question of patentability was raised in the Request for *Ex Parte* reexamination filed on 5/24/2010 (hereafter the "Request"). Claims 26-42, 44, 45, and 53-61 are subject to reexamination. Claims 1-25, 43, and 46-52 are not subject to reexamination. Claim 45 has been cancelled.
- 2) This is a response to the amendment filed on 6/1/2011. Claims 26-42, 44, and 53-61 are confirmed/allowed below.

Information Disclosure Statement

- 3) Where the IDS citations are submitted but not described, the examiner is only responsible for cursorily reviewing the references. The initials of the examiner on the PTO-1449 indicate only that degree of review unless the reference is either applied against the claims, or discussed by the examiner as pertinent art of interest, in a subsequent office action. See Guidelines for Reexamination of Cases in View of *In re Portola Packaging, Inc.*, 110 F.3d 786, 42 USPQ2d 1295 (Fed. Cir. 1997), 64 FR at 15347, 1223 Off. Gaz. Pat. Office at 125 (response to comment 6).

Consideration by the examiner of the information submitted in an IDS means that the examiner will consider the documents in the same manner as other documents in Office search files are considered by the examiner while conducting a search of the prior art in a proper field of search. The initials of the examiner placed adjacent to the citations on the PTO-1449 or

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PTO/SB/08A and 08B or its equivalent mean that the information has been considered by the examiner to the extent noted above.

Regarding IDS submissions MPEP 2256 recites the following: "Where patents, publications, and other such items of information are submitted by a party (patent owner or requester) in compliance with the requirements of the rules, the requisite degree of consideration to be given to such information will be normally limited by the degree to which the party filing the information citation has explained the content and relevance of the information."

Accordingly, the IDS submissions have been considered by the Examiner only with the scope required by MPEP 2256, unless otherwise noted.

References Utilized

- 4) The rejections mailed utilized the following prior art references:
 - a. **Fox** – Edward Fox, "Extending the Boolean and Vector Space Models of Information Retrieval with P-Norm Queries and Multiple Concept Types." Cornell University, 1983
 - b. **Garner** – Ralph Garner, et al., "A Computer-Oriented Graph Theoretic Analysis Of Citation Index Structures," Three Drexel Information Science Research Studies, Ed. Flood, B., Drexel Press, 1967
 - c. **Cleveland** – Donald B. Cleveland, "An n-Dimensional Retrieval Model," Journal Of The American Society For Information Science, October ,1976, Vol. 27, No, 6, pp. 342-47

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