

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Yuval BEN-ITZHAK, et al.

Group Art Unit: 2491

Serial No.: 12/174,592

Examiner: Gary Gracia

Filed: July 16, 2008

For: COMPUTER SECURITY METHOD AND SYSTEM WITH INPUT PARAMETER
VALIDATION

**RENEWED PETITION TO ACCEPT UNINTENTIONALLY DELAYED CLAIM OF
PRIORITY UNDER 35 U.S.C. 120 FOR THE BENEFIT OF A PRIOR-FILED
APPLICATION FILED UNDER 37 CFR § 1.78(a)(3)**

Mail Stop Petition

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

Sir:

Applicant respectfully renews its petition for the acceptance of an unintentionally delayed claim of priority under 35 U.S.C. § 120 for the benefit of a prior-filed application in the above-referenced patent application. This renewed petition is in response to the Decision on Petition, dated January 18, 2012, dismissing Applicant's Petition filed on December 20, 2011. In conjunction with this Petition, Applicant submits a Request for Continued Examination and Substitute Amendment to the Specification.

Applicant understands that a petition for acceptance of a claim for late priority under 37 CFR §1.78(a)(3) is only applicable to those applications filed on or after November 29, 2000 and after the expiration of the period specified in 37 CFR §1.78(a)(2)(ii). Applicant understands that the petition under 37 CFR §1.78(a)(3) must be accompanied by (1) the reference required by 35 U.S.C. §120 and 37 CFR §1.78(a)(2)(i) of the prior-filed application, unless previously submitted; (2) the surcharge set forth in 37 CFR §1.17(t); and (3) a statement that the entire delay between the date the claim was due under 37 CFR §1.78(a)(2)(ii) and the date the claim was filed was unintentional.

Submitted 10/15

The correction of the priority claim of the present application, filed July 16, 2008, to include a reference to prior-filed U.S. Patent Application Nos. 11/298,475, filed December 12, 2005, and 12/814,584, filed June 14, 2010, is made after the expiration of the period specified in 37 CFR §1.78(a)(2)(ii).

In accordance with 35 U.S.C. §120 and 37 CFR §1.78(a)(2)(i), a substitute amendment to the specification of the present application which adds a reference to prior-filed U.S. Patent Application Nos. 11/298,475 and 12/814,584 and removes the incorporation by reference statement is submitted in conjunction with this Petition. This substitute amendment has been submitted separately as an Amendment to the Specification and includes no new matter. In accordance with 37 CFR §1.78(a)(2)(i), the substitute amendment identifies the prior filed application by application number and indicates the relationship of the applications. Specifically, the substitute amendment states that the present application is a continuation-in-part of U.S. Patent Application No. 11/354,893, filed February 16, 2006, now U.S. Patent No. 7,613,918, and is a continuation-in-part of U.S. Patent Application No. 12/814,584, filed on June 14, 2010, which is a divisional of U.S. Patent Application No. 11/298,475, filed December 12, 2005, now U.S. Patent No. 7,757,289.

Applicant submits that the entire delay between the date the claim was due under 37 CFR §1.78(a)(2)(ii) and the date the claim was filed was unintentional.

No fees are believed to be necessary, as the fees were paid with the original Petition filing on December 20, 2011. The Commissioner is authorized to charge any underpayment of fees, or to credit any overpayment, to Deposit Account No. 50-4402.

Applicant respectfully submits that this request and the substitute amendment to the specification are diligently made. Granting of this petition is requested.

Respectfully submitted,

Date: January 25, 2012

By: /Dawn-Marie Bey - 44,442/
Dawn-Marie Bey
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PATENT

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Group Art Unit: 2491

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SUBSTITUTE AMENDMENT TO THE SPECIFICATION

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

Sir:

In conjunction with a Renewed Petition to Accept Unintentionally Delayed Claim of Priority Under 35 U.S.C. § 120 for the Benefit of a Prior-Filed Application Filed Under 37 C.F.R. § 1.78(a)(3) and Request for Continued Examination, entry of the amendments and consideration of the remarks submitted herein is respectfully requested.

Amendments to the Specification begin on page 2 of this paper

Remarks begin on page 3 of this paper

Amendments to the Specification

Please replace Paragraph [0001] with the following amended paragraph:

This application is a continuation-in-part of ~~assignee's pending~~ U.S. Patent Application No. 11/354,893, filed on February 16, 2006, entitled "SYSTEM AND METHOD FOR ENFORCING A SECURITY CONTEXT ON A DOWNLOADABLE, now U.S. Patent No. 7,613,918, and is a continuation-in-part of U.S. Patent Application No. 12/814,584, filed on June 14, 2010, entitled "SYSTEM AND METHOD FOR INSPECTING DYNAMICALLY GENERATED EXECUTABLE CODE" which is a divisional of U.S. Patent Application No. 11/298,475, filed December 12, 2005, entitled "SYSTEM AND METHOD FOR INSPECTING DYNAMICALLY GENERATED EXECUTABLE CODE," now U.S. Patent No. 7,757,289.

Remarks

Applicant respectfully requests entry of the substitute amendment to the specification of U.S. Patent Application No. 12/174,592 in conjunction with the Renewed Petition to Accept Unintentionally Delayed Claim of Priority Under 35 U.S.C. § 120 for the Benefit of a Prior-Filed Application Filed Under 37 C.F.R. § 1.78(a)(3) and Request for Continued Examination filed herewith. The substitute amendment introduces no new matter and corrects the priority claim of the application. Applicant notes that U.S. Patent Application Nos. 11/354,893, 12/814,584, 11/298,475 and the present invention share the inventor Yuval Ben-Itzhak.

No fees are believed due with this submission. However, in the event fees are due, the Commissioner is authorized to charge any underpayment of fees, or to credit any overpayment, to Deposit Account No. 50-4402.

Respectfully submitted,

Date: January 25, 2012

By: /Dawn-Marie Bey - 44,442/
Dawn-Marie Bey
Reg. No. 44,442

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