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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
95/001,926	03/02/2012	7161506 .	20132.0005.RX506	5983

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STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.
1100 NEW YORK AVENUE, N.W.
WASHINGTON, DC 20005

EXAMINER

LEUNG, CHRISTINA Y

ART UNIT	PAPER NUMBER
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3992

MAIL DATE	DELIVERY MODE
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08/16/2013

PAPER

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

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

Transmittal of Communication to Third Party Requester <i>Inter Partes</i> Reexamination	Control No.	Patent Under Reexamination	
	95/001,926	7161506	
	Examiner	Art Unit	
	Christina Y. Leung	3992	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address. --

(THIRD PARTY REQUESTER'S CORRESPONDENCE ADDRESS)

NOVAK DRUCE + QUIGG LLP 2ND REEXAM GROUP
1000 LOUISIANA STREET
FIFTY-THIRD FLOOR
HOUSTON, TX 77002

Enclosed is a copy of the latest communication from the United States Patent and Trademark Office in the above-identified reexamination proceeding. 37 CFR 1.903.

Prior to the filing of a Notice of Appeal, each time the patent owner responds to this communication, the third party requester of the *inter partes* reexamination may once file written comments within a period of 30 days from the date of service of the patent owner's response. This 30-day time period is statutory (35 U.S.C. 314(b)(2)), and, as such, it cannot be extended. See also 37 CFR 1.947.

If an *ex parte* reexamination has been merged with the *inter partes* reexamination, no responsive submission by any *ex parte* third party requester is permitted.

All correspondence relating to this *inter partes* reexamination proceeding should be directed to the **Central Reexamination Unit** at the mail, FAX, or hand-carry addresses given at the end of the communication enclosed with this transmittal.

Right of Appeal Notice (37 CFR 1.953)	Control No.	Patent Under Reexamination
	95/001,926 Examiner Christina Y. Leung	7161506 Art Unit 3992

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address. --

Responsive to the communication(s) filed by:
 Patent Owner on 05 April, 2013
 Third Party(ies) on _____

Patent owner and/or third party requester(s) may file a notice of appeal with respect to any adverse decision with payment of the fee set forth in 37 CFR 41.20(b)(1) within **one-month or thirty-days (whichever is longer)**. See MPEP 2671. In addition, a party may file a notice of **cross** appeal and pay the 37 CFR 41.20(b)(1) fee **within fourteen days of service** of an opposing party's timely filed notice of appeal. See MPEP 2672.

All correspondence relating to this inter partes reexamination proceeding should be directed to the **Central Reexamination Unit** at the mail, FAX, or hand-carry addresses given at the end of this Office action.

If no party timely files a notice of appeal, prosecution on the merits of this reexamination proceeding will be concluded, and the Director of the USPTO will proceed to issue and publish a certificate under 37 CFR 1.997 in accordance with this Office action.

The proposed amendment filed 05 April, 2013 will be entered will not be entered*

*Reasons for non-entry are given in the body of this notice.

- 1a. Claims 91,97 and 99-105 are subject to reexamination.
- 1b. Claims See Continuation Sheet are not subject to reexamination.
2. Claims See Continuation Sheet have been cancelled.
3. Claims _____ are confirmed. [Unamended patent claims].
4. Claims 91,97 and 99-105 are patentable. [Amended or new claims].
5. Claims _____ are rejected.
6. Claims _____ are objected to.
7. The drawings filed on _____ are acceptable. are not acceptable.
8. The drawing correction request filed on _____ is approved. disapproved.
9. Acknowledgment is made of the claim for priority under 35 U.S.C. 119 (a)-(d) or (f). The certified copy has:
 been received. not been received. been filed in Application/Control No. _____.
10. Other _____

Attachments

1. Notice of References Cited by Examiner, PTO-892
2. Information Disclosure Citation, PTO/SB/08
3. _____

Continuation of 1b. Claims not subject to reexamination are: 10,12-15,18,19,24-26,28-38,40,44-68,74-78,80,83 and 92-95.

Continuation of 2. Claims have been canceled are: 1-5,8,9,11,17,20-23,27,39,43,69-73,79,81,82,84-90,96 and 98.

DETAILED ACTION

Reexamination

1. **Claims 91, 97, 99-105** of **Fallon** (US 7,161,506 B2) are being reexamined. Claims 1-5, 8, 9, 11, 17, 20-23, 27, 39, 43, 69-73, 79, 81, 82, 84-90, 96, and 98 were canceled at the conclusion of previous reexamination 95/000,479. Claims 10, 12-15, 18, 19, 24-26, 28-38, 40, 44-68, 74-78, 80, 83, and 92-95 are not subject to reexamination.
2. Patent Owner's response, including amendments to claims 91, 97, 99-105, filed 05 April 2013 to the Action Closing Prosecution mailed 05 March 2013, is acknowledged and entered. Third-Party Requester did not timely file a response.

References and Documents Cited in this Action

Fallon (US 7,161,506 B2)

Sebastian (US 6,253,264 B1)

Kawashima (US 5,805,932 A)

Franaszek (US 5,870,036 A)

PO Response (response to the ACP filed by Patent Owner on 05 April 2013)

Patentable Claims

3. **Claims 91, 97, 99-105** are patentable. In view of PO Response, the rejections of the claims are withdrawn and no longer adopted. The prior art of record, including Sebastian, Franaszek, and Kawashima, does not specifically disclose or fairly teach a method including all of the limitations and steps recited in claims 91, 97, 99-105, particularly including analyzing data within the data block to identify one or more data types of the data with the data block, wherein the analyzing of the data within the data block to identify one or more data types excludes

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