

REMARKS

Claims 2-8, 10, 14-20, 22, 27-33, 35, 40-42 and 49-59 were pending in this application prior to the Final Office Action. Claims 40-42 are amended herein, and claims 52-54 are canceled. Thus, claims 2-8, 10, 14-20, 22, 27-33, 35, 40-42, 49-51, and 55-59 remain pending in this application.

Interview Summary

Applicants discussed the amendments presented herein with the Examiner on November 10, 2010. During this interview, the Examiner agreed to enter amendments after-final that specified that the claimed meta-right (1) is enforceable by a repository and (2) allows one or more users or devices to create new rights. Applicants have amended claims 40-42 in this manner because of the Examiner's indication that these amendments overcame the rejections based on the prior art of record.

Applicants submit that this amendment presents no new matter and requires no further search or consideration. Thus, Applicants submit that entry of this amendment would be proper at this time. In addition, the amendments presented herein necessitated the cancellation of claims 52-54 to maintain clarity and consistency in view of the amendments made to claims 40-42.

The Examiner further indicated that this case would be in condition for allowance upon entry of the above amendments and submission of a Terminal Disclaimer over U.S. Patent No. 7,774,279. Applicants will file a Terminal Disclaimer in this application upon an indication from the Examiner that the amendments presented herein will be entered, and that this case is otherwise in condition for immediate allowance. The Examiner is encouraged to contact the undersigned directly regarding submission of a Terminal Disclaimer.

Rejections under 35 U.S.C. § 102

Claims 2-10, 14-22, 25, 27-35, and 40-54 stand rejected under 35 U.S.C. § 102(b) over Downs (U.S. Patent No. 6,226,618). However, as discussed with the Examiner during the interview, Downs fails to disclose, suggest, or render obvious the concept of meta-rights as set forth in the claims as amended herein. Specifically, Downs fails to disclose meta-rights that (1)

are enforceable by a repository and (2) allow one or more users or devices to create new rights. Accordingly, Applicants respectfully request reconsideration and withdrawal of the outstanding rejections under 35 U.S.C. § 102 in view of Downs.

Conclusion

In view of the foregoing, Applicant respectfully submits that the present application is in condition for allowance and notice to that effect is respectfully requested. If, however, the Examiner deems that any issue remains after considering this response, the Examiner is invited to contact the undersigned attorney/agent to expedite the prosecution and engage in a joint effort to work out a mutually satisfactory solution.

Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application, including fees due under 37 C.F.R. § 1.16 and 1.17, which may be required, including any required extension of time fees, or credit any overpayment, to Deposit Account No. 50-1529. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

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REED SMITH LLP
CUSTOMER NO.: 98804
1301 K Street N.W.
Suite 1100 – East Tower
Washington, D.C. 20005

Respectfully submitted,

/Stephen M. Hertzler, Reg. No. 58,247/
Stephen M. Hertzler
Reg. No. 58,247