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11/617,509	12/28/2006	David A Monroe	06-0719	4247
	7590 12/12/2008	EXAMINER		
MOORE LANDREY L 1609 SHOAL CREEK BLVD			SAFAIPOUR, HOUSHANG	
SUITE 100 AUSTIN, TX 7	8701		ART UNIT	PAPER NUMBER
, ,			2625	
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			12/12/2008	PAPER

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

The time period for reply, if any, is set in the attached communication.

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	Application No.	Applicant(s)			
Office Action Conservation	11/617,509	MONROE, DAVID A			
Office Action Summary	Examiner	Art Unit			
	HOUSHANG SAFAIPOUR	2625			
The MAILING DATE of this communication app Period for Reply	ears on the cover sheet with the c	orrespondence address			
 A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE <u>3</u> MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication. If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication. Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b). 					
Status					
1)⊠ Responsive to communication(s) filed on <u>04 January 2008</u> .					
2a)⊠ This action is FINAL . 2b)∏ This	a) This action is FINAL . 2b) This action is non-final.				
3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is					
closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213.					
Disposition of Claims					
 4) Claim(s) <u>43-76</u> is/are pending in the application 4a) Of the above claim(s) is/are withdraw 5) Claim(s) is/are allowed. 6) Claim(s) <u>43-76</u> is/are rejected. 7) Claim(s) is/are objected to. 8) Claim(s) are subject to restriction and/or 	vn from consideration.				
Application Papers					
 9) The specification is objected to by the Examiner 10) The drawing(s) filed on is/are: a) access Applicant may not request that any objection to the or Replacement drawing sheet(s) including the correction 11) The oath or declaration is objected to by the Example. 	epted or b) objected to by the f drawing(s) be held in abeyance. See on is required if the drawing(s) is obj	e 37 CFR 1.85(a). ected to. See 37 CFR 1.121(d).			
Priority under 35 U.S.C. § 119					
 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some * c) None of: Certified copies of the priority documents have been received. Certified copies of the priority documents have been received in Application No 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)). * See the attached detailed Office action for a list of the certified copies not received. 					
Attachment(s) 1)	4) ☐ Interview Summary Paper No(s)/Mail Da 5) ☐ Notice of Informal P 6) ☐ Other:	ite			
	tion Summary Pa	rt of Paper No./Mail Date 20081202			

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DETAILED ACTION

Response to Amendment

Applicant's amendment has been entered. Applicant has canceled claims 1-42 and has

added new claims 43-76.

Claim Rejections - 35 USC § 103

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all

obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.

2. Claims 43-51, 64, 66, 68, 69, 71, 72 and 74 are rejected under 35 U.S.C. 103(a) as being

unpatentable over Hassan (US 5,550,646), and further in view of Sizer, II (US 6,036,086).

Regarding claims 43, 64, 66, 68, 69, 71 and 74 Hassan discloses apparatus comprising:

a portable housing, the portable housing being wireless (110, fig. 1);

an image collection device supported by the portable housing, the image collection

device being operable to provide visual image data of a field of view (col. 2, lines 39-49);

a display supported by the portable housing, the display being operable to display for

viewing by a user a perceptible visual image, the perceptible visual image being generated from

the visual image data (col. 4 lines 18-31);

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memory supported by the portable housing, the memory being suitable to receive visual image data in digital format, the memory being suitable to retain the visual image data in digital format (col. 4 lines 32-64),

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an input device supported by the portable housing, the input device being operable by the user (col. 4 lines 1-17);

operation of the input device by the user enabling the memory to retain the visual image data in digital format, the memory being suitable to provide retained visual image data in digital format (col. 4 lines 54-64);

media supported by the portable housing, the media being suitable to embody at least one compression algorithm (col. 4 lines 46-48);

at least one processing platform supported by the portable housing, the at least one processing platform being operable to execute the at least one compression algorithm, the at least one processing platform being provided the retained visual image data in digital format, execution of the at least one compression "algorithm providing compressed visual image data (col. 3 lines 47-54 and col. 4 lines 43-48); and

Hassan indicates that if image capture device is "provided with a cellular telephone capability" (col. 3 line 1017) pictures stored in the camera can be transmitted to any conventional facsimile machine. Sizer, by the same assignee as Hassan, discloses a cellular telephone (110) as an portable image capture device with scanning capability. Therefore it would have been obvious to a person of ordinary skill in the art to combine the image capture device 110 as disclosed by Hassan with the image capture device (cellular telephone 110) as disclosed by Sizer to read and transmit to a remote recipient a wireless transmission.

movement by the user of the portable housing commonly moving the image collection device, movement by the user of the portable housing commonly moving the display (the

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combined image capture device (cellular phone 10) includes the display and the image collection device (cell phone, camera and scanner).

Regarding claim 44, Hassan discloses the apparatus according to claim 43 and further comprising:

the processing platform including at least one processor (microcontroller 205, col. 3 lines 25-27).

Regarding claim 45, Hassan discloses the apparatus according to claim 43 and further comprising:

the portable housing including a handset (cell phone 110).

Regarding claim 46, combination of Hassan and Sizer discloses the apparatus according to claim 43 and further comprising:

a microphone supported by the portable housing, the microphone being associated with the mobile phone; a speaker supported by the portable housing, the speaker being associated with the mobile phone (Sizer, col. 5 lines 21-35).

Regarding claim 47, combination of Hassan and Sizer discloses the apparatus according to claim 43 and further comprising:

the mobile phone being selectively operable to send to a remote recipient a wireless transmission, the wireless transmission conveying a voice transmission (Sizer, col. 5 lines 49-60).

Regarding claim 48, Hassan discloses the apparatus according to claim 43 and further comprising:

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