UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

AT&T Services, Inc.
Petitioner
v.

Digifonica (International) Limited
Patent Owner

Patent No. 8,542,815

Inter Partes Review No. (To Be Assigned)

DECLARATION OF JAMES BRESS IN SUPPORT OF PETITION FOR INTER PARTES REVIEW

UNDER 35 U.S.C. §§ 311-319 AND 37 C.F.R. § 42.100 et seq.

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IX.	Claim Construction	121
A	"receiving means for receiving a caller identifier and a callee identifier, in respons initiation of a call by a calling subscriber"	
В	"means for locating a caller dialing profile comprising a username associated with caller and a plurality of calling attributes associated with the caller" and "means accessing a database of caller dialing profiles wherein each dialing profile associate plurality of calling attributes with a respective subscriber, to locate a dialing profile associated with the caller, in response to initiation of a call by a calling subscriber"	for es a ofile
C	"means for determining a match when at least one of said calling attributes matche least a portion of said callee identifier"	
D	e. "means for classifying the call as a public network call when said match meets pu network classification criteria"	
E.	. "means for classifying the call as a private network call when said match meets private network classification criteria"	
F.	"means for producing a private network routing message for receipt by a controller, when the call is classified as a private network call, said private network routing message identifying an address, on the private network, associated with callee"	ork the
G	"means for producing a public network routing message for receipt by a controller, when the call is classified as a public network call, said public network routing message identifying a gateway to the public network"	ork
Н	f. "formatting means for formatting said callee identifier into a pre-defined digit for to produce a re-formatted callee identifier"	



	1.	"means for producing a private network routing message for receipt by a call controller, said private network routing message identifying an address, on a private network, through which the call is to be routed, when at least one of said calling attributs and at least a portion of a callee identifier associated with the callee match and when the match meets a private network classification criterion, the address being associated with the callee"
	J.	"means for producing a public network routing message for receipt by a call controller, said public network routing message identifying a gateway to a public network when at least one of said calling attributes and said at least said portion of said callee identifier associated with the callee match and when the match meets a public network classification criterion"
	K.	"means for causing the private network routing message or the public network routing message to be communicated to a call controller to effect routing of the call" 127
X.	A	nalysis of the Prior Art
	A.	Nadeau 128
	B.	Kelly
	C.	Vaziri 139
XI.	Si	ummary of the Grounds for Unpatentability of the Challenged Claims
XII	. <i>N</i>	adeau-Kelly renders obvious Claims 1, 7, 27, 54, 72–74, and 92
	A.	It was obvious to modify the service logic controller ("SLC") of <i>Nadeau</i> to perform the gateway selection process taught in <i>Kelly</i>
	B.	Claim 1
	1.	Preamble: "A process for operating a call routing controller to facilitate communication between callers and callees in a system comprising a plurality of nodes with which callers and callees are associated"
	2.	Limitation 1a: "in response to initiation of a call by a calling subscriber, receiving a caller identifier and a callee identifier"
	3.	Limitation 1b: "locating a caller dialing profile comprising a username associated with the caller and a plurality of calling attributes associated with the caller" 151
	4.	Limitation 1c: "determining a match when at least one of said calling attributes matches at least a portion of said callee identifier"
	5.	Limitation 1d: "classifying the call as a public network call when said match meets public network classification criteria and classifying the call as a private network call when said match meets private network classification criteria" 156
	6.	Limitation 1e: "when the call is classified as a private network call, producing a private network routing message for receipt by a call controller, said private network routing message identifying an address, on the private network associated with the callee"



7.	Limitation 1f: "when the call is classified as a public network call, producing a public network routing message for receipt by the call controller, said public network routing message identifying a gateway to the public network" 166
C.	Claim 7: "The process of claim 1 further comprising formatting said callee identified into a pre-defined digit format to produce a re-formatted callee identifier"
D.	Claim 27
E.	Claim 54
1.	Preamble: "A process for operating a call routing controller to establish a call between a caller and a callee in a communication system"
2.	Limitation 54a: "in response to initiation of a call by a calling subscriber, locating a caller dialing profile comprising a plurality of calling attributes associated with the caller"
3.	Limitation 54b: "when at least one of said calling attributes and at least a portion of a callee identifier associated with the callee match and when the match meets a private network classification criterion, producing a private network routing message for receipt by a call controller, said private network routing message identifying an address, on a private network, the address being associated with the callee"
4.	Limitations 54c: "when at least one of said calling attributes and said at least said portion of said callee identifier associated with the callee match and when the match meets a public network classification criterion, producing a public network routing message for receipt by a call controller, said public network routing message identifying a gateway to a public network"
F.	Claim 72: "The process of claim 54 further comprising causing the private network routing message or the public network routing message to be communicated to a cal controller to effect routing of the call"
G.	Claim 73: "A non-transitory computer readable medium encoded with codes for directing a processor to execute the method of claim 54"
Н.	Claim 74
1.	Preamble: "A call routing controller apparatus for establishing a call between a caller and a callee in a communication system"
2.	Limitation 74a: "a processor operably configured to"
3.	Limitation 74b: "access a database of caller dialing profiles wherein each dialing profile associates a plurality of calling attributes with a respective subscriber, to locate a dialing profile associated with the caller, in response to initiation of a call by a calling subscriber"
4.	Limitation 74c: "produce a private network routing message for receipt by a call controller, said private network routing message identifying an address, on a private network, through which the call is to be routed, when at least one of said calling attributes and at least a portion of a callee identifier associated with the



	callee match and when the match meets a private network classification criterion, the address being associated with the callee"
5	Limitation 74d: "produce a public network routing message for receipt by a call controller, said public network routing message identifying a gateway to a public network, when at least one of said calling attributes and said at least said portion of said callee identifier associated with the callee match and when the match meets a public network classification criterion"
I.	Claim 92: "The apparatus of claim 74 wherein said processor is further operably configured to cause the private network routing message or the public network routing message to be communicated to a call controller to effect routing of the call"
XIII. <i>N</i>	Nadeau-Kelly-Vaziri renders obvious Claims 28, 34, 93, and 111
A.	It was obvious to modify the service logic controller ("SLC") of <i>Nadeau-Kelly</i> to perform the prefix translation process taught by <i>Vaziri</i>
B.	Claim 28
1	Preamble: "A call routing apparatus for facilitating communications between callers and callees in a system comprising a plurality of nodes with which callers and callees are associated"
2	Limitation 28a: "receiving means for receiving a caller identifier and a callee identifier, in response to initiation of a call by a calling subscriber"
3	Limitation 28b: "means for locating a caller dialing profile comprising a username associated with the caller and a plurality of calling attributes associated with the caller"
4	Limitation 28c: "means for determining a match when at least one of said calling attributes matches at least a portion of said callee identifier"
5	Limitation 28d: "means for classifying the call as a public network call when said match meets public network classification criteria"
6	Limitation 28e: "means for classifying the call as a private network call when said match meets private network classification criteria"
7	Limitation 28f: "means for producing a private network routing message for receipt by a call controller, when the call is classified as a private network call, said private network routing message identifying an address, on the private network, associated with the callee"
8	Limitation 28g: "means for producing a public network routing message for receipt by a call controller, when the call is classified as a public network call, said public network routing message identifying a gateway to the public network."
C.	Claim 34: "The apparatus of claim 28 further comprising formatting means for formatting said callee identifier into a pre-defined digit format to produce a reformatted callee identifier."
D	Claim 93 233



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