AO 120 (Rev. 08/10)

TO:

# Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450

### REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK

filed in the U.S. Distr	ict Court We	stern Distri	1116 you are hereby advised that a court action ct of Texas, Waco Division	on has been on the following
☐ Trademarks or ☐	Patents. (  the patent a	ction involve	s 35 U.S.C. § 292.):	
DOCKET NO. 6:13-CV-362	DATE FILED 11/21/2013	U.S. DI	STRICT COURT Western District of Texas, Wac	o Division
PLAINTIFF	1	•	DEFENDANT	
Affinity Labs of Texas, LL	_C		BlackBerry Limited, formerly known Motion Limited	as Research in
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK		HOLDER OF PATENT OR TRAI	DEMARK
1 8,532,641 B2	9/10/2013	Affir	ity Labs of Texas, LLC	
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	In the above antitled case	the following	patent(s)/ trademark(s) have been included:	
DATE INCLUDED	INCLUDED BY		,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	
DATE INCLUDED	1	mendment	☐ Answer ☐ Cross Bill ☐	Other Pleading
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK		HOLDER OF PATENT OR TRA	DEMARK
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In the above	ve—entitled case, the follow	ing decision l	nas been rendered or judgement issued:	
DECISION/JUDGEMENT		<del>-</del>		
				DATE
CLERK		(BY) DEPUT		DATE 11/22/2013
William G. Putnicki		Amber I	UIIIO	11/22/2013

Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

AO 120 (Rev. 08/10)

TO:

# Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450

# REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK

In Compliance			1116 you are hereby advised that a court a ict of Texas, Waco Division	oction has been on the following
	Patents. (  the patent act			
DOCKET NO. 6:13-CV-364	DATE FILED 11/21/2013	U.S. DI	STRICT COURT Western District of Texas, W	aco Division
PLAINTIFF Affinity Labs of Texas, LL	C		DEFENDANT Samsung Electronics Co., LTD; S America, Inc. & Samsung TeleCo LLC, formerly known as Samsung	ommunications America,
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK		HOLDER OF PATENT OR TR	ADEMARK
1 8,532,641 B2	9/10/2013	Affir	nity Labs of Texas, LLC	
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DATE INCLUDED	In the above—entitled case, th INCLUDED BY	e following	g patent(s)/ trademark(s) have been included	<b>i</b> :
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DECISION/JUDGEMENT				
CLERK	I/B	Y) DEPUT	Y CLERK	DATE
William G. Putnicki		Amber L		11/22/2013

Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy



UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

APPLICATION NO.	ISSUE DATE	PATENT NO.	ATTORNEY DOCKET NO.	CONFIRMATION NO.
13/673,391	09/10/2013	8532641	AFF.004C11US	5150

21906 7590 08/21/2013

TROP, PRUNER & HU, P.C. 1616 S. VOSS ROAD, SUITE 750 HOUSTON, TX 77057-2631

### **ISSUE NOTIFICATION**

The projected patent number and issue date are specified above.

### **Determination of Patent Term Adjustment under 35 U.S.C. 154 (b)**

(application filed on or after May 29, 2000)

The Patent Term Adjustment is 0 day(s). Any patent to issue from the above-identified application will include an indication of the adjustment on the front page.

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) WEB site (http://pair.uspto.gov).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (571)-272-7702. Questions relating to issue and publication fee payments should be directed to the Application Assistance Unit (AAU) of the Office of Data Management (ODM) at (571)-272-4200.

APPLICANT(s) (Please see PAIR WEB site http://pair.uspto.gov for additional applicants):

Russell W. White, Austin, TX; Kevin R. Imes, Austin, TX; AFFINITY LABS OF TEXAS, LLC, DRIPPING SPRINGS, TX

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Receipt date: 05/01/2013

13673391 - GAU: 2646

Doc code: IDS

Doc description: Information Disclosure Statement (IDS) Filed

PTO/SB/08a (04-09)
Approved for use through 05/31/2009. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

	Application Number	13673391
MITADES TIANI DIAAL AALIET	Filing Date	2012-11-09
INFORMATION DISCLOSURE	First Named Inventor R	ussell W. White, et al.
STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Art Unit	2649
( Not for Submission and of a 12 1.55)	Examiner Name	Erika A. Wasnington
	Attorney Docket Number	AFF.004Cills

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ceipt da	ate:	05/01/2013		Application f	Number		1367339	<del>-136</del> /	<del>/3391</del>	- GAU: 2
				Filing Date			2012-11-0			
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( Not for	submi	ission under 37 CFR 1.9	99)	Examiner Na	ame	Erika	a A. Gary			
				Attorney Do	cket Numbe	er	AFF.004CILUS	, , , , , , , , , , , , , , , , , , ,		
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Examiner Initial*	Cite No	Publication Number	Kind Code <sup>1</sup>	Publication Date	Name of I of cited D		ntee or Applicant nent	Releva		Lines where ges or Releva
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Receipt date: 05/01/2013

13673391 - GAU: 2646

Doc code: IDS

Doc description: Information Disclosure Statement (IDS) Filed

PTO/SB/08a (07-09)
Approved for use through 07/31/2012, OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

	Application Number	1367339)
INITADELA TIONI DICOLOGICA	Filing Date	2012-11-09
INFORMATION DISCLOSURE STATEMENT BY APPLICANT	First Named Inventor	Russell White, et al.
(Not for submission under 37 CFR 1.99)	Art Unit	2649
(100)	Examiner Name	Erika A. Gary
	Attorney Docket Numb	per AFF.004C <b>\\U</b> S

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		Filing Date	2	012-11-09		
	INFORMATION DISCLOSURE	First Named Inventor	Russell	White, et al.		
	STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Art Unit				
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AFF.004C11US

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			Filing Date			2012-11-09		
		ION DISCLOSURE	First Named	Inventor	Russ	ell White, et al.		
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Application Number		13673391
Filing Date		2012-11-09
First Named Inventor	Russe	ell White, et al.
Art Unit		
Examiner Name		
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13673391 - GAU: 2646

Approved for use through 07/31/2012. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Doc description: Information Disclosure Statement (IDS) Filed

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

	Application Number Filing Date		13673391 2012-11-09	
INFORMATION DISCLOSURE	First Named Inventor	Russ	ell White, et al.	
(Not for submission under 37 CFR 1.99)	Art Unit			
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	Attorney Docket Numb	er	AFF.004C11US	

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**U. S. PATENT DOCUMENTS** Name of Palentee or Publication Date MM-DD-YYYY Pages, Columns, Lines, Where Exeminar Document Number Applicant of Cited Document Relevant Passages or Relevant initials\* No. Figures Appear Number-King Codo<sup>2 (7 issues)</sup> <sup>US-</sup> US-2003/0008646 12-2002 Shanahan 01/2003 Change(s) applied <sup>US-</sup> US-2005/0010633 01-2003 baugnan 1-2005 hanahan to document, US- 6,587,835 07-2003 Treyz et al. <sup>US-</sup> 6,496,692 01-2003 Shanahan /J.C./ 12/2002 US-6,510,210 01-2003 **Shanahan** Baughan 7/2/2013 <sup>UŠ-</sup> 6,396,769 05-2002 Polany US- 6,240,297 05-2001 Jadoul US- 6,061,306 05-2000 Buchheim US- 5,953,667 Chister 09-1999 US- 5,940,767 08-1999 Bourgeois et al US- 5,870,680 02-1999 Guerlin et al. US- 5,774,793 02-1998 Cooper et al <sup>US-</sup> 5,587,560 12-1996 Crooks et al. <sup>U3-</sup> 5,586,090 12-1996 Otte US- 5,450,471 09-1995 Hanawa et al. Change(s) applied <sup>US-</sup> 5,307,326 04-1994 Osawa to document, US- 4,905,272 02-1990 Van de Mortel et al. /C.H./ US-7/16/2013

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Examiner Signature /Erika Washington/ (05/13/2013) Defe Considered 05/13/2013

"EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw time through citation if not in conformance and not considered, include copy of this form with next communication to applicant. "Applicant's unique citation designation number (optional). "See Kinds Codes of USPTO Petent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. "Enter Office that Issued the document, by the two-letter code (WIPO Standard ST.3). "For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. "Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible." Applicant is to place a check mark here if English language Transfettion is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or relatin a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiatily is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will very depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief information Officer. U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PAGE 5/6 \* RCVD AT 5/3/2005 3:30:43 PM [Eastern Daylight Time] \* SVR:USPTO-EFXRF-1/11 \* DNIS:8729306 \* CSID:512 327 5452 \* DURATION (mm-ss):0146

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First Named Inventor	Russell W. White, et al.
Art Unit	2649
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	Examiner Name	Erika A. Gary		
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Filing Date	2012-11-09
First Named Inventor	Russell W. White
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Doc code: IDS Doc description: Information Disclosure Statement (IDS) Filed

PTO/SB/08a (07-09) Approved for use through 07/31/2012. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

## **INFORMATION DISCLOSURE** STATEMENT BY APPLICANT ( Not for submission under 37 CFR 1.99)

Application Number		13673391
Filing Date		2012-11-09
First Named Inventor Russe		ell White, et al.
Art Unit		
Examiner Name		
Attorney Docket Numb	er	AFF.004C11US

U.S.PATENTS						
Examiner Initial*	Cite No	Patent Number	Kind Code <sup>1</sup>	Issue Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevan Figures Appear
	1	6636242		2003-10-21	Bowman-Amuah	·
	2	6615253		2003-09-02	Bowman-Amuah	
	3	6615199		2003-09-02	Bowman-Amuah	
	4	6606744		2003-08-12	Mikurak	
	5	6606660		2003-08-12	Bowman-Amuah	
	6	6601234		2003-07-29	Bowman-Amuah	
	7	6601192		2003-07-29	Bowman-Amuah	
ge(s) app cument,	í&d	6578068		06 2003-07-10	Bowman-Amuah	

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EFS Web 2.1.16

Rec	eipt date: 01/14/2013	Application Number	······································	13673391	13673391	<del>- GAU: 26</del> 46
	INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Filing Date	*************	2012-11-09		
l		First Named Inventor	Russ	ell White, et al.		
- 1		Art Unit				
( Not for submission under 37 CFR 1.99)	Examiner Name		<u> </u>	711000000000000000000000000000000000000		
		Attorney Docket Numb	er	AFF.004C11US		

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		31	7145898		2006-12-05	Elliott	
		32	7130807		2006-10-31	Mikurak	
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		34	6978127		2005-10-20	Bulthuis, et al.	
		35	6909708		2005-06-21	Krishnaswamy, et al.	
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Chan to do	ge(s) app cument,	137 =	<del>6,901,067</del>		2005-05-31	Kalavade	
/J.C 7/2/	./	38	6888929		2005-05-03	Saylor, et al.	
		39	6842906		2005-01-11	Bowman-Amuah	
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/C.H 8/7/	cument, 1./ 2013	41	6754181	1	2004-06-22	Elliott, et al.	

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INFOR	MAT	ION DISCLOSU	JRE			nventor	Russ	ell W. White, et al.			
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( Not for s	ubmi	ssion under 37 CFR 1	.99)	Examir		na	E10	en A. Washington			Lawer
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	1	20040151327		2004-08-	05	Marlow					
·	2	20050049002		2005-03-	-03	White, et a	al.				
	3	20050054379		2005-03	-10	Cao, et al.					Selection of the select
(s) applied	4	20050096018		05 2005- <del>03</del>	-05	White, et	al.				
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Affinity Labs of Texas, LLC, Plaintiff, v. BMW North America, LLC. et al, Defendants, Case No. 9:08-cv-00164-RC, Defendant Volkwagen Group of America, Inc's Invalidity Contentions, Pages 1-346. date unknown



## United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
13/673,391	11/09/2012	Russell W. White	AFF.004C11US	5150
-	7590 07/29/2013		EXAM	NER
TROP, PRUNE	R & HU, P.C.	WASHINGTON, ERIKA ALISE		
HOUSTON, TX	ROAD, SUITE 750 77057-2631		ART UNIT	PAPER NUMBER
•			2646	
			MAIL DATE	DELIVERY MODE
			07/29/2013	PAPER

## NOTICE OF NON-COMPLIANT INFORMATION DISCLOSURE STATEMENT

An Information Disclosure Statement (IDS) filed 07-25-13 in the above-identified application fails to meet the requirements of 37 CFR 1.97(d) for the reason(s) specified below. Accordingly, the IDS will be placed in the file, but the information referred to therein has not been considered.

The IDS is not compliant with 37 CFR 1.97(d) because:

🖄 The IDS lacks a statement as specified in 37 CFR 1.97(e	A	The IDS lacks	a statement as	specified in	37	CFR	1.97(e	).
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- ☐ The IDS lacks the fee set forth in 37 CFR 1.17(p).
- ☐ The IDS was filed after the issue fee was paid. Applicant may wish to consider filing a petition to withdraw the application from issue under 37 CFR 1.313(c) to have the IDS considered. See MPEP 1308.

571-272-4200 or 1-888-786-0101

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Application Assistance Unit Office of Data Management Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

	Application Number		13673391	
INFORMATION DIGGLOCUPE	Filing Date		2012-11-09	
INFORMATION DISCLOSURE	First Named Inventor	Russe	ell W. White, et al.	
STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Art Unit		2646	
(Not for Submission under 57 of K 1.55)	Examiner Name	Erika	Washington	
	Attorney Docket Numb	er	AFF.004C11US	

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Examiner Initial*	Cite No	Patent Number	Kind Code <sup>1</sup>	Issue D	ate	of cited Document		Pages,Columns,Lines where Relevant Passages or Relev Figures Appear				
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Examiner Initial*	Cite N	o Publication Number	Kind Code <sup>1</sup>	Publicat Date	tion	Name of Patentee or Application of cited Document		Name of Patentee or Applicant of cited Document		Pages,Columns,Lines whe Relevant Passages or Rele Figures Appear		
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				FOREIG	N PAT	ENT DOCUM	ENTS					
Examiner Initial*					Kind Code <sup>4</sup>	Publication Date	Name of Patente Applicant of cited Document		Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear	T <sup>5</sup>		
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# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

( Not for submission under 37 CFR 1.99)

Application Number		13673391			
Filing Date		2012-11-09			
First Named Inventor	Russe	ell W. White, et al.			
Art Unit		2646			
Examiner Name	Erika	Washington			
Attorney Docket Numb	er	AFF.004C11US			

	1 U.S. Patent and Trademark Office, Advisory Action mailed July 10, 2013 in application no. 90/011,982.								
If you wish to add additional non-patent literature document citation information please click the Add button									
EXAMINER SIGNATURE									
Examiner Signature Date Considered									
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.									
Standard ST <sup>4</sup> Kind of doo	Γ.3). <sup>3</sup> F cument	or Japa by the a	O Patent Documents at <a href="https://www.USPTO.GOV">www.USPTO.GOV</a> or MPEP 901.04. <sup>2</sup> Enter office anese patent documents, the indication of the year of the reign of the Empe appropriate symbols as indicated on the document under WIPO Standard Son is attached.	eror must precede the ser	ial number of the patent docu	ument.			

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

( Not for submission under 37 CFR 1.99)

Application Number		13673391			
Filing Date	_	2012-11-09			
First Named Inventor	Russe	ell W. White, et al.			
Art Unit		2646			
Examiner Name	Erika				
Attorney Docket Numb	er	AFF.004C11US			

CERTIFICATION STATEMENT										
Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):										
	That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).									
OR	1									
	That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).									
	See attached certification statement.									
$\boxtimes$	The fee set forth in 37 CFR 1.17 (p) has been submitted herewith.									
SIGNATURE  A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.										
Sigr	nature	/Mark J. Rozman/	Date (YYYY-MM-DD)	2013-07-25						
Nan	ne/Print	Mark J. Rozman	Registration Number	42117						
pub	lic which is to file	rmation is required by 37 CFR 1.97 and 1.98. (and by the USPTO to process) an applicatio is estimated to take 1 hour to complete, inclu	n. Confidentiality is goveri	ned by 35 U.S.C. 122 and 37 CFR						

application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria,** 

VA 22313-1450.

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The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

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- 3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
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- 5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
- 6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
- 7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
- 8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspections or an issued patent.
- 9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

Electronic Patent A	App	olication Fee	e Transmit	tal			
Application Number:	130	573391					
Filing Date:		09-Nov-2012					
Title of Invention:		SYSTEM AND METHOD FOR MANAGING MEDIA					
First Named Inventor/Applicant Name:	Russell W. White						
Filer:	Ma	rk J. Rozman/Steph	anie Petreas				
Attorney Docket Number:	AF	F.004C11US					
Filed as Large Entity							
Utility under 35 USC 111(a) Filing Fees							
Description		Fee Code	Quantity	Amount	Sub-Total in USD(\$)		
Basic Filing:							
Pages:							
Claims:							
Miscellaneous-Filing:							
Petition:							
Patent-Appeals-and-Interference:							
Post-Allowance-and-Post-Issuance:							
Extension-of-Time:							

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)				
Miscellaneous:								
Submission- Information Disclosure Stmt	1806	1	180	180				
	Tot	Total in USD (\$)						

Electronic Acknowledgement Receipt					
EFS ID:	16417431				
Application Number:	13673391				
International Application Number:					
Confirmation Number:	5150				
Title of Invention:	SYSTEM AND METHOD FOR MANAGING MEDIA				
First Named Inventor/Applicant Name:	Russell W. White				
Customer Number:	21906				
Filer:	Mark J. Rozman/Stephanie Petreas				
Filer Authorized By:	Mark J. Rozman				
Attorney Docket Number:	AFF.004C11US				
Receipt Date:	25-JUL-2013				
Filing Date:	09-NOV-2012				
Time Stamp:	15:46:12				
Application Type:	Utility under 35 USC 111(a)				

## **Payment information:**

Submitted with Payment	yes
Payment Type	Deposit Account
Payment was successfully received in RAM	\$180
RAM confirmation Number	2544
Deposit Account	201504
Authorized User	

The Director of the USPTO is hereby authorized to charge indicated fees and credit any overpayment as follows:

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File Listing	g:				
Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Information Disclosure Statement (IDS)	AFF004C11IDSCitingAdvAction	67088	no	4
'	Form (SB08)	inB10ToFile.pdf	e3228c9f9a3e788b8688cc6c345b24d741fe a79e	110	7
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Information:					
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2	A. B		1028781		11
2	Non Patent Literature	AFF004C9NPLDoc.pdf	a70da48b3d4eff7fd86eec2c6f0bb86e0106 0d22	no	
Warnings:			1		
Information:					
3	Fee Worksheet (SB06)	fee-info.pdf	30661	no	2
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		Total Files Size (in bytes):	11:	26530	

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#### National Stage of an International Application under 35 U.S.C. 371

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#### New International Application Filed with the USPTO as a Receiving Office

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Beceipt date: 06/06/2013

Doc description: Information Disclosure Statement (IDS) Filed

13673391 - GAJ-2646 Approved for use through 07/31/2012. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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	Application Number		13673391	
INFORMATION BLOOK COURT	Filing Date		2012-11-09	
INFORMATION DISCLOSURE	First Named Inventor	Russe	ssell W. White, et al.	
STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Art Unit		2646	
( Not lot submission under or of it 1.55)	Examiner Name	Wash	ington, Erika Alise	
	Attorney Docket Number		AFF.004C11US	

U.S.PATENTS												
Examiner Initial*	Cite No	Patent Number	Kind Code <sup>1</sup>	Issue D	)ate	of cited Document		Relev	es,Columns,Lines where vant Passages or Releves Appear			
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If you wish to add additional U.S. Patent citation information please click the Add button.												
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Examiner Initial*	Cite N	o Publication Number	Kind Code <sup>1</sup>	Publica Date	ition	tion Name of Patentee or Applicant of cited Document		Pages,Columns,Lines where Relevant Passages or Relev Figures Appear				
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				FOREIG	SN PAT	ENT DOCUM	ENTS					
Examiner Initial*		Foreign Document Number <sup>3</sup>	Country Code <sup>2</sup> i		Kind Code <sup>4</sup>	Publication Date	Name of Patente Applicant of cited Document	e or	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear	T5		
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Receipt date: 06/06/2013  INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)		Application Number		13673391	136	73391 -	GAU:	2646	
		Filing Date		2012-11-09					
		First Named Inventor	First Named Inventor Russell W. White, et al.						
		Art Unit	<u> </u>	2646					
		Examiner Name	Washi	shington, Erika Alise					
			Attorney Docket Numb	Attorney Docket Number AFF.004C11US		}			
2	re , U.	U.S. Patent and Trademark Office, Inter Partes Reexamination Examiner's Answer mailed May 14, 2013 in U.S. reexamination no. 95/001,266.  U.S. Patent and Trademark Office, Office Action in Inter Partes Reexamination mailed May 17, 2013 in U.S. reexamination no. 95/001,262 (and merged application no. 90/011,254).							
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Examiner Signature /Erika Washington/			n/ (06/12/2013)		Date Consid	lered	06/12/	/2013	
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<sup>&</sup>lt;sup>1</sup> See Kind Codes of USPTO Patent Documents at <a href="www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>2</sup> Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>3</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>4</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>5</sup> Applicant is to place a check mark here if English language translation is attached.



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO. CONFIRMATION		
13/673,391	11/09/2012	Russell W. White	AFF.004C11US	5150	
21906 TROP, PRUNE	7590 06/14/201 CR & HU. P.C.	3	EXAMINER		
1616 S. VOSS 1	ROAD, SUITE 750		WASHINGTON, ERIKA ALISE		
HOUSTON, TX	X / /05/-2631		ART UNIT	PAPER NUMBER	
			2646		
			MAIL DATE	DELIVERY MODE	
			06/14/2013	PAPER	

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	A	ATTORNEY DOCKET NO.	
13/673,391	09 November, 2012	WHITE ET AL.	AFF.004C11US		
			E	XAMINER	
TROP, PRUNER & HU, 1616 S. VOSS ROAD, S	UITE 750		ERIKA A	A. WASHINGTON	
HOUSTON, TX 77057-2	2631		ART UNIT	PAPER	
			2646	20130612	
			DATE MAILED:		

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**Commissioner for Patents** 

	/ERIKA A. WASHINGTON/
	Primary Examiner, Art Unit 2646
	,
PTO-90C (Rev.04-03)	

Please see the attached signed IDS filed 6/6/13.



#### UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 WWW.18910.gov

APPLICATION	FILING or	GRP ART				
NUMBER	371(c) DATE	UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	TOT CLAIMS	IND CLAIMS
13/673 391	11/09/2012	2646	1560	AFF 004C11US	20	3

21906 TROP, PRUNER & HU, P.C. 1616 S. VOSS ROAD, SUITE 750 HOUSTON, TX 77057-2631 CONFIRMATION NO. 5150 CORRECTED FILING RECEIPT



Date Mailed: 06/12/2013

Receipt is acknowledged of this non-provisional patent application. The application will be taken up for examination in due course. Applicant will be notified as to the results of the examination. Any correspondence concerning the application must include the following identification information: the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please submit a written request for a Filing Receipt Correction. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections

Inventor(s)

Russell W. White, Austin, TX; Kevin R. Imes, Austin, TX;

Applicant(s)

AFFINITY LABS OF TEXAS, LLC, DRIPPING SPRINGS, TX

**Assignment For Published Patent Application** 

AFFINITY LABS OF TEXAS, LLC, DRIPPING SPRINGS, TX

Power of Attorney: The patent practitioners associated with Customer Number 21906

#### Domestic Priority data as claimed by applicant

This application is a CON of 13/117,507 05/27/2011 which is a CON of 12/495,190 06/30/2009 PAT 7953390 \* which is a CON of 12/015,320 01/16/2008 PAT 7778595 which is a CON of 10/947,755 09/23/2004 PAT 7324833 which is a CON of 09/537,812 03/28/2000 PAT 7187947 (\*)Data provided by applicant is not consistent with PTO records.

**Foreign Applications** for which priority is claimed (You may be eligible to benefit from the **Patent Prosecution Highway** program at the USPTO. Please see <a href="http://www.uspto.gov">http://www.uspto.gov</a> for more information.) - None. Foreign application information must be provided in an Application Data Sheet in order to constitute a claim to foreign priority. See 37 CFR 1.55 and 1.76.

Permission to Access - A proper **Authorization to Permit Access to Application by Participating Offices** (PTO/SB/39 or its equivalent) has been received by the USPTO.

If Required, Foreign Filing License Granted: 12/03/2012

The country code and number of your priority application, to be used for filing abroad under the Paris Convention,

is **US 13/673,391** 

Projected Publication Date: Not Applicable

Non-Publication Request: No

Early Publication Request: No

Title

SYSTEM AND METHOD FOR MANAGING MEDIA

**Preliminary Class** 

455

Statement under 37 CFR 1.55 or 1.78 for AIA (First Inventor to File) Transition Applications: No

#### PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

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For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, http://www.stopfakes.gov. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4258).

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#### Title 35, United States Code, Section 184

#### Title 37, Code of Federal Regulations, 5.11 & 5.15

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The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign AssetsControl, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

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#### PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

or Fax (571)-273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee and indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

FILING DATE

06/03/2013

21906 7590 TROP, PRUNER & HU, P.C. 1616 S. VOSS ROAD, SUITE 750 HOUSTON, TX 77057-2631

APPLICATION NO.

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission I hereby certify that this Fee(s) Transmittal is being depose States Postal Service with sufficient postage for first class addressed to the Mail Stop ISSUE FEE address above, transmitted to the USPTO (571) 273-2885, on the date indice	ited with the United
	(Depositor's name)
	(Signature)
	the said and an analysis to be a superior and the same an

ATTORNEY DOCKET NO.

CONFIRMATION NO.

13/673,391	11/09/2012		Russell W. White		AFF.004C11US	5150	
TITLE OF INVENTION	N: SYSTEM AND METH	OD TO COMMUNICAT	TE TARGETED INFORM	ATION			
		•					
APPLN. TYPE	ENTITY STATUS	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE	
nonprovisional	UNDISCOUNTED	\$1780	\$0	\$0	\$1780	09/03/2013	
EXAN	MINER	ART UNIT	CLASS-SUBCLASS			,	
WASHINGTON	V, ERIKA ALISE	2646	455-418000	•			
CFR 1.363).  Change of corresp Address form PTO/S.	lence address or indication condence address (or Cha B/122) attached. lication (or "Fee Address" 02 or more recent) attached.	nge of Correspondence	2. For printing on the patent front page, list  (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,  (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.				
	less an assignee is identi th in 37 CFR 3.11. Comp		THE PATENT (print or typed data will appear on the part a substitute for filing and (B) RESIDENCE: (CITY	atent. If an assignee is id		ument has been filed for	
Affinity Labs	of Texas, LLC		Austin, TX		•		
Please check the appropr	riate assignee category or	categories (will not be pr	inted on the patent):	Individual ACorporati	on or other private group	entity Government	
	are submitted: No small entity discount p # of Copies	ermitted)	D. Payment of Fee(s): (Plea A check is enclosed. Payment by credit can The Director is hereby overpayment, to Depo	d. Form PTO-2038 is attac	ched	•	

FIRST NAMED INVENTOR

5. Change in Entity Status (from status indicated above)						
Applicant certifying micro entity status. See 37 CFR 1.29	NOTE: Absent a valid certification of Micro Entity Status (see form PTO/SB/15A and 15B), issue fee payment in the micro entity amount will not be accepted at the risk of application abandonment.					
Applicant asserting small entity status. See 37 CFR 1.27	NOTE: If the application was previously under micro entity status, checking this box will be taken to be a notification of loss of entitlement to micro entity status.					
Applicant changing to regular undiscounted fee status.	NOTE: Checking this box will be taken to be a notification of loss of entitlement to small or micro entity status, as applicable.					
NOTE: The Issue Fee and Publication Fee (if required) will not be accepte interest as shown by the records of the United States Patent and Trademan	ed from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in k Office.					
Authorized Signature 1991	Date 6/7//3					
Typed or printed name Mark J. Rozman	Registration No. 42,117					
an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR submitting the completed application form to the USPTO. Time will var this form and/or suggestions for reducing this burden, should be sent to the user to the use	on is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and y depending upon the individual case. Any comments on the amount of time you require to complete as Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450,					
Under the Paperwork Reduction Act of 1995, no persons are required to re	spond to a collection of information unless it displays a valid OMB control number.					

Electronic Patent Application Fee Transmittal					
Application Number:	130	573391			
Filing Date:	09-	·Nov-2012			
Title of Invention:	SYSTEM AND METHOD TO COMMUNICATE TARGETED INFORMATION				
First Named Inventor/Applicant Name:	Russell W. White				
Filer:	Mark J. Rozman/Stephanie Petreas				
Attorney Docket Number:	AFF.004C11US				
Filed as Large Entity					
Utility under 35 USC 111(a) Filing Fees					
Description		Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Basic Filing:					
Pages:					
Claims:					
Miscellaneous-Filing:					
Petition:					
Patent-Appeals-and-Interference:					
Post-Allowance-and-Post-Issuance:					
Utility Appl Issue Fee		1501	1	1780	1780
Extension-of-Time:					

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Miscellaneous:				
	Tot	al in USD	(\$)	1780

Electronic Acknowledgement Receipt				
EFS ID:	15976146			
Application Number:	13673391			
International Application Number:				
Confirmation Number:	5150			
Title of Invention:	SYSTEM AND METHOD TO COMMUNICATE TARGETED INFORMATION			
First Named Inventor/Applicant Name:	Russell W. White			
Customer Number:	21906			
Filer:	Mark J. Rozman/Stephanie Petreas			
Filer Authorized By:	Mark J. Rozman			
Attorney Docket Number:	AFF.004C11US			
Receipt Date:	07-JUN-2013			
Filing Date:	09-NOV-2012			
Time Stamp:	10:31:46			
Application Type:	Utility under 35 USC 111(a)			

## **Payment information:**

Submitted with Payment	yes
Payment Type	Credit Card
Payment was successfully received in RAM	\$1780
RAM confirmation Number	8341
Deposit Account	201504
Authorized User	ROZMAN, MARK J.

The Director of the USPTO is hereby authorized to charge indicated fees and credit any overpayment as follows:

Charge any Additional Fees required under 37 C.F.R. Section 1.20 (Post Issuance fees)

Charge any Additional Fees required under 37 C.F.R. Section 1.21 (Miscellaneous fees and charges)

File Listing	:				
Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	1 Issue Fee Payment (PTO-85B) AFF004C11USIssueFee.pdf		336672	no	2
·			bbc80de06e5cfa9b14a1c47095022092f001 e551		
Warnings:					
Information:					
2	Foo Markshoot (CRAS)	foo info ndf	30556	no	2
2	ree worksneer (3000)	Fee Worksheet (SB06) fee-info.pdf		no	2
Warnings:		·			
Information:					
		Total Files Size (in bytes)	36	57228	

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

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If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

#### National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

#### New International Application Filed with the USPTO as a Receiving Office

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APPLICATION	FILING or	GRP ART				
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13/673 391	11/09/2012	2646	1560	AFF 004C11US	20	3

21906 TROP, PRUNER & HU, P.C. 1616 S. VOSS ROAD, SUITE 750 HOUSTON, TX 77057-2631 CONFIRMATION NO. 5150
REPLACEMENT FILING RECEIPT

Date Mailed: 06/06/2013

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Inventor(s)

Russell W. White, Austin, TX; Kevin R. Imes, Austin, TX;

Applicant(s)

AFFINITY LABS OF TEXAS, LLC, DRIPPING SPRINGS, TX

**Assignment For Published Patent Application** 

AFFINITY LABS OF TEXAS, LLC, DRIPPING SPRINGS, TX

Power of Attorney: The patent practitioners associated with Customer Number 21906

#### Domestic Priority data as claimed by applicant

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is US 13/673,391

Projected Publication Date: Not Applicable

Non-Publication Request: No

Early Publication Request: No

Title

SYSTEM AND METHOD TO COMMUNICATE TARGETED INFORMATION

**Preliminary Class** 

455

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#### Title 37, Code of Federal Regulations, 5.11 & 5.15

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#### **NOT GRANTED**

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21906

### United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMI United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS PO. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov UNITED STATES DEPARTMENT OF COMMERCE

APPLICATION NUMBER 13/673,391

TROP, PRUNER & HU, P.C.

1616 S. VOSS ROAD, SUITE 750

FILING OR 371(C) DATE 11/09/2012

FIRST NAMED APPLICANT Russell W. White

ATTY. DOCKET NO./TITLE **AFF.004C11US** 

**CONFIRMATION NO. 5150 POA ACCEPTANCE LETTER** 

\*OC00000061622788\*

Date Mailed: 06/06/2013

# HOUSTON, TX 77057-2631

#### NOTICE OF ACCEPTANCE OF POWER OF ATTORNEY

This is in response to the Power of Attorney filed 05/22/2013.

The Power of Attorney in this application is accepted. Correspondence in this application will be mailed to the above address as provided by 37 CFR 1.33.

/lchau/				

Office of Data Management, Application Assistance Unit (571) 272-4000, or (571) 272-4200, or 1-888-786-0101

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

	Application Number		13673391	
INFORMATION DIGGLOCUPE	Filing Date		2012-11-09	
INFORMATION DISCLOSURE	First Named Inventor	Russe	ell W. White, et al.	
STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Art Unit		2646	
(Not for Submission under 57 of K 1.55)	Examiner Name	Wash	ington, Erika Alise	
	Attorney Docket Numb	er	AFF.004C11US	

					U.S.F	PATENTS						
Examiner Initial*	Cite No	Patent Number	Kind Code <sup>1</sup>	Issue Da	te	of cited Document				vant Passages or Relev		
	1											
If you wis	h to ad	d additional U.S. Pate	ent citatio	n informat	tion pl	ease click the	Add button.	•				
			U.S.P	ATENT A	PPLIC	CATION PUBI	LICATIONS					
Examiner Initial*	Cite N	Publication Number	Kind Code <sup>1</sup>	Publication Date					of cited Document		es,Columns,Lines where vant Passages or Relev es Appear	
	1											
If you wis	h to ad	d additional U.S. Pub	lished Ap	plication c	citation	n information p	olease click the Ad	d butto	on.			
				FOREIGN	N PAT	ENT DOCUM	ENTS					
Examiner Initial*	Examiner Cite   Foreign Document   Country   Kind   Publication   Applica		Name of Patente Applicant of cited Document		Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear	T5						
	1											
If you wis	h to ad	d additional Foreign F	Patent Do	cument ci	tation	information pl	lease click the Add	butto	n			
			NON	N-PATENT	LITE	RATURE DO	CUMENTS					
Examiner Initials*	Examiner Initials*  Cite No  Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.											

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

( Not for submission under 37 CFR 1.99)

Application Number		13673391		
Filing Date		2012-11-09		
First Named Inventor Russe		ell W. White, et al.		
Art Unit		2646		
Examiner Name Wash		ington, Erika Alise		
Attorney Docket Number		AFF.004C11US		

U.S. Patent and Trademark Office, Inter Partes Reexamination Examiner's Answer mailed May 14, 2013 in U.S. reexamination no. 95/001,266.							
	U.S. Patent and Trademark Office, Office Action in Inter Partes Reexamination mailed May 17, 2013 in U.S. reexamination no. 95/001,262 (and merged application no. 90/011,254).						
If you wis	h to ac	ld add	litional non-patent literature document citation information please click the Add button				
			EXAMINER SIGNATURE				
Examiner	Signa	ture	Date Considered				
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.							
<sup>1</sup> See Kind Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>2</sup> Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>3</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>4</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>5</sup> Applicant is to place a check mark here if English language translation is attached.							

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

( Not for submission under 37 CFR 1.99)

Application Number		13673391
Filing Date		2012-11-09
First Named Inventor Russe		ell W. White, et al.
Art Unit		2646
Examiner Name Wash		ington, Erika Alise
Attorney Docket Number		AFF.004C11US

		CERTIFICATION	STATEMENT			
Plea	ase see 37 CFR 1	.97 and 1.98 to make the appropriate selection	on(s):			
	That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).					
OF	1					
$\boxtimes$	foreign patent of after making rea any individual de	information contained in the information diffice in a counterpart foreign application, an sonable inquiry, no item of information contaesignated in 37 CFR 1.56(c) more than thr 37 CFR 1.97(e)(2).	d, to the knowledge of thained in the information di	ne person signing the certification sclosure statement was known to		
	See attached ce	rtification statement.				
$\boxtimes$	The fee set forth	in 37 CFR 1.17 (p) has been submitted here	with.			
	A certification sta	atement is not submitted herewith.				
A s	ignature of the ap	SIGNAT plicant or representative is required in accord		18 Please see CFR 1.4(d) for the		
l .	n of the signature.			0.11.000		
Sigi	Signature /Mark J. Rozman/ Date (YYYY-MM-DD) 2013-06-06					
Nar	Name/Print Mark J. Rozman Registration Number 42117					
pub 1.14	lic which is to file	rmation is required by 37 CFR 1.97 and 1.98 (and by the USPTO to process) an application is estimated to take 1 hour to complete, inclued USPTO. Time will vary depending upon the	n. Confidentiality is gove ding gathering, preparing	rned by 35 U.S.C. 122 and 37 CFR and submitting the completed		

require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria,** 

VA 22313-1450.

#### **Privacy Act Statement**

The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

- 1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether the Freedom of Information Act requires disclosure of these record s.
- 2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
- 3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
- 4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
- 5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
- 6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
- 7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
- 8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspections or an issued patent.
- 9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

Electronic Patent Application Fee Transmittal					
Application Number:	13673391				
Filing Date:	09-	09-Nov-2012			
Title of Invention:	SYSTEM AND METHOD TO COMMUNICATE TARGETED INFORMATION				
First Named Inventor/Applicant Name:	Russell W. White				
Filer:	Ma	rk J. Rozman/Steph	anie Petreas		
Attorney Docket Number:	AF	F.004C11US			
Filed as Large Entity					
Utility under 35 USC 111(a) Filing Fees					
Description		Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Basic Filing:					
Pages:					
Claims:					
Miscellaneous-Filing:					
Petition:					
Patent-Appeals-and-Interference:					
Post-Allowance-and-Post-Issuance:					
Extension-of-Time:					

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Miscellaneous:				
Submission- Information Disclosure Stmt	1806	1	180	180
	Tot	al in USD	(\$)	180

Electronic Acknowledgement Receipt				
EFS ID:	15972710			
Application Number:	13673391			
International Application Number:				
Confirmation Number:	5150			
Title of Invention:	SYSTEM AND METHOD TO COMMUNICATE TARGETED INFORMATION			
First Named Inventor/Applicant Name:	Russell W. White			
Customer Number:	21906			
Filer:	Mark J. Rozman/Stephanie Petreas			
Filer Authorized By:	Mark J. Rozman			
Attorney Docket Number:	AFF.004C11US			
Receipt Date:	06-JUN-2013			
Filing Date:	09-NOV-2012			
Time Stamp:	17:40:08			
Application Type:	Utility under 35 USC 111(a)			

## **Payment information:**

Submitted with Payment	yes
Payment Type	Deposit Account
Payment was successfully received in RAM	\$180
RAM confirmation Number	5002
Deposit Account	201504
Authorized User	

The Director of the USPTO is hereby authorized to charge indicated fees and credit any overpayment as follows:

Charge any Additional Fees required under 37 C.F.R. Section 1.19 (Document supply fees)

Charge any Additional Fees required under 37 C.F.R. Section 1.21 (Miscellaneous fees and charges)

File Listing	<b>g</b> :				
Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.
1	Information Disclosure Statement (IDS)	AFF004C11IDScitingnewReexa	67519		4
'	Form (SB08)	mOAsToFile.pdf	d080930c799592621cbf3b1e64e14ac060a 566f6	no	
Warnings:			,	<u>'</u>	
Information:					
This is not an US	SPTO supplied IDS fillable form				
2	Non Patent Literature	NPLDocAFF04B3OfficeActionM	7530942	no	75
-	Tom atom Enclarate	ay2013.pdf	a2c47a291ad8238213f35c32820e97a0fdc7 9f2e		
Warnings:					
Information:					
3	Non Patent Literature	NPLDocAFF04B4ExamAnsMay2	1984757	. no	21
		013.pdf	: db332a0a1cecbf7d6973c15d7824e39468e b86c9		
Warnings:					
Information:					
4	Fee Worksheet (SB06)	fee-info.pdf	30675	no	2
			655b17695dbb6d7ea677da8cb8b5732ad3 7e75cd		<b>-</b>
Warnings:					
Information:					
		Total Files Size (in bytes)	96	13893	

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

#### New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

#### National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

#### New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.usplo.gov

#### NOTICE OF ALLOWANCE AND FEE(S) DUE

21906 7590 06/03/2013 TROP, PRUNER & HU, P.C. 1616 S. VOSS ROAD, SUITE 750 HOUSTON, TX 77057-2631 EXAMINER

WASHINGTON, ERIKA ALISE

ART UNIT PAPER NUMBER

2646

DATE MAILED: 06/03/2013

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
13/673,391	11/09/2012	Russell W. White	AFF.004C11US	5150

TITLE OF INVENTION: SYSTEM AND METHOD TO COMMUNICATE TARGETED INFORMATION

APPLN. TYPE	ENTITY STATUS	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	UNDISCOUNTED	\$1780	\$0	\$0	\$1780	09/03/2013

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED. THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN <u>THREE MONTHS</u> FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. <u>THIS STATUTORY PERIOD CANNOT BE EXTENDED.</u> SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE DOES NOT REFLECT A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE IN THIS APPLICATION. IF AN ISSUE FEE HAS PREVIOUSLY BEEN PAID IN THIS APPLICATION (AS SHOWN ABOVE), THE RETURN OF PART B OF THIS FORM WILL BE CONSIDERED A REQUEST TO REAPPLY THE PREVIOUSLY PAID ISSUE FEE TOWARD THE ISSUE FEE NOW DUE.

#### HOW TO REPLY TO THIS NOTICE:

I. Review the ENTITY STATUS shown above. If the ENTITY STATUS is shown as SMALL or MICRO, verify whether entitlement to that entity status still applies.

If the ENTITY STATUS is the same as shown above, pay the TOTAL FEE(S) DUE shown above.

If the ENTITY STATUS is changed from that shown above, on PART B - FEE(S) TRANSMITTAL, complete section number 5 titled "Change in Entity Status (from status indicated above)".

For purposes of this notice, small entity fees are 1/2 the amount of undiscounted fees, and micro entity fees are 1/2 the amount of small entity fees

II. PART B - FEE(S) TRANSMITTAL, or its equivalent, must be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted. If an equivalent of Part B is filed, a request to reapply a previously paid issue fee must be clearly made, and delays in processing may occur due to the difficulty in recognizing the paper as an equivalent of Part B.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

#### PART B - FEE(S) TRANSMITTAL

#### Complete and send this form, together with applicable fee(s), to: Mail Mail Stop ISSUE FEE

Mail Stop ISSUE FEE Commissioner for Patents P.O. Box 1450

Alexandria, Virginia 22313-1450

or Fax (571)-273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address) have its own certificate of mailing or transmission. Certificate of Mailing or Transmission I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below. 21906 7590 06/03/2013 TROP, PRUNER & HU, P.C. 1616 S. VOSS ROAD, SUITE 750 HOUSTON, TX 77057-2631 (Depositor's name (Signature (Date APPLICATION NO. FILING DATE FIRST NAMED INVENTOR ATTORNEY DOCKET NO. CONFIRMATION NO. 13/673.391 11/09/2012 Russell W. White AFF.004C11US 5150 TITLE OF INVENTION: SYSTEM AND METHOD TO COMMUNICATE TARGETED INFORMATION APPLN. TYPE ENTITY STATUS ISSUE FEE DUE PUBLICATION FEE DUE PREV. PAID ISSUE FEE TOTAL FEE(S) DUE DATE DUE nonprovisional UNDISCOUNTED \$1780 \$1780 09/03/2013 **EXAMINER** ART UNIT CLASS-SUBCLASS WASHINGTON, ERIKA ALISE 455-418000 1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363). 2. For printing on the patent front page, list

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

or agents OR, alternatively,

listed, no name will be printed.

(A) NAME OF ASSIGNEE

Number is required.

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

(1) the names of up to 3 registered patent attorneys

(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is

Please check the appropriate assignee category or categories (will a	not be printed on the patent): 🔲 Individual 🚨 Corporation or other private group entity 🚨 Government
4a. The following fee(s) are submitted:	4b. Payment of Fee(s): (Please first reapply any previously paid issue fee shown above)
☐ Issue Fee	A check is enclosed.
☐ Publication Fee (No small entity discount permitted)	Payment by credit card. Form PTO-2038 is attached.
Advance Order - # of Copies	The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment, to Deposit Account Number (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)	
☐ Applicant certifying micro entity status. See 37 CFR 1.29	NOTE: Absent a valid certification of Micro Entity Status (see form PTO/SB/15A and 15B), issue fee payment in the micro entity amount will not be accepted at the risk of application abandonment.
☐ Applicant asserting small entity status. See 37 CFR 1.27	<u>NOTE</u> : If the application was previously under micro entity status, checking this box will be taken to be a notification of loss of entitlement to micro entity status.
Applicant changing to regular undiscounted fee status.	<u>NOTE:</u> Checking this box will be taken to be a notification of loss of entitlement to small or micro entity status, as applicable.
NOTE: The Issue Fee and Publication Fee (if required) will not be accepted interest as shown by the records of the United States Patent and Trademark	d from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in coffice.
Authorized Signature	Date
Typed or printed name	Registration No.
an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR.	on is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and depending upon the individual case. Any comments on the amount of time you require to complete

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#### UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS

P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

DATE MAILED: 06/03/2013

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
13/673,391	11/09/2012	Russell W. White	AFF.004C11US	5150
21906 75	90 06/03/2013		EXAM	IINER
TROP, PRUNER	· · · · · · · · · · · · · · · · · · ·		WASHINGTON	, ERIKA ALISE
1616 S. VOSS RO	AD, SUITE 750			
HOUSTON, TX 77	7057-2631		ART UNIT	PAPER NUMBER
			2646	

#### Determination of Patent Term Adjustment under 35 U.S.C. 154 (b)

(application filed on or after May 29, 2000)

The Patent Term Adjustment to date is 0 day(s). If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the Patent Term Adjustment will be 0 day(s).

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) WEB site (http://pair.uspto.gov).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (571)-272-7702. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at 1-(888)-786-0101 or (571)-272-4200.

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- 2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
- 3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
- 4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
- 5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
- 6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
- 7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
- 8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
- 9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

	Application No.	Applicant(s) WHITE ET AL	
Notice of Allowability	13/673,391 <b>Examiner</b>	Art Unit	L. AIA (First Inventor to
Notice of Allowability	ERIKA A. WASHINGTON	2646	File) Status
			No
The MAILING DATE of this communication appear All claims being allowable, PROSECUTION ON THE MERITS IS (herewith (or previously mailed), a Notice of Allowance (PTOL-85) of NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIC of the Office or upon petition by the applicant. See 37 CFR 1.313	OR REMAINS) CLOSED in this apport of the appropriate communication GHTS. This application is subject to	lication. If not i will be mailed i	included n due course. <b>THIS</b>
1. ☑ This communication is responsive to <u>5/1/13</u> .			
A declaration(s)/affidavit(s) under 37 CFR 1.130(b) was/	were filed on		
2. An election was made by the applicant in response to a restrict requirement and election have been incorporated into this acceptance.		ie interview on	; the restriction
3. The allowed claim(s) is/are <u>1-20</u> . As a result of the allowed claim(s) is/are <u>1-20</u> . As a result of the allowed claim(s) intellectual property office <a href="http://www.uspto.gov/patents/init_events/pph/index.jsp">http://www.uspto.gov/patents/init_events/pph/index.jsp</a> or ser	e for the corresponding application.	For more inform	
4. $\square$ Acknowledgment is made of a claim for foreign priority under	35 U.S.C. § 119(a)-(d) or (f).		
Certified copies:			
a) All b) Some *c) None of the:			
1.   Certified copies of the priority documents have	been received.		
2.   Certified copies of the priority documents have	been received in Application No	·	
<ol><li>Copies of the certified copies of the priority doc</li></ol>	uments have been received in this r	ational stage a	pplication from the
International Bureau (PCT Rule 17.2(a)).			
* Certified copies not received:			
Interim copies:			
a) All b) Some c) None of the: Interim copi	es of the priority documents have be	en received.	
Applicant has THREE MONTHS FROM THE "MAILING DATE" o noted below. Failure to timely comply will result in ABANDONME THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.		omplying with t	the requirements
5. CORRECTED DRAWINGS ( as "replacement sheets") must	be submitted.		
including changes required by the attached Examiner's Paper No./Mail Date	Amendment / Comment or in the Or	ffice action of	
Identifying indicia such as the application number (see 37 CFR 1.8 each sheet. Replacement sheet(s) should be labeled as such in th			not the back) of
6. DEPOSIT OF and/or INFORMATION about the deposit of Blue attached Examiner's comment regarding REQUIREMENT FOR			10
Attachment(s)			
1. Notice of References Cited (PTO-892)	5. 🗌 Examiner's Amendr	nent/Comment	
2. Information Disclosure Statements (PTO/SB/08),	6. 🛛 Examiner's Stateme	ent of Reasons	for Allowance
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of Biological Material 4. ☐ Interview Summary (PTO-413), Paper No./Mail Date			
/ERIKA A. WASHINGTON/			
Primary Examiner, Art Unit 2646			

Application/Control Number: 13/673,391 Page 2

Art Unit: 2646

#### **DETAILED ACTION**

### Allowable Subject Matter

1. Claims 1-20 are allowed based on Applicant's arguments and amendment filed May 1, 2013. Prior art has not been found that suggests or renders obvious the limitations of independent claims 1, 8, and 15 disclosing the detailed music enabled communication system.

#### Conclusion

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to ERIKA A. WASHINGTON whose telephone number is (571)272-7841. The examiner can normally be reached on Monday-Thursday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kamran Afshar can be reached on 571-272-7796. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Application/Control Number: 13/673,391 Page 3

Art Unit: 2646

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/EAW/ May 13, 2013

/ERIKA A. WASHINGTON/ Primary Examiner, Art Unit 2646

## Search Notes



Application/Control No.	Applicant(s)/Patent Under Reexamination
13673391	WHITE ET AL.
Examiner	Art Unit
ERIKA A WASHINGTON	2646

CPC- SEARCHED		
Symbol	Date	Examiner

CPC COMBINATION SETS - SEARCHED		
Symbol	Date	Examiner

US CLASSIFICATION SEARCHED			
Class	Subclass	Date	Examiner
	see EAST search attached	3/6/13	EAW
	see EAST search attached	5/13/13	EAW

SEARCH NOTES		
Search Notes	Date	Examiner
inventor search, see EAST search attached	3/6/13	EAW
see EAST search attached	5/13/13	EAW

INTERFERENCE SEARCH			
US Class/ CPC Symbol	US Subclass / CPC Group	Date	Examiner
	see EAST search attached	5/13/13	EAW

/ERIKA A WASHINGTON/ Primary Examiner.Art Unit 2646

## Issue Classification

Application/Control No.	Applicant(s)/Patent Under Reexamination
13673391	WHITE ET AL.
Examiner	Art Unit
ERIKA A WASHINGTON	2646

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	Application/Control No.	Applicant(s)/Patent Under Reexamination
Issue Classification	13673391	WHITE ET AL.
	Examiner	Art Unit
	ERIKA A WASHINGTON	2646

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## Issue Classification

Application/Control No.	Applicant(s)/Patent Under Reexamination
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13673391<sub>TO/SGA</sub> 12:2646

Doc description: Information Disclosure Statement (IDS) Filed

Approved for use through 05/31/2009. OMB 0551-0031

Ormation Disclosure Statement (IDS) Filed

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

	Application Number	13673391
	Filing Date	2012-11-09
INFORMATION DISCLOSURE	First Named Inventor	Russell W. White, et al.
STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Art Unit	રાહ્મવ
( Not for Submission under 57 of 12 1.55)	Examiner Name	Erika A. Gary
	Attorney Docket Number	er AFF.004CIIUS

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Application Number	13673391
Filing Date	2012-11-09
First Named Inventor	Russell W. White
Art Unit	2649
Examiner Name	Erika A. Washington
Attorney Docket Numb	per AFF 004 CILLS

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	Application Number	13673391
	Filing Date	2012-11-09
INFORMATION DISCLOSURE	First Named Inventor	Russell W. White
STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Art Unit	2449
( Not for submission under 37 CFR 1.53)	Examiner Name	Erika A. Washinaton
	Attorney Docket Numb	er AFF004CILS

## PTO/SB08/a filed 01/16/2008

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				Filing Date	2017-11-09							
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Standard ST.3). <sup>3</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

<sup>4</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>5</sup> Applicant is to place a check mark here if

English language translation is attached.

Receipt date: 05/01/2013	Application Number	13673391 - GAU: 26
	Filing Date	2012-11-09
INFORMATION DISCLOSURE	First Named Inventor	Russell W. White, et al.
STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Art Unit	2019
(Not for Submission differ of Orig 1.55)	Examiner Name	Erika Awasnington
	Attorney Docket Numb	

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	Application Number	121/3391
	Filing Date	2012-11-09
INFORMATION DISCLOSURE	First Named Inventor	Russell W. White
STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Art Unit	2649
( Not los submission under 37 Of IC 1.33)	Examiner Name	Erika A. Washington
	Attorney Docket Numb	er AFFOO+CILLS

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Examiner Initial*	Cite No	Patent Number	Kind Code <sup>1</sup>	Issue Date	Name of Patentee or Applicant of cited Document	Pages Columns, Lines where Relevant Passages or Relevant Figures Appear					
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Receipt date: 05/01/2013

13673391 - GAU: 2646 PTO/SB/08a (01-10)

Doc code: IDS

Doc description: Information Disclosure Statement (IDS) Filed

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	Application Number	13673391
	Filing Date	2012-11-69
INFORMATION DISCLOSURE	First Named Inventor	Russell W. White, Jr.
STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Art Unit	2649
( NOC 101 Submission under 37 Ct X 1.33)	Examiner Name	Erika A. Gary
	Attorney Docket Numb	ber AFF.0004CIUS

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	2	5991640		1999-11-23	Lilja, et al.				
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Doc description: Information Disclosure Statement (IDS) Filed

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	Application Number 13673391 Filing Date 2012-11-09	13673391
	Filing Date	2012-11-09
INFORMATION DISCLOSURE	First Named Inventor	Russell W. White, et al.
STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Art Unit	2649
Not for submission under 37 CFR 1.99)	Examiner Name	Erika A. Gary
	Attorney Docket Numb	per AFF.004C( US

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ipt date: 05/01/2013	Application Number	13673391 - GAI
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NFORMATION DISCLOSURE	First Named Inventor	Russell White, et al.
STATEMENT BY APPLICANT Not for submission under 37 CFR 1.99)	Art Unit	au49
( Not for submission under 37 CFR 1.33)	Examiner Name	Erika A. Gary

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	2		Third Party Requester's Comments to Patent Owner's Supplemental Reply of July 26, 2010 Pursuant to 37 C.F.R 1.947, filed on August 25, 2010 for U.S. patent reexamination no. 95/001,262.					
	3		U.S. Patent and Trademark Office, Office Action mailed August 2, 2010 with Reply filed on October 1, 2010 for U.S. patent reexamination no. 95/001,266.					
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	Application Number	ng Date  at Named Inventor Russell White, et al.  Unit A 49	
	Filing Date		2012-11-09
INFORMATION DISCLOSURE	First Named Inventor	Russe	ll White, et al.
STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Art Unit		2649
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	First Named Inventor	Russell W. White, et al.
(Not for submission under 37 CFR 1.99)	Art Unit	2649
( ROCTOL SUDIMISSION MINUCE OF OTIL 1.33)	Examiner Name	Erika A. Gary
	Attorney Docket Numb	iber AFF.004CIIUS

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<sup>4</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 

<sup>5</sup> Applicant is to place a check mark here if

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English language translation is attached.

Resciptionate: 05/01/2013

Doc description: Information Disclosure Statement (IDS) Filed

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STATEMENT BY APPLICANT	First Named Inventor	Russell W. White, et al.
(Not for submission under 37 CFR 1.99)	Art Unit	2649
	Examiner Name	Erika A. Gary
	Attorney Docket Numb	per AFF.004C1U3

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(Not for submission under 37 CFR 1.99)	Art Unit	- 1	2649
(1001)	Examiner Name	Erika A.	. Gary
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	(1100)	Examiner Name	Erika	A. Gary	·

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## **EAST Search History**

## **EAST Search History (Prior Art)**

Ref #	Hits	Search Query	DBs	Default Operator	Plurals	Time Stamp
L1	27	((cellular or wireless\$2 or mobile) with (phone or pda or telephone or device or terminal or station)) and (stream\$3 with (song or audio or music or media or content) with asynchronous\$2) and (menu with select\$4 with display\$3)	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2013/05/13 17:57
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## **EAST Search History (Interference)**

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Examiner	Signa	ture /Erika Washington/ (0	05/13/2013)	Date Consi	dered	05/13	/2013	
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Receipt date: 05/01/2013

Doc description: Information Disclosure Statement (IDS) Filed

13673391 - GALL/02646)

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	Application Number		13673391		
NICODIA TION DIOCI COURT	Filing Date		2012-11-09		
NFORMATION DISCLOSURE	First Named Inventor Russe		ssell W. White, et al.		
STATEMENT BY APPLICANT  Not for submission under 37 CFR 1.99)	Art Unit		2646		
Not for submission under or or it 1.55,	Examiner Name	WAS	SHINGTON, ERIKA ALISE		
	Attorney Docket Number	er	AFF.004C11US		

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Examiner Initial*	Cite N	No Publica		Kind Code <sup>1</sup>	Publica Date	ition	Name of Pate of cited Docu	atentee or Applicant		Pages,Columns,Lines where Relevant Passages or Releva Figures Appear	
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		Filing Date		2012-11-09				
	ION DISCLOSURE	First Named Inventor	Russe	ll W. White, et al.				
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		Attorney Docket Numb	er	AFF.004C11US				
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Receipt date: 05/01/2013

13673391 - GAU: 2646

Doc code: IDS

Doc description: Information Disclosure Statement (IDS) Filed

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Application Number | 3 013 301 | Filing Date | 2012 - 11 - 09 |
First Named Inventor | Russell W. White, et al. |
Art Unit | 2049 |
Examiner Name | Erika A. Gary

Attorney Docket Number

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			Filing Date	·	***************************************	2012-11-09			
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of cited Document

Name of Patentee or Applicant

Kind

Code<sup>1</sup> Date

**Publication Number** 

**Publication** 

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Relevant Passages or Relevant

13673391 - GAU: 2646

Doc code: IDS

Doc description: Information Disclosure Statement (IDS) Filed

PTO/SB/08a (04-09)
Approved for use through 05/31/2009. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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	Application Number	13678391	
INFORMATION DISCLOSURE	Filing Date	2012-11-9	
STATEMENT BY APPLICANT	First Named Inventor	sell W. White, et al.	
(Not for submission under 37 CFR 1.99)	Art Unit	2649	
	Examiner Name	Erika A. Gary	
	Attorney Docket Numb	er AFF.004C JIUS	

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Receipt date: 05/01/2013		13673391 - GAU: 2646
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INFORMATION DISCLOSU	First Named Inventor	Russell W. White, et al.

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	Attorney Docket Numb	per AFF.004CIUS
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13673391 - GAU: 2646 PTO/SB/08a (04-09)

Doc description: Information Disclosure Statement (IDS) Filed

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#### 13673391 **Application Number** 2012-11-09 Filing Date **INFORMATION DISCLOSURE** Russell W. White, et al. First Named Inventor STATEMENT BY APPLICANT a649 Art Unit ( Not for submission under 37 CFR 1.99) **Examiner Name** Erika A. Gary AFF.0004C11US Attorney Docket Number

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Receipt date: 05/01/2013 | Application Number | 13673391 GAU: 2646

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Application Number	13673341	
Filing Date	2012-11-09	
First Named Inventor	Russell W. White, et al.	
Art Unit	2649	
Examiner Name	Erika A. Gary	
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13673391 GAU: 2646 Receipt date: 05/01/2013 Application Number **INFORMATION DISCLOSURE** STATEMENT BY APPLICANT

T F				
Filing Date		2012-11-09		
First Named Inventor Russ		ell W. White, et al.		
Art Unit		2649		
Examiner Name Erika		A. Gary		
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Receipt date: 05/01/2013

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Application Number | 13673391 - GAU: 2646 |

Application Number | 13673391 - GAU: 2646 |

Filing Date | 2012-11-09 |

First Named Inventor | Russell W. White, et al. |

Art Unit | 20049 |

Examiner Name | Erika A. Gary

Attorney Docket Number

AFF.0004CNUS

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013 13673391 - GAU: 2646

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Application Number	13673391 - GAU: 264
Filing Date	2012-11-09
First Named Inventor	Russell W. White, et al.
Art Unit	1 2049
Examiner Name	Erika A. Gary
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Application Number		13673391	10010001	<del>- UAU. 204</del>
Filing Date		2012-11-09		
First Named Inventor	Russe	ell W. White, et al.		
Art Unit		2019		
Examiner Name	Erika	A. Gary	· · · A	
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Doc code: IDS

Doc description: Information Disclosure Statement (IDS) Filed

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	Application Number	13673391
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT	First Named Inventor	Russell W. White, Jr.
(Not for submission under 37 CFR 1,99)	Art Unit	2649
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/Erika Washington/ (03/06/2013)

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Application Number	13673391
Filing Date	2012-11-09
First Named Inventor	Russell W. White, et al.
Art Unit	2649
Examiner Name	Erika A. Washington
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INFORMATION DISCL	OSURE	First Named Inventor	Russ	sell W. White, et al.			
		Art Unit		2649			
( Not for submission under 37	Affinity Labs of Texas, LLC, Pla of Texas, LLC, Plaintiff, v. Hyun Texas, LLC, Plaintiff, v. JVC An Defendant's Joint Invalidity Con Pages 1-23 and Exhibits A, B1-  3 U.S. Patent And Trademark Off  4 / R. LIND, et al. "The Network Very 27-32.	Examiner Name	En	ika A- Washingto	)n		
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Examiner Signature /Eri	ka Washingto	on/ (05/13/2013)		Date Considered	05/13/2013		
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<sup>1</sup> See Kind Codes of USPTO Patent Doo Standard ST.3). <sup>3</sup> For Japanese patent	documents the	indication of the year of the relar	of the I	-moeror musi precede the sem	nt, by the two-letter code (val number of the patent do ant is to place a check ma		

13673391 - GAU: 2646

Doc code :IDS

Doc description: Information Disclosure Statement (IDS) Filed

PTO/SB/08a (10-08)
Approved for use through 11/30/2008. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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	Application Number	13473391
	Filing Date	2012-11-09
INFORMATION DISCLOSURE	First Named Inventor	Russell W. White, et al.
( Not for submission under 37 CFR 1.99)	Art Unit	2644
(Not for Submission under or of K 1.33)	Examiner Name	Erika A. Washington
	Attorney Docket Number	er AFF.004C11US

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	INFORMATION DISCLOSURE	First Named Inventor	Russe	ell W. White, et al.			
	STATEMENT BY APPLICANT	Art Unit		2649			

**Examiner Name** 

ErikaA-Washington

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Filing Date	2012-11-69
First Named Inventor	Russell W. White, et al.
Art Unit	2649
Examiner Name	Erika A. Wasnington
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Ormation Disclosure Statement (IDS) Filed

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	Filing Date	2012-11-09
INFORMATION DISCLOSURE	First Named Inventor Russ	sell W. White, et al.
STATEMENT BY APPLICANT	Art Unit	2649
( Not for submission under 37 CFR 1.99)	Examiner Name Er	ika A. Wasnington
	Attorney Docket Number	AFF.004CHUS

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			DISCLOSURE	First Named Inventor	Russ	sell W. White, et al.		
			BY APPLICANT under 37 CFR 1.99)	Art Unit		2049		-
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	Application Number	13673391
The course of the course	Filing Date	a01a-11-09
INFORMATION DISCLOSURE	First Named Inventor	Russell W. White, et al.
STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Art Unit	2649
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13673391 - GAU: 2646

Doc code: IDS

Doc description: Information Disclosure Statement (IDS) Filed

PTO/SB/08a (01-09)
Approved for use through 02/28/2009. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

	Application Number		13673391	
	Filing Date	[6	2012-11-09	
INFORMATION DISCLOSURE	First Named Inventor Rus		ussell W. White, et al.	
STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Art Unit	6	2649	
( NOT 101 Submission under 37 OFK 1.33)	Examiner Name Erika		Washington	
	Attorney Docket Numb	er A	FF.004CNUS	

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13673391 - GAU: 2646

INFORMATIO	N DISCLOSURE
STATEMENT	BY APPLICANT

Application Number	13673391
Filing Date	2012-11-09
First Named Inventor	Russell W. White, et al.
Art Unit	2649
Examiner Name	Erika A. Washington
Attorney Docket Numb	per AFF.004C NUS

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Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.									
	1	"Universal Serial Bus Specification," Revision 1.1, September 23, 1998, pages ii-106.									
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	3	Response to "Notice of Failure to Comply with Inter Partes Reexamination Request Filing Requirements (37 CFR 1.915(d)) filed on September 22, 2009. Requestor: Volkswagen Group of America, Inc. with Replacement Request for Inter Partes Reexamination of U.S. Patent No. 7,324,833 and Claim Charts A-JJ.									
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If you wisl	h to ac	d addition	al non-patent	literature d	locument cit	ation information	please click the Ac	d button	A. A.S. A.S. C. A. C.		
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13673391 - GAU-2646

Doc code: IDS

Doc description: Information Disclosure Statement (IDS) Filed

PTO/SB/08a (01-10)
Approved for use through 07/31/2012. OMB 0851-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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	Application Number	13673391	
	Filing Date	2012-11-09	
INFORMATION DISCLOSURE	First Named Inventor	Russell W. White, et al.	
STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Art Unit	2619	
	Examiner Name	Erika A. Washin, gton	
	Attorney Docket Numb	AFF.004C/1US	

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Examiner Initial*	Cite No	Publication Number	Kind Code <sup>1</sup>	Publication Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear	
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13673391 - GAU: 2646

Doc code: IDS

Doc description: Information Disclosure Statement (IDS) Filed

PTO/SB/08a (07-09)
Approved for use through 07/31/2012. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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# Application Number Filing Date First Named Inventor Not for submission under 37 CFR 1.99) Application Number Filing Date First Named Inventor Russell W. White, et al. Art Unit Examiner Name Attorney Docket Number AFF.004CN WS

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Examiner Initial*	Cite No	Patent Number	Kind Code <sup>1</sup>	Issue Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear				
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Application Number	13673391
Filing Date	2012-11-09
First Named Inventor	Russell W. White, et al.
Art Unit	2649
Examiner Name	Erika Awasnington
Attorney Docket Numb	er AFF.004Cittle

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TL&A 512-327-5452

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PTO/S8/08A (08-03)

Approved for use through 07/31/2008. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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PAGE 5/6 \* RCVD AT 5/3/2005 3:30:43 PM [Eastern Daylight Time] \* SVR:USPTO-EFXRF-1/11 \* DNIS:8729306 \* CSID:512 327 5452 \* DURATION (mm-ss):01-46

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TL&A 512-327-5452

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Substitute for form 1449/PTO	Complete If Known			
	Application Number	1367339		
INFORMATION DISCLOSURE	Filing Date	2012-11-09		
STATEMENT BY APPLICANT	First Named Inventor	Russell W. White		
(Use as many cheets as necessary)	Art Unit	2649		
,	Examiner Name	Erika A- Wlashington		
Sheet 2 of 2	Attorney Docket Number	APFOO4CIUS		

		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
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<sup>&</sup>quot;EXAMINER: Initial if reference considered, whether or not clistion is in conformance with MPEP 809. Draw line through clistion if not in conformance and not considered. Include copy of this form with next communication to applicant.

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PAGE 616 \* RCVD AT 5/3/2005 3:30:43 PM [Eastern Daylight Time] \* SVR:USPTO-EFXRF-1/11 \* DNIS:8729306 \* CSID:512 327 5452 \* DURATION (mm-ss):01-46

<sup>1</sup> Applicant's unique distion designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of Information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandra, VA 22313-1450, DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1459, Alexandria, VA 22313-1450.

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	Substitute the form 144 are 10	Application Number	13673391		
	INFORMATION DISCLASSING	Filing Date	3013-11-09		
	INFORMATION DISCLOSURE	First Named Inventor	Russell W. White		
	STATEMENT BY APPLICANT	Art Unit	1 a w 4 9		
	(Use as many sheets as necessary)	Examiner Name	Enka A. Washington		
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·	<u> </u>	Number-Kind Code <sup>2 (# known)</sup>			
	B1	<sup>US-</sup> 2005/0054379	03/10/05	Cao et al.	
	B2	US- 2004/0078274	04/22/04	Aarnio, Ari	
	B3	US 2002/0046084	04/18/02	Steele et al.	
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Substitute for form 1448/PTO	Application Number	13673391	
INFORMATION DISCLOSURE	Filing Date	2012-11-09	
** ** = * ******	First Named Inventor	Russell W. White	
STATEMENT BY APPLICANT	Art Unit	2049	
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			U. S. PATENT	DOCUMENTS	
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	1-B	U.S. Patent No. 60/167,179, filed 11/23/1999	
	2-B	U.S. Patent No. 09/234,259, filed 01/20/1999	
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				DOCUMENTS	Date Lines Manny
Examiner Initials°	Cite No.1	Document Number  Number-Kind Code <sup>2 (F Anorm)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	B1	US- 2005/0096018	05/05/05	White et al.	and the second section of the second second section of the second section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section section sect
	B2	US- 2005/0049002	03/05/05	White et al.	
	В3	US- 2002/0023028	02/21/02	Quarendon et al.	
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	B5	<sup>US-</sup> 6,792,615	09/14/04	Rowe et al.	
	B6	<sup>US-</sup> 6,792,263	09/14/04	Kite Karen	
	B7	<sup>US-</sup> 6,788,528	09/07/04	Enners et al.	
	B8	US- 6,772,212	08/03/04	Lau et al.	
	B9	<sup>US-</sup> 6,741,980	05/25/04	Langseth et al.	
	B10	<sup>US-</sup> 6,671,715	12/30/03	Langseth et al.	
	B11	US- 6,591,085	07/08/03	Grady, Jeff	
•	B12		07/16/02	DeLine et al.	
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	B14		09/18/01	Lee, San-Hun	
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		FOREIGN	PATENT DOCU	WENTS		
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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of Information unless it contains a valid OMB control number Complete If Known Substitute for form 1449/PTO 13673391 **Application Number** 2012-11-09 Filing Date INFORMATION DISCLOSURE Russell W. White First Named Inventor STATEMENT BY APPLICANT Art Unit 2649 En la Awasnington (Use as many sheets as necessary) Examiner Name AFFOOULIUS Attorney Docket Number Sheet

Examiner	Cite	Document Number	Publication Date	DOCUMENTS  Name of Patentee or	Pages, Columns, Lines, Where
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STATEMENT BY APPLICANT				First Named Inventor	Russell W. White			
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		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	11-B	"Philips PSA [128MAX," PC Authority Reviews, 1 May 2003, 1 pg.	
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PAGE 7/14 ° RCVD AT 12/28/2006 3:51:20 PM [Eastern Standard Time] ° SVR:USPTO-EFXRF-3/20 ° DNIB:2738300 ° CSID:713 229 1522 ° DURATION (mm-ss):06-52

Receipt date: 05/01/2013

13673391 - GAU: 2646

Doc code: IDS

Doc description: Information Disclosure Statement (IDS) Filed

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	Application Number		13673391	
	Filing Date		2012-11-09	
INFORMATION DISCLOSURE	First Named Inventor Russe		ell W. White, et al.	
STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Art Unit		2649	
( Notion aubinission under or of 17 (199)	Examiner Name	Erika	A. Gary	
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	Application Number	13613391
	Filing Date	2012-11-09
INFORMATION DISCLOSURE	First Named Inventor	Russell W. White, et al.
STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Art Unit	36049
	Examiner Name	Erika A. Wasnington
	Attorney Docket Number	er AFF.004C // U.3

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	Application Number	13673391	
MITADES TIANI DIAAL AALIDT	Filing Date	2012-11-09	
INFORMATION DISCLOSURE	First Named Inventor R	ell W. White, et al.	
STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Art Unit	2649	
( Not for Submission and of a 12 1.55)	Examiner Name	Erika A. Wasnington	
	Attorney Docket Number	AFF.004Cills	

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Examiner Initial*	Cite No	Patent Number	Kind Code <sup>1</sup>	Issue Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
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Application Number	13673391
Filing Date	2012-11-09
First Named Inventor	Russell W. White, et al.
Art Unit	2649
Examiner Name	Enka A. Washington
Attorney Docket Numb	per AFF.004C LIUS

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	Filing Date	2012-11-09	
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Filing Date	2012-11-09
First Named Inventor	Russell W. White, et al.
Art Unit	2649
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	Filing Date		2012-11-09		
INFORMATION DISCLOSURE	First Named Inventor	Russ	ell W. White, et al.		
STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Art Unit		2649		
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This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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	TATEMENT UNDER 37 CFR 3.73(c)
Applicant/Patent Owner: Affinity Labs of	Texas, LLC
Application No./Patent No.: 13/673,391	Filed/Issue Date: November 9, 2012
Titled: System And Method For Managi	ing Media (As Amended)
Affinity Labs of Texas, LLC	, a corporation
(Name of Assignee)	(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)
states that, for the patent application/patent	identified above, it is (choose one of options 1, 2, 3 or 4 below):
1.  The assignee of the entire right, title	e, and interest.
2. An assignee of less than the entire	right, title, and interest (check applicable box):
The extent (by percentage) of its holding the balance of the interest n	ownership interest is%. Additional Statement(s) by the owners nust be submitted to account for 100% of the ownership interest.
There are unspecified percentag right, title and interest are:	es of ownership. The other parties, including inventors, who together own the entire
Additional Statement(s) by the ov right, title, and interest.	wner(s) holding the balance of the interest <u>must be submitted</u> to account for the entire
	st in the entirety (a complete assignment from one of the joint inventors was made). ogether own the entire right, title, and interest are:
	vner(s) holding the balance of the interest <u>must be submitted</u> to account for the entire
right, title, and interest.	
	g or the like $(e.g., bankruptcy, probate)$ , of an undivided interest in the entirety (a made). The certified document(s) showing the transfer is attached.
The interest identified in option 1, 2 or 3 about	ove (not option 4) is evidenced by either (choose one of options A or B below):
	of the patent application/patent identified above. The assignment was recorded in mark Office at Reel, Frame, or for which a copy
B. A chain of title from the inventor(s),	of the patent application/patent identified above, to the current assignee as follows:
1. From: Russell W. White, Kev	in R. Imes To: The Russell White, LLC
	ded in the United States Patent and Trademark Office at mee 0639, or for which a copy thereof is attached.  C, Affinity Labs, LLC
	ded in the United States Patent and Trademark Office at me, or for which a copy thereof is attached.

[Page 1 of 2]

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450**.

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STATEMENT UN	DER 37 CFR 3.73(c)
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Additional documents in the chain of title are listed o	n a supplemental sheet(s).
As required by 37 CFR 3.73(c)(1)(i), the documentary assignee was, or concurrently is being, submitted for r	evidence of the chain of title from the original owner to the ecordation pursuant to 37 CFR 3.11.
	al assignment document(s)) must be submitted to Assignment ne assignment in the records of the USPTO. See MPEP 302.08]
The undersigned (whose title is supplied below) is authorized	
Signature Signature	5/22//3
	Date
Mark J. Rozman	Reg No. 42,117
Printed or Typed Name	Title or Registration Number

[Page 2 of 2]

Electronic Ac	Electronic Acknowledgement Receipt					
EFS ID:	15845256					
Application Number:	13673391					
International Application Number:						
Confirmation Number:	5150					
Title of Invention:	SYSTEM AND METHOD TO COMMUNICATE TARGETED INFORMATION					
First Named Inventor/Applicant Name:	Russell W. White					
Customer Number:	21906					
Filer:	Mark J. Rozman/Stephanie Petreas					
Filer Authorized By:	Mark J. Rozman					
Attorney Docket Number:	AFF.004C11US					
Receipt Date:	22-MAY-2013					
Filing Date:	09-NOV-2012					
Time Stamp:	15:59:16					
Application Type:	Utility under 35 USC 111(a)					

## **Payment information:**

Submitted with Payment	no
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## File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Transmittal Letter	AFF004C11USTransmittalofrevi sedADS.pdf	16053 4585393701c91d14e20bac8633727ea306b c6330	no	1

### Warnings:

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2	Application Data Sheet	AFF004C11AppDataSheetToFil	1143865	no	6
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Warnings:					
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3	Power of Attorney	AFF004C11Executed82A.pdf	199383	no	1
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#### New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

#### National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

#### New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Russell W. White Group Art Unit: 2646

§

§ Serial No.: 13/673,391 § Examiner: Erika A. Washington

§ Filed: November 9, 2012

§ § For: System And Method For Atty. Dkt. No.: AFF.004C11US

Managing Media (As

Amended)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### TRANSMITTAL OF REVISED APPLICATION DATA SHEET

Sir:

Attached hereto please find a revised Application Data Sheet containing the following new information:

Applicant Information listing Assignee as Applicant

Please update the record of the above-referenced application to reflect the revised information submitted with this Supplemental ADS.

The Commissioner is authorized to charge any additional fees or credit any overpayment to Deposit Account No. 20-1504.

Respectfully submitted,

Date: May 22, 2013 /Mark J. Rozman/

> Mark J. Rozman Registration No. 42,117 TROP, PRUNER & HU, P.C. 1616 S. Voss Road, Suite 750 Houston, Texas 77057-2631

(512) 418-9944 [Phone]

(713) 468-8883 [Fax]

Customer No.: 21906

Date of Deposit: May 22, 2013

I hereby certify under 37 CFR § 1.8 this correspondence is being deposited via EFS on the date indicated above.

/Stephanie Petreas/

Stephanie Petreas

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A !! !! !!	4- Ob1 07 OFD 4 70	Attorney Docket Number	AFF.004C11US
Application Da	ta Sheet 37 CFR 1.76	Application Number	
Title of Invention	System And Method For Man	aging Media (As Amended)	
bibliographic data arrar This document may be	nged in a format specified by the Un	ited States Patent and Trademark C mitted to the Office in electronic fo	being submitted. The following form contains the Office as outlined in 37 CFR 1.76. rmat using the Electronic Filing System (EFS) or the

# Secrecy Order 37 CFR 5.2

Portions or all of the application associated with this Application Data Sheet may fall under a Secrecy Order pursuar	nt to
37 CFR 5.2 (Paper filers only. Applications that fall under Secrecy Order may not be filed electronically.)	

### **Inventor Information:**

Invent	or '								Re	emove	
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## **Correspondence Information:**

Enter either Customer Number or complete the Correspondence Information section below. For further information see 37 CFR 1.33(a).

PTO/AIA/14 (03-13)

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Application Da	ta Cha	∧+ 27 CED 1 76	Attorney Do	ocket Number	AFF.004C1	11US		
Аррисации ра	ita Sile	et 37 OFK 1.70	Application	Number				· · · · · · · · · · · · · · · · · · ·
Title of Invention	System	And Method For Man	aging Media (A	as Amended)				
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Title of the Invent	ion	System And Method	For Managing	Media (As Ame	ended)			:
Attorney Docket I	Number	AFF.004C11US		Small E	ntity Status (	Claimed		
Application Type		Nonprovisional					***************************************	
Subject Matter		Utility						r
Total Number of I	Drawing	Sheets (if any)	9	Sugges	ted Figure f	or Publication	(if any)	
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Application Nu		Continuity	Туре	Prior Applica	ation Number	Filing Date	(YYYY-N	vim-DD)
13673391		Continuation of		13117507		2011-05-27		
Prior Application	n Status	Pending				Remo	ve	
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Application De	ta Sheet 37 CFR 1.76	Attorney Docket Number	AFF.004C11US	
Application Da	ita Sheet 3/ CFK 1.70	Application Number		•
Title of Invention	System And Method For Man	aging Media (As Amended)		

Application N	lumber	Cor	tinuity Type	Prior Application Nur	nber	Filing Da	te (YYYY-MM-DD)
13117507		Continuation	of	12495190		2009-06-30	
Prior Applicati	on Status	Patented				Rer	nove
Application Number	Cont	inuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)	Pate	ent Number	Issue Date (YYYY-MM-DD)
12495190	Continuat	tion of	12015320	2008-01-16	777	8595	2010-08-17
Prior Applicati	on Status	Patented	-			Rer	move
Application Number	Cont	inuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)	Pate	ent Number	Issue Date (YYYY-MM-DD)
12015320	Continuat	tion of	10947755	2004-09-23	732	4833	2008-01-29
Prior Applicati	on Status	Patented				Rer	nove
Application Number	Cont	inuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)	Pate	ent Number	Issue Date (YYYY-MM-DD)
10947755	Continuat	tion of	09537812	2000-03-28	718	7947	2007-03-06

### **Foreign Priority Information:**

This section allows for the applicant to claim priority to a foreign application. Providing this information in the application data sheet constitutes the claim for priority as required by 35 U.S.C. 119(b) and 37 CFR 1.55(d). When priority is claimed to a foreign application that is eligible for retrieval under the priority document exchange program (PDX) the information will be used by the Office to automatically attempt retrieval pursuant to 37 CFR 1.55(h)(1) and (2). Under the PDX program, applicant bears the ultimate responsibility for ensuring that a copy of the foreign application is received by the Office from the participating foreign intellectual property office, or a certified copy of the foreign priority application is filed, within the time period specified in 37 CFR 1.55(g)(1).

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# Statement under 37 CFR 1.55 or 1.78 for AIA (First Inventor to File) Transition **Applications**

This application (1) claims priority to or the benefit of an application filed before March 16, 2013 and (2) also contains, or contained at any time, a claim to a claimed invention that has an effective filing date on or after March 16, 2013.
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Amplication De	ita Sheet 37 CFR 1.76	Attorney Docket Number	AFF.004C11US
Application Da	ita Sileet 37 CFK 1.76	Application Number	
Title of Invention	System And Method For Mana	aging Media (As Amended)	

### **Authorization to Permit Access:**

Authorization to Permit Access to the Instant Application by the Participating Offices
If checked, the undersigned hereby grants the USPTO authority to provide the European Patent Office (EPO), the Japan Patent Office (JPO), the Korean Intellectual Property Office (KIPO), the World Intellectual Property Office (WIPO), and any other intellectual property offices in which a foreign application claiming priority to the instant patent application is filed access to the instant patent application. See 37 CFR 1.14(c) and (h). This box should not be checked if the applicant does not wish the EPO, JPO, KIPO, WIPO, or other intellectual property office in which a foreign application claiming priority to the instant patent application is filed to have access to the instant patent application.
In accordance with 37 CFR 1.14(h)(3), access will be provided to a copy of the instant patent application with respect to: 1) the instant patent application-as-filed; 2) any foreign application to which the instant patent application claims priority under 35 U.S.C. 119(a)-(d) if a copy of the foreign application that satisfies the certified copy requirement of 37 CFR 1.55 has been filed in the instant patent application; and 3) any U.S. application-as-filed from which benefit is sought in the instant patent application.
In accordance with 37 CFR 1.14(c), access may be provided to information concerning the date o f filing this Authorization.

# **Applicant Information:**

Providing assignment info to have an assignment red			not substitute	for cor	mpliance with any	requi	rement of part 3 of Title 37 of CFR
Applicant 1							
The information to be provided 1.43; or the name and address who otherwise shows sufficial applicant under 37 CFR 1.4	ded in this se ress of the as cient propriet 46 (assignee	ection is the nam ssignee, person t ary interest in the , person to whom	e and address o whom the ir e matter who i n the inventor	s of the evento s the a is obli	e legal representa r is under an obli applicant under 3 gated to assign, o	ative w gation 7 CFR or pers	section should not be completed.  who is the applicant under 37 CFR to assign the invention, or person 1.46. If the applicant is an son who otherwise shows sufficient no are also the applicant should be  Clear
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Assignee		C Legal Rep	resentative ur	nder 3	5 U.S.C. 117		O Joint Inventor
Person to whom the inv	entor is oblig	ated to assign.		0	Person who sh	nows s	ufficient proprietary interest
If applicant is the legal re	epresentativ	re, indicate the	authority to	file th	e patent applica	ation,	the inventor is:
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Name of the Deceased	or Legally I	ncapacitated In	ventor :				
If the Applicant is an O	rganization	check here.	$\boxtimes$				
Organization Name	Affinity Lab	s of Texas, LLC	7				

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Application Da	ra <b>~</b> naa	t 37 CFR 1.76	Attorney Doc	ket Number	AFF.00	401103	
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Title of Invention	System /	And Method For Mana	aging Media (As	Amended)			
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Address 1		31884 Ranch Road 1	2	·····			
Address 2			-				
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Application Data Sheet 37 CFR 1.76		Attorney Docket Number	AFF.004C11US
		Application Number	
Title of Invention	System And Method For Man	aging Media (As Amended)	

### Signature:

Signature	/Mark J. Rozman/ Date (YYYY-MM-DD)				2013-05-22
First Name	Mark	Last Name	Rozman	Registration Number	42117

This collection of information is required by 37 CFR 1.76. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 23 minutes to complete, including gathering, preparing, and submitting the completed application data sheet form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



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APPLICATION NUMBER 13/673,391

TROP, PRUNER & HU, P.C. 1616 S. VOSS ROAD, SUITE 750 HOUSTON, TX 77057-2631

FILING OR 371(C) DATE 11/09/2012

FIRST NAMED APPLICANT Russell W. White

ATTY. DOCKET NO./TITLE **AFF.004C11US** 

**CONFIRMATION NO. 5150** 

**MISCELLANEOUS NOTICE** 

Date Mailed: 05/09/2013

A communication which cannot be delivered in electronic form has been mailed to the applicant.

Doc Code: N572



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APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
13/673 391	11/09/2012	Russell W White	AFF 004C11US

**CONFIRMATION NO. 5150** 

21906 TROP, PRUNER & HU, P.C. 1616 S. VOSS ROAD, SUITE 750 HOUSTON, TX 77057-2631

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Date Mailed:	05/09/2013	
Date Malled.	05/09/2013	

DENIAL OF REQUEST FOR POWER OF ATTORNEY
e request for Power of Attorney filed <u>05/06/2013</u> is acknowledged. However, the request not be granted at this time for the reason stated below.
The Power of Attorney you provided did not comply with the new Power of Attorney rules that became effective on June 25, 2004. See 37 CFR 1.32.
The revocation is not signed by the applicant, the assignee of the entire interest, or one particular principal attorney having the authority to revoke.
The Power of Attorney is from an assignee and the Certificate required by 37 CFR 3.73(c) has not been received.
The person signing for the assignee has omitted their empowerment to sign on behalf of the assignee.
The inventor(s) is without authority to appoint attorneys since the assignee has intervened as provided by 37 CFR 3.71.
The signature(s) of, a co-inventor in this application, has been omitted. The Power of Attorney will be entered upon receipt of confirmation signed by said co-inventor(s).
The person(s) appointed in the Power of Attorney is not registered to practice before the U.S. Patent and Trademark Office.
Only one Customer Number can be designated for the Power of Attorney in an application. The Customer Number that was captured is the first Customer Number provided on the Power of Attorney document.
A request under 37 CFR 1.48 to add an inventor was granted in this application, however, no power of attorney consistent with the power of attorney granted by the originally named inventive entity has been received. Thus, the addition of the inventor has resulted in the loss of power of attorney in the application. See 37 CFR 1.32(e).

Doc Code: N572



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M	The power of attorney has not been accepted because the party who is giving power of attorney has not been identified. Power of attorney may only be signed by the applicant for patent (37 CFR 1.42) or the patent owner. A patent owner who was not the applicant must appoint any power of attorney in compliance with 37 CFR 3.71 and 3.73. See 37 CFR 1.32(b)(4).
	The power of attorney from the inventors has not been accepted because it is a copy from a prior national application for which benefit is claimed and the continuing application names an inventor who was not named as an inventor in the prior application.
	The power of attorney from the inventors has not been accepted because the power of attorney must be signed by the applicant for patent. See 37 CFR 1.32(b)(4).
<b>×</b>	Any request to correct or update the name of the applicant must include an application data sheet (ADS) in compliance with 37 CFR 1.76 specifying the correct or updated name of the applicant in the applicant information section. Any request to change the applicant after an original applicant has been specified under 37 CFR 1.46(b) must include a new ADS in compliance with 37 CFR 1.76 specifying the applicant in the applicant information section and comply with 37 CFR 3.71 and 3.73. See 37 CFR 1.46(c).

Any inquiries regarding this notice should be directed to the Application Assistance Unit at 571-272-4200.

Application Assistance Unit 571-272-4200

Samsung Ex. 1402 p. 225

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Date Filed : 5/6/13	This patent is subject to a Terminal Disclaimer					
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# **POWER OF ATTORNEY BY APPLICANT**

I hereby revoke al	previous powers of atto	mey given in the	application	identified in	the attached tr	ansmittal letter.
hereby appoint transact all but	nt Practitioner(s) associated siness in the United States i I transmittal letter (form PTC	I with the following Patent and Traden	Customer N lark Office co stent):	umber as my/o nnected there	our allomev(s) o	r anent(s), and to
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I am the Applicant.			***************************************	•••••	~~~~	
Inventor or Joi	nt Inventor					
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Person Who (	Otherwise Shows Sufficier	it Proprietary Inte	est (e.g., a	petition unde	737 CFR 1.46(i	0)(2) was
granted in the	application or is concurre	ntly being filed wi	th this docur	nent)	•	
Mario de de la constante de la		SNATURE of Applic	ant for Paten	t	-	
Signature Name	Harlie Frosi		.,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	Date	May 3, 2013	
<del></del>	President, Affinity Laba of Texas, Lt			Telephone	512-704-5858	
MOTE: Signature - This f	orm must be signed by the app sultiple forms for more than one	ficant in accordance	with 37 CFR 1	.33. See 37 CF	R 1.4 for signature	requirements and
3 4	forms are submitted.		•	***************************************	***************************************	***************************************

This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gethering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form endor suggestions for reducing this burden, should be sent to the Chief information Officer. U.S. Patent and Trademark Office, U.S. Department of Commerce, P.G. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS AODRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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\*Total of 1

forms are submitted.

Document Description: Power of Attorney

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# TRANSMITTAL FOR POWER OF ATTORNEY TO ONE OR MORE REGISTERED PRACTITIONERS

NOTE: This form is to be submitted with the Power of Attorney by Applicant form (PTO/AIA/82B or equivalent) to identify the application to which the Power of Attorney is directed, in accordance with 37 CFR 1.5. If the Power of Attorney by Applicant form is not accompanied by this transmittal form or an equivalent, the Power of Attorney will not be recognized in the application. Application Number 13/673,391 November 9, 2012 Filing Date Russell W. White, et al. First Named Inventor System and Method for Managing Media (As Amended) Title Art Unit 2646 **Examiner Name** Erika A. Washington **AFF.004C11US** Attorney Docket Number **SIGNATURE of Applicant or Patent Practitioner** Signature Date 512-418-9944 Mark J. Rózman Name Telephone 42,117 Registration Number NOTE: This form must be signed in accordance with 37 CFR 1.33. See 37 CFR 1.4(d) for signature requirements and certifications.

This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.** 

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Electronic Acknowledgement Receipt				
EFS ID:	15694793			
Application Number:	13673391			
International Application Number:				
Confirmation Number:	5150			
Title of Invention:	System And Method To Communicate Targeted Information			
First Named Inventor/Applicant Name:	Russell W. White			
Customer Number:	21906			
Filer:	Mark J. Rozman/Stephanie Petreas			
Filer Authorized By:	Mark J. Rozman			
Attorney Docket Number:	AFF.004C11US			
Receipt Date:	06-MAY-2013			
Filing Date:	09-NOV-2012			
Time Stamp:	11:21:56			
Application Type:	Utility under 35 USC 111(a)			

# **Payment information:**

Submitted with Payment	no
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# File Listing:

1 Application Data Sheet AFF004C11USSuppAppDataSh eet.pdf 1433210 no	Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
eet.pdf a93e9959516cdffed41af6e8d2930f81d632	1	Application Data Sheet		1433210	no	7
	1	Application Data Sheet		a93e9959516cdffed41af6e8d2930f81d632 bc2a		,

### Warnings:

Information:

		Total Files Size (in bytes):	24	144028		
Information:						
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3	Power of Attorney	AFF004C11PTOAIA82AToFile. pdf	186045 5362bdc84ac60eace08e09a86961860706e fd2da	no	1	
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2	Power of Attorney	AFFINITYExecutedPOANEW.pdf	824773	no	1	

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

#### New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

#### National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

#### New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

Annli	ication Da	aat 27 CED	Attorney I	Attorney Docket Number AFF.004C1								
Appıı	cation Da	แล 511	eet 37 CFR	1.70	Application	n Nur	nber					
Title of	Invention	Syste	m And Method	For Man	aging Media	(As Ar	nended)					
bibliogra This doo	iphic data arrar cument may be	iged in a comple	rt of the provision format specified l ted electronically icluded in a papel	by the Uni and subr	ited States Pat mitted to the 0	tent and	l Trademark	Office as outl	ined in 37 C	FR 1.76.		
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Invent	or 1								Re	move		
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	Russell			W.				White				
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City	Austin			State/	Province	TX	Coun	try of Resi	idence i	US		
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Addre	ss 1		7309 Tanaqu	a Lane								
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# **Correspondence Information:**

Enter either Customer Number or complete the Correspondence Information section below. For further information see 37 CFR 1.33(a).

Application Dat	a Sho	ot 37 CED 1 76	Attorney D	rney Docket Number		AFF.004C11US		
Application Dat	a Sile	et 37 CFK 1.76	Application	n Number				
Title of Invention System And Method For Managing Media (As Amended)								
☐ An Address is	being	provided for the c	orresponde	nce Information	of this	application.		
Customer Number 21906								
Email Address Add Email Remove Email								
Application In	form	ation:						
Title of the Inventi	on	System And Method	For Managin	g Media (As Amen	ded)			
Attorney Docket N	umber	AFF.004C11US		Small Ent	ity State	us Claimed 🔲		
Application Type		Nonprovisional						
Subject Matter		Utility						
Suggested Class (		1 (5)		Sub	Class (	if any)		
Suggested Techno	ology C	enter (if any)						
Total Number of D	rawing	Sheets (if any)	9	Suggeste	d Figur	e for Publication	(if any)	
Publication In	nform	nation:						
Request Early	Publica	tion (Fee required a	t time of Rec	uest 37 CFR 1.2	219)			
35 U.S.C. 122( subject of an a	Request Not to Publish. I hereby request that the attached application not be published under  35 U.S.C. 122(b) and certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.							
Representative Information:  Representative information should be provided for all practitioners having a power of attorney in the application. Providing this information in the Application Data Sheet does not constitute a power of attorney in the application (see 37 CFR 1.32). Either enter Customer Number or complete the Representative Name section below. If both sections are completed the customer Number will be used for the Representative Information during processing.								
Please Select One:   Customer Number US Patent Practitioner Limited Recognition (37 CFR 11.9)								
Customer Number		21906	. 10 30	. store reducino			(51 (51 (11.0)	
Domestic Benefit/National Stage Information:								
This section allows National Stage entr specific reference re	y from a	PCT application. F	Providing this	information in th				

2011-05-27

Filing Date (YYYY-MM-DD)

Prior Application Number

13117507

13673391

**Application Number** 

**Continuity Type** 

Continuation of

Application Data Silect 37 CFK 1.76  Application Number  Title of Invention System And Method For Managing Media (As Amended)	Application Da	sta Shoot 27 CED 1 76	Attorney Docket Number	AFF.004C11US
Title of Invention System And Method For Managing Media (As Amended)	Application Data Sheet 37 CFR 1.76		Application Number	
	Title of Invention	System And Method For Mana	aging Media (As Amended)	

Prior Applicati	on Status	Pending			Re	move	
Application N	lumber	Con	tinuity Type	Prior Application Num	nber Filing Da	ate (YYYY-MM-DD)	
13117507		Continuation	of	12495190	2009-06-30		
Prior Applicati	on Status	Patented			Re	move	
Application Number	Cont	tinuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)	Patent Number	Issue Date (YYYY-MM-DD)	
12495190	Continuat	tion of	12015320	2008-01-16	7778595	2010-08-17	
Prior Application Status Patented				Remove			
Application Number	Conf	tinuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)	Patent Number	Issue Date (YYYY-MM-DD)	
12015320	Continuat	tion of	10947755	2004-09-23	7324833	2008-01-29	
Prior Applicati	on Status	Patented		Remove			
Application Number	Cont	tinuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)	Patent Number	Issue Date (YYYY-MM-DD)	
10947755	Continua	tion of	09537812	2000-03-28	7187947	2007-03-06	
Additional Domestic Benefit/National Stage Data may be generated within this form by selecting the <b>Add</b> button.							

### **Foreign Priority Information:**

This section allows for the applicant to claim benefit of foreign priority and to identify any prior foreign application for which priority is not claimed. Providing this information in the application data sheet constitutes the claim for priority as required by 35 U.S.C. 119(b) and 37 CFR 1.55(a).							
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Application Number	Country i	Filing Date (YYYY-MM-DD)	Priority Claimed				
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Additional Foreign Priority Data may be generated within this form by selecting the **Add** button.

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Authorization to Permit Access to the Instant Application by the Participating Offices	

Application Da	to Shoot 27 CED 4 76	Attorney Docket Number	AFF.004C11US			
Application Da	ta Sheet 37 CFR 1.76	Application Number				
Title of Invention System And Method For Managing Media (As Amended)						
If checked, the undersigned hereby grants the USPTO authority to provide the European Patent Office (EPO), the Japan Patent Office (JPO), the Korean Intellectual Property Office (KIPO), the World Intellectual Property Office (WIPO), and any other intellectual property offices in which a foreign application claiming priority to the instant patent application is filed access to the instant patent application. See 37 CFR 1.14(c) and (h). This box should not be checked if the applicant does not wish the EPO, JPO, KIPO, WIPO, or other intellectual property office in which a foreign application claiming priority to the instant patent application is filed to have access to the instant patent application.						
In accordance with 37 CFR 1.14(h)(3), access will be provided to a copy of the instant patent application with respect to: 1) the instant patent application-as-filed; 2) any foreign application to which the instant patent application claims priority under 35 U.S.C. 119(a)-(d) if a copy of the foreign application that satisfies the certified copy requirement of						

sought in the instant patent application.

In accordance with 37 CFR 1.14(c), access may be provided to information concerning the date of filing this Authorization.

37 CFR 1.55 has been filed in the instant patent application; and 3) any U.S. application-as-filed from which benefit is

# **Applicant Information:**

Providing assignment info to have an assignment re			for compliance with any	requirement of part 3 of Title 37 of CFR		
Applicant 1				Remove		
If the applicant is the inventor (or the remaining joint inventor or inventors under 37 CFR 1.45), this section should not be completed. The information to be provided in this section is the name and address of the legal representative who is the applicant under 37 CFR 1.43; or the name and address of the assignee, person to whom the inventor is under an obligation to assign the invention, or person who otherwise shows sufficient proprietary interest in the matter who is the applicant under 37 CFR 1.46. If the applicant is an applicant under 37 CFR 1.46 (assignee, person to whom the inventor is obligated to assign, or person who otherwise shows sufficient proprietary interest) together with one or more joint inventors, then the joint inventor or inventors who are also the applicant should be identified in this section.						
				Clear		
<ul><li>Assignee</li></ul>	Assignee					
Person to whom the inv	entor is oblig	ated to assign.	Person who sho	ows sufficient proprietary interest		
If applicant is the legal re	If applicant is the legal representative, indicate the authority to file the patent application, the inventor is:					
Name of the Deceased	or Legally l	ncapacitated Inventor :				
If the Applicant is an O	rganization	check here.				
Organization Name Affinity Labs of Texas, LLC						
Mailing Address Info	mation:					
Address 1 31884 Ranch Road 12						
Address 2						
City	Drippir	ng Springs	State/Province	TX		
Country   US			Postal Code	78620		
Phone Number			Fax Number			

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Application Data Sheet 37 CFR 1.76					Attorney Docket Number		r AFF.00	)4C11US	
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Title of Inven	tion	System	n And M	ethod For Mana	aging Media (As	Amended)			
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Non-Appl	ican	t Ass	igne	e Informa	tion:				
Providing assign					not subsitute for	r compliance	with any red	quirement of part 3	3 of Title 37 of CFR to
Assignee	1								
accordance with inventor is oblig	Complete this section only if non-applicant assignee information is desired to be included on the patent application publication in accordance with 37 CFR 1.215(b). Do not include in this section an applicant under 37 CFR 1.46 (assignee, person to whom the inventor is obligated to assign, or person who otherwise shows sufficient proprietary interest), as the patent application publication will include the name of the applicant(s).								
								Rer	nove
If the Assigne	ee is ar	n Orgar	nization	check here.					
Prefix		G	iven N	ame	Middle Nan	ne	Family N	lame :	Suffix
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Signature	/Mark 、	J. Rozm	an/				Date	(YYYY-MM-DD)	2013-05-06
First Name	Mark			Last Name	Rozman		Regis	tration Number	42117
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Application Da	ata Shoot 37 CED 1 76	Attorney Docket Number	AFF.004C11US
Application Data Sheet 37 CFR 1.76		Application Number	
Title of Invention	System And Method For Mana	aging Media (As Amended)	

This collection of information is required by 37 CFR 1.76. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 23 minutes to complete, including gathering, preparing, and submitting the completed application data sheet form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.** 

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The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

- 1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether the Freedom of Information Act requires disclosure of these records.
- 2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
- 3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
- 4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
- 5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
- 6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
- 7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
- 8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspections or an issued patent.
- 9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PENDING "REFERENCE" APPLICATION	Docket Number (Optional) AFF.004C11US
In re Application of: Russell W. White, et al.	
Application No.: 13/673,391	
Filed: November 9, 2012	
For: System And Method For Managing Media (As Amended)	
The owner*, Affinity Labs of Texas, LLC , of 100 percent interest in the instant except as provided below, the terminal part of the statutory term of any patent granted on the instant application date of the full statutory term of any patent granted on pending <b>reference</b> Application Number October 23, 2012 , as the term of any patent granted on said <b>reference</b> application may be shorten prior to the grant of any patent on the pending <b>reference</b> application. The owner hereby agrees that any patent application shall be enforceable only for and during such period that it and any patent granted on the <b>reference</b> owned. This agreement runs with any patent granted on the instant application and is binding upon the granted	13/658,210 , filed led by any terminal disclaimer filed at so granted on the instant application are commonly
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the ins to the expiration date of the full statutory term of any patent granted on said <b>reference</b> application, "as the terminal disclaimer filed prior to the grant of any patent on the in the event that: any such patent: granted on the pending <b>reference</b> application: expires for failure to pay a munenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminal 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior statutory term as shortened by any terminal disclaimer filed prior to its grant.	n of any patent granted on said pending <b>reference</b> application," laintenance fee, is held ally disclaimed under 37 CFR
Check either box 1 or 2 below, if appropriate.	
1. For submissions on behalf of a business/organization (e.g., corporation, partnership, university, gove etc.), the undersigned is empowered to act on behalf of the business/organization.	rnment agency,
I hereby declare that all statements made herein of my own knowledge are true and that all state belief are believed to be true; and further that these statements were made with the knowledge that willful made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States statements may jeopardize the validity of the application or any patent issued thereon.	false statements and the like so
2. The undersigned is an attorney or agent of record. Reg. No. 42,117	•
Mh/hm/ Signature	5/c//3
Mark J. Rozman	- Julio
Typed or printed name	
	512-418-9944 Telephone Number
Terminal disclaimer fee under 37 CFR 1.20(d) is included.	- impromise resistant
WARNING: Information on this form may become public. Credit card information see included on this form. Provide credit card information and authorization on P	
*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this statement. See MPEP § 324.	

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A "PRIOR" PATENT	Docket Number (Optional) AFF.004C11US
In re Application of: Russell W. White, et al.	
Application No.: 13/673,391	
Filed: November 9, 2012	
For: System And Method For Managing Media (As Amended)	
The owner*, Affinity Labs of Texas, LLC, of	aid prior patent is presently shortened tion shall be enforceable only for and
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I hereby declare that all statements made herein of my own knowledge are true and that all s belief are believed to be true; and further that these statements were made with the knowledge that wi made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United Statements may jeopardize the validity of the application or any patent issued thereon.	Ilful false statements and the like so
2. The undersigned is an attorney or agent of record. Reg. No. 42,117	,
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This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Electronic Patent A	App	olication Fee	e Transmit	tal	
Application Number:	136	573391			
Filing Date:	09-	·Nov-2012			
Title of Invention:	Sys	stem And Method T	<sup>-</sup> o Communicate	Targeted Informa	ition
First Named Inventor/Applicant Name:	Ru	ssell W. White			
Filer:	Ma	rk J. Rozman/Steph	anie Petreas		
Attorney Docket Number:	AF	F.004C11US			
Filed as Large Entity					
Utility under 35 USC 111(a) Filing Fees					
Description		Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Basic Filing:					
Pages:					
Claims:					
Miscellaneous-Filing:					
Petition:					
Patent-Appeals-and-Interference:					
Post-Allowance-and-Post-Issuance:					
Extension-of-Time:					

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Miscellaneous:				
Statutory or Terminal Disclaimer	1814	2	160	320
	Tot	al in USD	(\$)	320

Electronic Ack	knowledgement Receipt
EFS ID:	15702882
Application Number:	13673391
International Application Number:	
Confirmation Number:	5150
Title of Invention:	System And Method To Communicate Targeted Information
First Named Inventor/Applicant Name:	Russell W. White
Customer Number:	21906
Filer:	Mark J. Rozman/Stephanie Petreas
Filer Authorized By:	Mark J. Rozman
Attorney Docket Number:	AFF.004C11US
Receipt Date:	06-MAY-2013
Filing Date:	09-NOV-2012
Time Stamp:	16:59:42
Application Type:	Utility under 35 USC 111(a)

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Payment Type	Deposit Account
Payment was successfully received in RAM	\$320
RAM confirmation Number	4564
Deposit Account	201504
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Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.
1	Terminal Disclaimer Filed	AFF004C11TermDisclPriorAppT	231125	no	1
'	Terminal Discialification	oFile.pdf	2c1ae94a016506dad5baced0643b2eb88a4 45eeb	110	,
Warnings:		·			
Information:					
2	Terminal Disclaimer Filed	AFF004C11TermDisclPriorPatT	217602	no	1
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Warnings:					
Information:					
3	Fee Worksheet (SB06)	fee-info.pdf	30239	no	2
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#### National Stage of an International Application under 35 U.S.C. 371

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#### New International Application Filed with the USPTO as a Receiving Office

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Application Number	13/673,391	ntrol No.	Applicant(s)/Patent ( Reexamination WHITE ET AL.	under
Document Code - DISQ		Internal D	ocument – DC	NOT MAIL

TERMINAL DISCLAIMER	☐ APPROVED	☑ DISAPPROVED
Date Filed : 5/1/13	This patent is subject to a Terminal Disclaimer	

Approved/Disapproved by
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Janice Ford

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The person that signed the terminal does not have POA and thus is not of record. FP 14.29.01

Resubmit terminal(s) along with POA.

U.S. Patent and Trademark Office

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Russell W. White Group Art Unit: 2646

13/673,391

§ Examiner: Erika A. Washington

§ Filed: November 9, 2012

§ §

§ § For: System And Method For Atty. Dkt. No.: AFF.004C11US

> Managing Media (As Amended)

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### **REPLY TO OFFICE ACTION MAILED MARCH 13, 2013**

Sir:

Serial No.:

In response to the Office Action mailed March 13, 2013, please amend the abovereferenced patent application as follows:

**Amendments to the Title** begin on page 2 of this paper.

**Amendments to the Specification** begin on page 3 of this paper.

Amendments to the Abstract begin on page 5 of this paper.

Amendments to the Claims begin on page 6 of this paper.

**Remarks/Arguments** begin on page 11 of this paper.

Date of Deposit: May 1, 2013

I hereby certify under 37 CFR § 1.8 this correspondence is being deposited via EFS on the date indicated above.

/Stephanie Petreas/

Stephanie Petreas

### **Amendments to the Title:**

Please replace the Title of the application with the following amended title:

System And Method To Communicate Targeted Information For Managing Media

### **Amendments to the Specification:**

Please add the following Summary beginning on page 3, after the Background and before the Brief Description of the Drawings:

#### **Summary**

In accordance with teachings of the present disclosure, a system and method for communicating selected information to an electronic device are disclosed that provide significant advantages over prior developed systems. The disclosed embodiments allow a radio listener to create a personal playlist and to listen to this playlist in a wireless atmosphere while enjoying CD quality sound.

According to one aspect of the present disclosure, a system incorporating teachings of the present invention may include a digital engine operable to maintain data representing the selected information in a digital format. In some embodiments, the digital engine may be communicatively coupled to a graphical user interface that allows a user to identify the selected information. The system may also include a communication engine communicatively coupled to the digital engine, the communication engine may be operable to wirelessly communicate the data representing the selected information to an electronic device.

The wireless communication may involve communicating via a cellular communications network. The cellular communications network may be, for example, the global system for mobile communications network (GSM), which may operate around 1.8 GHz or 1.9 GHz. The cellular communications network may also involve, for example, the code-division multiple access network (CDMA). In some embodiments, the wireless communication may involve communicating via a high-speed, low-power microwave wireless link. For example, the wireless link may include a Bluetooth link, which may operate around 2.4 GHz.

According to another aspect of the present invention, a system for communicating selected information to an electronic device is disclosed. The system includes a digital engine operable to maintain data associated with selected audio information and a communication engine communicatively coupled to the digital engine, the communication engine operable to initiate wireless communication of the data to the electronic device.

According to another aspect of the present invention, a method for communicating selected audio information to an electronic device is provided. The method includes maintaining

data associated with the selected audio information using a digital engine, and initiating wireless communication of the data to the electronic device.

According to another aspect of the present invention, an electronic device for receiving selected audio information via wireless communication is provided. The device includes a communication module operable to receive wireless communication of the selected audio information, a storage medium operably coupled to the communication module, the storage medium operable to store the selected audio information, and a processor module coupled to the communication module, the processor module operable to process the received selected audio information.

According to another aspect of the present invention, a method for communicating selected audio information to an electronic device is provided. The method includes presenting information associated with audio information within an interface associated with a communication network, receiving an input from a user identifying the selected information, maintaining data associated with the selected audio information using digital engine, and initiating wireless communication of the data to the electronic device.

According to a particularized aspect of the present invention the interface operates in a browsing environment and the wireless communication operates outside the browsing environment.

Other technical advantages will be apparent to those of ordinary skill in the art in view of the following specification, claims, and drawings.

### **Amendments to the Abstract:**

Please replace the Abstract paragraph on page 38, with the following amended Abstract paragraph:

A method for targeted advertising is disclosed. The method includes accessing at least one piece of demographic information associated with a user of a portable device, selecting an advertisement to be delivered to the user based at least in part on the demographic information, and initiating communication of a version of the advertisement configured for presentation at the portable device. A music enabled communication system includes a wireless telephone device with a display, a wireless communication module, a rechargeable power supply, a memory system, and a collection of instructions operable to utilize the wireless communication module to stream a signal representing a song to a recipient device using a given asynchronous wireless channel of a localized communications signaling network, to recognize receipt of an incoming call, and to alter the signal in connection with recognizing receipt of the call.

#### **Amendments to the Claims:**

This listing of claims will replace all prior versions, and listings, of claims in the application:

#### **Listing of Claims:**

Claim 1 (currently amended): A music enabled communication system, comprising:

a wireless telephone device, the device having (1) a display at least partially defining a front surface of the device, (2) a housing component at least partially defining a back surface of the device, (3) an enclosure located between the front surface and the back surface, (4) a wireless communication module located within the enclosure, (5) a rechargeable power supply located within the enclosure, (6) a physical interface having a first and a second conductive path, the physical interface operable to communicate data via the first conductive path and to receive a recharging power for the rechargeable power supply via the second conductive path, and (7) a memory system, located within the enclosure; and

a collection of instructions stored in the memory system, the collection of instructions operable when executed to communicate a collection of information about media content available from the wireless telephone device to a recipient device such that the recipient device can use the collection of information to generate a graphical menu comprising a selectable menu item associated with the available media content, to utilize the wireless communication module to stream a signal representing at least a portion of a song to [[a]] the recipient device using a given asynchronous wireless channel of a localized communications signaling network, to recognize receipt of an incoming telephone call, and to alter an outputting of the signal in connection with recognizing receipt of the incoming telephone call.

Claim 2 (original): The system of claim 1, wherein the wireless communication module is compliant with a Bluetooth standard.

Claim 3 (original): The system of claim 2, further comprising an email client operable to communicate with an email server, a voicemail client operable to communicate with a voice mail server, and a browser operable to communicate with an Internet server.

Claim 4 (currently amended): The system of claim 2, wherein the wireless telephone device is a dual mode device operable to receive both a wireless digital signal and a wireless analog signal and the collection of information about media content is configured to be communicated via an interface selected from a group consisting of a channel of the localized communications signaling network and the physical interface.

Claim 5 (original): The system of claim 2, wherein the collection of instructions comprises a set of hands-free telephone instructions operable when executed to allow the wireless telephone device to operate in a hands-free mode when the wireless telephone device is wirelessly coupled with a wireless component of an automobile.

Claim 6 (original): The system of claim 1, wherein the display makes up more than half of the front surface and the wireless telephone device is operable to receive a collection of data representing a media at a hybrid of wireless communication rates that includes at least one faster rate and one slower rate.

Claim 7 (currently amended): The system of claim 1, further comprising a buffer memory located within the enclosure, wherein the wireless telephone device is operable to receive media content as a series of component parts, further wherein the wireless telephone device is operable to receive a component part of the media content at a wireless communication rate and a different component part of the selected media content at a different wireless communication rate, wherein the wireless telephone device is operable to cause a change in communication rates at which a given component part is received based at least partially upon an amount of data located in the buffer memory.

Claim 8 (currently amended): A system for wirelessly communicating musical content, comprising: