Application Number Information

Application Number: **90/012149** Assignments
Filing or 371(c) Date: **02/17/2012** eDan
Effective Date: **02/17/2012**
Application Received: **02/17/2012**
Patent Number:
Issue Date: **00/00/0000**
Date of Abandonment: **00/00/0000**
Attorney Docket Number: **R1341006C**
Status: **418 /PETITION RECEIVED RE: DENIAL OF REEXAMINATION REQUEST**
Confirmation Number: **4719**
Title of Invention: **USER SPECIFIC AUTOMATIC DATA REDIRECTION SYSTEM**

Examiner Number: **76055 / HOTALING, JOHN**
Group Art Unit: **3992**
Class/Subclass: **726/007.000**
Lost Case: **NO**
Interference Number:
Unmatched Petition: **NO**
L&R Code: Secrecy Code:**1**
Third Level Review: **NO**
Oral Hearing: **NO**

IFW Madras

Secrecy Order: **NO**
Status Date: **05/23/2012**

Bar Code	PALM Location	Location Date	Charge to Loc	Charge to Name	Employee Name	Location

Appln Info | Contents | Petition Info | Atty/Agent Info | Continuity Data | Foreign Data | Inventors | Address | Fees | Post Info | Pre Grant

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Date	Status	Code	Description
07/18/2012		RXPTDE	MAILING OF PETITION DECISION - DENIED
04/25/2012	418	RXRPET	PETITION FOR REVIEW OF REEXAM DENIAL
04/25/2012		RXC/SR	CERTIFICATE OF SERVICE
03/20/2012	416	RXREXD	DETERMINATION -- REEXAM DENIED
03/13/2012		DOCK	CASE DOCKETED TO EXAMINER IN GAU
04/10/2012		NRX.	NOTICE OF REEXAM PUBLISHED IN OFFICIAL GAZETTE
03/08/2012	412	DOCK	CASE DOCKETED TO EXAMINER IN GAU
03/06/2012		RXEXIN	EXAMINER INTERVIEW SUMMARY RECORD
03/05/2012	410	RXPCOM	COMPLETION OF PREPROCESSING - RELEASED TO ASSIGNED GAU
03/05/2012		RXNREQFD	NOTICE OF REEXAMINATION REQUEST FILING DATE
03/05/2012		RXNREQAU	NOTICE OF ASSIGNMENT OF REEXAMINATION REQUEST
02/17/2012		RXOSUB.R	REEXAMINATION REQUESTED BY THIRD PARTY REQUESTER
03/05/2012		RXTTLRPT	TITLE REPORT
02/17/2012		RXIDS.	INFORMATION DISCLOSURE STATEMENT FILED
02/17/2012		RXC/SR	CERTIFICATE OF SERVICE
03/06/2012		MRXN	REEXAMINATION FORMALITIES NOTICE MAILED
03/06/2012		MRXN	REEXAMINATION FORMALITIES NOTICE MAILED
03/01/2012		RXRLF	REEXAM LITIGATION FOUND
02/17/2012	406	RXOSUB	RECEIPT OF ORIGINAL EX PARTE REEXAM REQUEST

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
90/012,149	02/17/2012	6779118	R1341006C	4719

40401 7590 07/18/2012

Hershkovitz & Associates, LLC
2845 Duke Street
Alexandria, VA 22314

EXAMINER	
ART UNIT	PAPER NUMBER

DATE MAILED: 07/18/2012

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

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THIRD PARTY REQUESTER'S CORRESPONDENCE ADDRESS

JERRY T. SEWELL
1803 BROADWAY, APT. 301
NASHVILLE, TN 37203-2761

Date:

MAILED

JUL 18 2012

CENTRAL REEXAMINATION UNIT

EX PARTE REEXAMINATION COMMUNICATION TRANSMITTAL FORM

REEXAMINATION CONTROL NO. : 90012149
PATENT NO. : 6779118
ART UNIT : 3993

Enclosed is a copy of the latest communication from the United States Patent and Trademark Office in the above identified ex parte reexamination proceeding (37 CFR 1.550(f)).

Where this copy is supplied after the reply by requester, 37 CFR 1.535, or the time for filing a reply has passed, no submission on behalf of the ex parte reexamination requester will be acknowledged or considered (37 CFR 1.550(g)).

UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
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Hershkovitz & Associates, LLC : (For Patent Owner)
2845 Duke Street :
Alexandria, VA 22314 :

MAILED

JUL 18 2012

CENTRAL REEXAMINATION UNIT

JERRY T. SEWELL : (For Third Party
1803 BROADWAY, APT. 301 : Requester)
NASHVILLE, TN 37203-2761 :

In re: Ikudome et al. :
Ex Parte Reexamination Proceeding : DECISION ON PETITION
Control No.: 90/012,149 : UNDER 37 CFR §§ 1.181 & 1.515(c)
Deposited: February 17, 2012 :
For: U.S. Patent No.: 6,779,118 :

This is a decision on the petition filed by the third party requester on April 19, 2012, entitled "PETITION UNDER 37 CFR §§ 1.515(c) AND 1.181 FOR RECONSIDERATION OF DENIAL OF REQUEST FOR EX PARTE REEXAMINATION," [hereinafter "the petition"]. Petitioner seeks review of the Order Denying Request for *Ex Parte* Reexamination mailed March 20, 2012.

The petition is before the Director of the Central Reexamination Unit.

The petition is denied.

REVIEW OF RELEVANT FACTS

- U.S. Patent No. 6,779,118 ["the '118 patent"] issued on August 17, 2004.
- A request for *ex parte* reexamination of claims 2-7, 9-14, 16-24 and 26-27 of the '118 patent was filed February 17, 2012 and assigned control no. 90/012,149.
- An order denying the request for reexamination was issued on March 20, 2012.
- On April 19, 2012, the third party requester timely filed the instant petition for reconsideration of the denial of the request.
- The '118 patent was also the subject of now concluded reexamination proceeding 90/009,301 ["the '9301 proceeding"]. Relevant prosecution will be discussed below.

DECISION

Standard of Review

37 CFR § 1.515(c) provides for the filing of a petition under 37 CFR § 1.181 to review an examiner's determination refusing to order *ex parte* reexamination. The CRU Director's review on petition is *de novo*. Therefore, the review will determine whether the examiner's refusal to order reexamination was correct, and will not necessarily indicate agreement or disagreement with every aspect of the examiner's rationale for denying the request.

The Legal Standard for Ordering Reexamination

A review of 35 U.S.C. §§ 302 and 303 reveals that, by statute, *ex parte* reexamination of a United States Patent is only authorized when a consideration of prior art consisting of patents or printed publications establishes that a substantial new question of patentability exists with respect to one or more claims of that patent. 35 U.S.C. § 302 requires that a request for *ex parte* reexamination be based upon prior art as set forth in 35 U.S.C. § 301, that is, prior art consisting of patents or printed publications, while 37 CFR § 1.510(b)(1) requires that a request for *ex parte* reexamination include "a statement pointing out each substantial new question of patentability based on the cited patents and printed publications." A substantial question of patentability (SNQ) is raised by a cited patent or printed publication when there is a substantial likelihood that a reasonable examiner would consider the prior art patent or printed publication important in

deciding whether or not the claim is patentable. If the prior art patents and printed publications relied upon in the request raise a substantial question of patentability, then a "substantial new question of patentability" is present, unless the same question of patentability has already been decided by a final court holding of invalidity after all appeals, or by the Office in an earlier examination or in a reexamination of a patent. If a substantial new question of patentability is found to be raised, an order granting *ex parte* reexamination of the patent is issued.

Summary of the Prior Prosecution with Respect to the '118 Patent

The present request for reexamination is drawn to claims 2-7, 9-14, 16-24 and 26-27. The '118 patent was previously the subject of reexamination proceeding 90/009,301. In that proceeding a final rejection was issued August 2, 2010 rejecting claims 1-31, 33-36, 38-41 and 43-46 as obvious over U.S. Patent No. 6,088,451 to He et al. ["He"] in view of U.S. Patent No. 6,233,686 to Zenchelsky et al. ["Zenchelsky"]. Claims 32, 37, 42 and 47 were rejected as obvious over He in view of Zenchelsky, and further in view of admitted prior art ["APA"]. On appeal, the Board reversed the rejections of claims 1-31, 33-36, 38-41 and 43-46, affirmed the rejections of claims 32, 37, 42 and 47, and issued new grounds of rejection of claims 1, 8, 15 and 25 as obvious over He, Zenchelsky and APA. Claims 32, 37, 42 and 47 depended from claims 1, 8, 15 and 25, therefore the Board simply said that the independent claims would be rejected over He, Zenchelsky and APA for the same reasons as the dependent claims. The Board did not issue new grounds of rejection for the other dependent claims.

Upon return of jurisdiction to the examiner, the patent owner made several amendments. It cancelled claims 1, 8, 15, 25, 32, 37, 42 and 47, all claims still under rejection after the Board decision. It kept as original the no-longer-rejected claims 2-7, 9-14 and 24. It amended claims 16-23 and 26-27; these amendments were minor changes to correct typographical errors and to place some claims in independent form. Other amendments were made that are not relevant to the instant proceeding.

The examiner issued a Notice of Intent to Issue the Reexamination Certificate ["NIRC"] on January 6, 2012, determining that all pending claims were confirmed or patentable. As to claims 2-7, 9-14, 16-24 and 26-27, the examiner stated, in several sections:

> The Board of Patent Appeals and Interferences Decision of August 23, 2011 indicates the proposed rejection of these claims has been reversed (decision at page 10). No proposed new grounds of rejection are indicated. The remaining prior art of record has been considered and not found to raise further issues beyond those issues already addressed by the Board of Patent Appeals and Interferences. Accordingly, claims [2-7, 9-14, 16-24 and 26-27] are [confirmed/patentable].

NIRC mailed January 6, 2012 at pp. 2-3. The reexamination certificate issued March 27, 2012.

In summary, the rejections based on He in view of Zenchelsky were reversed by the Board. Rejections based on He, Zenchelsky and APA were affirmed, and new grounds of rejection of some claims were also instituted by the Board based on this combination. The Board did not apply this combination to other claims

Analysis of the Request for Reexamination and the Denial of the Request

The present request for reexamination proposes that claims 2-7, 9-14, 16-24 and 26-27 are obvious over He in view of Zenchelsky, and further in view of APA. As noted, these claims were rejected in the previous proceeding as obvious over He in view of Zenchelsky. The Board reversed that rejection, finding that the references lacked the "redirection server" of the independent claims. The Board affirmed rejections of other dependent claims where APA was added to the combination, finding that APA teaches a redirection server. The Board entered new grounds of rejection for the independent claims only, rejecting them over He, Zenchelsky and APA. The Board did not address the merits of claims 2-7, 9-14, 16-24 and 26-27 individually; the rejections were reversed due to the reversal as to the independent claims, and the new grounds were not applied to these claims. The requester argues that He, Zenchelsky and APA should now be applied to these claims as well.

The reexamination examiner denied the present request seemingly for two reasons. He stated that the request was premature because the claims, as amended in the previous reexamination, had not yet published, therefore the request was drawn to these not-yet-existing claims rather than the claims in effect at the time of the determination, as required by MPEP § 2240(II). Order mailed March 20, 2012 at 2. He also stated that the request appears to allege an SNQ based on issues currently pending before the Office, and stated there was no SNQ over and above such issues. *Id.* at 2-3. This would apparently mean that the requester presented the same question of patentability as addressed in the previous examination.

Petitioner argues that that the request sufficiently addresses the claims of the patent, the claims that were in effect at the time of the determination as required by 35 U.S.C. § 303 and 37 CFR § 1.515(a). The Director agrees with petitioner. In this case the relevant claims are those that originally issued in the '118 patent, as the 90/009,301 certificate did not issue until after the determination. Claims 2-7 and 9-14 have not been changed and remain as originally present in the '118 patent. The request addresses those claims, as originally patented, therefore the request is properly grounded in the statute in that its proposed SNQs "affect[] any claim of the patent" as required by 35 U.S.C. § 303(a). It likewise addresses "the claims in effect at the time of the determination" as required by 37 CFR § 1.515(a). The Director therefore does not deny the request for this reason.

The request also addresses other claims as they were amended in the '9301 proceeding. As stated, the certificate had not yet issued at the time of the determination, so those claims were not yet in effect at that time. The MPEP, however, recognizes this precise issue, and permits a requester to address proposed amended claims from other co-pending proceedings "to permit examination of the entire patent package" so long as the request is otherwise properly based in the claims in effect at that time. MPEP § 2240(II). The present request satisfies these requirements, as it is grounded at least on original claims 2-7 and 9-14, and as MPEP § 2240(II) tells us it would be a waste of resources to prevent the addressing of the proposed (at the time) amended claims and require the parties to wait for the actual issuance of the certificate.

Accordingly, the request was not improper for being drawn to claims not in effect at the time of the determination.[1]

The main issue now is whether the request has presented a substantial new question of patentability. There is little question the request has set forth a question of patentability, the only question is whether it is new.

A clear question of patentability has been raised in light of the prosecution of the '9301 proceeding. In that proceeding all of the claims at issue here were rejected as obvious over He in view of Zenchelsky. The Board addressed only the independent claims, and reversed the rejections based on the references lacking a feature. The Board however replaced those reversed rejections with a new rejection, adding APA to the combination. The Board, however never addressed the dependent claims, including 2-7, 9-14, 16-23 and 26-27. Given that the reversal was only based on the independent claims, the reversed rejections were basically corrected by adding APA, and there was no finding of error in the original application of He and Zenchelsky to the dependent claims, a reasonable examiner would conclude that adding APA would also be important to the dependent claims. Thus, the requester's application of He, Zenchelsky and APA to substantially the same claims raises a question of patentability.

The question then is whether the question of patentability is "new." A first issue is whether this combination was considered by the Board as to the dependent claims. The Director finds that there is no evidence that the Board considered the combination as to the dependent claims. 37 CFR § 41.50(b) permits the Board to set forth a new ground of rejection, but the rule says the Board "may" include a new ground of rejection, and indeed MPEP § 1213.02 tells us that "the exercise of authority under 37 CFR 41.50(b) is discretionary." MPEP § 1213.02 further tells us that because it is discretionary, "no inference should be drawn from a failure to exercise that

[1] This analysis was technically unnecessary in light of the *de novo* review and the denial for other reasons. The issue was important to address, however, as it appeared to be a primary reason for the examiner denying the request and because it was the primary issue addressed in the petition.

discretion." That the Board declined to reject claims 2 et al. under the combination with APA therefore does not tell us whether the Board actually considered such a rejection.

The final issue is whether the examiner considered the combination. Again, the examiner explicitly recited in the NIRC, as to the claims at issue here:

> The Board of Patent Appeals and Interferences Decision of August 23, 2011 indicate the proposed rejection of these claims has been reversed (decision at page 10). No proposed new grounds of rejection are indicated. The remaining prior art of record has been considered and not found to raise further issues beyond those issues already addressed by the Board of Patent Appeals and Interferences. Accordingly, claims [2-7, 9-14, 16-24 and 26-27] are [confirmed/patentable].

NIRC mailed January 6, 2012 at pp. 2-3. The examiner had the combination of He, Zenchelsky and APA before him; he himself rejected some claims over this combination, and the Board rejected additional claims over this combination. The examiner said that "[t]he remaining prior art has been considered and not found to raise further issues beyond those issues already addressed by the" Board. The examiner was specifically aware of the combination, considered it with respect to these claims, yet declined to make the rejection. The issue was therefore squarely before the examiner during the previous examination, so it is not a new question of patentability.

It is noted that the requester disagrees, arguing that the examiner did not consider this question of patentability as to these claims in the NIRC. It suggests that the examiner was confused by the Board, and believed that the Board confirmed the patentability of the dependent claims or mandated allowance of the claims over the art mentioned in the decision. Request pp. 10-11. This is pure speculation and there is nothing in the record to indicate that the examiner was not aware that he could enter a new rejection after the Board decision. *See* 37 CFR §§ 41.50(b)(1) (discussing reopening of prosecution after new ground of rejection); 1.198 (reopening of prosecution with Director approval); MPEP §§ 1214.06(IV); 1214.07.

The requester also brushes aside the statement by the examiner from the block quote above, stating "the examiner did not consider the patentability of the claims in view of He et al., Zenchelsky and Admitted Prior Art. Rather, the Examiner only considered the remaining prior art of record prior to issuing the" NIRC. Request p. 11. The Director cannot agree. There is no evidence that "remaining" means "all of the art that was not mentioned by the Board." If anything, the "remaining art" would mean the art *other than that of the reversed rejection*, and therefore would include APA. The evidence does not show that the examiner failed to consider this combination as to the claims at issue.

The purpose of reexamination is to address questions of patentability that were not before the Office previously, not to question the previous examiner's judgment. *See In re Swanson*, 88

USPQ2d 1196, 1201-02, 1204-05 (Fed. Cir. 2008) (discussing the legislative history and the use of old art in raising an SNQ). The request amounts to "we are applying the references in the same way, we just think the examiner missed that he could reject." As the Federal Circuit has explained, the substantial new question requirement "guard[s] against simply repeating the prior examination on the same issues" and prevents "[a] second examination, on the identical ground that had previously been raised and overcome." *In re Recreative Technologies*, 38 USPQ2d 1776, 1777-78 (Fed. Cir. 1996). The Office has already had this combination of references before it and deemed all of the claims patentable. The Office will not reconsider that decision absent some new and different evidence, argument, interpretation, or the like. There is no indication that this old art is being viewed in a new light or a different way than it was previously, or with some new interpretation of the references. There is no evidence that the examiner failed to appreciate that he was permitted to reject the claims. There is nothing to show that the questions of patentability are new and different than those from the previous examination.

Accordingly, because the combination was before the examiner during the previous examination, the requester has not raised a substantial new question of patentability. The petition filed April 19, 2012 is denied and the request for reexamination is denied.

CONCLUSION

1. Based on a *de novo* review of the record as a whole, the petition is denied.

2. Accordingly, the request for *ex parte* reexamination of claims 2-7, 9-14, 16-24 and 26-27 is denied.

3. This decision is final and nonappealable. 35 U.S.C. § 303(c) & 37 CFR § 1.515(c). No further communication on this matter will be acknowledged or considered.

4. Telephone inquiries related to this decision should be directed to Alexander Kosowski, Supervisory Patent Examiner, at (571) 272-3744 or Mark Reinhart, Supervisory Patent Examiner, at (571) 272-1611..

Irem Yucel
Director, Central Reexamination Unit

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No.	:	6,779,118
Reexamination Control No.	:	90/012,149
Filed	:	February 2, 2012
Examiner	:	John Hotaling
Art Unit	:	3992
Confirmation No.	:	4719

AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT

ACCOMPANYING

PETITION UNDER 37 CFR §§ 1.515(c) AND 1.181 FOR RECONSIDERATION OF DENIAL OF REQUEST FOR EX PARTE REEXAMINATION

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

Dear Sir:

This authorization to charge Deposit Account No. 503550 accompanies a Petition under 37 CFR §§ 1.515(c) AND 1.18 for Reconsideration of Denial of Request for Ex Parte Reexamination.

Neither MPEP 2228 nor 37 CFR 1.515 nor 37 CFR 1.181 specifies a fee that must accompany the Petition. Accordingly, no fee is being submitted herewith. However, if any fee is required for the Petition, the Commissioner is authorized to charge the fee to the undersigned attorney's Deposit Account No. **503550** associated with Customer No. **51476**.

Respectfully submitted,

Date: April 19, 2012

By: /Jerry Turner Sewell/
Jerry Turner Sewell
Customer No. 51476
Registration No. 31,567
Requestor of Record
949-433-2849

Electronic Acknowledgement Receipt

EFS ID:	12586899
Application Number:	90012149
International Application Number:	
Confirmation Number:	4719
Title of Invention:	User Specific Automatic Data Redirection System
First Named Inventor/Applicant Name:	6779118
Customer Number:	40401
Filer:	Jerry T. Sewell
Filer Authorized By:	
Attorney Docket Number:	R1341006C
Receipt Date:	19-APR-2012
Filing Date:	17-FEB-2012
Time Stamp:	20:12:34
Application Type:	Reexam (Third Party)

Payment information:

Submitted with Payment	no

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Petition for Review of Reexam Denial	10101-002RX_Petition_for_Review_of_Denial_of_Reexam_Request.pdf	11179430 60862f49fe6a58527e9318972cb718f322232200	no	73

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2	Miscellaneous Incoming Letter	10101-002RX_Authorization_to_Charge_Deposit_Account.pdf	48705 d9253a3706a878e9ce49ae1cf0ea13874fc0560b	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

Patent No.	:	6,779,118
Reexamination Control No.	:	90/012,149
Filed	:	February 2, 2012
Examiner	:	John Hotaling
Art Unit	:	3992
Confirmation No.	:	4719

PETITION UNDER 37 CFR §§ 1.515(c) AND 1.181 FOR RECONSIDERATION OF DENIAL OF REQUEST FOR EX PARTE REEXAMINATION

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

Dear Sir:

The Requestor of the above-identified *ex parte* reexamination hereby petitions for reconsideration of the March 20, 2012 Order Denying *Ex Parte* Reexamination ("Order").

Requestor filed a Request for Reexamination (the "Request") on February 2, 2012, which identified **Claims 2-7, 9-14, 16-24, and 26-27** of US Patent No. 6,779,118 for reexamination. The Order found that the request was improper in view of the prior pending reexamination with Control No. 90/009,301 (the "prior reexamination"). As stated in the Order:

> The proposed [substantial new question] stems from a Board decision in a concurrent pending Reexamination proceeding 90/009301. The request appears to allege an SNQ based on issues currently pending before the office. While the claims in the pending reexamination appear to have been amended and a NIRC is pending, these claims have not yet *published*. Therefore the request appears to be premature and not clearly based on *claims in effect at the time of the request* as required by MPEP 2240(II).

Order at 2 (emphasis in original).

Requestor respectfully disagrees. Although a second reexamination request must be based on the claims in effect at the time of the determination[1] and not claims amended during a concurrent reexamination, the Order failed to observe that **the present Request for Reexamination is in fact based on the claims in effect at the time of the determination**.

Indeed, this must be so because Claims 2-7 and 9-14 were not amended at all during the prior reexamination. Thus, at a minimum, the Request is based on Claims 2-7 and 9-14 as they were in effect at the time of the determination, so reexamination is proper on those claims.

Requestor's arguments on Claims 16-24 and 26-27 are permitted as "information directed to a proposed new or amended claim in the pending reexamination" presented to "permit examination of the entire patent package." MPEP § 2240(II). Furthermore, Claims 16-24 and 26-27 were only amended in insubstantial ways, so the claims in the prior reexamination are essentially identical to those in effect at the time of the determination. Thus, reexamination is also proper on Claims 16-24 and 26-27.

Since Requestor applied the correct claims in the Request for Reexamination, the Request should be granted and a new reexamination should proceed. Since a Reexamination Certificate has already issued in the prior reexamination, any reexamination proceedings based on the present Request should apply the claims as issued in the Reexamination Certificate. However, Claims 2-7, 9-14, 16-24, and 26-27 in the Reexamination Certificate are essentially identical to the corresponding claims of the original patent, so the arguments presented in the present Request apply equally to render the claims of the Reexamination Certificate unpatentable.

Statement of Facts

On August 17, 2004, US Patent No. 6,779,118 to Ikudome et al. ("the '118 patent") issued.

The prior reexamination, with Control No. 90/009,301, was filed December 17, 2008. A Notice of Intent to Issue a Reexamination Certificate was issued in that prior

[1] Although the Order refers to the "claims in effect at the time of the *request*," the relevant rule refers to the "claims in effect at the time of the *determination*." 37 CFR § 1.515; MPEP § 2240(II).

reexamination on January 6, 2012. Ex Parte Reexamination Certificate No. 8926 in that reexamination issued on March 27, 2012.

Throughout the prior reexamination, Claims 2-7 and 9-14 were not amended at all.

Claims 16-24 were dependent claims in the original patent. Independent base Claim 15 was cancelled in the reexamination. Claims 16-23 were each amended during reexamination to present each claim as an independent claim that included limitations from Claim 15. During the course of the reexamination, Claim 15 was amended to correct the misspelled word "programmed" to "programmed;" to revise the phrase "to control passing" to "control data passing;" to revise the phrase "to allow modification" to "allow automated modification;" and to revise the phrase "the user access" to "the user accesses."

Claims 18, 21 and 22 were further amended to correct the ungrammatical phrase "the user access" to "the user accesses" at a second location in each of the claims.

Claim 24 depends from amended Claim 23 and was deemed to patentable because of the dependence from a patentable claim.

Claim 26 was amended to correct the ungrammatical phrase "the user access" to "the user accesses."

Claim 27 was amended to modify the phrase "the location or locations the user access" to "a location or locations the user accesses."

The Patent Owner stated that all of the amendments, other than the bodily incorporation of the text from Claim 15 into dependent Claims 16-24, were made "to correct minor typographical and grammatical errors," as set forth on page 10 of the attached Exhibit A (November 14, 2009 Patent Owner's "Response under 37 CFR 1.111 and Proposed Amendment under 37 CFR 1.530" in Reexamination Proceeding 90/009,301). The Patent Owner also stated that "the original patented claims 15, 18, 21, 26, and 27 are merely ungrammatical," as set forth on page 8 of attached Exhibit B (October 4, 2010 Patent Owner's "After Final Response under 37 CFR 1.116 and Proposed Amendment" in Reexamination Proceeding 90/009,301. The bodily incorporation of Claim 15 into Claims 16-24 did not change the scope of Claims 16-24.

Thus, except for correction of minor typographical and grammatical errors, amended Claims 16-24 do not differ from the claims in the original patent.

The present Request for Reexamination was filed February 12, 2012. On March 20, 2012, the present Request was denied in the Order Denying Request for *Ex Parte* Reexamination, on the grounds that the Request was not based on the claims in effect at the time of the request, but rather on the claims as amended during the prior reexamination.

The Reexamination Request Should Be Granted Because It Was Based on the Claims in Effect at the Time of the Determination

37 CFR § 1.515 states that an examiner will "determine whether or not a substantial new question of patentability affecting any claim of the patent is raised by the request and the prior art cited therein, with or without consideration of other patents or printed publications. The examiner's determination will be based on the claims in effect at the time of the determination."

Regarding the present Request, it is undisputed that the "claims in effect" are the claims that issued on August 17, 2004, as U.S. Pat. No. 6,779,118. The Request was based on Claims 2-7, 9-14, 16-24, and 26-27 of that patent. Therefore, contrary to the Order's assertion, the present Request is based on the claims in effect at the time of the determination. Accordingly, the Request for Reexamination should be granted.

The Order provides no reason to believe otherwise. It states that "the request appears to allege an SNQ based on ***issues*** currently pending before the office," but it does not state that the request is based on ***claims*** currently pending before the Office. The Order fails to identify a single difference between the claims in effect at the time of the determination and the claims requested for reexamination.

The present Request identified Claims 2-7, 9-14, 16-24, and 26-27 for reexamination. Of the identified claims, Claims 2-7 and 9-14 remained unamended throughout the prior reexamination, so those claims are exactly identical to the claims in effect at the time of the determination. Thus, at a minimum, the Request applied Claims 2-7 and 9-14 as they were in effect at the time of the determination, so reexamination should be granted on those claims.

The arguments in the Request for Claims 16-24 and 26-27 were also proper for at least two reasons. First, MPEP § 2240(II) states:

> Once the second or subsequent request has provided a "different" substantial new question of patentability based on the claims in effect at the time of the determination, **the second or subsequent request for reexamination may also provide information directed to any proposed new or amended claim in the pending reexamination, to permit examination of the entire patent package**.

(Emphasis added.)

As explained above, the request for reexamination of Claims 2-7 and 9-14 is uncontrovertibly based on the "claims in effect at the time of the determination." Thus, arguments in the Request regarding Claims 16-24 and 26-27 are proper at least "to permit examination of the entire patent package," as explicitly provided for by the MPEP.

Furthermore, the analysis of Claims 16-24 and 26-27 in the February 2, 2012 Request applies equally to the claims in effect at the time of the determination and the claims as amended during the prior reexamination. The bodily incorporation of independent claims was done only to comply with Patent Office procedures, and did not change the scope of the claims. The Patent Owner admitted that the other amendments were only "to correct minor typographical and grammatical errors." (Exhibit A at 10; *accord* Exhibit B at 8.) Because of the nature of these amendments, any arguments raised against the patentability of the amended claims would apply equally to the claims in effect at the time of the determination. Accordingly, the Request correctly raised a substantial new question of patentability as to Claims 16-24 and 26-27 as they were in effect at the time of the determination.

For the aforementioned reasons, Requestor properly based the Request on the claims in effect at the time of the determination. The Order provided no other reason for denying the request. Accordingly, the Request should be granted.

Reexamination Should Proceed Based on the Claims As Issued on the Reexamination Certificate

Although the determination of whether to grant the present Request is based on the claims in effect at the time of the determination, the subsequent reexamination should proceed based on the claims as amended during the prior reexamination. "Where a request for reexamination is granted and reexamination is ordered, the first Office action and any subsequent reexamination prosecution should be on the basis of the claims as amended by any copending reexamination or reissue proceeding." MPEP § 2243 (Emphasis added).

The reexamination certificate in the prior reexamination was issued on March 27, 2012. Thus, upon granting the present Request for Reexamination, the subsequent reexamination proceeding should be based on the claims in the reexamination certificate.

The Arguments Presented in the Present Request for Reexamination Apply with Equal Force to the Claims in the Reexamination Certificate

The present Request, as explained above, is based on the claims in effect at the time of the determination, namely the claims as originally issued with U.S. Patent No. 6,779,118. However, the arguments presented in the Request apply equally to those claims as issued in the Reexamination Certificate.

The Request provides arguments for the unpatentability of Claims 2-7, 9-14, 16-24 and 26-27 as originally issued in the '118 patent. Claims 2-7 and 9-14 of the Reexamination Certificate are identical to Claims 2-7 and 9-14 of the original patent. Claims 16-24 and 26-27 of the Reexamination Certificate are identical to the respective claims of the original patent, other than minor spelling and grammatical corrections. Because the claims of the Reexamination Certificate are essentially identical to the original claims of the '118 patent, the arguments presented in the present Request apply equally to both sets of claims.

Conclusion

For the foregoing reasons, Requestor respectfully submits that the Request for Reexamination was in fact based on the claims in effect at the time of the request. Accordingly, the Order Denying *Ex Parte* Reexamination should be reversed.

Authorization to Charge Deposit Account for any Petition Fee

Neither MPEP 2228 nor 37 CFR 1.515 nor 37 CFR 1.181 specifies a fee that must accompany this Petition. Accordingly, no fee is being submitted herewith.

If any fee is required for this Petition, the Commissioner is authorized to charge the fee to the undersigned attorney's Deposit Account No. 503550.

Respectfully submitted,

Date: April 19, 2012

By: /Jerry Turner Sewell/
Jerry Turner Sewell
Registration No. 31,567
Requestor of Record
949-433-2849

CERTIFICATE OF SERVICE

I hereby certify that a copy of the attached **PETITION UNDER 37 CFR §§ 1.515(c) AND 1.181 FOR RECONSIDERATION OF DENIAL OF REQUEST FOR EX PARTE REEXAMINATION** is being served by First Class US Mail on April 19, 2012, on the current attorneys of record for the Patent Owner:

Hershkovitz & Associates, LLC
2845 Duke Street
Alexandria VA 22314

By: /Jerry Turner Sewell/
Jerry Turner Sewell

Exhibit A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Koichiro Ikudome, et al. Art Unit: 3992

Reexamination Proceeding: 90/009,301 Confirmation No.: 6609
(based on U.S. Patent No. 6,779,118)

Reexamination Filed: December 17, 2008 Examiner: Sam Rimell

For: USER SPECIFIC AUTOMATIC DATA REDIRECTION SYSTEM

RESPONSE UNDER 37 CFR 1.111
AND PROPOSED AMENDMENT UNDER 37 CFR 1.530

Attn: Mail Stop "Ex Parte Reexamination" November 14, 2009
Central Reexamination Unit
Commissioner for Patents
United States Patent & Trademark Office
P.O. Box 1450
Alexandria, Virginia 23313-1450

Dear Commissioner:

In response to the Patent Office communication mailed on September 15, 2009 in the above-identified *ex-parte* reexamination proceeding, please amend the present claims and add new claims as proposed below and consider the detailed traversal below, wherein:

The Status of claims is listed on page 2 of this paper.

Amendments to the Claims begin on page 3 of this paper.

Remarks/Arguments begin on page 8 of this paper.

Notice of Concurrent Litigation appears on page 8 of this paper.

Evidence of Service of this Response on the 3rd party requester is found after the last page of this paper.

STATUS OF CLAIMS

Claims 1-27 are subject to reexamination, and are rejected. Claims 1-14, 16, 17, 19, 20, and 22-25 are not amended. Claims 15, 18, 21, 26, and 27 are proposed to be amended. Claims 28-47 are proposed new claims.

AMENDMENTS TO THE CLAIMS

Please amend claims 15, 18, 21, 26, and 27, and add proposed new claims 28-47 as follows:

15. (Currently Amended) A system comprising:

a redirection server [programed] programmed with a user's rule set correlated to a temporarily assigned network address; wherein the rule set contains at least one of a plurality of functions used to control data passing between the user and a public network;

wherein the redirection server is configured to allow automated modification of at least a portion of the rule set correlated to the temporarily assigned network address; and

wherein the redirection server is configured to allow automated modification of at least a portion of the rule set as a function of some combination of time, data transmitted to or from the user, or location the user attempts to access.

18. (Currently Amended) The system of claim 15, wherein the redirection server is configured to allow modification of at least a portion of the rule set as a function of the location or locations the user attempts to access.

21. (Currently Amended) The system of claim 15, wherein the redirection server is configured to allow the removal or reinstatement of at least a portion of the rule set as a function of the location or locations the user attempts to access.

26. (Currently Amended) The method of claim 25, further including the step of modifying at least a portion of the user's rule set as a function of one or more of: time, data transmitted to or from the user, and location or locations the user attempts to access.

27. (Currently Amended) The method of claim 25, further including the step of removing or reinstating at least a portion of the user's rule set as a function of one or more of: time, the data transmitted to or from the user and [the] a location or locations the user attempts to access.

28. (New, proposed) The system of claim 1, wherein the individual rule set includes at least one rule as a function of a type of IP (Internet Protocol) service.

29. (New, proposed) The system of claim 1, wherein the individual rule set includes an initial temporary rule set and a standard rule set, and wherein the redirection server is configured to utilize the temporary rule set for an initial period of time and to thereafter utilize the standard rule set.

30. (New, proposed) The system of claim 1, wherein the individual rule set includes at least one rule allowing access based on a request type and a destination address.

31. (New, proposed) The system of claim 1, wherein the individual rule set includes at least one rule redirecting the data to a new destination address based on a request type and an attempted destination address.

32. (New, proposed) The system of claim 1, wherein the redirection server is configured to redirect data from the users' computers by replacing a first destination address in an IP (Internet protocol) packet header by a second destination address as a function of the individualized rule set.

33. (New, proposed) The method of claim 8, wherein the individual rule set includes at least one rule as a function of a type of IP (Internet Protocol) service.

34. (New, proposed) The method of claim 8, wherein the individual rule set includes an initial temporary rule set and a standard rule set, and wherein the redirection server is configured to utilize the temporary rule set for an initial period of time and to thereafter utilize the standard rule set.

35. (New, proposed) The method of claim 8, wherein the individual rule set includes at least one rule allowing access based on a request type and a destination address.

36. (New, proposed) The method of claim 8, wherein the individual rule set includes at least one rule redirecting the data to a new destination address based on a request type and an attempted destination address.

37. (New, proposed) The method of claim 8, wherein the redirection server is configured to redirect data from the users' computers by replacing a first destination address in an IP (Internet

protocol) packet header by a second destination address as a function of the individualized rule set.

38. (New, proposed) The system of claim 15, wherein the individual rule set includes at least one rule as a function of a type of IP (Internet Protocol) service.

39. (New, proposed) The system of claim 15, wherein the individual rule set includes an initial temporary rule set and a standard rule set, and wherein the redirection server is configured to utilize the temporary rule set for an initial period of time and to thereafter utilize the standard rule set.

40. (New, proposed) The system of claim 15, wherein the individual rule set includes at least one rule allowing access based on a request type and a destination address.

41. (New, proposed) The system of claim 15, wherein the individual rule set includes at least one rule redirecting the data to a new destination address based on a request type and an attempted destination address.

42. (New, proposed) The system of claim 15, wherein the redirection server is configured to redirect data from the users' computers by replacing a first destination address in an IP (Internet protocol) packet header by a second destination address as a function of the individualized rule set.

43. (New, proposed) The method of claim 25, wherein the individual rule set includes at least one rule as a function of a type of IP (Internet Protocol) service.

44. (New, proposed) The method of claim 25, wherein the individual rule set includes an initial temporary rule set and a standard rule set, and wherein the redirection server is configured to utilize the temporary rule set for an initial period of time and to thereafter utilize the standard rule set.

45. (New, proposed) The method of claim 25, wherein the individual rule set includes at least one rule allowing access based on a request type and a destination address.

46. (New, proposed) The method of claim 25, wherein the individual rule set includes at least one rule redirecting the data to a new destination address based on a request type and an attempted destination address.

47. (New, proposed) The method of claim 25, wherein the redirection server is configured to redirect data from the users' computers by replacing a first destination address in an IP (Internet protocol) packet header by a second destination address as a function of the individualized rule set.

REMARKS/ARGUMENTS

I. Introduction and Discussion of Preliminary Issues

A. Introduction

This Response and Proposed Amendment is filed in reply to the Office Action mailed September 15, 2009. As the due date for filing a response is November 16, 2009 (since November 15, 2009 is a Sunday), it is respectfully submitted that this Response is being timely filed.

A copy of this Response is being served on the third party requester pursuant to 37 CFR 1.248 and 37 CFR 1.550(f).

Claims 1-27 are subject to reexamination, and are rejected. Claims 1-14, 16, 17, 19, 20, and 22-25 are not amended. Claims 15, 18, 21, 26, and 27 are proposed to be amended. Claims 28-47 are proposed new claims. No new matter is added, nor is the scope of the claims enlarged.

B. Notice of Concurrent Litigation

Patent Owner notes that the Present Patent is involved in the following Civil Actions:

Linksmart Wireless Technology, LLC v. T-Mobile USA, Inc., No. 2:08-cv-00264-TJW-CE in the United States District Court for the Eastern District of Texas;

Linksmart Wireless Technology, LLC v. Cisco Systems, Inc., No. 2:08-cv-00304-DF-CE in the United States District Court for the Eastern District of Texas; and

Linksmart Wireless Technology, LLC v. SBC Internet Services, Inc., No. 2:08-cv-00385-TJW in the United States District Court for the Eastern District of Texas.

C. Proposed Rejections from Request for Reexamination are Not Used

Patent Owner notes that the pending Office Action did not use any of the rejections which were proposed by the Request for Reexamination. The Office Action introduced new rejections which were not proposed by the Request for Reexamination.

Specifically, the pending Office Action rejected claims 1-27 under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,088,451 (hereinafter "He '451") in view of U.S. Patent No. 6,233,686 (hereinafter "Zenchelsky"). As stated on page 2 of the Office Action, He '451 is newly-cited art. Patent Owner notes that Zenchelsky was previously cited in the Request for Reexamination.

Thus, Patent Owner interprets the Office Action as determining that all of proposed rejections from the Request for Reexamination are improper, and as determining that patented claims 1-27 are patentable over all of the proposed rejections from the Request for Reexamination.

II. Amendments - New Claims

By this Amendment, claims 15, 18, 21, 26, and 27 are amended to correct minor typographical and grammatical errors, and new claims 28-47 are proposed to be added.

The newly added claims find support throughout the patent specification and claims, as originally filed. Specific examples of support for each of the new claims are mentioned below, although the totality of support for each claim is not necessarily limited to any such specific support.

New dependent claims 28, 33, 38, and 43 are supported by, at a minimum, the Present Patent at column 2, lines 8-14. New dependent claims 29, 34, 39, and 44 are supported by, at a minimum, the Present Patent at column 5, lines 31-44. New dependent claims 30, 35, 40, and 45 are supported by, at a minimum, the Present Patent at column 6, lines 43 and 44. New dependent claim 31, 36, 41, and 46 are supported by, at a minimum, the Present Patent at column 6, lines 47-49. New dependent claims 32, 37, 42, and 47 are supported by, at a minimum, the Present Patent at column 6, lines 47-49.

III. Summary of Rejections

Claims 1-27 are rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,088,451 (hereinafter "He '451") in view of U.S. Patent No. 6,233,686 (hereinafter "Zenchelsky"). Patent Owner respectfully disagrees.

Claims 1, 8, 15, and 25 are the sole independent claims of the Present Patent. The rejections are discussed below, and are organized according to the independent claims.

IV. Rejection of Claims 1-7

A. Independent Claim 1

Independent claim 1 recites, in part, "wherein **the authentication accounting server** accesses the database and **communicates the individualized rule set** that correlates with the first user ID and the temporarily assigned network address **to the redirection server**."

As an illustrative and non-limiting example of claim 1, the Present Patent states (at lines 55-59 of column 4) that the "Auto-Navi component of the authentication accounting server 204 queries the database for the rule set to apply to each new session, and forwards the rule set and the currently assigned IP address to the redirection server 208."

The Office Action, at page 4, asserts that the above feature of claim 1 is disclosed by He '451 at column 17, line 61 to column 18, line 1. However, He '451, at column 17, line 61 to column 18, line 1, merely states:

> (2) Upon receiving the user request message, the authentication server 202 uses the user identifier in the in the message to look up the user registration database 210 and retrieves a record corresponding to that user (user record). A response message is prepared by the authentication server 202 and **sent back to the user**. The response message contains a general ticket for the user to communicate with the credential server 204 for authentication. (emphasis added)

He '451, at column 16, lines 52-67, states that a "record" may include the list of "user credentials" reflecting "the most recent changes to the privilege set for the user." However, He '451 merely sends the response message **back to the user**.

Thus, He '451 does not teach or suggest that the authentication accounting server "accesses the database and **communicates the individualized rule set** that correlates with the first user ID and the temporarily assigned network address **to the redirection server,"** as required by claim 1.

Further, Patent Owner submits that dependent claims 2-7 depend from claim 1, and are patentable for the same reasons as claim 1, as well as on their own merits.

Therefore, Patent Owner submits that the rejections of claims 1-7 should be withdrawn.

B. Dependent Claim 5 (depends from claim 1)

Dependent claim 5 recites, in part, "the redirection server further **redirects the data** to and from the users' computers as a function of the individualized rule set."

As an illustrative and non-limiting example of claim 5, the present patent states: "[t]he redirection server programs the rule set and the IP address so as to filter and redirect the user's packets according to the rule set" (at column 6, lines 37-39); "dynamically changing rules, to allow the redirection, blocking, or allowing" (at column 2, lines 62-63); and "pass . . . block . . . or modify the request according to the redirection information" (at column 3, lines 18-20).

Further, the Present Patent provides a specific illustrative and non-limiting example of **redirecting a message from a first destination address (or attempted destination address) of "*.xyz.com" to a second destination address (or redirected destination address) of "www.us.com"** (at column 6 line 21, and at column 6 lines 46-49).

The Office Action, at page 5, asserts that He '451 discloses the above feature at column 19, lines 2-11. However, He '451, at column 19, lines 2-11, merely states:

> Based on the user identifier, the credential server 204 will retrieve the list of user credentials from the registration database 210 and enclose the list in a credential ticket. The credential ticket is **sent back in a response message and will be used for the user** to communicate with the network element access server 206. (emphasis added)

Additionally, He '451, at column 9, lines 38-41, merely discloses "an access control list for each network resource or information . . . shall contain the list of user identifiers who are

allowed to access it and the kind of access rights that are allowed to each user." In other words, He '451 **merely blocks or allows access**, and merely determines the kind of access rights that are allowed to each user who is allowed access. He '451 **does not redirect data**.

Further, FIG. 5 of He '451 merely discloses a state diagram. Specifically, element 504 is the "Login" state, which can transition to three other states:

a) element 506: the "Authorization OK" state;

b) element 508: the "No Match" state; and

c) element 510: the "Terminate" state.

As discussed in the He '451 specification at column 26, line 33 to column 27, line 12, FIG. 5 illustrates an exemplary state diagram of an operational flow. There is no disclosure of redirecting data from a user. Rather, FIG. 5 appears to merely block data from a user when the "No Match" state is reached, and also when the "Terminate" state is reached. Further, FIG. 5 also appears to merely allow data (without redirection) when the "Authorization OK" state is reached.

Thus, He '451 does not teach or suggest that the redirection server "**redirects the data**" as required by dependent claim 5.

Therefore, Patent Owner submits that the rejection of dependent claim 5 should be withdrawn.

C. Dependent Claim 6 (depends from claim 1)

Dependent claim 6 recites, in part, "the redirection server further **redirects the data from the users' computers to multiple destinations** as a function of the individualized rule set." Illustrative examples of redirecting data are discussed above with respect to claim 5.

The Office Action, at page 6, asserts that He '451 discloses the above feature at FIG. 10, wherein the plural network elements 104 allegedly represent multiple potential destinations for interaction based on particular user credentials. However, as discussed above with respect to claim 5, He '451 merely blocks or allows access, and merely determines the kind of access rights that are allowed to each user who is allowed access. He '451 **does not redirect data.**

Thus, He '451 does not teach or suggest that "the redirection server further **redirects the data from the users' computers to multiple destinations** as a function of the individualized rule set," as required by dependent claim 6.

Therefore, Patent Owner submits that the rejection of dependent claim 6 should be withdrawn.

V. Rejection of claims 8-14

A. Independent Claim 8

Independent claim 8 recites, in part, "**communicating the individualized rule set** that correlates with the first user ID and the temporarily assigned network address **to the redirection sever** from the authentication accounting server."

As an illustrative and non-limiting example of claim 8, the Present Patent states (at lines 55-59 of column 4) that the "Auto-Navi component of the authentication accounting server 204 queries the database for the rule set to apply to each new session, and forwards the rule set and the currently assigned IP address to the redirection server 208."

The Office Action, at page 7, asserts that the above feature of claim 8 is disclosed by He '451 at column 17, line 61 to column 18, line 1. However, He '451, at column 17, line 61 to column 18, line 1, merely states:

> (2) Upon receiving the user request and retrieves a record corresponding to that user (user record). A response message is prepared by the authentication server 202 and message, the authentication server 202 uses the user identifier in the in the message to look up the user registration database 210 **sent back to the user**. The response message contains a general ticket for the user to communicate with the credential server 204 for authentication. (emphasis added)

He '451, at column 16, lines 52-67, states that a "record" may include the list of "user credentials" reflecting "the most recent changes to the privilege set for the user." However, He '451 merely prepares a response message and sends the response message **back to the user**.

Thus, He '451 does not teach or suggest that the authentication accounting server "accesses the database and **communicates the individualized rule set** that correlates with the first user ID and the temporarily assigned network address **to the redirection server**," as required by claim 8.

Further, Patent Owner submits that dependent claims 9-14 depend from claim 8, and are patentable for the same reasons as claim 8, as well as on their own merits.

Therefore, Patent Owner submits that these rejections of claims 8-14 should be withdrawn.

B. Dependent Claim 12 (depends from claim 8)

Dependent claim 12 recites, in part, "**redirecting the data to and from the users' computers as a function of the individualized rule set**."

As an illustrative and non-limiting embodiment of claim 12, the Present Patent states: "[t]he redirection server programs the rule set and the IP address so as to filter and redirect the user's packets according to the rule set" (at column 6, lines 37-39); "dynamically changing rules, to allow the redirection, blocking, or allowing" (at column 2, lines 62-63); and "pass . . .

block . . . or modify the request according to the redirection information" (at column 3, lines 18-20 20). Further, Present Patent provides a specific illustrative example of **redirecting a message from a destination address of "*.xyz.com" to a redirected destination address of "www.us.com"** (at column 6 line 21, and at column 6 lines 46-48).

The Office Action, at page 8, asserts that He '451 discloses the above feature at column 19, lines 2-11. However, He '451, at column 19, lines 2-11, merely states:

> Based on the user identifier, the credential server 204 will retrieve the list of user credentials from the registration database 210 and enclose the list in a credential ticket. The credential ticket is **sent back in a response message and will be used for the user** to communicate with the network element access server 206. (emphasis added)

Additionally, He '451, at column 9, lines 38-41, merely discloses "an access control list for each network resource or information . . . shall contain the list of user identifiers who are allowed to access it and the kind of access rights that are allowed to each user." In other words, He '451 **merely blocks or allows access**, and merely determines the kind of access rights that are allowed to each user who is allowed access. He '451 does not redirect data.

Thus, He '451 does not teach or suggest "**redirecting the data**" as required by dependent claim 12.

Therefore, Patent Owner submits that the rejection of dependent claim 12 should be withdrawn.

C. Dependent claim 13 (depends from claim 8)

Dependent claim 13 recites, in part, "the redirection server further **redirects the data from the users' computers to multiple destinations** as a function of the individualized rule set." Illustrative examples of redirecting data are discussed above with respect to claim 12.

The Office Action, at pages 8 and 9, asserts that He '451 discloses the above feature at FIG. 10, wherein the plural network elements 104 allegedly represent multiple potential destinations for interaction based on particular user credentials. However, as discussed above with respect to claim 12, He '451 **merely blocks or allows access**, and merely determines the kind of access rights that are allowed to each user who is allowed access. He '451 does not redirect data as discussed above with respect to claim 12.

Thus, He '451 does not teach or suggest that the redirection server "**redirects the data from the users' computers to multiple destinations**" as required by dependent claim 13.

Therefore, Patent Owner submits that the rejection of dependent claim 13 should be withdrawn.

VI. Rejection of claims 15-24

A. Independent Claim 15

Amended independent claim 15 recites, in part, "the redirection server is configured to allow **automated modification of at least a portion of the rule set . . . as a function of some combination of time, data transmitted to or from the user, or a location that the user attempts to access**."

As an illustrative and non-limiting example of claim 15, the Present Patent (at column 7, at lines 9-10) states that **a redirection rule ("*=>www.widgetsell.com") will expire after being invoked a single time ("expire" and "1x").** The expired rule may be automatically removed from the rule set after being invoked a single time. In this example, the rule set is automatically modified (by removal) as a function of a combination of time and the location that the user attempts to access.

Similarly, as another illustrative and non-limiting example of claim 15, a redirection rule that will expire after two uses ("expire" and "2x") may be decremented (automatically modified) after the first invocation to expire after one more use ("expire" and "1x"), and then may be removed (automatically modified again) after the modified rule ("1x") is invoked.

The Office Action, at page 10, asserts that the above feature of claim 15 is disclosed by He '451 at column 17, line 13, and column 17, lines 19-21. However, He '451, at column 17, lines 6-13, merely states, "[o]ther **administrative information** to enhance the effectiveness of the network security mechanisms. The administrative information includes, but not limited to . . . **the maximum lifetime of each authentication**." Further, He '451, at column 17, lines 19-21, merely provides a database tool for "the **security system administrator** [a human] to **create, delete, disable and modify a user account**." However, the user records of He '451 appear to remain unchanged, even after the maximum lifetime of the authentication expires.

First, He '451 merely discloses a system security administrator (a person), and does not teach or suggest an "**automated** modification of at least a portion of the rule set," as required by claim 1.

Second, He '451 merely discloses a "maximum lifetime of each authentication," but does not teach or suggest "**modification**" at least a portion of the rule set **as a function of** "time, data transmitted to or from the user, or a location that the user attempts to access," as required by claim 1.

Third, even if He '451 discloses modifying at least a portion of the rule set as a function of time (which the Patent Owner does not admit), then He '451 still does not teach or suggest "automated **modification** of at least a portion of the rule set . . . as a function of some **combination of** time, data transmitted to or from the user, or a location that the user attempts to

access."

Thus, Patent Owner submits that He '451 does not teach or suggest "**automated modification of at least a portion of the rule set . . . as a function of some combination of time, data transmitted to or from the user, or a location that the user attempts to access**," as required by claim 15.

Further, Patent Owner submits that dependent claims 16-24 depend from claim 15, and are patentable for the same reasons as claim 15, as well as on their own merits.

Therefore, Patent Owner submits that the rejections of claims 15-24 should be withdrawn.

B. Dependent claim 16 (depends from claim 15)

Dependent claim 16 recites, in part, "the redirection server is configured to allow **modification of at least a portion of the rule set as a function of time**." As discussed above with respect to claim 15, He '451 does not teach or suggest this feature.

Thus, Patent Owner submits that the rejection of dependent claim 16 should be withdrawn.

C. Dependent claim 18 (depends from claim 15)

Amended dependent claim 18 recites, in part, "the redirection server is configured to allow **modification** of at least a portion of the rule set **as a function of the location the user attempts to access**."

The Office Action, at page 11, asserts that the above feature of claim 18 is disclosed by He '451 at column 17, lines 19-21. However, He '451, at column 17, lines 19-21, merely

provides a database tool for the security system administrator (a human) to "**create, delete, disable and modify a user account**."

Thus, He '451 does not teach or suggest modifying the rule set "**as a function of the location the user attempts to access,**" as required by dependent claim 18.

Therefore, Patent Owner submits that the rejection of dependent claim 18 should be withdrawn.

VII. Rejection of claims 25-27

A. Independent Claim 25

Independent claim 25 recites, in part, "**modifying** at least a portion of the user's rule set **while the user's rule set remains correlated to the temporarily assigned network address** in the redirection server."

The Office Action, at page 14, asserts that the above feature of claim 25 is disclosed by He '451 at column 17, lines 19-21. However, He '451, at column 17, lines 19-21, merely states, "[i]t is desirable that a database be provided for the system security administrator to create, delete, disable and modify a user account." In other words, He '451 merely modifies, but does not teach or suggest when this modification occurs.

Thus, He '451 does not teach or suggest "**modifying** at least a portion of the user's rule set **while the user's rule set remains correlated to the temporarily assigned network address** in the redirection server," as required by independent claim 25.

Dependent claim 26 and 27 depend from independent claim 25, and are patentable for at least the same reasons as independent claim 25, as well as on their own merits.

Therefore, Patent Owner submits that the rejection of claims 25-27 should be withdrawn.

VIII. New Claims (dependent claims 28-47)

Each of the proposed new claims (28-47) is of the same scope (with changes in wording as permitted under the statutes and the regulations), or of a narrower scope than at least one of the claims of the Present Patent. Since all of the original claims of the Present Patent are patentable for the reasons discussed above, the proposed new claims are patentable for at least the same reasons as their respective base claims, as well as on their own merits. Specific additional reasons for patentability of each of the proposed new claims 28-47 are provided below.

Proposed new dependent claims 28, 33, 38, and 43 depend respectively from independent claims 1, 8, 15, and 25. Each of new dependent claims 28, 33, 38, and 43 recites, in part, "**the individual rule set includes at least one rule as a function of a type of IP (Internet Protocol) service.**" Patent Owner submits that this claimed feature is not disclosed by He '451 or by Zenchelsky, and thus these new dependent claims are patentable over the cited prior art.

Proposed new dependent claim 29, 34, 39, and 44 depend respectively from independent claims 1, 8, 15, and 25. Each of new dependent claims 29, 34, 39, and 44 recites, in part, "**wherein the individual rule set includes an initial temporary rule set and a standard rule set, and wherein the redirection server is configured to utilize the temporary rule set for an initial period of time and to thereafter utilize the standard rule set.**" Patent Owner submits that this claimed feature is not disclosed by He '451 or by Zenchelsky, and thus these new dependent claims are patentable over the cited prior art.

Proposed new dependent claims 30, 35, 40, and 45 depend respectively from independent claims 1, 8, 15, and 25. Each of new dependent claims 30, 35, 40, and 45 recites, in part, "**the individual rule set includes at least one rule allowing access based on a request type and a**

destination address." Patent Owner submits that this claimed feature is not disclosed by He '451 or by Zenchelsky, and thus these new dependent claims are patentable over the cited prior art.

Proposed new dependent claims 31, 36, 41, and 46 depend respectively from independent claims 1, 8, 15, and 25. Each of new dependent claims 31, 36, 41, and 46 recites, in part, "**the individual rule set includes at least one rule redirecting data to a new destination address based on a request type and an attempted destination address**." Patent Owner submits that this claimed feature is not disclosed by He '451 or by Zenchelsky, and thus these new dependent claims are patentable over the cited prior art.

Proposed new dependent claims 32, 27, 42, and 47 depend respectively from independent claims 1, 8, 15, and 25. Each of new dependent claims 32, 27, 42, and 47 recites, in part, "**the redirection server is configured to redirect data from the users' computers by replacing a first destination address in an IP (Internet protocol) packet header by a second destination address as a function of the individualized rule set.**" Patent Owner submits that this claimed feature is not disclosed by He '451 or by Zenchelsky, and thus these new dependent claims are patentable over the cited prior art.

Thus, Patent Owner respectfully submits that proposed new claims 28-47 should be allowed.

IX. Conclusion

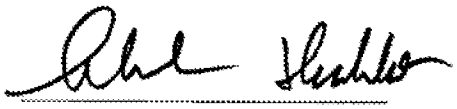
For at least the above reasons, it is respectfully submitted that patented claims 1-27 are patentably distinguished over the applied prior art. Thus, reconsideration and confirmation of the patentability of claims 1-27, allowance of new claims 28-47 and an early Notice of Intent to Issue a Reexamination Certificate are respectfully solicited.

It is believed that all of the pending issues have been addressed. However, the absence of a reply to a specific rejection, issue or comment does not signify agreement with or concession of that rejection, issue or comment. In addition, because the arguments made above may not be exhaustive, there may be reasons for patentability of any or all pending claims (or other claims) that have not been expressed. Finally, nothing in this reply should be construed as an intent to concede any issue with regard to any claim, except as specifically stated in this reply, and the amendment of any claim does not necessarily signify concession of unpatentability of the claim prior to its amendment.

Patent Owner has submitted herewith the fees for the newly added claims. It is believed that no other fees are required. However, should any additional fee or fees be necessary for consideration of the papers filed herein, please charge any such fee or fees and refund any excess payments to Deposit Account No. 50-2929, referencing docket no. R1341006.

Should the Examiner have any questions or comments regarding this matter, the undersigned may be contacted at the below-listed telephone number.

Respectfully submitted,
Koichiro Ikudome et al.



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R1341006.A02; AH/EG

Exhibit B

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Koichiro Ikudome, et al. Art Unit: 3992

Reexamination Proceeding: 90/009,301 (based on U.S. Patent No. 6,779,118) Confirmation No.: 6609

Reexamination Filed: December 17, 2008 Examiner: Sam Rimell

For: USER SPECIFIC AUTOMATIC DATA REDIRECTION SYSTEM

AFTER FINAL RESPONSE UNDER 37 CFR 1.116
AND PROPOSED AMENDMENT UNDER 37 CFR 1.530

Attn: Mail Stop "Ex Parte Reexamination"
August 20, 2010
Central Reexamination Unit
Commissioner for Patents
United States Patent & Trademark Office
P.O. Box 1450
Alexandria, Virginia 23313-1450

Dear Commissioner:

This after final Response is in reply to the final Office Action mailed August 2, 2010, and the Personal Interview held on September 21, 2010 in the above-identified *ex-parte* reexamination proceeding. The due date for filing a Response is October 2, 2010. Accordingly, this Response is timely filed.

Statement of Interview and an Information Disclosure Statement (IDS) are being submitted concurrently. Please amend the present claims and add new claims as proposed below and consider the detailed traversal below, wherein:

The Status of claims is listed on page 2 of this paper.

Amendments to the Claims begin on page 3 of this paper.

Remarks/Arguments begin on page 7 of this paper.

Evidence of Service of this Response on the 3rd party requester is found after the last page of this paper.

STATUS OF CLAIMS

Claims 1-47 are subject to reexamination, and are rejected.

The amendments to claims 15, 18, 21, 26, and 27 were previously submitted in the supplemental Response filed on May 24, 2010, and were not entered by the Office. These amendments are repeated herein. For the convenience of the Examiner, Appendix A illustrates the amendments to claims 15, 18, 21, 26, and 27 relative to the Response filed on November 14, 2009. Additionally, new claims 28-31 and 33-36 have been amended to recite "the individualized rule set," and new claims 38-47 have been amended to recite "the modified rule set" to overcome the antecedent basis rejection under 35 USC 112, second paragraph. During the Personal Interview held on September 21, 2010, the Examiner stated that these minor amendments probably would be entered if submitted in an after-final Response.

Patent Owner respectfully submits that all of the above amendments should be entered under 37 CFR 1.116 for correction of informalities and/or for simplification of issues for appeal.

AMENDMENTS TO THE CLAIMS

Claims 1-47 are pending.

Please amend claims 15, 18, 21, 26, and 27 as previously requested in the Response filed on November 14, 2009. Per 37 CFR 1.530(i) and MPEP 2250, these amendments are made relative to the patent as of the date of filing the request for examination.

For the convenience of the Examiner, Appendix A illustrates the amendments to claims 15, 18, 21, 26, and 27 relative to the Response filed on November 14, 2009.

Additionally, new claims 28-31 and 33-36 have been amended to recite "the individualized rule set," and claims 38-47 have been amended to recite "the modified rule set" to overcome the antecedent basis rejection under 35 USC 112, second paragraph.

This Amendment does not raise new issues requiring further consideration relative to the previous Amendment. In fact, this Amendment places the proceeding in better condition for issuance of a Notice of Intent to Issue Reexamination Certificate. In the alternative, this Amendment reduces the issues for appeal. Accordingly, entry of this Amendment is appropriate and is urged.

15. (Twice Amended) A system comprising:

a redirection server [programed] programmed with a user's rule set correlated to a temporarily assigned network address; wherein the rule set contains at least one of a plurality of functions used to control data passing between the user and a public network;

wherein the redirection server is configured to allow automated modification of at least a portion of the rule set correlated to the temporarily assigned network address; and

wherein the redirection server is configured to allow automated modification of at least a portion of the rule set as a function of some combination of time, data transmitted to or from the user, or location the user accesses. [access.]

18. (Twice Amended) The system of claim 15, wherein the redirection server is configured to allow modification of at least a portion of the rule set as a function of the location or locations the user accesses. [access.]

21. (Twice Amended) The system of claim 15, wherein the redirection server is configured to

allow the removal or reinstatement of at least a portion of the rule set as a function of the location or locations the user accesses. [access.]

26. (Twice Amended) The method of claim 25, further including the step of modifying at least a portion of the user's rule set as a function of one or more of: time, data transmitted to or from the user, and location or locations the user accesses. [access.]

27. (Twice Amended) The method of claim 25, further including the step of removing or reinstating at least a portion of the user's rule set as a function of one or more of: time, the data transmitted to or from the user and [the] a location or locations the user accesses. [access.]

28. (New) The system of claim 1, wherein the individualized rule set includes at least one rule as a function of a type of IP (Internet Protocol) service.

29. (New) The system of claim 1, wherein the individualized rule set includes an initial temporary rule set and a standard rule set, and wherein the redirection server is configured to utilize the temporary rule set for an initial period of time and to thereafter utilize the standard rule set.

30. (New) The system of claim 1, wherein the individualized rule set includes at least one rule allowing access based on a request type and a destination address.

31. (New) The system of claim 1, wherein the individualized rule set includes at least one rule redirecting the data to a new destination address based on a request type and an attempted destination address.

32. (New) The system of claim 1, wherein the redirection server is configured to redirect data from the users' computers by replacing a first destination address in an IP (Internet protocol) packet header by a second destination address as a function of the individualized rule set.

33. (New) The method of claim 8, wherein the individualized rule set includes at least one

rule as a function of a type of IP (Internet Protocol) service.

34. (New) The method of claim 8, wherein the individualized rule set includes an initial temporary rule set and a standard rule set, and wherein the redirection server is configured to utilize the temporary rule set for an initial period of time and to thereafter utilize the standard rule set.

35. (New) The method of claim 8, wherein the individualized rule set includes at least one rule allowing access based on a request type and a destination address.

36. (New) The method of claim 8, wherein the individualized rule set includes at least one rule redirecting the data to a new destination address based on a request type and an attempted destination address.

37. (New) The method of claim 8, wherein the redirection server is configured to redirect data from the users' computers by replacing a first destination address in an IP (Internet protocol) packet header by a second destination address as a function of the individualized rule set.

38. (New) The system of claim 15, wherein the modified rule set includes at least one rule as a function of a type of IP (Internet Protocol) service.

39. (New) The system of claim 15, wherein the modified rule set includes an initial temporary rule set and a standard rule set, and wherein the redirection server is configured to utilize the temporary rule set for an initial period of time and to thereafter utilize the standard rule set.

40. (New) The system of claim 15, wherein the modified rule set includes at least one rule allowing access based on a request type and a destination address.

41. (New) The system of claim 15, wherein the modified rule set includes at least one rule

redirecting the data to a new destination address based on a request type and an attempted destination address.

42. (New) The system of claim 15, wherein the redirection server is configured to redirect data from the users' computers by replacing a first destination address in an IP (Internet protocol) packet header by a second destination address as a function of the modified rule set.

43. (New) The method of claim 25, wherein the modified rule set includes at least one rule as a function of a type of IP (Internet Protocol) service.

44. (New) The method of claim 25, wherein the modified rule set includes an initial temporary rule set and a standard rule set, and wherein the redirection server is configured to utilize the temporary rule set for an initial period of time and to thereafter utilize the standard rule set.

45. (New) The method of claim 25, wherein the modified rule set includes at least one rule allowing access based on a request type and a destination address.

46. (New) The method of claim 25, wherein the modified rule set includes at least one rule redirecting the data to a new destination address based on a request type and an attempted destination address.

47. (New) The method of claim 25, wherein the redirection server is configured to redirect data from the users' computers by replacing a first destination address in an IP (Internet protocol) packet header by a second destination address as a function of the individualized rule set.

REMARKS

I. Introduction and Discussion of Preliminary Issues

A. Introduction

This after final Response is in reply to the final Office Action mailed on August 2, 2010 in the above-identified *ex-parte* reexamination proceeding.

Claims 1-47 are subject to reexamination, and are rejected. Claims 28-47 are proposed new claims which were presented in the Response filed on November 14, 2009.

The amendments to claims 15, 18, 21, 26, and 27 were previously submitted in the supplemental Response filed on May 24, 2010, and were not entered by the Office. These amendments are repeated herein.

Further, new claims 28-31 and 33-36 have been amended to recite "the individualized rule set," and new claims 38-47 have been amended to recite "the modified rule set" to overcome the antecedent basis rejection under 35 USC 112, second paragraph. No new matter is added, nor is the scope of the claims enlarged.

A copy of this Supplemental Response is being served on the third party requester pursuant to 37 CFR 1.248 and 37 CFR 1.550(f).

B. All Amendments should be entered under 37 CFR 1.116

Patent Owner respectfully submits that these amendments should be entered under 37 CFR 1.116 as placing the proceeding in better condition of a Notice of Intent to Issue Reexamination Certificate, or for simplification of issues for appeal. During the Personal Interview held on September 21, 2010, the Examiner stated that these amendments probably would be entered if submitted in an after-final Response.

Patent Owner provides Appendix A illustrating the amendments to claims 15, 18, 21, 26, and 27 relative to the Response filed on November 14, 2009. This Appendix should reduce the burden on the Examiner in determining what the differences are between the two amendments.

Additionally, amendments to new claims 28-31, 33-36, and 38-47 are provided herein merely to overcome a 35 USC 112, second paragraph indefiniteness rejection by resolving antecedent basis issues.

Thus, Patent Owner respectfully submits that all of the above amendments be permitted, and should be entered under 37 CFR 1.116(b).

C. Amendments regarding "the user access" (should read "the user accesses")

As patented, claims 15, 18, 21, 26, and 27 each recited, "the user access." In order to clarify this ungrammatical term, the Response filed on November 14, 2009 amended these claims to recite "the user attempts to access." Upon further review, Patent Owner submits that it is even more clear to amend these claims to recite **"the user accesses."**

To keep the record clear, Patent Owner respectfully directs the Examiner's attention to a court order (Case 2:08-cv-00264-DF-CE, Document 492, issued on 06/30/10, MEMORANDUM OPINION AND ORDER) which is being provided separately in an Information Disclosure Statement (IDS). A copy was received by the Firm of the undersigned on September 22, 2010. The court order, at pages 18-19, discusses the term "location the user access" from original patented claim 15, and states that claim 15 is indefinite. The Examiner is invited to review the memorandum in its entirety.

Patent Owner submits that original patented claims 15, 18, 21, 26, and 27 are merely ungrammatical, and these claims have been clarified by amendment to recite "**the user accesses.**"

This amendment is supported by, at a minimum, the specification at column 7, lines 48 to 52:

> In an alternate embodiment a user may be periodically redirected to a location, based on the number of other factors, such as the number of locations accessed, the time spent at a location, the types of locations accessed, and other such factors.

D. Interview Summary mailing date is not correct

Patent Owner respectfully submits that the Interview Summary contains a typographical error regarding the mailing date. Specifically, a Personal Interview was held on November 12, 2009. The Interview Summary cover page (form PTO-90C) asserts a mailing date of November 9, 2009, which precedes the date of the interview. Patent Owner respectfully submits this is a clear typographical error, and that the mailing date is November 12, 2009, or later.

II. SIGNAL FLOW CHART (illustrating signal flows of claim 1)-GENERAL

A signal flow chart is attached as Exhibit A. Exhibit A is a "blown up" copy of FIG. 2 of the specification, with annotations illustrating the signal paths of claim 1. Two small updates have been made with respect to the version presented at the recent Personal Interview: the letter "D" has been inserted into element 204 (AUTHENTICATION AND ACCOUNTING SERVER) for identification, and the reexamination number and the docket number have been inserted to identify the document.

During the Personal Interview, one Examiner correctly pointed out that claim 1 does not expressly require that signal path G flow through Dial-up Network Server B. The flow of signal path G through Dial-up Network Server B is exemplary, and signal path G may bypass Network Server B.

Patent Owner's representatives wish to make one additional comment regarding this figure, which might not have been clearly stated during the Personal Interview. Path G is complex, and not all possibilities from claim 1 are expressly illustrated. Specifically, claim 1 recites, in part, "processed by the redirection server according to the individualized rule set." In the signal flow chart, Path G is represented by a dashed line from Computer 100 to Redirection Server C, and then a series of rectangles (or a thick dashed line) labeled "G'" from Redirection Server C to Public Network 110 to indicate the processing by Redirection Server C has been performed upon the signal.

The processing is "according to the individualized rule set," according to claim 1. The processing may be, for example, redirecting. In this case, the processed signal would be a redirected signal, as illustrated by G` from Redirection Server C to Public Network 110 in signal flow chart Exhibit A.

The specification, at 4:59-66, provides the clearest description of the redirection functionality of the redirection server, and recites, in part, **"[t]he redirection server 208 receives the IP address and rule set, and is programmed to implement the rule set for the IP address, as well as . . . performing the physical redirection of data packets based on the rule sets."**

In other words, **the redirection server of claim 1 must be capable of redirecting.**

In contrast, the applied art does not disclose redirection. A more detailed discussion of this issue will be provided below.

III. SIGNAL FLOW CHART (illustrating signal flows of claim 1)-DETAILED

The following clearly maps the language of claim 1 to the features of the signal flow chart (Exhibit A). Claim 1 recites, in full (with line breaks and labels A-G added for convenience):

> 1. A system comprising:
>
> A) a database with entries correlating each of a plurality of user IDs with an individualized rule set;
>
> B) a dial-up network server that receives user IDs from users' computers;
>
> C) a redirection server connected to the dial-up network server and a public network, and
>
> D) an authentication accounting server connected to the database, the dial-up network server and the redirection server;
>
> E) wherein the dial-up network server communicates a first user ID for one of the users' computers and a temporarily assigned network address for the first user ID to the authentication accounting server;
>
> F) wherein the authentication accounting server accesses the database and communicates the individualized rule set that correlates with the first user ID and the temporarily assigned network address to the redirection server; and
>
> G) wherein data directed toward the public network from the one of the users' computers are processed by the redirection server according to the individualized rule set.

Patent Owner submits that a person of ordinary skill in the art would interpret claim 1 in view of the specification by mapping the signal flows of claim 1 directly onto FIG. 2. Now each feature will be individually mapped in detail to the signal flow chart.

A) a database with entries correlating each of a plurality of user IDs with an individualized rule set;

Database A (206) illustrates the above database. Signal flows D1 and F1 are discussed below with respect to Authentication and Accounting Server D (hereinafter "Authentication Server D" for the sake of brevity) and feature F below.

B) a dial-up network server that receives user IDs from users' computers;

Dial-Up Network Server B (102) receives user IDs from users' computers via signal path B (the dotted line from Users' Computers (100) to Dial-Up Server B). Note that arrow heads indicate a direction of flow in the signal paths.

Signal paths C1, D2, E, and G are discussed below.

C) a redirection server connected to the dial-up network server and a public network, and

Redirection Server C (208) is:

connected to the Dial-Up Server B via path C1, and

connected to Public Network (110) via path C2.

D) an authentication accounting server connected to the database, the dial-up network server and the redirection server;

Authentication Server D is:

connected to Database A via path D1,

connected to Dial-Up Networking Server B via path D2, and

connected to Redirection Server C via path D3.

E) wherein the dial-up network server communicates a first user ID for one of the users' computers and a temporarily assigned network address for the first user ID to the authentication accounting server;

Dial-Up Network Server B communicates a first user ID for one of the users' computers (100) and a temporarily assigned network address for the first user ID to the Authentication Server D via signal flow E.

F) wherein the authentication accounting server accesses the database and communicates the individualized rule set that correlates with the first user ID and the temporarily assigned network address to the redirection server; and

The Authentication Server D accesses the Database A via signal path F1, and communicates the individualized rule set that correlates with the first user ID and the temporarily assigned network address to the Redirection Server C via signal path F2.

G) wherein data directed toward the public network from the one of the users' computers are processed by the redirection server according to the individualized rule set.

Data is directed toward the Public Network 110 from one of the users' computers 100 via signal path G (and perhaps G'). This data is "processed" by the Redirection Server C according to the individualized rule set. Processing was discussed above in detail, and this discussion is repeated immediately below for the sake of completeness and detail.

The signal path G may flow through the Dial-up Network Server B (as shown), or may flow around the Dial-up Network Server B.

Path G is complex, and not all possibilities from claim 1 are expressly illustrated. Specifically, claim 1 recites, in part, "processed by the redirection server according to the individualized rule set." In the signal flow chart, Path G is represented by a dashed line from Computer 100 to Redirection Server C, and then a series of rectangles (or a thick dashed line) labeled "G'" from Redirection Server C to Public Network 110 to indicate the processing by Redirection Server C has been performed upon the signal.

The processing is "according to the individualized rule set," according to claim 1. The processing may, for example, redirect the data in signal path G.

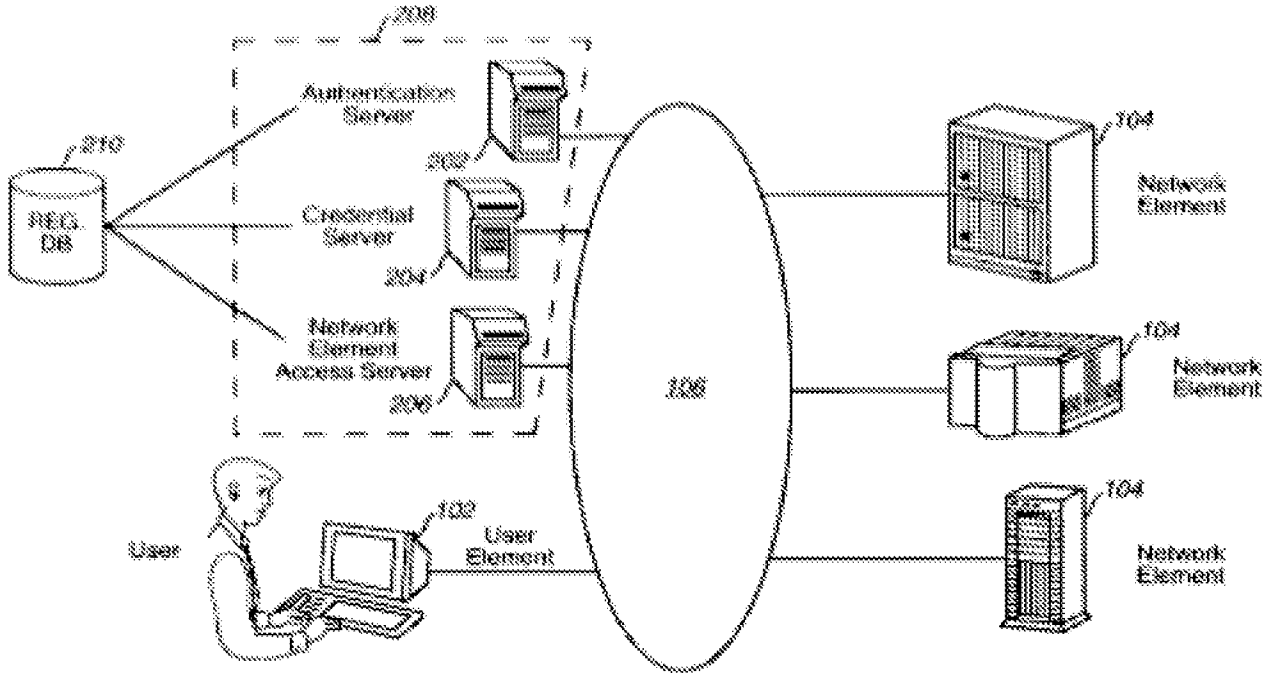
The specification, at 4:59-66, provides the clearest description of the redirection functionality of the redirection server, and recites, in part, **"[t]he redirection server 208 receives the IP address and rule set, and is programmed to implement the rule set for the IP address, as well as . . . performing the physical redirection of data packets based on the rule sets."**

In other words, **the redirection server of claim 1 must be capable of redirecting.**

IV. Detailed Discussion of He '451 (primary applied reference)

U.S. Patent No. 6,088,451 (hereinafter "He '451") provides a security system/method for network element access in an enterprise network. Security is enforced using Credential/Privileges control for each individual user, and a user may be granted or denied access to specific elements within an enterprise. FIG. 10 of He '451 is provide immediately below for convenience.

FIG. 10 OF He '451

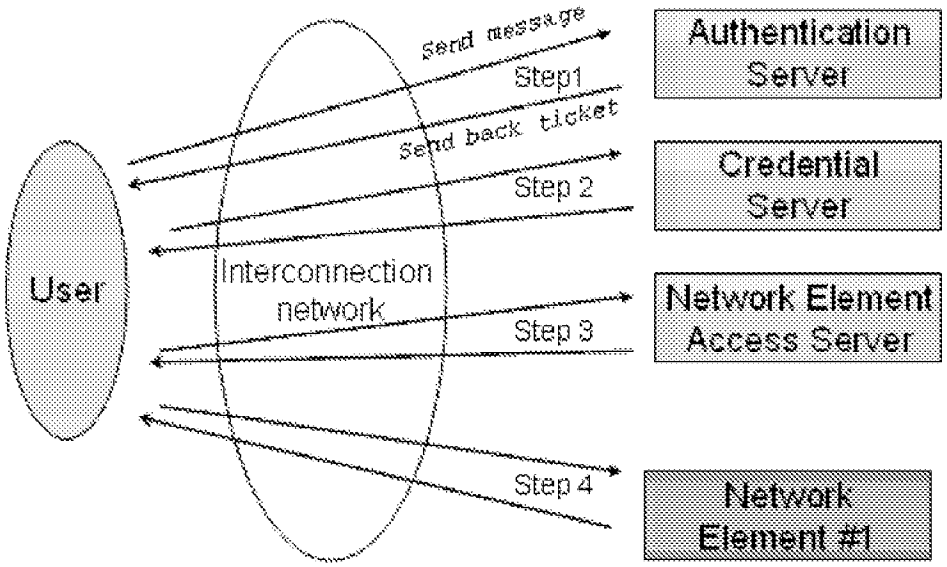


Element 106 of FIG. 10 of He '451 is a local network, and is not a public network as required by paragraph c) of claim 1. For example, He '451, at 4:31-32, states, "the interconnection network 106." Further, He '451, at 4:49, states, "local access control." Additionally, see "Enterprise Network" at 4:53.

In He '451, the user has to send a message to the credential server (18:57-58). Then the credential server sends a credential ticket back to the user (19:5-8).

He '451 requires a user to go through the following steps in order to gain access credential to a network element. The following figure was created by the Patent Owner to illustrate the steps of He '451, based on the specification of He '451.

STEPS OF He '451



Step 1:

User (102) sends a message to authentication server (202) to get a general ticket (17:55 through 18:2).

Step 2:

User (102) sends message to the credential server (204) to get a credential ticket (18:57 through 19:8).

Step 3:

User (102) sends a message to the network element access server to get a ticket to access to specific network element (104) (20:28-55).

Step 4:

Then User (102) accesses to the specific network element (104) with the ticket obtained at step 3 (21:32-37). It is the specific network element that makes the decision as to act on user's request or stop based on the ticket supplied by the user (HE, fig 8).

These steps of He '451 illustrate a conventional client-server arrangement. **After sending a credential ticket back to the user, the credential server (204) (the Examiner improperly equated this credential server with a redirection server) is <u>not</u> involved in the communications between a user (102) and a network element (104).** Therefore, there is no

way for credential server (204) to *process data* directed toward the public network from one of the user's computers, as required by paragraph g) claim 1. Other features of claim 1 are also not disclosed by He '451, as discussed in detail below.

V. Summary of Rejections

Claims 28-31, 33-36, and 38-47 are rejected under 35 USC 112, second paragraph, as being indefinite regarding antecedent basis. Patent Owner has amended these claims to overcome this rejection, as discussed above.

Claims 1-31, 33-36, 38-41, and 43-46 are rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,088,451 (hereinafter "He '451") in view of U.S. Patent No. 6,233,686 (hereinafter "Zenchelsky"). Patent Owner respectfully disagrees, as explained in detail below.

Claims 32, 37, 42, and 47 are rejected under 35 U.S.C. § 103(a) as being unpatentable over He '451, in view of Zenchelsky, and further in view of alleged admitted prior art ("Background of the Invention" at column 1, lines 53-57 of the Present Patent, hereinafter "AAPA"). Patent Owner respectfully disagrees, as explained in detail below.

Claims 1, 8, 15, and 25 are the sole independent claims of the Present Patent. The rejections are discussed below in detail.

VI. Rejections under 35 USC 112, second paragraph

Claims 28-31, 33-36, and 38-47 are rejected under 35 USC 112, second paragraph, as being indefinite regarding antecedent basis. Patent Owner has amended these claims to overcome this rejection, as discussed above.

VII. Rejection under 35 USC 103(a) of claims 1-31, 33-36, 38-41, and 43-46

Claims 1-31, 33-36, 38-41, and 43-46 are rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,088,451 (hereinafter "He '451") in view of U.S. Patent No. 6,233,686 (hereinafter "Zenchelsky"). Patent Owner respectfully disagrees, as explained below.

Claims 1, 8, 14, and 25 are independent.

A. Independent Claim 1

Independent claim 1 recites, in full (with line breaks and labels A-G added for convenience):

> 1. A system comprising:
>
> A) a database with entries correlating each of a plurality of user IDs with an individualized rule set;
>
> B) a dial-up network server that receives user IDs from users' computers;
>
> C) a redirection server connected to the dial-up network server and a public network, and
>
> D) an authentication accounting server connected to the database, the dial-up network server and the redirection server;
>
> E) wherein the dial-up network server communicates a first user ID for one of the users' computers and a temporarily assigned network address for the first user ID to the authentication accounting server;
>
> F) wherein the authentication accounting server accesses the database and communicates the individualized rule set that correlates with the first user ID and the temporarily assigned network address to the redirection server; and
>
> G) wherein data directed toward the public network from the one of the users' computers are processed by the redirection server according to the individualized rule set.

Patent Owner will distinguish multiple features of claim 1 over the combination of He '451 and Zenchelsky, one feature at a time. While the most distinguishing features are discussed below, other distinguishing features also exit.

1a. Define "redirection server" – Personal Interview

Patent Owner respectfully submits that the "**redirection server**" feature of claim 1 is not disclosed by the combination of He '451 and Zenchelsky.

During the recent Personal Interview, it became clear that the Examiner was not asserting that the prior art disclosed a redirection function. Rather, the **Examiner was asserting that a redirection server did not necessarily have to be capable of performing redirection**, but merely had to be capable of performing any one of three functions: allow/pass, block, or

modify/redirect. This interpretation was not clear from any of the Office Actions. Patent Owner respectfully disagrees.

Patent Owner's representatives submit that the redirection server of claim 1 must be capable of performing redirection.

The specification, at 4:59-65, provides the clearest description of the redirection functionality of the redirection server, and recites, in part, **"[t]he redirection server 208 receives the IP address and rule set, and is programmed to implement the rule set for the IP address, as well as . . . performing the physical redirection of data packets based on the rule sets."**

In other words, **the redirection server of claim 1 must be capable of redirecting based on the rule set.**

1b. Define "redirection server" – Court Interpretation

The Court Order (Case 2:08-cv-00264-DF-CE, Document 492, issued on 06/30/10, MEMORANDUM OPINION AND ORDER, a copy of which was received by the Firm of the undersigned on September 22, 2010) appears to be consistent with Patent Owner's interpretation of the redirection server of claim 1. A review of the Court's interpretation may prove beneficial.

As a starting point, the Order, at page 11, considers the term "control data passing" and quotes the specification as follows, "The present invention allows for creating and implementing dynamically changing rules to allow the *redirection, blocking, or allowing of specific data traffic for specific users*, as a function of database entries and the user's activity." (Present Patent, 2:61-65, emphasis added by Court).

The Order, at page 11, asserts that other text in the specification confirms this functionality, and quotes the specification exactly as follows, "The redirection server . . . is programmed to implement . . . checking data packets and blocking or allowing the packets . . . [and] performing the physical redirection of packets . . . ." (Present Patent, 4:59-65, the bracketed term "[and]" inserted by the Court). **It is important to note that the Court intentionally inserted the bracket bracketed term "[and]" to clarify that the redirection server is programmed to perform redirection.**

Further, page 14 of the Order constructs the term "redirection server" as "a server

logically located between the user's computer and the network that controls the user's access to the network." The **Court's analysis arriving at this definition appears to take it for granted that the redirection server is capable of performing redirection** (this appears to be so obvious that it go without saying).

Thus, the Order appears to recognize that the redirection function is a mandatory (and the expressly named or nominal) function of the redirection server.

1c. Define "redirection server" – nominal function

Patent Owner further respectfully submits that names have meaning. As such, a server that is named a redirection server must have, by the plain meaning of words, a redirection function. Redirection is, literally, the nominal meaning of a redirection server. This argument is consistent with the Court's interpretation.

1d. Example of "redirection"

The Present Patent, at 6:21, and at column 6:46-49, provides an illustrative and non-limiting example of redirecting a message from a first destination address (or attempted destination address, or target address) of "*.xyz.com" to a second destination address (or redirected destination address) of "www.us.com."

1e. Distinguish "redirection" over applied art

The final Office Action, at page 5, asserts that the redirection server of claim 1 is disclosed by credential server 204 of FIG 10 of He '451. However, He '451, at column 12, line 65 to column 13, line 42, merely states:

> 2.2.2. Credential Server
>
> The credential server 204 is responsible for controlling network user credentials or privileges, which is essential for effective network access control. In addition, the credential server 204 provides the means for the central administration and management of user credentials for effective and efficient administration, the same as the authentication server 202.
>
> The authentication server 202 only authenticates the user identity to network elements. However, the ultimate access decision may also depend on some user account information other than merely the user identity. Thus, it is necessary to implement this extra level of control on the essential user account information, called user credentials, for effective access control to network resources and information. This control is based

> on the suspicion that authenticated users may not be honest about their personal credentials in order to gain access to network resources and information that otherwise would not be allowed to them. User credential/privilege control is an integral part of the user sign-on process that leads to the final access decisions to **grant or to deny user access requests** for network resources and information. (emphasis added)

The credential server of He '451 merely discloses a server configured to "grant or deny user access requests," and does not disclose the mandatory "redirection" functionality of the "redirection server" of claim 1. See the above detailed discussion of He '451 for additional details.

Thus, He '451 does not teach or suggest the redirection functionality of the "redirection server" feature of claim 1.

2. Distinguish "redirection server connected to the dial-up network server and a public network"

Patent Owner respectfully submits that the "**redirection server connected to the dial-up network server and a public network**" feature of claim 1 is not disclosed by the combination of He '451 and Zenchelsky.

As an illustrative and non-limiting example of this feature of claim 1, FIG. 2 of the Present Patent illustrates dial up network server 102 connected to redirection server 208 which, in turn, is connected to internet 110.

Arguendo, even if the credential server 204 in FIG. 10 of He '451 disclosed a redirection server (which Patent Owner does not admit), this credential server of He '451 is not "connected to the dial up network server and a public network," as required by claim 1.

Specifically, the final Office Action, at page 5, asserts that the above recited feature of claim 1 is disclosed by FIG. 10 of He '451, asserting that credential server 204 interconnects to dial up server 1002 via the public network 106.

However, FIG. 10 of He '451 does not teach or suggest "a public network," as required by claim 1. Element 106 of He '451 is a local network, and is not a public network. He '451, at column 4, line 31-32, states, "the interconnection network 106." Further, He '451, at column 4, line 49, states, "local access control." See the above detailed discussion of He '451 for additional details.

Thus, He '451 does not teach or suggest the "redirection server connected to the dial-up network server and a **public network**" feature of claim 1.

3. Distinguish "the authentication accounting server accesses the database and communicates the individualized rule set that correlates with the first user ID and the temporarily assigned network address to the redirection server."

Independent claim 1 recites, in part, "wherein **the authentication accounting server** accesses the database and **communicates the individualized rule set** that correlates with the first user ID and the temporarily assigned network address **to the redirection server**."

As an illustrative and non-limiting example of claim 1, the Present Patent states that the "Auto-Navi component of the authentication accounting server 204 queries the database for the rule set to apply to each new session, and forwards the rule set and the currently assigned IP address to the redirection server 208." (4:55-59) Also see the above detailed discussion of the exemplary signal flow chart (Exhibit A) for claim 1. **Specifically, in Exhibit A, the Authentication Server D communicates the individualized rule set to the redirection server C through signal path F2.**

The final Office Action, at page 6, asserts that the above feature of claim 1 is disclosed by He '451 at 17:61-66, 17:67 through 18:1, and 19:2-7.

However, He '451, at 17:61 to 18:1, merely states:

> (2) Upon receiving the user request message, the authentication server 202 uses the user identifier in the message to look up the user registration database 210 and retrieves a record corresponding to that user (user record). A response message is prepared by the authentication server 202 and **sent back to the user**. The response message contains a general ticket for the user to communicate with the credential server 204 for authentication. (emphasis added)

However, the above portion of He '451 authentication server merely sends the response message **back to the user, not to credential server**. In other words, He'451 does not teach signal path F2.

Additionally, He '451, at column 16, lines 52-67, states that a "record" may include the list of "user credentials" reflecting "the most recent changes to the privilege set for the user." He '451, at column 19, lines 2-8, merely states:

> Based on the user identification, the credential server 204 will retrieve the

> list of user credentials from the registration database 210 and enclose the list in a credential ticket. The credential ticket is sent back in a response message and will be used for the user to communicate with the network element access server 206.

However the credential ticket is not an individualized rule set. Thus, He '451 does not teach or suggest that the authentication accounting server "accesses the database and **communicates the individualized rule set** that correlates with the first user ID and the temporarily assigned network address **to the redirection server,"** as required by claim 1.

Additionally, **the final Office Action, at the top paragraph of page 27, asserts "claim 1 does not explicitly indicate which structure (the server or the database) is passing the rule set** to the redirection server, nor is there an indication in claim 1 that the rule set is passed directly from authentication server to redirection server. Claim 1 appears to allow the rule set to reach the redirection server from either the authentication server or from the database."

Patent Owner respectfully submits that the above interpretation of the final Office Action is contrary to the clear language of claim 1. Claim 1 states, "**the authentication accounting server** accesses the database **and communicates the individualized rule set** that correlates with the first user ID and the temporarily assigned network address **to the redirection server**." More concisely and more clearly, claim 1 states, "the authentication accounting server accesses the database and communicates . . . to the redirection server."

Clearly the authentication accounting server of claim 1 is accessing the database, and then the authentication accounting server is also **communicating to** the redirection server. The term "accesses the database and communicates" clearly and unambiguously modifies the term "the authentication server." In other words, claim 1 requires that the authentication accounting server communicates the individualized rule set to the redirection server. See the signal flow chart (Exhibit A) for additional details.

In order to reach the interpretation of the final Office Action (at the top paragraph of page 27), claim 1 would have to be substantially amended as follows: "the authentication accounting server accesses the database and <u>either the authentication server or the database</u> communicates... to the redirection server."

Patent Owner respectfully submits that the final Office Action interpretation (at page 27) would require amendment of the claim language by insertion of seven words as shown above, and therefore is <u>not</u> a reasonable interpretation of the clear claim language.

Thus, He '451 does not teach or suggest the above recited feature of claim 1.

4a. Distinguish "data directed toward the public network from the one of the users' computers are processed by the redirection server according to the individualized rule set"

Independent claim 1 recites, in part, "**data directed toward the public network** from the one of the users' computers are **processed by the redirection server according to the individualized rule set.**"

As discussed above, this feature of claim 1 is represented, in one example, by signal flow G of Exhibit A.

He '451 does not disclose the programmed redirection function of the "processed by the redirection server" feature of claim 1.

Additionally, claim 1 expressly requires that "**data directed toward the public network . . .** are processed by the redirection server."

In contrast to claim 1, the credential server of He '451 merely receives a message from User (102), and then sends a credential ticket back to the user. Neither the message from the user, nor the credential ticket to the user, disclose data directed toward the public network. He'451 does not teach any server that processes data directed toward the public network from the one of the user's computers.

In fact, He '451 does not even teach or suggest "a public network," as required by claim 1. Element 106 of He '451 is a local network, and is not a public network. He '451, at column 4, line 31-32, states, "the interconnection network 106." Further, He '451, at column 4, line 49, states, "local access control." See the above detailed discussion of He '451 for additional details.

In summary, Patent Owner respectfully submits that He '451 does not teach or suggest any of the above discussed features of claim 1. Further, the other applied art does not remedy the deficiencies of He '451.

Thus, the rejection of claim 1 should be withdrawn. Further, Patent Owner submits that dependent claims 2-7 and 28-32 depend from claim 1, and are patentable for the same reasons as claim 1, as well as on their own merits.

Therefore, Patent Owner submits that the rejections of claims 1-7 and 28-32 should be

withdrawn.

B. Dependent Claim 5 (depends from claim 1)

Dependent claim 5 recites, in part, "the redirection server further **redirects the data** to and from the users' computers as a function of the individualized rule set."

As an illustrative and non-limiting example of claim 5, the present patent states: "[t]he redirection server programs the rule set and the IP address so as to filter and redirect the user's packets according to the rule set" (6:37-39); "dynamically changing rules, to allow the redirection, blocking, or allowing" (2:62-63); and "pass . . . block . . . or modify the request according to the redirection information" (3:8-20).

Further, the Present Patent provides a specific illustrative and non-limiting example of **redirecting a message from a first destination address (or attempted destination address) of "*.xyz.com" to a second destination address (or redirected destination address) of "www.us.com"** (at column 6 line 21, and at column 6 lines 46-49).

As discussed above with respect to claim 1, Patent Owner respectfully submits that the redirection server of claim 1 is programmed to perform redirection, and He '451 does not disclose the capability of performing redirection.

Even if the claim 1 feature "redirection server" is disclosed by a server merely having a functionality of blocking (which Patent Owner does not admit), dependent claim 5 expressly requires that "the redirection server further **redirects the data."** **Thus, claim 5 expressly requires that the redirection server have the redirecting functionality.**

The final Office Action, at page 7, asserts that He '451 discloses the above feature at column 19, lines 2-11. However, He '451, at column 19, lines 2-11, merely states:

> Based on the user identifier, the credential server 204 will retrieve the list of user credentials from the registration database 210 and enclose the list in a credential ticket. The credential ticket is **sent back in a response message and will be used for the user** to communicate with the network element access server 206. (emphasis added)

Additionally, He '451, at column 9, lines 38-41, merely discloses "an access control list for each network resource or information . . . shall contain the list of user identifiers who are allowed to access it and the kind of access rights that are allowed to each user." In other words, He '451 merely determines the kind of access rights that are allowed to each user who is allowed

access. He '451 **does not teach how to redirect data directed toward public network from one of a user's computer**. In fact, He '451 does not disclose any type of redirection at all.

Patent Owner respectfully submits that the other applied art (Zenchelsky and AAPA) does not remedy the deficiencies of He '451.

Therefore, Patent Owner submits that the rejection of dependent claim 5 should be withdrawn for the same reasons as base claim 1, as well as on its own merits.

C. Dependent Claim 6 (depends from claim 1)

Dependent claim 6 recites, in part, "the redirection server further **redirects the data from the users' computers to multiple destinations** as a function of the individualized rule set." Illustrative examples of redirecting data are discussed above with respect to claim 5.

The final Office Action, at pages 7 and 28, asserts that He '451 discloses the above feature at FIG. 10, wherein the plural network elements 104 allegedly represent multiple potential destinations for interaction based on particular user credentials.

First, as discussed above with respect to claim 5, He '451 merely determines the kind of access rights that are allowed to each user who is allowed access. He '451 **does not redirect the data in any way.**

Second, claim 6 expressly redirects the data to "multiple destinations as a function of the individualized rule set." For example, the individualized rule set may redirect a message to a first redirected address and then to a second redirected address, resulting in multiple destinations as a function of the individualized rule set. In other words a single individualized rule set results in redirections to multiple destinations.

Thus, He '451 does not teach or suggest that "the redirection server further **redirects** the data directed toward the public network from the users' computers to **multiple destinations** as a function of the individualized rule set," as required by dependent claim 6.

Patent Owner respectfully submits that the other applied art (Zenchelsky and AAPA) does not remedy the deficiencies of He '451.

Therefore, Patent Owner submits that the rejection of dependent claim 6 should be withdrawn for the same reasons as base claim 1, as well as on its own merits.

D. New Dependent Claim 28 (depends from claim 1)

New dependent claim 28 recites, in part, "wherein the individualized rule set includes at least one rule as a function of a type of IP (Internet Protocol) service."

The Office Action, at page 17, asserts that a rule "does not change the structure of a physical system, and also does not change the functionality of the system unless the rule is executed" and therefore this rule is given no patentable weight, citing In re Ngai 367 F.3d 1336 USPQ 2d 1862 (Fed. Cir. 2004). Patent Owner respectfully disagrees.

Dependent claim 28 depends from claim 1, which recites, in part, "**authentication accounting server . . . communicates the individualized rule set**" and "**processed by the redirection server according to the individualized rule set**."

Thus, Patent Owner respectfully submits that the authentication accounting server must be configured to be capable of communicating the individualized rule set including "at least one rule as a function of a type of IP (Internet Protocol) service," and this first configuration feature changes the structure and/or changes the functionality of the authentication accounting server.

Additionally, Patent Owner respectfully submits that the redirection server must be configured to process the data "according to the individualized rule set," and therefore this second configuration feature changes the structure and/or the functionality of the redirection server.

Therefore, Patent Owner submits that the rejection of dependent claim 28 should be withdrawn for the same reasons as base claim 1, as well as on its own merits.

E. <u>New Dependent Claim 29 (depends from claim 1)</u>

New dependent claim 29 recites, in part, "the individualized rule set includes an initial temporary rule set and a standard rule set, and wherein the redirection server is configured to utilize the temporary rule set for an initial period of time and to thereafter utilize the standard rule set."

The final Office Action, at page 18, asserts that the "user credential" of He '451 corresponds to a rule, and that switching from a first rule of a first user to a second rule of a second user discloses the above recited feature of claim 29. Patent Owner respectfully disagrees.

Claim 29 requires that "the individualized rule set includes an initial temporary rule set and a standard rule set." There is no such individualized rule set (including an initial temporary

rule set and a standard rule set) disclosed by He '451. Note that both the initial temporary rule set and the standard rule set belong to (are included by) the individualized rule set. Thus, the two different rule sets from He '451 each belong to different users (the first user and the second user), and do not belong to an individualized rule set. In other words, an individualized rule set is not a first rule set for a first user and a second rule set for a second user.

Therefore, Patent Owner submits that the rejection of dependent claim 29 should be withdrawn for the same reasons as base claim 1, as well as on its own merits.

F. New Dependent Claim 30 (depends from claim 1)

New dependent claim 30 recites, in part, "the individualized rule set includes at least one rule allowing access based on a request type and a destination address."

The final Office Action, at page 18, asserts that a rule "does not change the structure of a physical system, and also does not change the functionality of the system unless the rule is executed" and therefore this rule is given no patentable weight, citing In re Ngai 367 F.3d 1336 USPQ 2d 1862 (Fed. Cir. 2004). Patent Owner respectfully disagrees.

Dependent claim 30 depends from claim 1, which recites, in part, "**authentication accounting server . . . communicates the individualized rule set**" and "**processed by the redirection server according to the individualized rule set**."

Thus, Patent Owner respectfully submits that the authentication accounting server must be first configured to be capable of communicating the individualized rule set including "at least one rule as a function of a type of IP (Internet Protocol) service," and this first configuration feature patentably changes the structure and/or changes the functionality of the authentication accounting server.

Additionally, Patent Owner respectfully submits that the redirection server must be second configured to process the data "according to the individualized rule set," and therefore this second configuration feature patentably changes the structure and/or the functionality of the redirection server.

Therefore, Patent Owner submits that the rejection of dependent claim 30 should be withdrawn for the same reasons as base claim 1, as well as on its own merits.

G. New Dependent Claim 31 (depends from claim 1)

New dependent claim 31 recites, in part, "wherein the individualized rule set includes at least one rule redirecting the data to a new destination address based on a request type and an attempted destination address."

The final Office Action, at page 18, asserts that a rule "does not change the structure of a physical system, and also does not change the functionality of the system unless the rule is executed" and therefore this rule is given no patentable weight, citing In re Ngai 367 F.3d 1336 USPQ 2d 1862 (Fed. Cir. 2004). Patent Owner respectfully disagrees.

Dependent claim 31 depends from claim 1, which recites, in part, "**authentication accounting server . . . communicates the individualized rule set**" and "**processed by the redirection server according to the individualized rule set.**"

Thus, Patent Owner respectfully submits that the authentication accounting server must be first configured to be capable of communicating the individualized rule set including "at least one rule as a function of a type of IP (Internet Protocol) service," and this first configuration feature patentably changes the structure and/or changes the functionality of the authentication accounting server.

Additionally, Patent Owner respectfully submits that the redirection server must be second configured to process the data "according to the individualized rule set," and therefore this second configuration feature patentably changes the structure and/or the functionality of the redirection server.

Therefore, Patent Owner submits that the rejection of dependent claim 31 should be withdrawn for the same reasons as base claim 1, as well as on its own merits.

H. Independent Claim 8

Independent claim 8 recites, in full:

> In a system comprising a database with entries correlating each of a plurality of user IDs with an individualized rule set; a dial-up network server that receives user IDs from users' computers; a redirection server connected to the dial-up network server and a public network, and an authentication accounting server connected to the database, the dial-up network server and the redirection server, the method comprising the steps of:
>
> communicating a first user ID for one of the users' computers and a temporarily assigned network address for the first user ID from the dial-up network server to the authentication accounting server;
>
> communicating the individualized rule set that correlates with the

first user ID and the temporarily assigned network address to the redirection server from the authentication accounting server;

and processing data directed toward the public network from the one of the users' computers according to the individualized rule set.

Independent claim 8 recites features similar to independent claim 1, and is patentable over the applied art for reasons similar to those of independent claim 1 with respect to the similar features, as well as on its own merits.

For example, independent claim 8 recites, "**communicating the individualized rule set that correlates with the first user ID and the temporarily assigned network address to the redirection server from the authentication accounting server**."

The Office Action, at page 8, asserts that the above recited feature is disclosed by He '451 at 17:61-66, and 17:67 to 18:1. As discussed above with respect to claim 1, He '451 does not disclose a redirection server.

Additionally, the credential server (204) of FIG. 10 of He '451 merely receives a request message from the User (102), and send a credential ticket back to the User (102). This is described in detail at 18:57 to 19:8 of He '451.

Patent Owner respectfully submits that the other applied art does not remedy the deficiencies of He '451. Thus, Patent Owner submits that the rejection of independent claim 8 should be withdrawn.

Further, dependent claims 9-14 and 33-39 are patentable for, at a minimum, the same reasons as base claim 8, as well as on their own merits.

I. Dependent claims 9-14 (depending from claim 8)

Dependent claims 9-14 recite features similar to those of claims 2-7, and are patentable over the applied art for, at a minimum, reasons similar to claims 2-7, as well as the same reasons as base claim 8, and as well as on their own merits.

J. New dependent claims 33-36 (depending from claim 8)

New dependent claims 33-36 recite features similar to those of new dependent claims 28-31, and are patentable over the applied art for, at a minimum, reasons similar to claims 28-31, as well as the same reasons as base claim 8, and as well as on their own merits.

K. Independent claim 15

Independent claim 15 recites features similar to those of independent claim 1, and is patentable over the cited art for reasons similar to those of independent claim 1 with respect to the similar features, as well as on its own merits

Amended independent claim 15 recites, in part, "a redirection server programmed with a user's rule set correlated to a temporarily assigned network address" and "the redirection server is configured to allow **automated modification of at least a portion of the rule set** . . . **as a function of some combination of time, data transmitted to or from the user, or a location that the user accesses.**" The specification at 4:59-66, "The redirection server ….dynamically changing the rule sets based on condition" provides clear description.

As an illustrative and non-limiting example of claim 15, see the Present patent at 7:48 to 8:11 regarding automatically deleting a redirection rule after a questionnaire has been successfully completed.

The final Office Action, at pages 10 and 11, asserts that the above feature of claim 15 is disclosed by He '451 at 17:13, and 17:19-21. However, He '451 merely discloses a system security administrator (a person) and a database tool for the person, but does not teach or suggest an "**automated modification** of at least a portion of the rule set," as required by claim 15. Requiring a person is inconsistent with the automation feature of claim 15.

Additionally, the database tool of He '451 appears intended to modify information in database 210 of FIG. 10. In contrast, claim 15 requires that the automatic modification occur on the rule set programmed in the redirection server (not in the database).

Specifically, in He '451, the authentication server (202) generates a general ticket, and the credential server (204) generates a credential ticket. The "maximum lifetime" of each authentication is He '451 is merely a bit of stored administrative information, and appears to refer to the lifetime of the credential ticket. See He '451, at 17:6-13. The "maximum lifetime" remains unchanged until the system administrator uses the database tool to manually change the value of the maximum lifetime of each authentication, as stored administrative information. This administrative information appears to be general purpose information, which is applied to the system. **In any case, the "maximum lifetime" of He '451 is not automatically modified.** Further, He'451 does not disclose modifying rule sets while the user's rule set remains correlated to the temporarily assigned network address.

Thus, Patent Owner submits that He '451 does not teach or suggest "**automated modification of at least a portion of the rule set . . . as a function of some combination of time, data transmitted to or from the user, or a location that the user accesses**," as required by claim 15.

Patent Owner respectfully submits that the other applied art does not remedy the deficiencies of He '451.

Further, Patent Owner submits that dependent claims 16-24 and 38-42 depend from claim 15, and are patentable for the same reasons as claim 15, as well as on their own merits.

Therefore, Patent Owner submits that the rejections of claims 15-24, and 38-42 should be withdrawn.

L. Dependent claims 16-24 (depending from claim 15)

Dependent claims 16-24are patentable over the applied art for the same reasons as base claim 15, and as well as on their own merits.

M. Dependent claim 16 (depending from claim 15)

Dependent claim 16 recites, in part, "the redirection server is configured to allow **modification of at least a portion of the rule set as a function of time**." As discussed above with respect to claim 15, He '451 does not teach or suggest automatic modification, and certainly does not teach automatic modification as a function of time. Patent Owner respectfully submits that the other applied art does not remedy the deficiencies of He '451.

Thus, Patent Owner submits that the rejection of dependent claim 16 should be withdrawn.

N. Dependent claim 17 (depending from claim 15)

Dependent claim 17 recites, in part, "the redirection server is configured to allow **modification** of at least a portion of the rule set **as a function of the data transmitted to or from the user**."

The final Office Action, at page 12, asserts that this feature is optionally recited in claim 15, and can be interpreted as an optional recitation in a claim dependent on claim 15. Patent Owner respectfully disagrees.

Even if this feature is optional in claim 15 ("some combination of . . ."), this feature in dependent claim 17 must be given patentable weight. Claim 17 feature requires "modification . . . as a function of the data transmitted **to or from the user**." In other words, the term "to or from the user" is mandatory, although which specific option (to the user, or from the user) is optional.

The final Office Action, at page 17, also states that this feature is disclosed by He '451 at 17:19-21, wherein data input by a system administrator can modify the rule set. Patent Owner respectfully submits that the data input by a system administrator via a database tool set to modify the database does not disclose "modification of at least a portion of the rule set as a **function of the data transmitted to or from the user**."

The data transmitted to or from the user in dependent claim17 finds antecedent basis in the "data passing between the user and a public network" as recited by amended base claim 15.

In contrast to claim 17, He '451 merely discloses data input by a system administrator via a database tool set to modify the database (data input directed towards a local database). Patent Owner respectfully submits that the other applied art does not remedy the deficiencies of He '451.

Thus, Patent Owner submits that the rejection of dependent claim 17 should be withdrawn.

O. Dependent claim 18 (depending from claim 15)

Dependent claim 18, recites, in part, "the redirection server is configured to allow modification of at least a portion of the rule set as a **function of the location or locations the user accesses**."

The final Office Action, at pages 12 and 13, asserts that the above recited feature of claim 18 is disclosed by He '451 at 17:19-21, wherein data being supplied by the system administrator modifies a rule set by deletion, and the location of the administrator is the location at which modification is permitted. Patent Owner respectfully disagrees.

The claim 18 term "location or location the user accesses" refers to target locations in the sense of target URLs (uniform resource locators), or target addresses of target websites in the public network. In contrast to claim 18, He '451 the location of the administrator appears to be the location from which the user begins his communications.

Therefore, He '451 does not teach or suggest the above recited feature of claim 18. Patent Owner respectfully submits that the other applied art does not remedy the deficiencies of He '451.

Thus, Patent Owner submits that the rejection of dependent claim 18 should be withdrawn.

P. Dependent claim 19 (depending from claim 15)

Dependent claim 19, recites, in part, "the redirection server is configured to **allow** the removal or reinstatement of at least a portion of the rule set **as a function of time**."

The final Office Action, at page 13, asserts that the above recited feature of claim 19 is disclosed by the administrator of He '451 creating or deleting any portion of the user account, which inherently occurs over some given period of time. Patent Owner respectfully disagrees.

Dependent claim 19 requires "allowing . . . as a function of time." In contrast to claim 19, the He '451 administrator appears to create or delete at any time, without respect to the time, and independent of the time. Thus, He '451 does not disclose the function of **allowing** any removal or reinstatement of at least a portion of the rule set **as a function of time**. Patent Owner respectfully submits that the other applied art does not remedy the deficiencies of He '451.

Thus, Patent Owner submits that the rejection of dependent claim 19 should be withdrawn.

Q. Dependent claims 20-22 (depending from claim 15)

Patent Owner respectfully submits that dependent claims 20-22 are patentable over the applied art for reasons similar to those of dependent claims 16-19 as discussed above, as well as on their own merits.

Patent Owner respectfully submits that the other applied art does not remedy the deficiencies of He '451. Thus, Patent Owner submits that the rejection of dependent claims 20-22 should be withdrawn.

R. New dependent claims 38-41 (depending from claim 15)

New dependent claims 38-41 recite features similar to those of new dependent claims 28-

31, and are patentable over the applied art for, at a minimum, reasons similar to claims 28-31, as well as the same reasons as base claim 15, and as well as on their own merits.

S. Independent claim 25

Independent claim 25 recites features similar to those of independent claim 1, and is patentable over the applied art for reasons similar to those of independent claim 1 with respect to the similar features, as well as on its own merits.

Independent claim 25 recites, in full:

> In a system comprising a redirection server containing a user's rule set correlated to a temporarily assigned network address wherein the user's rule set contains at least one of a plurality of functions used to control data passing between the user and a public network; the method comprising the step of:
>
> modifying at least a portion of the user's rule set while the user's rule set remains correlated to the temporarily assigned network address in the redirection server; and
>
> wherein the redirection server has a user side that is connected to a computer using the temporarily assigned network address and a network address and a network side connected to a computer network and
>
> wherein the computer using the temporarily assigned network address is connected to the computer network through the redirection server and the method further includes the step of
>
> receiving instructions by the redirection server to modify at least a portion of the user's rule set through one or more of the user side of the redirection server and the network side of the redirection server.

For example, the claim 25 feature of "**modifying at least a portion of the user's rule set while the user's rule set remains correlated to the temporarily assigned network address in the redirection server**" is not disclosed by the applied art. Note that any modifications by the administrator in He '451 using the database tool are performed upon the database, and not upon the user's rule set in the redirection server. Further, He'451 does not disclose modifying rule sets while the user's rule set remains correlated to the temporarily assigned network address.

Patent Owner respectfully submits that the other applied art does not remedy the deficiencies of He '451.

Further, Patent Owner respectfully submits that dependent claims 26, 27, and 43-47 are patentable for, at a minimum, the same reasons as base claim 25, as well as on their own merits. Thus, Patent Owner submits that the rejection of claims 25-27 and 43-47 should be withdrawn.

T. Dependent claim 26 (depending from claim 25)

Dependent claim 26, recites, in part, "modifying at least a portion of the user's rule set **as a function of** one or more of: time, data transmitted to or from the user, and location or locations the user accesses."

As discussed above with respect to dependent claims 16-21, the applied art does not disclose any "as a function of" modification of the user's rule set.

Thus, Patent Owner submits that the rejection of dependent claim 26 should be withdrawn.

U. Dependent claim 27 (depending from claim 25)

Dependent claim 27, recites, in part, "removing or reinstating at least a portion of the user's rule set **as a function of** one or more of: time, the data transmitted to or from the user and the location or locations the user access."

As discussed above with respect to dependent claims 16-21, the applied art does not disclose any "as a function of" modification of the user's rule set.

Thus, Patent Owner submits that the rejection of dependent claim 27 should be withdrawn.

V. New dependent claims 43-46 (depending from claim 25)

New dependent claims 43-46 recite features similar to those of new dependent claims 28-31, and are patentable over the applied art for, at a minimum, reasons similar to claims 28-31, as well as the same reasons as base claim 25, and as well as on their own merits.

VIII. Rejections under 35 USC 103(a) of claims 32, 37, 42, and 47

Claims 32, 37, 42, and 47 are rejected under 35 U.S.C. § 103(a) as being unpatentable over He '451, in view of Zenchelsky, and further in view of alleged admitted prior art ("Background of the Invention" at column 1, lines 53-57 of the Present Patent, hereinafter "AAPA"). Patent Owner respectfully disagrees.

Claims 32, 37, 42, and 47 depend respectively from independent claims 1, 8, 15, and 25, and each of claims 32, 37, 42, and 47 recites, in part, "**the redirection server is configured to**

redirect data from the users' computers by replacing a first destination address in an IP (Internet protocol) packet header by a second destination address as a function of the individualized rule set."

The Office Action, at page 23, asserts that the above recited feature is disclosed by Applicant's Admitted Prior Art (AAPR), as discussed in 1:46-47 of the Present Patent.

Patent Owner respectfully submits that Column 1 of the BACKGROUND OF THE INVENTION section of the Present Patent does discuss the concept of redirection, but Patent Owner does not admit that redirection in the particular combination claimed is known prior art.

Additionally, nowhere in the BACKGROUND OF THE INVENTION is there any disclosure of replacing a first destination address by a second destination address "**as a function of the individualized rule set**," as required by dependent claims 32, 37, 42, and 47.

Patent Owner respectfully submits that the other applied art does not remedy the deficiencies of AAPR. Thus, Patent Owner submits that the rejection of dependent claims 32, 37, 42, and 47 should be withdrawn.

IX. Conclusion

For at least the above reasons, it is respectfully submitted that claims 1-47 are patentably distinguished over the applied prior art. Thus, reconsideration and confirmation of the patentability of claims 1-27, allowance of new claims 28-47, and an early Notice of Intent to Issue a Reexamination Certificate are respectfully solicited.

It is believed that all of the pending issues have been addressed. However, the absence of a reply to a specific rejection, issue or comment does not signify agreement with or concession of that rejection, issue or comment. In addition, because the arguments made above may not be exhaustive, there may be reasons for patentability of any or all pending claims (or other claims) that have not been expressed. Finally, nothing in this reply should be construed as an intent to concede any issue with regard to any claim, except as specifically stated in this reply, and the amendment of any claim does not necessarily signify concession of unpatentability of the claim prior to its amendment.

Patent Owner has submitted herewith the fees for the newly added claims. It is believed that no other fees are required. However, should any additional fee or fees be necessary for consideration of the papers filed herein, please charge any such fee or fees and refund any excess payments to Deposit Account No. 50-2929, referencing docket no. R1341006.

Should the Examiner have any questions or comments regarding this matter, the undersigned may be contacted at the below-listed telephone number.

Respectfully submitted,
Koichiro Ikudome et al.

/Abe Hershkovitz/
Abraham Hershkovitz
Reg. No. 45,294

Ed Garcia-Otero
Reg. No. 56,609

Appendix A: Claim amendments of claims 15, 18, 21, 26, and 27 (relative to the Response filed November 14, 2009)

Exhibit A: Updated Signal Flow Chart

October 4, 2010

HERSHKOVITZ & ASSOCIATES, LLC
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Alexandria, VA 22314
TEL: (703) 370-4800
FAX: (703) 370-4809
E-MAIL: patent@hershkovitz.net

R1341006.A06; AH/EG

APPENDIX A: CLAIM AMENDMENTS OF CLAIMS 15, 18, 21, 26, and 27 RELATIVE TO THE RESPONSE FILED NOVEMBER 14, 2009

For the sake of clarity and for the convenience of the Examiner, this appendix tracks the changes of claims 15, 18, 21, 26, and 27 relative to the Response filed November 14, 2009.

15. (Twice Amended) A system comprising:

a redirection server programmed with a user's rule set correlated to a temporarily assigned network address; wherein the rule set contains at least one of a plurality of functions used to control data passing between the user and a public network;

wherein the redirection server is configured to allow automated modification of at least a portion of the rule set correlated to the temporarily assigned network address; and

wherein the redirection server is configured to allow automated modification of at least a portion of the rule set as a function of some combination of time, data transmitted to or from the user, or location the user accesses. [attempts to access.]

18. (Twice Amended) The system of claim 15, wherein the redirection server is configured to allow modification of at least a portion of the rule set as a function of the location or locations the user accesses. [attempts to access.]

21. (Twice Amended) The system of claim 15, wherein the redirection server is configured to allow the removal or reinstatement of at least a portion of the rule set as a function of the

location or locations the user accesses. [attempts to access.]

26. (Twice Amended) The method of claim 25, further including the step of modifying at least a portion of the user's rule set as a function of one or more of: time, data transmitted to or from the user, and location or locations the user accesses. [attempts to access.]

27. (Twice Amended) The method of claim 25, further including the step of removing or reinstating at least a portion of the user's rule set as a function of one or more of: time, the data transmitted to or from the user and a location or locations the user accesses. [attempts to access.]

CERTIFICATE OF SERVICE

It is hereby certified that the attached after final **Response Under 37 CFR 1.116 and Proposed Amendment under 37 CFR 1.530 (including Appendix A and Exhibit A)** is being served by first class mail on the third party requester at the third party requestor's address:

JERRY TURNER SEWELL
P.O. BOX 10999
NEWPORT BEACH, CA 92658-5015

/Abe Hershkovitz/ **October 4, 2010**
Abe Hershkovitz **Date**

UNITED STATES PATENT AND TRADEMARK OFFICE

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

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
90/012,149	02/17/2012	6779118	R1341006C	4719

40401 7590 03/20/2012

Hershkovitz & Associates, LLC
2845 Duke Street
Alexandria, VA 22314

EXAMINER	
ART UNIT	PAPER NUMBER

DATE MAILED: 03/20/2012

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United States Patent and Trademark Office
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Alexandria, VA 22313-1450
www.uspto.gov

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(THIRD PARTY REQUESTER'S CORRESPONDENCE ADDRESS)

Jerry Turner Sewell

1803 Broadway, Apt. 301

Nashville, TN 37203-2731

EX PARTE REEXAMINATION COMMUNICATION TRANSMITTAL FORM

REEXAMINATION CONTROL NO. *90/012,149*.

PATENT NO. *6779118*.

ART UNIT *3992*.

Enclosed is a copy of the latest communication from the United States Patent and Trademark Office in the above identified *ex parte* reexamination proceeding (37 CFR 1.550(f)).

Where this copy is supplied after the reply by requester, 37 CFR 1.535, or the time for filing a reply has passed, no submission on behalf of the *ex parte* reexamination requester will be acknowledged or considered (37 CFR 1.550(g)).

Order Granting / Denying Request For Ex Parte Reexamination	Control No.	Patent Under Reexamination
	90/012,149	6779118
	Examiner	Art Unit
	JOHN HOTALING	3992

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

The request for *ex parte* reexamination filed *17 February 2012* has been considered and a determination has been made. An identification of the claims, the references relied upon, and the rationale supporting the determination are attached.

Attachments: a)☐ PTO-892, b)☒ PTO/SB/08, c)☐ Other: _____

1. ☐ The request for *ex parte* reexamination is GRANTED.

RESPONSE TIMES ARE SET AS FOLLOWS:

For Patent Owner's Statement (Optional): TWO MONTHS from the mailing date of this communication (37 CFR 1.530 (b)). **EXTENSIONS OF TIME ARE GOVERNED BY 37 CFR 1.550(c).**

For Requester's Reply (optional): TWO MONTHS from the **date of service** of any timely filed Patent Owner's Statement (37 CFR 1.535). **NO EXTENSION OF THIS TIME PERIOD IS PERMITTED.** If Patent Owner does not file a timely statement under 37 CFR 1.530(b), then no reply by requester is permitted.

2. ☒ The request for *ex parte* reexamination is DENIED.

This decision is not appealable (35 U.S.C. 303(c)). Requester may seek review by petition to the Commissioner under 37 CFR 1.181 within ONE MONTH from the mailing date of this communication (37 CFR 1.515(c)). **EXTENSION OF TIME TO FILE SUCH A PETITION UNDER 37 CFR 1.181 ARE AVAILABLE ONLY BY PETITION TO SUSPEND OR WAIVE THE REGULATIONS UNDER 37 CFR 1.183.**

In due course, a refund under 37 CFR 1.26 (c) will be made to requester:

a) ☒ by Treasury check or,

b) ☐ by credit to Deposit Account No. _____, or

c) ☐ by credit to a credit card account, unless otherwise notified (35 U.S.C. 303(c)).

cc:Requester (if third party requester)

ORDER DENYING EX PARTE REEXAMINATION

No substantial new question of patentability is raised by the request for reexamination and prior art cited therein for the reasons set forth below.

"2240 (II) SECOND OR SUBSEQUENT REQUEST FILED DURING REEXAMINATION

If a second or subsequent request for ex parte reexamination is filed (by any party) while a first ex parte reexamination is pending, the presence of a substantial new question of patentability depends on the prior art (patents and printed publications) cited by the second or subsequent requester. If the requester includes in the second or subsequent request prior art which raised a substantial new question in the pending reexamination, reexamination should be ordered only if the prior art cited raises a substantial new question of patentability which is different from that raised in the pending reexamination proceeding. **If the prior art cited raises the same substantial new question of patentability as that raised in the pending reexamination proceedings, the second or subsequent request should be denied.**

Where the request raises a different substantial new question of patentability as to some patent claims, but not as to others, the request would be granted in part; see the order issued in reexamination control number 90/007,843 and 90/007,844.

The second or subsequent request for reexamination may *>provide information raising< a substantial new question of patentability with respect to any new or amended claim which has been proposed under 37 CFR 1.530(d) in the first (or prior) pending reexamination proceeding. **>However, in order for the second or subsequent request for reexamination to be granted, the second or subsequent requester must independently provide a substantial new question of patentability which is **different from** that raised in the pending reexamination for **the claims in effect at the time of the determination**. The decision on the second or subsequent request is thus based on the claims in effect at the time of the determination (37 CFR 1.515(a)). If a "different" substantial new question of patentability is not provided by the second or subsequent request for the claims in effect at the time of the determination, the second or subsequent request for reexamination must be denied since the Office is only authorized by statute to grant a reexamination proceeding based on a substantial new question of patentability "affecting any claim of the patent." See 35 U.S.C. 303. Accordingly, there must be at least one substantial new question of patentability established for the existing claims in the patent in order to grant reexamination."

An Ex Parte Reexamination request was proposed on 2/17/12 requesting that claims 2-7, 9-14, 16-24, 26, and 27 are obvious over He et al in view of Zenchelsky and Admitted Prior Art. The proposed SNQ stems from a Board decision in a concurrent pending Reexamination proceeding 90/009301. The request appears to allege an SNQ based on issues currently pending before the office. While the claims in the pending reexamination appear to have been amended and a NIRC is pending, these claims have not yet published. Therefore the request appears to be premature and not clearly based on the claims in effect at the time of the request as required by MPEP 2240 (II).

Hence, there appears to be no new SNQ over and above that currently pending before the office. Accordingly, the request is denied.

All correspondence relating to this *ex parte* reexamination proceeding should be directed:

By Mail to: Mail Stop *Ex Parte* Reexam
Central Reexamination Unit
Commissioner for Patents
United States Patent & Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

By FAX to: (571) 273-9900
Central Reexamination Unit

By hand to: Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Registered users of EFS-Web may alternatively submit such correspondence via the electronic filing system EFS-Web, at https://sportal.uspto.gov/authenticate/authenticateuserlocalepf.html. EFS-Web offers the benefit of quick submission to the particular area of the Office that needs to act on the correspondence. Also, EFS-Web submissions are "soft scanned" (i.e., electronically uploaded) directly into the official file for the reexamination proceeding, which offers parties the opportunity to review the content of their submissions after the "soft scanning" process is complete.

Any inquiry concerning this communication should be directed to the Central Reexamination Unit at telephone number (571) 272-7705.

Signed:

/John M Hotaling II/
Primary Examiner
Central Reexamination Unit
AU 3992
(571) 272 4437

Conferees:

/FOF/

Alexander Kosowski
Supervisor
Art Unit 3992

Doc Code: IDS
Document Description: Information Disclosure Statement filed

PTO/SB/42 (07-09)
Approved for use through 07/31/2012. OMB 0651-0031
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37 CFR 1.501 INFORMATION DISCLOSURE CITATION IN A PATENT

(Sheet 1 of 1)

Docket Number (Optional)	Patent Number
10101-002RX	6,779,118
Applicant	
Ikudome et al.	
Issue Date	**Art Unit**
August 17, 2004	3621

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
jmh	6,088,451	07/11/2000	He et al.	380	25	06/28/1996
jmh	US 6233686 B1	05/15/2001	Zenchelsky et al.	713	201	01/17/1997

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES	TRANSLATION NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER	DATE CONSIDERED
/John M Hotaling II/	3/16/2012

This collection of information is required by 37 CFR 1.501. 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, 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.

Search Notes	Application/Control No.	Applicant(s)/Patent under Reexamination	
	90/012,149	6779118	
	Examiner	Art Unit	
	JOHN HOTALING	3992	

SEARCHED			
Class	Subclass	Date	Examiner

INTERFERENCE SEARCHED			
Class	Subclass	Date	Examiner

SEARCH NOTES (INCLUDING SEARCH STRATEGY)		
	DATE	EXMR
Search of patented file 6779118 prosecution history	3/15/2012	JMH

Reexamination	Application/Control No.	Applicant(s)/Patent Under Reexamination
	90/012,149	6779118
	Certificate Date	Certificate Number

Requester Correspondence Address: ☐ Patent Owner ☒ Third Party

Jerry Turner Sewell

1803 Broadway, Apt. 301

Nashville, TN 37203-2731

LITIGATION REVIEW ☒	/JMH/ (examiner initials)	3/15/12 (date)
Case Name		Director Initials
2:10cv277 Closed		ADKT. TY
2:09cv26 Closed		
2:08cv385 Closed		
2:08cv304 Closed		
2:08cv264 Open		

COPENDING OFFICE PROCEEDINGS	
TYPE OF PROCEEDING	NUMBER
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2.	
3.	
4.	

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REEXAM CONTROL NUMBER	FILING OR 371 (c) DATE	PATENT NUMBER
90/012,149	02/17/2012	6779118

CONFIRMATION NO. 4719

REEXAM ASSIGNMENT NOTICE

40401
Hershkovitz & Associates, LLC
2845 Duke Street
Alexandria, VA 22314

OC000000052949395

Date Mailed: 03/06/2012

NOTICE OF ASSIGNMENT OF REEXAMINATION REQUEST

The above-identified request for reexamination has been assigned to Art Unit 3993. All future correspondence to the proceeding should be identified by the control number listed above and directed to the assigned Art Unit.

A copy of this Notice is being sent to the latest attorney or agent of record in the patent file or to all owners of record. (See 37 CFR 1.33(c)). If the addressee is not, or does not represent, the current owner, he or she is required to forward all communications regarding this proceeding to the current owner(s). An attorney or agent receiving this communication who does not represent the current owner(s) may wish to seek to withdraw pursuant to 37 CFR 1.36 in order to avoid receiving future communications. If the address of the current owner(s) is unknown, this communication should be returned within the request to withdraw pursuant to Section 1.36.

cc: Third Party Requester(if any)
JERRY T. SEWELL
1803 BROADWAY, APT. 301
NASHVILLE, TN 37203-2761

/sdstevenson/

Legal Instruments Examiner
Central Reexamination Unit 571-272-7705; FAX No. 571-273-9900

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REEXAM CONTROL NUMBER	FILING OR 371 (c) DATE	PATENT NUMBER
90/012,149	02/17/2012	6779118

CONFIRMATION NO. 4719

JERRY T. SEWELL
1803 BROADWAY, APT. 301
NASHVILLE, TN 37203-2761

REEXAMINATION REQUEST NOTICE

OC000000052949394

Date Mailed: 03/06/2012

NOTICE OF REEXAMINATION REQUEST FILING DATE

(Third Party Requester)

Requester is hereby notified that the filing date of the request for reexamination is 02/17/2012, the date that the filing requirements of 37 CFR § 1.510 were received.

A decision on the request for reexamination will be mailed within three months from the filing date of the request for reexamination. (See 37 CFR 1.515(a)).

A copy of the Notice is being sent to the person identified by the requester as the patent owner. Further patent owner correspondence will be the latest attorney or agent of record in the patent file. (See 37 CFR 1.33). Any paper filed should include a reference to the present request for reexamination (by Reexamination Control Number).

cc: Patent Owner
40401
Hershkovitz & Associates, LLC
2845 Duke Street
Alexandria, VA 22314

/sdstevenson/

Legal Instruments Examiner
Central Reexamination Unit 571-272-7705; FAX No. 571-273-9900

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
90/012,149	02/17/2012	6779118	10101-002RX	4719

40401 7590 03/06/2012

Hershkovitz & Associates, LLC
2845 Duke Street
Alexandria, VA 22314

EXAMINER	
ART UNIT	PAPER NUMBER

DATE MAILED: 03/06/2012

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Date: MAR 0 6 2012

CENTRAL REEXAMINATION UNIT

THIRD PARTY REQUESTER'S CORRESPONDENCE ADDRESS
JERRY T. SEWELL
1803 BROADWAY, APT. 301
NASHVILLE, TN 37203-2761

EX PARTE REEXAMINATION COMMUNICATION TRANSMITTAL FORM

REEXAMINATION CONTROL NO. : 90012149
PATENT NO. : 6779118
ART UNIT : 3993

Enclosed is a copy of the latest communication from the United States Patent and Trademark Office in the above identified ex parte reexamination proceeding (37 CFR 1.550(f)).

Where this copy is supplied after the reply by requester, 37 CFR 1.535, or the time for filing a reply has passed, no submission on behalf of the ex parte reexamination requester will be acknowledged or considered (37 CFR 1.550(g)).

Ex Parte Reexamination Interview Summary – Pilot Program for Waiver of Patent Owner's Statement	Control No. 90/012,149	Patent For Which Reexamination is Requested 6,779,118
	Examiner	Art Unit

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

All participants (USPTO official and patent owner):

(1) Alicia Kelley-Collier CRU Paralegal (3)

(2) Abraham Hershkovitz - 45,194 (4)

Date of Telephonic Interview: March 1, 2012.

The USPTO official requested waiver of the patent owner's statement pursuant to the pilot program for waiver of patent owner's statement in *ex parte* reexamination proceedings.*

☐ The patent owner **agreed** to waive its right to file a patent owner's statement under 35 U.S.C. 304 in the event reexamination is ordered for the above-identified patent.

☒ The patent owner **did not agree** to waive its right to file a patent owner's statement under 35 U.S.C. 304 at this time.

The patent owner is not required to file a written statement of this telephone communication under 37 CFR 1.560(b) or otherwise. However, any disagreement as to this interview summary must be brought to the immediate attention of the USPTO, and no later than one month from the mailing date of this interview summary. Extensions of time are governed by 37 CFR 1.550(c).

*For more information regarding this pilot program, see *Pilot Program for Waiver of Patent Owner's Statement in Ex Parte Reexamination Proceedings*, 75 *Fed. Reg.* 47269 (August 5, 2010), available on the USPTO Web site at http://www.uspto.gov/patents/law/notices/2010.jsp.

☐ USPTO personnel were unable to reach the patent owner.

The patent owner may contact the USPTO personnel at the telephone number provided below if the patent owner decides to waive the right to file a patent owner's statement under 35 U.S.C. 304.

/A. Kelley-Collier/ (571) 272-6059
Signature and telephone number of the USPTO official who contacted or attempted to contact the patent owner.

cc: Requester (if third party requester)

Patent Assignment Abstract of Title

Total Assignments: 2

Application #: 09295966 **Filing Dt:** 04/21/1999 **Patent #:** 6779118 **Issue Dt:** 08/17/2004
PCT #: NONE **Publication #:** NONE **Pub Dt:**
Inventors: KOICHIRO IKUDOME, MOON TAI YEUNG
Title: USER SPECIFIC AUTOMATIC DATA REDIRECTION SYSTEM

Assignment: 1

Reel/Frame: 010062 / 0040 **Received:** 07/06/1999 **Recorded:** 06/29/1999 **Mailed:** 09/01/1999 **Pages:** 3
Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).
Assignors: IKUDOME, KOICHIRO **Exec Dt:** 06/15/1999
YEUNG, MOON TAI **Exec Dt:** 06/15/1999
Assignee: AURIC WEB SYSTEMS
3452 EAST FOOTHILL BOULEVARD, SUITE 300
PASADENA, CALIFORNIA 91107
Correspondent: CHRISTIE, PARKER & HALE, LLP
WESLEY W. MONROE
P.O. BOX 7068
PASADENA, CA 91109-7068

Assignment: 2

Reel/Frame: 021185 / 0416 **Received:** 07/02/2008 **Recorded:** 07/02/2008 **Mailed:** 07/02/2008 **Pages:** 12
Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).
Assignor: AURIQ SYSTEMS, INC. **Exec Dt:** 06/25/2008
Assignee: LINKSMART WIRELESS TECHNOLOGY, LLC
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Search Results as of: 03/05/2012 12:10 PM

Litigation Search Report CRU 3999

Reexam Control No. 90/012,149

To: Examiner Location: CRU Art Unit: 3999 Date: 3/1/12 Case Serial Number: 90/012,149	From: Alicia Kelley-Collier Location: CRU 3999 MDE 5A74 Phone: (571) 272-6059 alicia.kelley@uspto.gov

Search Notes

U.S. Patent No. **6,779,118**

1) I performed a KeyCite Search in Westlaw, which retrieves all history on the patent including any litigation.

2) I performed a search on the patent in Lexis CourtLink for any open dockets or closed cases.

3) I performed a search in Lexis in the Federal Courts and Administrative Materials databases for any cases found.

4) I performed a search in Lexis in the IP Journal and Periodicals database for any articles on the patent.

5) I performed a search in Lexis in the news databases for any articles about the patent or any articles about litigation on this patent.

Litigation was found for this Patent.

2:10cv277 **Closed**

2:09cv26 **Closed**

2:08cv385 **Closed**

2:08cv304 **Closed**

2:08cv264 **Open** **9/15/10** MOTION to Stay Pending the Reexamination. →**10/27/10** ORDER granting 546 Motion to Stay Pending the Reexamination of the Patent-In-Suit (D.I. 546) and Linksmart's Notice of Non-Opposition. → **2/2/12** NOTICE FROM CLERK re Unopposed MOTION to Stay and Unopposed MOTION to Lift Stay. Clerk is going to terminate the motion to stay and modify entry to reflect that it is only 1 motion which to lift stay. → **2/3/12** ORDER LIFTING STAY, granting 586 Unopposed MOTION to Lift Stay

Date of Printing: Mar 01, 2012

KEYCITE

H US PAT 6779118 USER SPECIFIC AUTOMATIC DATA REDIRECTION SYSTEM, Assignee: Auriq Systems, Inc. (Aug 17, 2004)

History

Direct History

=> 1 **USER SPECIFIC AUTOMATIC DATA REDIRECTION SYSTEM,** US PAT 6779118, 2004 WL 1841593 (U.S. PTO Utility Aug 17, 2004)

Construed by

H 2 Linksmart Wireless Technology, LLC v. T-Mobile USA, Inc., 2010 WL 2640402, 2010 Markman 2640402 (E.D.Tex. Jun 30, 2010) (NO. 2:08-CV-264-DF-CE) (Markman Order Version)

Related References

H 3 Linksmart Wireless Technology, LLC v. T-Mobile USA, Inc., 2010 WL 3816679 (E.D.Tex. Sep 02, 2010) (NO. 208CV264)

Report and Recommendation Adopted by

H 4 Linksmart Wireless Technology, LLC v. T-Mobile USA, Inc., 2010 WL 3816677 (E.D.Tex. Sep 27, 2010) (NO. 208CV264)

Court Documents

Trial Court Documents (U.S.A.)

E.D.Tex. Trial Pleadings

5 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. 1. T-MOBILE USA, INC.; 2. Wayport, Inc.; 3. AT&T, Inc.; 4. AT&T Mobility, LLC; 5. Lodgenet Interactive Corp.; 6. Ibahn General Holdings Corp.; 7. Ethostream, LLC; 8. Hot Point Wireless, Inc.; 9. Netnearu Corp.; 10. Pronto Networks, Inc.; 11. Aptilo N, 2008 WL 3538408 (Trial Pleading) (E.D.Tex. Jul. 1, 2008) **Complaint and Demand for Jury Trial** (NO. 08CV00264)

6 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants., 2008 WL 4355636 (Trial Pleading) (E.D.Tex. Aug. 21, 2008) **Linksmart Wireless Technology, LLC'S Reply to Ethostream, LLC'S Counterclaim** (NO. 208CV00264)

7 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants., 2008 WL 4355637 (Trial Pleading) (E.D.Tex. Aug. 29, 2008) **Answer and Counterclaim** (NO. 208CV00264)

8 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. (1) T-MOBILE USA, INC., (2) Wayport, Inc., (3) AT&T, Inc., (4) AT&T Mobility, LLC, (5) Lodgenet Interactive Corp., (6)

ibahn General Holdings Corp., (7) Ethostream, LLC, (8) Hot Point Wireless, Inc., (9) Netnearu Corp., (10) Pronto Networks, Inc. (11, 2008 WL 5369919 (Trial Pleading) (E.D.Tex. Sep. 12, 2008) **Defendant ibahn General Holdings Corp.'s Answer and Counterclaims to Linksmart Wireless Technology, LLC's Complaint** (NO. 208-CV-00264-TJW-CE)

9 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC.; Wayport, Inc.; At&t, Inc.; AT&T Mobility, LLC; Lodgenet Interactive Corporation; Ibahn General Holdings Corp.; Ethostream, LLC; Hot Point Wireless, Inc.; Netnearu Corp.; Pronto Networks, Inc.; Aptilo Networks, Inc.; Freefi Network, 2008 WL 5369920 (Trial Pleading) (E.D.Tex. Sep. 12, 2008) **Defendant Aptilo Networks, Inc.'s Answer, Affirmative Defenses and Counterclaims to Plaintiff's Complaint for Patent Infringement** (NO. 208-CV-264TJW-CE)

10 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. 1. T-MOBILE USA, INC.; 2. Wayport, Inc.; 3. AT&T, Inc.; Jury 4. AT&T Mobility, LLC; 5. Lodgenet Interactive Corp.; 6. Ibahn General Holdings Corp.; 7. Ethostream, LLC; 8. Hot Point Wireless, Inc.; 9. Netnearu Corp.; 10. Pronto Networks, Inc.; 11. Apt, 2008 WL 5369909 (Trial Pleading) (E.D.Tex. Sep. 15, 2008) **Defendant Marriott International, Inc.'s Answer and Counterclaims to Linksmart Wireless Technology, LLC's Complaint** (NO. 208-CV-00264-TJW-CE)

11 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants., 2008 WL 5369910 (Trial Pleading) (E.D.Tex. Sep. 15, 2008) **Wayport, Inc.'s Answer, Defenses, and Counterclaims to Complaint** (NO. 208-CV-00264-TJW-CE)

12 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC. et al., Defendants., 2008 WL 5369911 (Trial Pleading) (E.D.Tex. Sep. 15, 2008) **Defendant Barnes & Noble Booksellers, Inc. Answer to Plaintiff's Complaint** (NO. 208-CV-00264-TJW-CE)

13 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants., 2008 WL 5369912 (Trial Pleading) (E.D.Tex. Sep. 15, 2008) **Mcdonald's Corp.'s Answer, Defenses, and Counterclaims to Complaint** (NO. 208-CV-00264-TJW-CE)

14 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants., 2008 WL 5369913 (Trial Pleading) (E.D.Tex. Sep. 15, 2008) **Meraki, Inc.'s Answer, Defenses, and Counterclaims to Complaint** (NO. 208-CV-00264-TJW-CE)

15 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants., 2008 WL 5369914 (Trial Pleading) (E.D.Tex. Sep. 15, 2008) **Best Western International, Inc.'s Answer to Plaintiff's Complaint and Counterclaims** (NO. 208-CV-00264-TJW-CE)

16 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC.; et al., Defendants., 2008 WL 5369921 (Trial Pleading) (E.D.Tex. Sep. 15, 2008) **T-Mobile USA, Inc.'s Answer and Counterclaims** (NO. 208-CV-00264-TJW-CE)

17 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, Inc. et al., Defendants., 2008 WL 5369922 (Trial Pleading) (E.D.Tex. Sep. 15, 2008) **Defendant Mail Boxes Etc., Inc.'s Answer to Plaintiff's Complaint** (NO. 208-CV-00264-TJW)

18 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC.; Wayport, Inc.; AT&T, Inc.; AT&T Mobility, LLC; Lodgenet Interactive Corporation; Ibahn General Holdings Corp.; Ethostream, LLC; Hot Point Wireless, Inc.; Netnearu Corp.; Pronto Networks, Inc.; Aptilo Networks, Inc.; Freefi Network, 2008 WL 5369915 (Trial Pleading) (E.D.Tex. Sep. 19, 2008) **Ramada Worldwide, Inc.'s Answer to Complaint and Counterclaims** (NO.

208-CV-00264-TJW-CE)

19 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants., 2008 WL 5369916 (Trial Pleading) (E.D.Tex. Sep. 19, 2008) **Pronto Networks, Inc.'s Answer, Defenses, and Counterclaims to the Complaint** (NO. 208-CV-00264-TJW-CE)

20 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. 1. T-MOBILE USA, INC.; 2. Wayport, Inc.; 3. AT&T, Inc.; 4. AT&T Mobility, LLC; 5. Lodgenet Interactive Corp.; 6. Ibahn General Holdings Corp.; 7. Ethostream, LLC; 8. Hot Point Wireless, Inc.; 9. Netnearu Corp.; 10. Pronto Networks, Inc.; 11. Aptilo N, 2008 WL 5369917 (Trial Pleading) (E.D.Tex. Sep. 22, 2008) **Defendant Freefi Networks. Inc.'s Answer and Counterclaims to Original Complaint** (NO. 208CV00264TJW)

21 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants. BEST WESTERN INTERNATIONAL, INC., Third-Party Plaintiff, v. BESTCOMM NETWORKS, INC. and Nomadix, Inc., Third-Party Defendants., 2009 WL 5819738 (Trial Pleading) (E.D.Tex. Nov. 13, 2009) **Third Party Complaint of Best Western International, Inc.** (NO. 208CV00264)

22 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et. al., Defendant., 2009 WL 5819739 (Trial Pleading) (E.D.Tex. Nov. 20, 2009) **Ramada Worldwide, Inc.'s Amended Answer to Complaint and Counterclaims** (NO. 208CV00264)

23 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et. al., Defendant., 2009 WL 5819740 (Trial Pleading) (E.D.Tex. Nov. 20, 2009) **Ethostream, LLC's Amended Answer and Counterclaim** (NO. 208CV00264)

24 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants., 2010 WL 3050903 (Trial Pleading) (E.D.Tex. May 7, 2010) **Best Western International, Inc.'s First Amended Answer, Defenses and Counterclaims** (NO. 208-CV-00264-TJW-CE)

25 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants. Best Western International, Inc., Third-Party Plaintiff, v. Bestcomm Networks, Inc. and Nomadix, Inc., Third-Party Defendants., 2010 WL 4953062 (Trial Pleading) (E.D.Tex. Oct. 7, 2010) **First Amended Third Party Complaint of Best Western International, Inc.** (NO. 208-CV-00264-DF-CE, 208-CV-00304-DF-CE, 208-CV-00385-DF-CE, 209-CV-00026-DF-CE)

E.D.Tex. Expert Testimony

26 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants. And Related Counterclaims., 2008 WL 8039590 (Expert Report and Affidavit) (E.D.Tex. 2008) **Declaration of Tal Lavian, Ph.D. in Support of Plaintiff Linksmart Wireless Technology, LLC's Response to Defendants' Motion for Partial Summary Judgment of Invalidity for Indefiniteness Under 35 U.S.** (NO. 208-CV-00264-DF-CE, 208-CV-00304-DF-CE, 208-CV-00385-DF-CE, 209-CV-00026-DF-CE)

27 LINKSMART WIRELESS TECHNOLOGIES, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants., 2010 WL 3711476 (Expert Report and Affidavit) (E.D.Tex. Apr. 14, 2010) **Declaration of Kevin Jeffay, Ph.D.** (NO. 208-CV-00264-DF-CE, 208-CV-00304-DF-CE, 208-CV-00385-DF-CE, 209-CV-00026-DF-CE)

28 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., Waypo-rt, Inc., At&t, Inc., At&t Mobility, LLC, Lodgenet Interactive Corporation, Ibahn General Holdings Corp., Ethostream, LLC, Hot Point Wireless Inc., Netnearu Corp., Pronto Networks, Ic., Aptilo Networks, Inc., Freefi Networks,, 2010 WL 3842257 (Expert Deposition) (E.D.Tex. Apr. 22, 2010) **(Deposition of Kevin Jeffay, Ph.D.)** (NO. 208-CV-00264-TJW-CE)

29 LINKSMART WIRELESS TECHNOLOGY LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendant., 2010 WL 3711477 (Expert Report and Affidavit) (E.D.Tex. Apr. 30, 2010) **Declaration Of Tal Lavian, Ph.D. in Support of Plaintiff Linksmart Wireless Technology, LLC'S Reply Claim Construction Brief** (NO. 208-CV-00264-DF-CE, 208-CV-00304-DF-CE, 208-CV-00385-DF-CE, 209-CV-00026-DF-CE)

E.D.Tex. Trial Motions, Memoranda And Affidavits

30 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, Inc. et al., Defendants., 2008 WL 5369918 (Trial Motion, Memorandum and Affidavit) (E.D.Tex. Sep. 22, 2008) **Defendant At&T Mobility LLC's Motion to Dismiss** (NO. 208-CV-00264-TJW-CE)

31 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC.; et al., Defendants; Linksmart Wireless Technology, LLC, Plaintiff, v. Cisco Systems, Inc.; Et Al., Defendants; Linksmart Wireless Technology, LLC, Plaintiff, v. SBC Internet Services, Inc. d/b/a AT&T Internet Services, Defendants;, 2009 WL 721149 (Trial Motion, Memorandum and Affidavit) (E.D.Tex. Jan. 23, 2009) **Joint Motion to Consolidate** (NO. 208-CV-002640TJW-CE, 208-CV-00304-DF-CE, 208-CV-00385-TJW, 209-CV-00026-TJW-CE)

32 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC.; et al., Defendants; Linksmart Wireless Technology, LLC, Plaintiff, v. Cisco Systems, Inc.; et al., Defendants; Linksmart Wireless Technology, LLC, Plaintiff, v. SBC Internet Services, Inc. d/b/a At&t Internet Services, Defendants;, 2009 WL 721433 (Trial Motion, Memorandum and Affidavit) (E.D.Tex. Jan. 23, 2009) **Joint Motion to Consolidate** (NO. 208-CV-00264-TJW-CE, 208-CV-00304-DF-CE, 208-CV-00385-TJW, 209-CV-00026-TJW-CE)

33 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants., 2009 WL 714069 (Trial Motion, Memorandum and Affidavit) (E.D.Tex. Feb. 27, 2009) **Plaintiff Linksmart Wireless Technology, LLC's Motion for Default Judgment Against Hot Point Wireless, Inc. and Second Rule LLC** (NO. 208-CV-00264-DF-CE)

34 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al, Defendants. Best Western International, Inc., Third-Party Plaintiff, v. Bestcomm Networks, Inc. and Nomadix, Inc., Third-Party Defendants., 2010 WL 974673 (Trial Motion, Memorandum and Affidavit) (E.D.Tex. Feb. 25, 2010) **Third-Party Defendant Nomadix, Inc.'s Motion to Strike or Dismiss Third-Party Complaint of Best Western International, Inc.** (NO. 208-CV-00264-DF-CE, 208-CV-00304-DF-CE, 208-CV-00385-DF-CE, 209-CV-00026-DF-CE)

35 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants., 2010 WL 2155255 (Trial Motion, Memorandum and Affidavit) (E.D.Tex. Mar. 19, 2010) **Plaintiff Linksmart Wireless Technology, LLC's Opening Claim Construction Brief** (NO. 208CV00264)

36 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants. BEST WESTERN INTERNATIONAL, INC., Third-Party Plaintiff, v. BESTCOMM

NETWORKS, INC. and Nomadix, Inc., Third-Party Defendants., 2010 WL 2155256 (Trial Motion, Memorandum and Affidavit) (E.D.Tex. Mar. 31, 2010) **Best Western International's Opposition to Nomadix's Motion to Strike or Dismiss Third Party Complaint** (NO. 208CV00264)

37 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants. BEST WESTERN INTERNATIONAL, INC., Third-Party Plaintiff, v. BESTCOMM NETWORKS, NOMADIX, INC., Third-Party Defendants. BESTCOMM NETWORKS, INC., Third-Party Defendant, v. NOMADIX, INC., Third-Party Defendant., 2010 WL 2155257 (Trial Motion, Memorandum and Affidavit) (E.D.Tex. Apr. 16, 2010) **Nomadix, Inc.'s Motion to Dismiss Bestcomm Networks, Inc.'s Crossclaims** (NO. 208CV00264)

38 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants., 2010 WL 2155258 (Trial Motion, Memorandum and Affidavit) (E.D.Tex. Apr. 16, 2010) **Claim Construction Brief of Defendants** (NO. 208CV00264)

39 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants., 2010 WL 2155259 (Trial Motion, Memorandum and Affidavit) (E.D.Tex. Apr. 19, 2010) **Best Western's Supplemental Claim Construction Brief** (NO. 208CV00264)

40 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants., 2010 WL 2155260 (Trial Motion, Memorandum and Affidavit) (E.D.Tex. Apr. 29, 2010) **Defendants' Motion to Exclude the Expert Declaration of Dr. Tal Lavian in Support of Plaintiff's Claim Construction Reply Brief** (NO. 208CV00264)

41 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants., 2010 WL 2155261 (Trial Motion, Memorandum and Affidavit) (E.D.Tex. Apr. 30, 2010) **Plaintiff Linksmart Wireless Technology, LLC's Reply Claim Construction Brief** (NO. 208CV00264)

42 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants. And Related Counterclaims., 2010 WL 3050762 (Trial Motion, Memorandum and Affidavit) (E.D.Tex. May 7, 2010) **iBAHN's Claim Construction Surreply Brief** (NO. 208-CV-00264-DF-CE, 208-CV-00304-DF-CE, 208-CV-00385-DF-CE, 209-CV-00026-DF-CE)

43 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants. And Related Counterclaims., 2010 WL 3050763 (Trial Motion, Memorandum and Affidavit) (E.D.Tex. May 11, 2010) **Claim Construction Sur-Reply Brief of Defendants** (NO. 208-CV-00264-DF-CE, 208-CV-00304-DF-CE, 208-CV-00385-DF-CE, 209-CV-00026-DF-CE)

44 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants., 2010 WL 3050764 (Trial Motion, Memorandum and Affidavit) (E.D.Tex. May 17, 2010) **Defendants' Motion for Partial Summary Judgment of Invalidity for Indefiniteness under 35 U.S.C. | 112, ¶2** (NO. 208-CV-00264-DF-CE, 208-CV-00304-DF-CE, 208-CV-00385-DF-CE, 209-CV-00026-DF-CE)

45 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants. And Related Counterclaims., 2010 WL 3050765 (Trial Motion, Memorandum and Affidavit) (E.D.Tex. May 17, 2010) **Plaintiff Linksmart Wireless Technology, LLC's Response to Defendants' Motion to Exclude the Expert Declaration of Dr. Tal LA Vian Addressing the Declaration of Dr. Kevin Jeffay** (NO. 208-CV-00264-DF-CE, 208-CV-00304-DF-CE, 208-CV-00385-DF-CE, 209-CV-00026-DF-CE)

46 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al, Defendants. And Related Counterclaims., 2010 WL 3050766 (Trial Motion, Memorandum and Affidavit) (E.D.Tex. May 23, 2010) **Plaintiff Linksmart Wireless Technology, LLC's Response to Defendants' Motion for Partial Summary Judgment of Invalidity for Indefiniteness under 35 U.S.C. | 112, ï 2** (NO. 208-CV-00264-DF-CE, 208-CV-00304-DF-CE, 208-CV-00385-DF-CE, 209-CV-00026-DF-CE)

47 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al, Defendants., 2010 WL 3050767 (Trial Motion, Memorandum and Affidavit) (E.D.Tex. Jun. 2, 2010) **Defendants' Reply in Support of Their Motion for Partial Summary Judgment of Invalidity for Indefiniteness under 35 U.S.C. | 112, ï2** (NO. 208-CV-00264-DF-CE, 208-CV-00304-DF-CE, 208-CV-00385-DF-CE, 209-CV-00026-DF-CE)

48 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants. And Related Counterclaims., 2010 WL 4927709 (Trial Motion, Memorandum and Affidavit) (E.D.Tex. Sep. 15, 2010) **Defendants' Motion for a Stay Pending the Reexamination of the Patent in Suit** (NO. 208-CV-00264-DF-CE, 208-CV-00304-DF-CE, 208-CV-00385-DF-CE, 209-CV-00026-DF-CE)

49 LINKSMART WIRELESS TECHNOLOGY, LLC, Linksmart, v. T-MOBILE USA, INC., et al., Defendants., 2010 WL 4927710 (Trial Motion, Memorandum and Affidavit) (E.D.Tex. Oct. 7, 2010) **Defendant Choice Hotels International, Inc.'s Reply in Support of Its Motion for Summary Judgment of Non-Infringement** (NO. 208-CV-00264-DF-CE, 208-CV-00304-DF-CE, 208-CV-00385-DF-CE, 209-CV-00026-DF-CE)

E.D.Tex. Exhibits

50 LINKSMART WIRELESS TECHNOLOGY, LLC, v. T-MOBILE USA, INC. et al., 2010 WL 4024689 (Exhibit) (E.D.Tex. Mar. 31, 2010) **Direct Sales Agreement** (NO. 208CV00264)

51 LINKSMART WIRELESS TECHNOLOGY, LLC, v. T-MOBILE USA, INC. et al., 2010 WL 4024690 (Exhibit) (E.D.Tex. Mar. 31, 2010) **Nomadix, Inc. Reseller Agreement** (NO. 208CV00264)

E.D.Tex. Expert Resumes

52 Kevin Jeffay, curriculum vitae filed in Linksmart Wireless Technology, LLC V. T-Mobile USA, Inc. et al, 2010 WL 5779215 (Court-filed Expert Resume) (E.D.Tex. Jan. 18, 2010) **Expert Resume of Kevin Jeffay** (NO. 208CV00264)

53 Tal Lavian, Ph.D., curriculum vitae filed in Linksmart Wireless Technology, LLC v. T-Mobile USA, Inc., et al, 2010 WL 3515006 (Court-filed Expert Resume) (E.D.Tex. May 23, 2010) **Expert Resume of Tal Lavian** (NO. 208CV00264)

E.D.Tex. Trial Filings

54 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants; Linksmart Wireless Technology, LLC, Plaintiff, v. Cisco Systems, Inc., et al., Defendants; Linksmart Wireless Technology, LLC, Plaintiff, v. SBC Internet Services, Inc. D/B/A AT&T Internet Services, Defendants;, 2009 WL 3147057 (Trial Filing) (E.D.Tex. Jun. 1, 2009)

Joint Case Management Report (NO. 208-CV-00264-DF-CE, 208-CV-00304-DF-CE, 208-CV-00385-DF-CE, 209-CV-00026-DF-CE)

55 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants; Linksmart Wireless Technology, LLC, Plaintiff, v. Cisco Systems, Inc., et al., Defendants; Linksmart Wireless Technology, LLC, Plaintiff, v. SBC Internet Services, Inc. D/B/A AT&T Internet Services; Defendants;, 2009 WL 3147069 (Trial Filing) (E.D.Tex. Jun. 1, 2009) **Joint Case Management Report** (NO. 208-CV-00264-DF-CE, 208-CV-00304-DF-CE, 208-CV-00385-DF-CE, 209-CV-00026-DF-CE)

56 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants; Linksmart Wireless Technology, LLC, Plaintiff, v. Cisco Systems, Inc., et al., Defendants; Linksmart Wireless Technology, LLC, Plaintiff, v. SBC Internet Services, Inc. D/B/A AT&T Internet Services, Defendants;, 2009 WL 3147139 (Trial Filing) (E.D.Tex. Jun. 1, 2009) **Joint Case Management Report** (NO. 208-CV-00264-DF-CE, 208-CV-00304-DF-CE, 208-CV-00385-DF-CE, 209-CV-00026-DF-CE)

57 LINKSMART WIRELESS TECHNOLOGY, LLC, v. T-MOBILE USA, INC. et al., 2010 WL 1733529 (Trial Filing) (E.D.Tex. Feb. 19, 2010) **Claim Construction Chart** (NO. 208CV00264)

58 LINKSMART WIRELESS TECHNOLOGY, LLC, v. T-MOBILE USA, INC., et al., 2010 WL 3053062 (Trial Filing) (E.D.Tex. May 14, 2010) **Agreed Constructions** (NO. 08CV00264)

E.D.Tex. Verdicts, Agreements and Settlements

59 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC.; Waypo-rt, Inc.; AT&T, Inc.; AT&T Mobility, LLC; Lodgenet Interactive Corp.; Ibahn General Holdings Corp.; Ethostream, LLC; Hot Point Wireless, Inc.; Netnearu Corp.; Pronto Networks, Inc.; Freefi Networks, Inc.; MerakI, Inc. Second, 2008 WL 5533263 (Verdict, Agreement and Settlement) (E.D.Tex. Dec. 9, 2008) **Jury** (NO. 208CV00264)

60 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants; Linksmart Wireless Technology, LLC, Plaintiff, v. Cisco Systems, Inc., et al., Defendants; Linksmart Wireless Technology, LLC, Plaintiff, v. SBC Internet Services, Inc. d/b/a AT&T Internet Services, Defendants;, 2009 WL 3147112 (Verdict, Agreement and Settlement) (E.D.Tex. Jun. 1, 2009) **Joint Case Management Report** (NO. 208-CV-00264-DF-CE, 208-CV-00304-DF-CE, 208-CV-00385-DF-CE, 209-CV-00026-DF-CE)

Dockets (U.S.A.)

E.D.Tex.

61 LINKSMART WIRELESS TECHNOLOGY, LLC v. T-MOBILE USA, INC. ET AL, NO. 2:08cv00264 (Docket) (E.D.Tex. Jul. 1, 2008)

Expert Court Documents (U.S.A.)

E.D.Tex. Expert Testimony

62 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al.,

Defendants. And Related Counterclaims., 2008 WL 8039590 (Expert Report and Affidavit) (E.D.Tex. 2008) **Declaration of Tal Lavian, Ph.D. in Support of Plaintiff Linksmart Wireless Technology, LLC's Response to Defendants' Motion for Partial Summary Judgment of Invalidity for Indefiniteness Under 35 U.S.** (NO. 208-CV-00264-DF-CE, 208-CV-00304-DF-CE, 208-CV-00385-DF-CE, 209-CV-00026-DF-CE)

63 LINKSMART WIRELESS TECHNOLOGIES, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants., 2010 WL 3711476 (Expert Report and Affidavit) (E.D.Tex. Apr. 14, 2010) **Declaration of Kevin Jeffay, Ph.D.** (NO. 208-CV-00264-DF-CE, 208-CV-00304-DF-CE, 208-CV-00385-DF-CE, 209-CV-00026-DF-CE)

64 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., Waypo-rt, Inc., At&t, Inc., At&t Mobility, LLC, Lodgenet Interactive Corporation, Ibahn General Holdings Corp., Ethostream, LLC, Hot Point Wireless Inc., Netnearu Corp., Pronto Networks, Ic., Aptilo Networks, Inc., Freefi Networks,, 2010 WL 3842257 (Expert Deposition) (E.D.Tex. Apr. 22, 2010) **(Deposition of Kevin Jeffay, Ph.D.)** (NO. 208-CV-00264-TJW-CE)

65 LINKSMART WIRELESS TECHNOLOGY LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendant., 2010 WL 3711477 (Expert Report and Affidavit) (E.D.Tex. Apr. 30, 2010) **Declaration Of Tal Lavian, Ph.D. in Support of Plaintiff Linksmart Wireless Technology, LLC'S Reply Claim Construction Brief** (NO. 208-CV-00264-DF-CE, 208-CV-00304-DF-CE, 208-CV-00385-DF-CE, 209-CV-00026-DF-CE)

E.D.Tex. Trial Motions, Memoranda And Affidavits

66 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants., 2010 WL 2155260 (Trial Motion, Memorandum and Affidavit) (E.D.Tex. Apr. 29, 2010) **Defendants' Motion to Exclude the Expert Declaration of Dr. Tal Lavian in Support of Plaintiff's Claim Construction Reply Brief** (NO. 208CV00264)

67 LINKSMART WIRELESS TECHNOLOGY, LLC, Plaintiff, v. T-MOBILE USA, INC., et al., Defendants., 2010 WL 2155261 (Trial Motion, Memorandum and Affidavit) (E.D.Tex. Apr. 30, 2010) **Plaintiff Linksmart Wireless Technology, LLC's Reply Claim Construction Brief** (NO. 208CV00264)

E.D.Tex. Expert Resumes

68 Kevin Jeffay, curriculum vitae filed in Linksmart Wireless Technology, LLC V. T-Mobile USA, Inc. et al, 2010 WL 5779215 (Court-filed Expert Resume) (E.D.Tex. Jan. 18, 2010) **Expert Resume of Kevin Jeffay** (NO. 208CV00264)

69 Tal Lavian, Ph.D., curriculum vitae filed in Linksmart Wireless Technology, LLC v. T-Mobile USA, Inc., et al, 2010 WL 3515006 (Court-filed Expert Resume) (E.D.Tex. May 23, 2010) **Expert Resume of Tal Lavian** (NO. 208CV00264)

E.D.Tex.

70 LINKSMART WIRELESS TECHNOLOGY, LLC v. T-MOBILE USA, INC. ET AL, NO. 2:08cv00264 (Docket) (E.D.Tex. Jul. 1, 2008)

Patent Family

71 AUTOMATIC DATA REDIRECTION SYSTEM FOR INTERNET COMMUNICATION, Derwent World Patents Legal 2000-072306+

Assignments

72 Action: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS). Number of Pages: 012, (DATE RECORDED: Jul 02, 2008)

73 ACTION: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS). NUMBER OF PAGES: 003, (DATE RECORDED: Jun 29, 1999)

Patent Status Files

.. Patent Suit(See LitAlert Entries),
.. Patent Suit(See LitAlert Entries),
.. Patent Suit(See LitAlert Entries),
.. Request for Re-Examination, (OG DATE: Dec 02, 2008)
.. Patent Suit(See LitAlert Entries),

Docket Summaries

79 LINKSMART WIRELESS TECHNOLOGY LLC v. TJ HOSPITALITY LTD ET AL, (E.D.TEX. Jul 29, 2010) (NO. 2:10CV00277), (15 USC 1126 PATENT INFRINGEMENT)

80 LINKSMART WIRELESS TECHNOLOGY LLC v. SIX CONTINENTS HOTELS INC ET AL, (E.D.TEX. Jan 21, 2009) (NO. 2:09CV00026), (28 USC 1338 PATENT INFRINGEMENT)

81 LINKSMART WIRELESS TECHNOLOGY, LLC v. SBC INTERNET SERVICES, INC., (E.D.TEX. Oct 09, 2008) (NO. 2:08CV00385), (15 USC 1126 PATENT INFRINGEMENT)

82 LINKSMART WIRELESS TECHNOLOGY, LLC v. CISCO SYSTEMS, INC. ET AL, (E.D.TEX. Aug 04, 2008) (NO. 2:08CV00304), (35 USC 271 PATENT INFRINGEMENT)

83 LINKSMART WIRELESS TECHNOLOGY, LLC v. T-MOBILE USA, INC. ET AL, (E.D.TEX. Jul 01, 2008) (NO. 2:08CV00264), (15 USC 1126 PATENT INFRINGEMENT)

Litigation Alert

84 Derwent LitAlert P2010-36-12 (Jul 29, 2010) Action Taken: 15 USC 1126 - COMPLAINT FOR PATENT INFRINGEMENT

85 Derwent LitAlert P2009-07-58 (Jan 21, 2009) Action Taken: Complaint

86 Derwent LitAlert P2009-06-09 (Aug 04, 2008) Action Taken: Complaint

87 Derwent LitAlert P2008-47-12 (Jul 01, 2008) Action Taken: Complaint

Prior Art (Coverage Begins 1976)

C 88 METHOD OF PROVIDING TEMPORARY ACCESS OF A CALLING UNIT TO AN ANONYMOUS UNIT, US PAT 6157829Assignee: Motorola, Inc., (U.S. PTO Utility 2000)

89 SECURITY SYSTEM FOR INTERNET PROVIDER TRANSACTION, US PAT 5845070Assignee: Auric Web Systems, Inc., (U.S. PTO Utility 1998)

90 SYSTEM AND METHOD FOR DATABASE ACCESS CONTROL, US PAT 5696898Assignee: Lucent Technologies Inc., (U.S. PTO Utility 1997)

91 SYSTEM AND METHOD FOR PROVIDING PEER LEVEL ACCESS CONTROL ON A NETWORK, US PAT 6233686Assignee: AT & T Corp., (U.S. PTO Utility 2001)

US District Court Civil Docket

U.S. District - Texas Eastern
(Marshall)

2:10cv277

Linksmart Wireless Technology Llc VS TJ Hospitality Ltd et al

Date Filed:	**07/29/2010**	**Class Code:**	**CLOSED**
Assigned To:	**Judge T John Ward**	**Closed:**	**Yes**
Referred To:		**Statute:**	**15:1126**
Nature of suit:	**Patent (830)**	**Jury Demand:**	**Plaintiff**
Cause:	**Patent Infringement**	**Demand Amount:**	**$0**
Lead Docket:	**None**	**NOS Description:**	**Patent**
Other Docket:	**None**		
Jurisdiction:	**Federal Question**		

Litigants

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Plaintiff

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Tj Hospitality Ltd
Defendant
[Term: 11/30/2010]

Mmd Hotel Kilgore LP
Defendant
[Term: 11/30/2010]

Heritage Inn Number Xiv
Defendant
[Term: 11/30/2010]

Eight Pack Tyler LP
Defendant
[Term: 11/30/2010]

Heritage Inn Number X
Defendant
[Term: 11/30/2010]

B D & Sons Ltd
Defendant
[Term: 11/30/2010]

Heritage Inn Number Xii
Defendant
[Term: 11/30/2010]

Carlex Hospitality Llc
Defendant
[Term: 11/30/2010]

Prus, Llc
Defendant
[Term: 11/30/2010]

Meritax, Llc
Defendant
[Term: 11/30/2010]

281 Lodging Partnership, Ltd
Defendant

Longview Hotel Partners Inc
Defendant
[Term: 11/30/2010]

Hwy 259 Lodging Llc
Defendant
[Term: 11/30/2010]

Nyr Property Corp
Defendant
[Term: 11/30/2010]

I-30 Hospitality Llc
Defendant
[Term: 11/30/2010]

Amit C Patel
Defendant
[Term: 11/30/2010]

Jyotika A Patel
Defendant
[Term: 11/30/2010]

Krishan Inc
Defendant
[Term: 11/30/2010]

Date	#	Proceeding Text	Source
07/29/2010	1	COMPLAINT against 281 Lodging Partnership, Ltd., B D & Sons Ltd., Carlex Hospitality LLC, Eight Pack Tyler LP, Heritage Inn Number X, Heritage Inn Number XII, Heritage Inn Number XIV, Hwy 259 Lodging LLC, I-30 Hospitality LLC, Krishan Inc., Longview Hotel Partners Inc., MMD Hotel Kilgore LP, Meritax, LLC, NYR Property Corp., Amit C. Patel, Jyotika A. Patel, Prus, LLC, TJ Hospitality Ltd. (Filing fee $ 350 receipt number 0540-2597118.), filed by Linksmart Wireless Technology, LLC. (Attachments: # 1 Exhibit A, # 2 Civil Cover Sheet)(Fenster, Marc) (Additional attachment(s) added on 7/30/2010: # 3 Revised Civil Cover Sheet) (ehs,). (Entered: 07/29/2010)	
07/29/2010	2	Notice of Filing of Patent/Trademark Form (AO 120). AO 120 mailed to the Director of the U.S. Patent and Trademark Office. (Fenster, Marc) (Entered: 07/29/2010)	
07/29/2010	3	CORPORATE DISCLOSURE STATEMENT filed by Linksmart Wireless Technology, LLC (Fenster, Marc) (Entered: 07/29/2010)	
07/29/2010	4	NOTICE by Linksmart Wireless Technology, LLC of Related Cases (Fenster, Marc) (Entered: 07/29/2010)	
07/30/2010	--	Judge T. John Ward added. (ehs,) (Entered: 07/30/2010)	
07/30/2010	--	In accordance with the provisions of 28 USC Section 636(c), you are hereby notified that a U.S. Magistrate Judge of this district court is available to conduct any or all proceedings in this case including a jury or non-jury trial and to order the entry of a final judgment. The form Consent to Proceed Before Magistrate Judge is available here by clicking on the hyperlink and is also on our website. All signed consent forms, excluding pro se parties, should be filed electronically using the event Notice of Consent to Proceed Before Magistrate Judge . (ehs,) (Entered: 07/30/2010)	
07/30/2010	5	E-GOV SEALED SUMMONS Issued as to 281 Lodging Partnership, Ltd., B D & Sons Ltd., Carlex Hospitality LLC, Eight Pack Tyler LP, Heritage Inn Number X, Heritage Inn Number XII, Heritage	

		Inn Number XIV, Hwy 259 Lodging LLC, I-30 Hospitality LLC, Amit C. Patel. (Attachments: # 1 281 Lodging, # 2 Amit, # 3 BD &Sons, # 4 Carlex, # 5 Eight Pack, # 6 Hwy 259, # 7 Heritage Inn No X, # 8 Heritage Inn No XIV)(ehs,) (Entered: 07/30/2010)
07/30/2010	6	E-GOV SEALED SUMMONS Issued as to Krishan Inc., Longview Hotel Partners Inc., MMD Hotel Kilgore LP, Meritax, LLC, NYR Property Corp., Jyotika A. Patel, Prus, LLC, TJ Hospitality Ltd.. (Attachments: # 1 Krishan, # 2 Longview Hotel, # 3 MMD Hotel Kilgore, # 4 Meritax, # 5 NYR Property, # 6 Prus, # 7 TJ Hospitality)(ehs,) (Entered: 07/30/2010)
11/29/2010	7	NOTICE of Voluntary Dismissal by Linksmart Wireless Technology, LLC (Attachments: # 1 Text of Proposed Order)(Spangler, Andrew) (Entered: 11/29/2010)
11/29/2010	8	NOTICE of Voluntary Dismissal by Linksmart Wireless Technology, LLC (Attachments: # 1 Text of Proposed Order)(Spangler, Andrew) (Entered: 11/29/2010)
11/29/2010	9	NOTICE of Voluntary Dismissal by Linksmart Wireless Technology, LLC (Attachments: # 1 Text of Proposed Order)(Spangler, Andrew) (Entered: 11/29/2010)
11/29/2010	10	NOTICE of Voluntary Dismissal by Linksmart Wireless Technology, LLC (Attachments: # 1 Text of Proposed Order)(Spangler, Andrew) (Entered: 11/29/2010)
11/29/2010	11	NOTICE of Voluntary Dismissal by Linksmart Wireless Technology, LLC (Attachments: # 1 Text of Proposed Order)(Spangler, Andrew) (Entered: 11/29/2010)
11/29/2010	12	NOTICE of Voluntary Dismissal by Linksmart Wireless Technology, LLC (Attachments: # 1 Text of Proposed Order)(Spangler, Andrew) (Entered: 11/29/2010)
11/29/2010	13	NOTICE of Voluntary Dismissal by Linksmart Wireless Technology, LLC (Attachments: # 1 Text of Proposed Order)(Spangler, Andrew) (Entered: 11/29/2010)
11/29/2010	14	NOTICE of Voluntary Dismissal by Linksmart Wireless Technology, LLC (Attachments: # 1 Text of Proposed Order)(Spangler, Andrew) (Entered: 11/29/2010)
11/29/2010	15	NOTICE of Voluntary Dismissal by Linksmart Wireless Technology, LLC (Attachments: # 1 Text of Proposed Order)(Spangler, Andrew) (Entered: 11/29/2010)
11/29/2010	16	NOTICE of Voluntary Dismissal by Linksmart Wireless Technology, LLC (Attachments: # 1 Text of Proposed Order)(Spangler, Andrew) (Entered: 11/29/2010)
11/29/2010	17	NOTICE of Voluntary Dismissal by Linksmart Wireless Technology, LLC (Attachments: # 1 Text of Proposed Order)(Spangler, Andrew) (Entered: 11/29/2010)
11/29/2010	18	NOTICE of Voluntary Dismissal by Linksmart Wireless Technology, LLC (Attachments: # 1 Text of Proposed Order)(Spangler, Andrew) (Entered: 11/29/2010)
11/29/2010	19	NOTICE of Voluntary Dismissal by Linksmart Wireless Technology, LLC (Attachments: # 1 Text of Proposed Order)(Spangler, Andrew) (Entered: 11/29/2010)
11/29/2010	20	NOTICE of Voluntary Dismissal by Linksmart Wireless Technology, LLC (Attachments: # 1 Text of Proposed Order)(Spangler, Andrew) (Entered: 11/29/2010)
11/29/2010	21	NOTICE of Voluntary Dismissal by Linksmart Wireless Technology, LLC (Attachments: # 1 Text of Proposed Order)(Spangler, Andrew) (Entered: 11/29/2010)
11/29/2010	22	NOTICE of Voluntary Dismissal by Linksmart Wireless Technology, LLC (Attachments: # 1 Text of Proposed Order)(Spangler, Andrew) (Entered: 11/29/2010)
11/29/2010	23	NOTICE of Voluntary Dismissal by Linksmart Wireless Technology, LLC (Attachments: # 1 Text of Proposed Order)(Spangler, Andrew) (Entered: 11/29/2010)
11/29/2010	24	NOTICE of Voluntary Dismissal by Linksmart Wireless Technology, LLC (Attachments: # 1 Text of Proposed Order)(Spangler, Andrew) (Entered: 11/29/2010)
11/30/2010	25	ORDER - granting 19 Notice of Voluntary Dismissal. All claims asserted by Plaintiff against Defendant Longview Hotel Partners Inc. are hereby dismissed without prejudice. Each party will bear its own costs and attorneys fees. Signed by Judge T. John Ward on 11/30/2010. (ch,) (Entered: 11/30/2010)
11/30/2010	26	ORDER - granting 16 Notice of Voluntary Dismissal. All claims asserted by Plaintiff against Defendant I-30 Hospitality LLC are hereby dismissed without prejudice. Each party will bear its own costs and attorneys fees. Signed by Judge T. John Ward on 11/30/2010. (ch,) (Entered: 11/30/2010)
11/30/2010	27	ORDER - granting 17 Notice of Voluntary Dismissal. All claims asserted by Plaintiff against Defendant Jyotika A. Patel are hereby dismissed without prejudice. Each party will bear its own costs and attorneys fees. Signed by Judge T. John Ward on 11/30/2010. (ch,) (Entered: 11/30/2010)
11/30/2010	28	ORDER - granting 20 Notice of Voluntary Dismissal. All claims asserted by Plaintiff against Defendant Meritax, LLC are hereby dismissed without prejudice. Each party will bear its own costs and attorneys fees. Signed by Judge T. John Ward on 11/30/2010. (ch,) (Entered: 11/30/2010)

11/30/2010	29	ORDER - granting 14 Notice of Dismissal. All claims asserted by Plaintiff against Defendant Heritage Inn Number XIV are hereby dismissed without prejudice. Each party will bear its own costs and attorneys fees. Signed by Judge T. John Ward on 11/30/2010. (ch,) (Entered: 11/30/2010)
11/30/2010	30	ORDER - granting 12 Notice of Voluntary Dismissal. All claims asserted by Plaintiff against Defendant Heritage Inn Number X are hereby dismissed without prejudice. Each party will bear its own costs and attorneys fees. Signed by Judge T. John Ward on 11/30/2010. (ch,) (Entered: 11/30/2010)
11/30/2010	31	ORDER - granting 13 Notice of Voluntary Dismissal. All claims asserted by Plaintiff against Defendant Heritage Inn Number XII are hereby dismissed without prejudice. Each party will bear its own costs and attorneys fees. Signed by Judge T. John Ward on 11/30/2010. (ch,) (Entered: 11/30/2010)
11/30/2010	32	ORDER - granting 15 Notice of Voluntary Dismissal. All claims asserted by Plaintiff against Defendant Hwy 259 Lodging LLC are hereby dismissed without prejudice. Each party will bear its own costs and attorneys fees. Signed by Judge T. John Ward on 11/30/2010. (ch,) (Entered: 11/30/2010)
11/30/2010	33	ORDER - granting 10 Notice of Voluntary Dismissal. All claims asserted by Plaintiff against Defendant Carlex Hospitality LLC are hereby dismissed without prejudice. Each party will bear its own costs and attorneys fees. Signed by Judge T. John Ward on 11/30/2010. (ch,) (Entered: 11/30/2010)
11/30/2010	34	ORDER - granting 11 Notice of Voluntary Dismissal. All claims asserted by Plaintiff against Defendant Eight Pack Tyler LP are hereby dismissed without prejudice. Each party will bear its own costs and attorneys fees. Signed by Judge T. John Ward on 11/30/2010. (ch,) (Entered: 11/30/2010)
11/30/2010	35	ORDER - granting 21 Notice of Voluntary Dismissal. All claims asserted by Plaintiff against Defendant MMD Hotel Kilgore LP are hereby dismissed without prejudice. Each party will bear its own costs and attorneys fees. Signed by Judge T. John Ward on 11/30/2010. (ch,) (Entered: 11/30/2010)
11/30/2010	36	ORDER - granting 18 Notice of Voluntary Dismissal. All claims asserted by Plaintiff against Defendant Krishan Inc. are hereby dismissed without prejudice. Each party will bear its own costs and attorneys fees. Signed by Magistrate Judge Charles Everingham on 11/30/2010. (ch,) (Entered: 11/30/2010)
11/30/2010	37	ORDER - granting 22 Notice of Voluntary Dismissal. All claims asserted by Plaintiff against Defendant NYR Property Corp. are hereby dismissed without prejudice. Each party will bear its own costs and attorneys fees. Signed by Judge T. John Ward on 11/30/2010. (ch,) (Entered: 11/30/2010)
11/30/2010	38	ORDER - granting 23 Notice of Voluntary Dismissal. All claims asserted by Plaintiff against Defendant Prus, LLC are hereby dismissed without prejudice. Each party will bear its own costs and attorneys fees. Signed by Judge T. John Ward on 11/30/2010. (ch,) (Entered: 11/30/2010)
11/30/2010	39	ORDER - granting 24 Notice of Voluntary Dismissal. All claims asserted by Plaintiff against Defendant TJ Hospitality Ltd. are hereby dismissed without prejudice. Each party will bear its own costs and attorneys fees. Signed by Judge T. John Ward on 11/30/2010. (ch,) (Entered: 11/30/2010)
11/30/2010	40	ORDER - granting - 8 Notice of Voluntary Dismissal. All claims asserted by Plaintiff against Defendant Amit C. Patel are hereby dismissed without prejudice. Each party will bear its own costs and attorneys fees. Signed by Judge T. John Ward on 11/30/2010. (ch,) (Entered: 11/30/2010)
11/30/2010	41	ORDER - granting 9 Notice of Voluntary Dismissal. All claims asserted by Plaintiff against Defendant B D & Sons Ltd. are hereby dismissed without prejudice. Each party will bear its own costs and attorneys fees. Signed by Judge T. John Ward on 11/30/2010. (ch,) (Entered: 11/30/2010)
11/30/2010	42	ORDER - granting 7 Notice of Dismissal. All claims asserted by Plaintiff against Defendant 281 Lodging Hotel Partners Inc. are hereby dismissed without prejudice. Each party will bear its own costs and attorneys fees. Signed by Judge T. John Ward on 11/30/2010. (ch,) (Entered: 11/30/2010)

US District Court Civil Docket

U.S. District - Texas Eastern
(Marshall)

2:09cv26

Linksmart Wireless Technology Llc v. Six Continents Hotels Inc et A

Date Filed: 01/21/2009
Assigned To: Judge David Folsom
Referred To: Magistrate Judge Caroline Craven
Nature of suit: Patent (830)
Cause: Patent Infringement
Lead Docket: 2:08-cv-00264-DF-CMC
Other Docket: 2:08-cv-00264-DF-CMC
2:08-cv-00385-DF
Jurisdiction: Federal Question

Class Code: CLOSED
Closed: Yes
Statute: 28:1338
Jury Demand: Defendant
Demand Amount: $0
NOS Description: Patent

Litigants	Attorneys
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Date	#	Proceeding Text	Source
01/21/2009	1	COMPLAINT against Six Continents Hotels Inc, Intercontinental Hotels Group Resources Inc (Filing fee $ 350 receipt number 05400000000001843024.), filed by Linksmart Wireless Technology LLC. (Attachments: # 1 Exhibit A, # 2 Civil Cover Sheet)(Fenster, Marc) (Entered: 01/21/2009)	
01/21/2009	2	Notice of Filing of Patent/Trademark Form (AO 120). AO 120 mailed to the Director of the U.S. Patent and Trademark Office. (Fenster, Marc) (Entered: 01/21/2009)	
01/21/2009	3	CORPORATE DISCLOSURE STATEMENT filed by Linksmart Wireless Technology LLC (Fenster, Marc) (Entered: 01/21/2009)	
01/21/2009	4	NOTICE by Linksmart Wireless Technology LLC of Related Cases (Fenster, Marc) (Entered: 01/21/2009)	
01/21/2009	5	E-GOV SEALED SUMMONS Issued as to Six Continents Hotels Inc, Intercontinental Hotels Group Resources Inc. (Attachments: # 1 summons InterContinental Hotels)(ehs,) (Entered: 01/21/2009)	
01/21/2009	6	ORDER REFERRING CASE for Pretrial proceedings to Magistrate Judge Charles Everingham. Signed by Judge T. John Ward on 1/21/09. (ehs,) (Entered: 01/21/2009)	
01/21/2009	7	Magistrate Consent Form Mailed to Linksmart Wireless Technology LLC (ehs,) (Entered: 01/21/2009)	
01/22/2009	8	NOTICE of Attorney Appearance by Andrew D Weiss on behalf of Linksmart Wireless Technology LLC (Weiss, Andrew) (Entered: 01/22/2009)	
01/22/2009	9	NOTICE of Attorney Appearance by Andrew Wesley Spangler on behalf of Linksmart Wireless Technology LLC (Spangler, Andrew) (Entered: 01/22/2009)	
01/23/2009	10	Joint MOTION to Consolidate Cases by Linksmart Wireless Technology LLC. (Attachments: # 1 Text of Proposed Order)(Weiss, Andrew) (Entered: 01/23/2009)	
02/03/2009	11	ORDER REASSIGNING CASE. Case reassigned to Judge David Folsom for all further proceedings. Judge T. John Ward no longer assigned to case. Signed by Judge T. John Ward on 2/2/09. (ch,) (Entered: 02/03/2009)	
02/06/2009	12	E-GOV SEALED SUMMONS Returned Executed by Linksmart Wireless Technology LLC. Intercontinental Hotels Group Resources Inc served on 1/21/2009 to John Guaragna DLA Piper by CM RRR, answer due 2/10/2009. (ehs,) (Entered: 02/06/2009)	
02/06/2009	13	E-GOV SEALED SUMMONS Returned Executed by Linksmart Wireless Technology LLC. Six Continents Hotels Inc served on 1/21/2009 to John Guaragna, DLA Piper by CM RRR, answer due 2/10/2009. (ehs,) (Entered: 02/06/2009)	
02/10/2009	14	ANSWER to 1 Complaint;, COUNTERCLAIM against Linksmart Wireless Technology LLC by Six Continents Hotels Inc, Intercontinental Hotels Group Resources Inc.(Guaragna, John) (Entered: 02/10/2009)	
02/10/2009	15	CORPORATE DISCLOSURE STATEMENT filed by Six Continents Hotels Inc, Intercontinental Hotels Group Resources Inc identifying Corporate Parent InterContinental Hotels Group PLC for Intercontinental Hotels Group Resources Inc, Six Continents Hotels Inc. (Guaragna, John) (Entered: 02/10/2009)	
02/27/2009	16	ANSWER to 14 Answer to Complaint, Counterclaim by Linksmart Wireless Technology LLC.(Weiss, Andrew) (Entered: 02/27/2009)	
04/22/2009	17	NOTICE of Change of Address by John M Guaragna (Guaragna, John) (Entered: 04/22/2009)	
05/01/2009	18	ORDER granting 10 Motion to Consolidate Cases. ORDERED that the above- captioned actions are consolidated for all purposes pursuant to Federal Rule of Civil Procedure 42(a) and Local Rule CV-42(b) and (c).. Signed by Magistrate Judge Charles Everingham on 5/1/09. (ch,) (Entered: 05/01/2009)	
05/01/2009	--	NOTICE OF FILING DOCUMENTS IN CONSOLIDATED CASES re 18 Order on Motion to Consolidate Cases. ALL FUTURE FILINGS TO BE FILED IN LEAD CASE 2:08cv264 ONLY (ehs,) (Entered: 09/03/2009)	
05/04/2009	19	NOTICE of Hearing: Scheduling Conference set for 6/3/2009 10:00 AM in Mag Ctrm (Marshall) before Magistrate Judge Charles Everingham. (jml,) (Entered: 05/04/2009)	

05/06/2009	20	Notice of Scheduling Conference, Proposed Deadlines for Docket Control Order and Discovery Order. Scheduling Conference set for 6/3/2009 10:00 AM before Magistrate Judge Charles Everingham. The parties are directed to meet and confer in accordance with Fed. R. Civ. P. 26(f) no later than 5/27/09. Signed by Magistrate Judge Charles Everingham on 5/5/09. (ch,) (Entered: 05/06/2009)
06/01/2009	21	REPORT of Rule 26(f) Planning Meeting. (Attachments: # 1 Exhibit A - Proposed Docket Control Order)(Weiss, Andrew) (Additional attachment(s) added on 6/1/2009: # 2 Revised Scheduling Order) (sm,). (Entered: 06/01/2009)
06/03/2009	22	Minute Entry for proceedings held before Magistrate Judge Charles Everingham: Scheduling Conference held on 6/3/2009. (Court Reporter Susan Simmons, CSR.) (jml) (Entered: 06/04/2009)
07/06/2010	23	NOTICE OF FILING OF OFFICIAL TRANSCRIPT of CLAIM CONSTRUCTION HEARING held on 5/25/10 before Judge Chad Everingham. Court Reporter/Transcriber: Shelly Holmes, CSR,Telephone number: (903) 663-5083. (116 Pages) NOTICE RE REDACTION OF TRANSCRIPTS: The parties have seven (7) business days to file with the Court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript will be made remotely electronically available to the public without redaction after 90 calendar days. The policy is located on our website at www.txed.uscourts.gov Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 7/30/2010. Redacted Transcript Deadline set for 8/9/2010. Release of Transcript Restriction set for 10/7/2010. (tja,) (Entered: 07/06/2010)
07/19/2011	24	ORDER ADMINISTRATIVELY CLOSED. Signed by Judge David Folsom on 7/19/11. (mrm,) (Entered: 07/19/2011)
02/06/2012	25	ORDER REFERRING CASE for pretrial purposes to Magistrate Judge Caroline Craven. Signed by Judge David Folsom on 2/6/12. (ehs,) (Entered: 02/06/2012)

US District Court Civil Docket

U.S. District - Texas Eastern
(Marshall)

2:08cv385

Linksmart Wireless Technology, Llc v. Sbc Internet Services, Inc

Date Filed: 10/09/2008
Assigned To: Judge David Folsom
Referred To: Magistrate Judge Caroline Craven
Nature of suit: Patent (830)
Cause: Patent Infringement
Lead Docket: 2:08-cv-00264-DF-CMC
Other Docket: 2:08-cv-00264-DF-CMC
2:09-cv-00026-DF
Jurisdiction: Federal Question

Class Code: CLOSED
Closed: Yes
Statute: 15:1126
Jury Demand: Both
Demand Amount: $0
NOS Description: Patent

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US District Court Civil Docket

U.S. District - Texas Eastern
(Marshall)

2:08cv304

Linksmart Wireless Technology, Llc v. Cisco Systems, Inc et A

Date Filed: 08/04/2008
Assigned To: Judge David Folsom
Referred To: Magistrate Judge Caroline Craven
Nature of suit: Patent (830)
Cause: Patent Infringement
Lead Docket: 2:08-cv-00264-DF-CMC
Other Docket: None
Jurisdiction: Federal Question

Class Code: CLOSED
Closed: Yes
Statute: 35:271
Jury Demand: Plaintiff
Demand Amount: $0
NOS Description: Patent

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US District Court Civil Docket

U.S. District - Texas Eastern
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2:08cv264

Linksmart Wireless Technology, Llc v. T-Mobile USA, Inc et al

Date Filed:	**07/01/2008**	**Class Code:**	
Assigned To:	**Judge David Folsom**	**Closed:**	**No**
Referred To:	**Magistrate Judge Caroline Craven**	**Statute:**	**15:1126**
Nature of suit:	**Patent (830)**	**Jury Demand:**	**Both**
Cause:	**Patent Infringement**	**Demand Amount:**	**$0**
Lead Docket:	**None**	**NOS Description:**	**Patent**
Other Docket:	**2:08-cv-00385-DF** **2:09-cv-00026-DF-CMC**		
Jurisdiction:	**Federal Question**		

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Mail Boxes Etc, Inc
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Intercontinental Hotels Group Plc
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[Term: 12/12/2008]

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Date	#	Proceeding Text	Source
07/01/2008	1	COMPLAINT against all defendants (Filing fee $ 350 receipt number 05400000000001601022.), filed by Linksmart Wireless Technology, LLC.(Fenster, Marc) (Additional attachment(s) added on 7/2/2008: # 1 Civil Cover Sheet) (mpv,). (Entered: 07/01/2008)	
07/01/2008	2	***FILED IN ERROR; PLEASE IGNORE*** NOTICE of Disclosure by Linksmart Wireless Technology, LLC (Fenster, Marc) Modified on 7/2/2008 (mpv,). (Entered: 07/01/2008)	
07/01/2008	3	Notice of Filing of Patent/Trademark Form (AO 120). AO 120 mailed to the Director of the U.S. Patent and Trademark Office. (Fenster, Marc) (Entered: 07/01/2008)	
07/01/2008	4	***FILED IN ERROR; PLEASE IGNORE*** Additional Attachments to Main Document: 1 Complaint.. (Fenster, Marc) Modified on 7/2/2008 (mpv,). (Entered: 07/01/2008)	
07/02/2008	--	E-GOV SEALED SUMMONS Issued as to NetNearU Corp., Pronto Networks, Inc., Aptilo Networks, Inc., FreeFi Networks, Inc., Meraki, Inc., Second Rule LLC, Mail Boxes Etc., Inc., McDonalds Corp., Barnes & Noble Booksellers, Inc., Ramada Worldwide, Inc., Marriott International, Inc., InterContinental Hotels Group PLC, Choice Hotels International Inc., Best Western International, Inc., T-Mobile USA, Inc., Wayport, Inc., AT&T, Inc., AT&T Mobility, LLC, LodgeNet Interactive Corporation, iBAHN General Holdings Corp., EthoStream, LLC, Hot Point Wireless, Inc.. (ch,) (Entered: 07/02/2008)	
07/02/2008	--	***FILED IN ERROR. Document # 4, Additional attachments to main document. PLEASE IGNORE. Civil Cover Sheet now attached as an attachment to #1 Complaint by clerk*** (mpv,) (Entered: 07/02/2008)	
07/02/2008	--	NOTICE of Deficiency regarding #2 the NOTICE of Disclosure submitted Docketed incorrectly, attorney to refile as Corporate Disclosure Statement. Correction should be made by one business day (mpv,) (Entered: 07/02/2008)	
07/02/2008	--	Case Assigned to Judge T. John Ward. (ch,) (Entered: 07/02/2008)	
07/02/2008	5	ORDER REFERRING CASE to Magistrate Judge Charles Everingham. Signed by Judge T. John Ward on 7/2/08. (ch,) (Entered: 07/02/2008)	
07/02/2008	6	Magistrate Consent Form Mailed to Linksmart Wireless Technology, LLC (ch,) (Entered: 07/02/2008)	
07/02/2008	7	CORPORATE DISCLOSURE STATEMENT filed by Linksmart Wireless Technology, LLC (Fenster, Marc) (Entered: 07/02/2008)	
07/09/2008	8	APPLICATION to Appear Pro Hac Vice by Attorney Larry C Russ for Linksmart Wireless Technology, LLC. (FEE PAID) 2-1-3936 (ehs,) (Entered: 07/09/2008)	
07/09/2008	9	APPLICATION to Appear Pro Hac Vice by Attorney Stanley H Thompson, Jr for Linksmart Wireless Technology, LLC. (FEE PAID) 2-1-3936 (ehs,) (Entered: 07/09/2008)	
07/09/2008	10	APPLICATION to Appear Pro Hac Vice by Attorney Stephen M Lobbin for Linksmart Wireless Technology, LLC. (FEE PAID) 2-1-3936 (ehs,) (Entered: 07/09/2008)	
07/18/2008	11	E-GOV SEALED SUMMONS Returned Executed by Linksmart Wireless Technology, LLC. Ramada Worldwide, Inc. served on 7/10/2008, answer due 7/30/2008. (ehs,) (Entered: 07/18/2008)	
07/18/2008	12	E-GOV SEALED SUMMONS Returned Executed by Linksmart Wireless Technology, LLC. AT&T	

		Mobility, LLC served on 7/10/2008, answer due 7/30/2008. (ehs,) (Entered: 07/18/2008)
07/18/2008	13	E-GOV SEALED SUMMONS Returned Executed by Linksmart Wireless Technology, LLC. Barnes & Noble Booksellers, Inc. served on 7/11/2008, answer due 7/31/2008. (ehs,) (Entered: 07/18/2008)
07/18/2008	14	E-GOV SEALED SUMMONS Returned Executed by Linksmart Wireless Technology, LLC. Best Western International, Inc. served on 7/10/2008, answer due 7/30/2008. (ehs,) (Entered: 07/18/2008)
07/18/2008	15	E-GOV SEALED SUMMONS Returned Executed by Linksmart Wireless Technology, LLC. Choice Hotels International Inc. served on 7/14/2008, answer due 8/4/2008. (ehs,) (Entered: 07/18/2008)
07/18/2008	16	E-GOV SEALED SUMMONS Returned Executed by Linksmart Wireless Technology, LLC. EthoStream, LLC served on 7/14/2008, answer due 8/4/2008. (ehs,) (Entered: 07/18/2008)
07/18/2008	17	E-GOV SEALED SUMMONS Returned Executed by Linksmart Wireless Technology, LLC. iBAHN General Holdings Corp. served on 7/10/2008, answer due 7/30/2008. (ehs,) (Entered: 07/18/2008)
07/18/2008	18	NOTICE of Attorney Appearance by David M Stein on behalf of Ramada Worldwide, Inc. (Stein, David) (Entered: 07/18/2008)
07/18/2008	19	NOTICE of Attorney Appearance by Fay E Morisseau on behalf of Ramada Worldwide, Inc. (Morisseau, Fay) (Entered: 07/18/2008)
07/18/2008	20	E-GOV SEALED SUMMONS Returned Executed by Linksmart Wireless Technology, LLC. InterContinental Hotels Group PLC served on 7/11/2008, answer due 7/31/2008. (ehs,) (Entered: 07/18/2008)
07/18/2008	21	E-GOV SEALED SUMMONS Returned Executed by Linksmart Wireless Technology, LLC. LodgeNet Interactive Corporation served on 7/11/2008, answer due 7/31/2008. (ehs,) (Entered: 07/18/2008)
07/18/2008	22	E-GOV SEALED SUMMONS Returned Executed by Linksmart Wireless Technology, LLC. McDonalds Corp. served on 7/11/2008, answer due 7/31/2008. (ehs,) (Entered: 07/18/2008)
07/18/2008	23	E-GOV SEALED SUMMONS Returned Executed by Linksmart Wireless Technology, LLC. Mail Boxes Etc., Inc. served on 7/10/2008, answer due 7/30/2008. (ehs,) (Entered: 07/18/2008)
07/18/2008	24	E-GOV SEALED SUMMONS Returned Executed by Linksmart Wireless Technology, LLC. Marriott International, Inc. served on 7/11/2008, answer due 7/31/2008. (ehs,) (Entered: 07/18/2008)
07/18/2008	25	E-GOV SEALED SUMMONS Returned Executed by Linksmart Wireless Technology, LLC. Second Rule LLC served on 7/10/2008, answer due 7/30/2008. (ehs,) (Entered: 07/18/2008)
07/18/2008	26	E-GOV SEALED SUMMONS Returned Executed by Linksmart Wireless Technology, LLC. T-Mobile USA, Inc. served on 7/10/2008, answer due 7/30/2008. (ehs,) (Entered: 07/18/2008)
07/18/2008	27	E-GOV SEALED SUMMONS Returned Executed by Linksmart Wireless Technology, LLC. Wayport, Inc. served on 7/10/2008, answer due 7/30/2008. (ehs,) (Entered: 07/18/2008)
07/22/2008	28	NOTICE of Attorney Appearance by J Thad Heartfield on behalf of Ramada Worldwide, Inc. (Heartfield, J) (Entered: 07/22/2008)
07/24/2008	29	Defendant's Unopposed First Application for Extension of Time to Answer Complaint re Ramada Worldwide, Inc..(Heartfield, J) (Entered: 07/24/2008)
07/24/2008	30	E-GOV SEALED SUMMONS Returned Executed by Linksmart Wireless Technology, LLC. Pronto Networks, Inc. served on 7/11/2008, answer due 7/31/2008. (ch,) (Entered: 07/24/2008)
07/24/2008	31	E-GOV SEALED SUMMONS Returned Executed by Linksmart Wireless Technology, LLC. Aptilo Networks, Inc. served on 7/15/2008, answer due 8/4/2008. (ch,) (Entered: 07/24/2008)
07/24/2008	32	E-GOV SEALED SUMMONS Returned Executed by Linksmart Wireless Technology, LLC. AT&T, Inc. served on 7/14/2008, answer due 8/4/2008. (ch,) (Entered: 07/24/2008)
07/24/2008	33	E-GOV SEALED SUMMONS Returned Executed by Linksmart Wireless Technology, LLC. Meraki, Inc. served on 7/16/2008, answer due 8/5/2008. (ch,) (Entered: 07/24/2008)
07/24/2008	34	E-GOV SEALED SUMMONS Returned Executed by Linksmart Wireless Technology, LLC. NetNearU Corp. served on 7/14/2008, answer due 8/4/2008. (ch,) (Entered: 07/24/2008)
07/24/2008	--	Defendant's Unopposed First Application for Extension of Time to Answer Complaint is GRANTED pursuant to Local Rule CV-12 for Ramada Worldwide, Inc. to 8/29/2008. 30 Days Granted for Deadline Extension.(ljw,) (Entered: 07/24/2008)
07/24/2008	35	Defendant T-MOBILE USA, INC.'s Unopposed First Application for Extension of Time to Answer Complaint (Fenster, Marc, counsel for Plaintiff Linksmart Wireless Technology, LLC) (Entered: 07/24/2008)
07/24/2008	36	Defendant LodgeNet Interactive Corp.'s Unopposed First Application for Extension of Time to

		Answer Complaint(Fenster, Marc) (Entered: 07/24/2008)
07/24/2008	37	Defendant NetNearU Corp.'s Unopposed First Application for Extension of Time to Answer Complaint (Fenster, Marc) (Entered: 07/24/2008)
07/24/2008	38	Defendant Best Western International, Inc.'s Unopposed First Application for Extension of Time to Answer Complaint (Fenster, Marc) (Entered: 07/24/2008)
07/24/2008	39	Defendant InterContinental Hotels Groups PLC's Unopposed First Application for Extension of Time to Answer Complaint (Fenster, Marc) (Entered: 07/24/2008)
07/25/2008	40	Defendant's Unopposed First Application for Extension of Time to Answer Complaint re iBAHN General Holdings Corp..(Jones, Michael) (Entered: 07/25/2008)
07/25/2008	--	Defendant's Unopposed First Application for Extension of Time to Answer Complaint is GRANTED pursuant to Local Rule CV-12 for NetNearU Corp. to 8/29/2008; InterContinental Hotels Group PLC to 8/29/2008; Best Western International, Inc. to 8/29/2008; T-Mobile USA, Inc. to 8/29/2008; LodgeNet Interactive Corporation to 8/29/2008. 30 Days Granted for Deadline Extension.(ch,) (Entered: 07/25/2008)
07/25/2008	--	Defendant's Unopposed First Application for Extension of Time to Answer Complaint is GRANTED pursuant to Local Rule CV-12 for iBAHN General Holdings Corp. to 8/29/2008. 30 Days Granted for Deadline Extension.(ch,) (Entered: 07/25/2008)
07/25/2008	41	NOTICE of Attorney Appearance by Richard Alan Sayles on behalf of AT&T, Inc., AT&T Mobility, LLC (Sayles, Richard) (Entered: 07/25/2008)
07/25/2008	42	Defendant's Unopposed First Application for Extension of Time to Answer Complaint re AT&T, Inc., AT&T Mobility, LLC.(Sayles, Richard) (Entered: 07/25/2008)
07/25/2008	43	Defendant Barnes & Noble Booksellers, Inc.'s Unopposed First Application for Extension of Time to Answer Complaint (Fenster, Marc) (Entered: 07/25/2008)
07/28/2008	--	Defendant's Unopposed First Application for Extension of Time to Answer Complaint is GRANTED pursuant to Local Rule CV-12 for AT&T, Inc. to 8/29/2008; AT&T Mobility, LLC to 8/29/2008. 30 Days Granted for Deadline Extension.(ch,) (Entered: 07/28/2008)
07/28/2008	--	Defendant's Unopposed First Application for Extension of Time to Answer Complaint is GRANTED pursuant to Local Rule CV-12 for Barnes & Noble Booksellers, Inc. to 8/29/2008. 30 Days Granted for Deadline Extension.(ch,) (Entered: 07/28/2008)
07/28/2008	44	APPLICATION to Appear Pro Hac Vice by Attorney Jennifer L Yokoyama for Ramada Worldwide, Inc. (APPROVED)(FEE PAID)2-1-3983. (ch,) (Entered: 07/28/2008)
07/29/2008	45	Defendant's Unopposed First Application for Extension of Time to Answer Complaint re Wayport, Inc..(Tyler, Marvin) (Entered: 07/29/2008)
07/29/2008	46	Defendant's Unopposed First Application for Extension of Time to Answer Complaint re Meraki, Inc..(Tyler, Marvin) (Entered: 07/29/2008)
07/30/2008	--	Defendant's Unopposed First Application for Extension of Time to Answer Complaint is GRANTED pursuant to Local Rule CV-12 for Wayport, Inc. to 8/29/2008. 30 Days Granted for Deadline Extension.(ch,) (Entered: 07/30/2008)
07/30/2008	--	Defendant's Unopposed First Application for Extension of Time to Answer Complaint is GRANTED pursuant to Local Rule CV-12 for Meraki, Inc. to 9/4/2008. 30 Days Granted for Deadline Extension.(ch,) (Entered: 07/30/2008)
07/30/2008	47	Defendant's Unopposed First Application for Extension of Time to Answer Complaint re McDonalds Corp..(Tyler, Marvin) (Entered: 07/30/2008)
07/30/2008	--	Defendant's Unopposed First Application for Extension of Time to Answer Complaint is GRANTED pursuant to Local Rule CV-12 for McDonalds Corp. to 8/29/2008. 29 Days Granted for Deadline Extension.(ch,) (Entered: 07/30/2008)
07/30/2008	48	Defendant's Unopposed First Application for Extension of Time to Answer Complaint re Marriott International, Inc..(Guaragna, John) (Entered: 07/30/2008)
07/30/2008	--	Defendant's Unopposed First Application for Extension of Time to Answer Complaint is GRANTED pursuant to Local Rule CV-12 for Marriott International, Inc. to 8/29/2008. 30 Days Granted for Deadline Extension.(ch,) (Entered: 07/30/2008)
07/30/2008	49	Defendant's Unopposed First Application for Extension of Time to Answer Complaint re Mail Boxes Etc., Inc.(Smith, Michael) (Entered: 07/30/2008)
07/30/2008	--	Defendant's Unopposed First Application for Extension of Time to Answer Complaint is GRANTED pursuant to Local Rule CV-12 for Mail Boxes Etc., Inc. to 8/29/2008. 30 Days Granted for Deadline Extension.(ch,) (Entered: 07/30/2008)
07/31/2008	50	Defendant's Unopposed First Application for Extension of Time to Answer Complaint re Pronto Networks, Inc..(Lobbin, Stephen) (Entered: 07/31/2008)

07/31/2008	--	Defendant's Unopposed First Application for Extension of Time to Answer Complaint is GRANTED pursuant to Local Rule CV-12 for Pronto Networks, Inc. to 8/29/2008. 29 Days Granted for Deadline Extension.(ch,) (Entered: 07/31/2008)
08/01/2008	51	E-GOV SEALED SUMMONS Returned Executed by Linksmart Wireless Technology, LLC. Hot Point Wireless, Inc. served on 7/17/2008, answer due 8/6/2008. (ehs,) (Entered: 08/01/2008)
08/01/2008	52	ANSWER to 1 Complaint, COUNTERCLAIM against Linksmart Wireless Technology, LLC by EthoStream, LLC.(Hunt, Dean) (Entered: 08/01/2008)
08/01/2008	53	Defendant's Unopposed First Application for Extension of Time to Answer Complaint re Choice Hotels International Inc..(Lobbin, Stephen) (Entered: 08/01/2008)
08/01/2008	--	Defendant's Unopposed First Application for Extension of Time to Answer Complaint is GRANTED pursuant to Local Rule CV-12 for Choice Hotels International Inc. to 9/2/2008. 30 Days Granted for Deadline Extension.(ch,) (Entered: 08/01/2008)
08/01/2008	54	NOTICE of Attorney Appearance by Clyde Moody Siebman on behalf of Aptilo Networks, Inc. (Siebman, Clyde) (Entered: 08/01/2008)
08/01/2008	55	NOTICE of Attorney Appearance by Lawrence Augustine Phillips on behalf of Aptilo Networks, Inc. (Phillips, Lawrence) (Entered: 08/01/2008)
08/01/2008	56	Defendant's Unopposed First Application for Extension of Time to Answer Complaint re Aptilo Networks, Inc..(Phillips, Lawrence) (Entered: 08/01/2008)
08/04/2008	--	Defendant's Unopposed First Application for Extension of Time to Answer Complaint is GRANTED pursuant to Local Rule CV-12 for Aptilo Networks, Inc. to 9/3/2008. 30 Days Granted for Deadline Extension.(sm,) (Entered: 08/04/2008)
08/04/2008	57	APPLICATION to Appear Pro Hac Vice by Attorney Michael T Herbst for Aptilo Networks, Inc. (APPROVED)(FEE PAID) 4-2-2335. (ch,) (Additional attachment(s) added on 8/5/2008: # 1 Confidential Information) (ch,). (Entered: 08/05/2008)
08/04/2008	58	APPLICATION to Appear Pro Hac Vice by Attorney Steven L Wiser for Aptilo Networks, Inc. (APPROVED)(FEE PAID) 4-2-2335. (ch,) (Entered: 08/05/2008)
08/06/2008	59	Defendant's Unopposed First Application for Extension of Time to Answer Complaint re FreeFi Networks, Inc..(Lobbin, Stephen) (Entered: 08/06/2008)
08/06/2008	--	Defendant's Unopposed First Application for Extension of Time to Answer Complaint is granted pursuant to Local Rule CV-12 for FreeFi Networks, Inc. to 8/29/2008. 29 Days Granted for Deadline Extension.(mpv,) (Entered: 08/06/2008)
08/06/2008	60	E-GOV SEALED SUMMONS Returned Executed by Linksmart Wireless Technology, LLC. FreeFi Networks, Inc. served on 8/1/2008, answer due 8/29/2008. (ehs,) (Entered: 08/06/2008)
08/06/2008	62	APPLICATION to Appear Pro Hac Vice by Attorney Steven T Snyder for Mail Boxes Etc., Inc. (APPROVED)(FEE PAID) 2-1-4001. (ch,) (Entered: 08/07/2008)
08/07/2008	61	APPLICATION to Appear Pro Hac Vice by Attorney Holmes J Hawkins, III for Mail Boxes Etc., Inc. (APPROVED)(FEE PAID) 2-1-4001. (ch,) (Entered: 08/07/2008)
08/15/2008	63	NOTICE of Attorney Appearance by Michael Edwin Jones on behalf of AT&T, Inc., AT&T Mobility, LLC (Jones, Michael) (Entered: 08/15/2008)
08/21/2008	64	Defendant's Unopposed Second Application for Extension of Time to Answer Complaint re T-Mobile USA, Inc..(Heartfield, J) (Entered: 08/21/2008)
08/21/2008	65	Defendant's Unopposed Second Application for Extension of Time to Answer Complaint re Wayport, Inc..(Heartfield, J) (Entered: 08/21/2008)
08/21/2008	66	Defendant's Unopposed Second Application for Extension of Time to Answer Complaint re AT&T, Inc..(Heartfield, J) (Entered: 08/21/2008)
08/21/2008	67	Defendant's Unopposed Second Application for Extension of Time to Answer Complaint re AT&T Mobility, LLC.(Heartfield, J) (Entered: 08/21/2008)
08/21/2008	68	Defendant's Unopposed Second Application for Extension of Time to Answer Complaint re LodgeNet Interactive Corporation.(Heartfield, J) (Entered: 08/21/2008)
08/21/2008	69	Defendant's Unopposed Second Application for Extension of Time to Answer Complaint re iBAHN General Holdings Corp..(Heartfield, J) (Entered: 08/21/2008)
08/21/2008	70	Defendant's Unopposed Second Application for Extension of Time to Answer Complaint re NetNearU Corp..(Heartfield, J) (Entered: 08/21/2008)
08/21/2008	71	Defendant's Unopposed Second Application for Extension of Time to Answer Complaint re Pronto Networks, Inc..(Heartfield, J) (Entered: 08/21/2008)
08/21/2008	72	Defendant's Unopposed Second Application for Extension of Time to Answer Complaint re Aptilo Networks, Inc..(Heartfield, J) (Entered: 08/21/2008)

08/21/2008	73	Defendant's Unopposed First Application for Extension of Time to Answer Complaint re FreeFi Networks, Inc..(Heartfield, J) (Entered: 08/21/2008)
08/21/2008	74	Defendant's Unopposed Second Application for Extension of Time to Answer Complaint re Meraki, Inc..(Heartfield, J) (Entered: 08/21/2008)
08/21/2008	75	Defendant's Unopposed Second Application for Extension of Time to Answer Complaint re Mail Boxes Etc., Inc..(Heartfield, J) (Entered: 08/21/2008)
08/21/2008	76	Defendant's Unopposed Second Application for Extension of Time to Answer Complaint re McDonalds Corp..(Heartfield, J) (Entered: 08/21/2008)
08/21/2008	77	Defendant's Unopposed Second Application for Extension of Time to Answer Complaint re Barnes & Noble Booksellers, Inc..(Heartfield, J) (Entered: 08/21/2008)
08/21/2008	78	Defendant's Unopposed Second Application for Extension of Time to Answer Complaint re Ramada Worldwide, Inc..(Heartfield, J) (Entered: 08/21/2008)
08/21/2008	79	Defendant's Unopposed Second Application for Extension of Time to Answer Complaint re Marriott International, Inc..(Heartfield, J) (Entered: 08/21/2008)
08/21/2008	80	Defendant's Unopposed Second Application for Extension of Time to Answer Complaint re InterContinental Hotels Group PLC.(Heartfield, J) (Entered: 08/21/2008)
08/21/2008	81	Defendant's Unopposed Second Application for Extension of Time to Answer Complaint re Choice Hotels International Inc..(Heartfield, J) (Entered: 08/21/2008)
08/21/2008	82	Defendant's Unopposed Second Application for Extension of Time to Answer Complaint re Best Western International, Inc..(Heartfield, J) (Entered: 08/21/2008)
08/21/2008	83	Linksmart REPLY to EthoStream's COUNTERCLAIM ANSWER to 52 Answer to Complaint, Counterclaim, filed by Ethostream (Fenster, Marc) Modified on 8/22/2008 (sm,). (Entered: 08/21/2008)
08/22/2008	--	Defendant's Unopposed Second Application for Extension of Time to Answer Complaint is GRANTED pursuant to Local Rule CV-12 for NetNearU Corp. to 9/15/2008; Pronto Networks, Inc. to 9/15/2008; Aptilo Networks, Inc. to 9/15/2008; FreeFi Networks, Inc. to 9/15/2008; T-Mobile USA, Inc. to 9/15/2008; Wayport, Inc. to 9/15/2008; AT&T, Inc. to 9/15/2008; AT&T Mobility, LLC to 9/15/2008; LodgeNet Interactive Corporation to 9/15/2008; iBAHN General Holdings Corp. to 9/15/2008. 15 Days Granted for Deadline Extension.(sm,) (Entered: 08/22/2008)
08/22/2008	--	Defendant's Unopposed Second Application for Extension of Time to Answer Complaint is GRANTED pursuant to Local Rule CV-12 for Meraki, Inc. to 9/15/2008; Mail Boxes Etc., Inc. to 9/15/2008; McDonalds Corp. to 9/15/2008; Barnes & Noble Booksellers, Inc. to 9/15/2008; Ramada Worldwide, Inc. to 9/15/2008; Marriott International, Inc. to 9/15/2008; InterContinental Hotels Group PLC to 9/15/2008; Choice Hotels International Inc. to 9/15/2008; Best Western International, Inc. to 9/15/2008. 15 Days Granted for Deadline Extension.(sm,) (Entered: 08/22/2008)
08/29/2008	84	ANSWER to 1 Complaint and , COUNTERCLAIM against Linksmart Wireless Technology, LLC by LodgeNet Interactive Corporation.(Socks, Harold) (Entered: 08/29/2008)
09/02/2008	85	ANSWER to 1 Complaint by Choice Hotels International Inc..(Smith, Michael) (Entered: 09/02/2008)
09/11/2008	86	Defendant's Unopposed Third Application for Extension of Time to Answer Complaint re AT&T, Inc..(Sayles, Richard) (Entered: 09/11/2008)
09/11/2008	87	Defendant's Unopposed Third Application for Extension of Time to Answer Complaint re AT&T Mobility, LLC.(Sayles, Richard) (Entered: 09/11/2008)
09/12/2008	--	Defendant's Unopposed Third Application for Extension of Time to Answer Complaint is GRANTED pursuant to Local Rule CV-12 for AT&T, Inc. to 9/22/2008; AT&T Mobility, LLC to 9/22/2008. 7 Days Granted for Deadline Extension.(sm,) (Entered: 09/12/2008)
09/12/2008	88	ANSWER to 1 Complaint and , COUNTERCLAIM against Linksmart Wireless Technology, LLC by iBAHN General Holdings Corp..(Jones, Michael) (Entered: 09/12/2008)
09/12/2008	89	CORPORATE DISCLOSURE STATEMENT filed by iBAHN General Holdings Corp. identifying Corporate Parent None for iBAHN General Holdings Corp.. (Jones, Michael) (Entered: 09/12/2008)
09/12/2008	90	Defendant Aptilo Networks, Inc.'s ANSWER to 1 Complaint, COUNTERCLAIM against Linksmart Wireless Technology, LLC by Aptilo Networks, Inc..(Siebman, Clyde) (Entered: 09/12/2008)
09/15/2008	91	ANSWER to 1 Complaint : T-Mobile USA, Inc.'s Answer and , COUNTERCLAIM against Linksmart Wireless Technology, LLC by T-Mobile USA, Inc..(Richardson, Michael) (Entered: 09/15/2008)
09/15/2008	92	NOTICE of Attorney Appearance by Roy William Hardin on behalf of FreeFi Networks, Inc. (Hardin, Roy). (Entered: 09/15/2008)
09/15/2008	93	NOTICE of Attorney Appearance by John W MacPete on behalf of FreeFi Networks, Inc. (MacPete, John) (Entered: 09/15/2008)

09/15/2008	94	NOTICE of Attorney Appearance by Michael Scott Fuller on behalf of FreeFi Networks, Inc. (Fuller, Michael) (Entered: 09/15/2008)
09/15/2008	95	Defendant FreeFi Networks, Inc.'s Second Unopposed Application for Extension of Time to Answer Complaint.(Fuller, Michael) (Entered: 09/15/2008)
09/15/2008	96	Defendant's Unopposed Third Application for Extension of Time to Answer Complaint re Ramada Worldwide, Inc.(Stein, David) (Entered: 09/15/2008)
09/15/2008	97	ANSWER to 1 Complaint, COUNTERCLAIM against Linksmart Wireless Technology, LLC by Mail Boxes Etc., Inc..(Sayles, Richard) (Entered: 09/15/2008)
09/15/2008	98	NOTICE of Attorney Appearance by Cynthia Lopez Beverage on behalf of LodgeNet Interactive Corporation (Beverage, Cynthia) (Entered: 09/15/2008)
09/15/2008	99	CORPORATE DISCLOSURE STATEMENT filed by Mail Boxes Etc., Inc. identifying Corporate Parent United Parcel Service of America, Inc. for Mail Boxes Etc., Inc.. (Sayles, Richard) (Entered: 09/15/2008)
09/15/2008	100	NOTICE of Attorney Appearance by Eve L Henson on behalf of Mail Boxes Etc., Inc. (Henson, Eve) (Entered: 09/15/2008)
09/15/2008	101	ANSWER to 1 Complaint, COUNTERCLAIM against Linksmart Wireless Technology, LLC by Marriott International, Inc..(Guaragna, John) (Entered: 09/15/2008)
09/15/2008	--	Defendant's Unopposed Second Application for Extension of Time to Answer Complaint is GRANTED pursuant to Local Rule CV-12 for FreeFi Networks, Inc. to 9/22/2008. 7 Days Granted for Deadline Extension.(sm,) (Entered: 09/15/2008)
09/15/2008	102	CORPORATE DISCLOSURE STATEMENT filed by Marriott International, Inc. (Guaragna, John) (Entered: 09/15/2008)
09/15/2008	--	Defendant's Unopposed Third Application for Extension of Time to Answer Complaint is GRANTED pursuant to Local Rule CV-12 for Ramada Worldwide, Inc. to 9/19/2008. 4 Days Granted for Deadline Extension.(sm,) (Entered: 09/15/2008)
09/15/2008	103	ANSWER to 1 Complaint by InterContinental Hotels Group PLC.(Guaragna, John) (Entered: 09/15/2008)
09/15/2008	104	Wayport, Inc.'s ANSWER to 1 Complaint, COUNTERCLAIM against Linksmart Wireless Technology, LLC by Wayport, Inc..(Villarreal, Jose) (Entered: 09/15/2008)
09/15/2008	105	CORPORATE DISCLOSURE STATEMENT filed by InterContinental Hotels Group PLC (Guaragna, John) (Entered: 09/15/2008)
09/15/2008	106	ANSWER to 1 Complaint, COUNTERCLAIM against Linksmart Wireless Technology, LLC by Barnes & Noble Booksellers, Inc..(Sayles, Richard) (Entered: 09/15/2008)
09/15/2008	107	CORPORATE DISCLOSURE STATEMENT filed by Barnes & Noble Booksellers, Inc. identifying Corporate Parent Barnes & Noble, Inc. for Barnes & Noble Booksellers, Inc.. (Sayles, Richard) (Entered: 09/15/2008)
09/15/2008	108	McDonald's Corp.'s ANSWER to 1 Complaint, COUNTERCLAIM against Linksmart Wireless Technology, LLC by McDonalds Corp..(Villarreal, Jose) (Entered: 09/15/2008)
09/15/2008	109	NOTICE of Attorney Appearance by Eve L Henson on behalf of Barnes & Noble Booksellers, Inc. (Henson, Eve) (Entered: 09/15/2008)
09/15/2008	110	Meraki, Inc.'s ANSWER to 1 Complaint, COUNTERCLAIM against Linksmart Wireless Technology, LLC by Meraki, Inc..(Villarreal, Jose) (Entered: 09/15/2008)
09/15/2008	111	Best Western International, Inc.'s Answer to Plaintiff's Complaint and Counterclaims - ANSWER to 1 Complaint, COUNTERCLAIM against Linksmart Wireless Technology, LLC by Best Western International, Inc..(Joe, Christopher) (Entered: 09/15/2008)
09/15/2008	112	CORPORATE DISCLOSURE STATEMENT filed by Best Western International, Inc. (Joe, Christopher) (Entered: 09/15/2008)
09/15/2008	113	CORPORATE DISCLOSURE STATEMENT filed by McDonalds Corp. (Villarreal, Jose) (Entered: 09/15/2008)
09/15/2008	114	Defendant's Unopposed Third Application for Extension of Time to Answer Complaint re Pronto Networks, Inc..(Villarreal, Jose) (Entered: 09/15/2008)
09/16/2008	--	Defendant's Unopposed Third Application for Extension of Time to Answer Complaint is GRANTED pursuant to Local Rule CV-12 for Pronto Networks, Inc. to 9/19/2008. 4 Days Granted for Deadline Extension.(sm,) (Entered: 09/16/2008)
09/16/2008	115	CORPORATE DISCLOSURE STATEMENT filed by Aptilo Networks, Inc. identifying Corporate Parent Aptilo Networks AB for Aptilo Networks, Inc.. (Siebman, Clyde) (Entered: 09/16/2008)
09/16/2008	116	CORPORATE DISCLOSURE STATEMENT filed by Meraki, Inc. (Tyler, Marvin) (Entered: 09/16/2008)

09/17/2008	117	CORPORATE DISCLOSURE STATEMENT (Deutsche Telecom AG is parent corporation) filed by T-Mobile USA, Inc. (Beck, David) Modified on 9/19/2008 (sm,). (Entered: 09/17/2008)
09/17/2008	118	CORPORATE DISCLOSURE STATEMENT filed by Wayport, Inc. (Villarreal, Jose) (Entered: 09/17/2008)
09/17/2008	134	APPLICATION to Appear Pro Hac Vice by Attorney Mark E Ungerman for LodgeNet Interactive Corporation. (APPROVED)(FEE PAID) 2-1-4088 (ch,) (Entered: 09/24/2008)
09/18/2008	119	Linksmart's REPLY to LodgeNet's COUNTERCLAIM ANSWER to 84 Answer to Complaint, Counterclaim of LodgeNet Interactive Corp. by Linksmart Wireless Technology, LLC.(Fenster, Marc) (Entered: 09/18/2008)
09/18/2008	127	APPLICATION to Appear Pro Hac Vice by Attorney Michael D Broaddus for iBAHN General Holdings Corp., David J Burman for iBAHN General Holdings Corp., Kameron Parvin for iBAHN General Holdings Corp. RECEIPT 6-1-15221. (Attachments: # 1 PHV David Burman, # 2 PHV Kameron Parvin)(rml,) (Entered: 09/22/2008)
09/19/2008	120	Ramada Worldwide, Inc.'s ANSWER to 1 Complaint filed by Linksmart Wireless Technology, LLC , COUNTERCLAIM against Linksmart Wireless Technology, LLC by Ramada Worldwide, Inc..(Hunt, Dean) (Entered: 09/19/2008)
09/19/2008	121	CORPORATE DISCLOSURE STATEMENT filed by Ramada Worldwide, Inc. (Hunt, Dean) (Entered: 09/19/2008)
09/19/2008	122	Pronto Networks, Inc.'s ANSWER to 1 Complaint, COUNTERCLAIM against Linksmart Wireless Technology, LLC by Pronto Networks, Inc..(Villarreal, Jose) (Entered: 09/19/2008)
09/22/2008	123	ANSWER to 1 Complaint, COUNTERCLAIM against all plaintiffs by FreeFi Networks, Inc..(Fuller, Michael) (Entered: 09/22/2008)
09/22/2008	124	MOTION to Dismiss by AT&T Mobility, LLC. (Attachments: # 1 Text of Proposed Order)(Sayles, Richard) Modified on 9/25/2008 (rml,). (Entered: 09/22/2008)
09/22/2008	125	CORPORATE DISCLOSURE STATEMENT filed by AT&T Mobility, LLC identifying Corporate Parent AT&T Inc. for AT&T Mobility, LLC. (Sayles, Richard) (Entered: 09/22/2008)
09/22/2008	126	NOTICE of Attorney Appearance by Eve L Henson on behalf of AT&T Mobility, LLC (Henson, Eve) (Entered: 09/22/2008)
09/22/2008	128	NOTICE of Voluntary Dismissal by Linksmart Wireless Technology, LLC (Attachments: # 1 Text of Proposed Order)(Fenster, Marc) (Entered: 09/22/2008)
09/23/2008	129	CORPORATE DISCLOSURE STATEMENT filed by AT&T Mobility, LLC identifying Other Affiliate AT&T Mobility Corporation, Other Affiliate SBC Long Distance, LLC, Other Affiliate SBC Alloy Holdings, Inc., Other Affiliate BLS Cingular Holdings, LLC, Other Affiliate BellSouth Mobile Data, Inc. for AT&T Mobility, LLC. (Sayles, Richard) (Entered: 09/23/2008)
09/23/2008	130	CORPORATE DISCLOSURE STATEMENT filed by Pronto Networks, Inc. (Tyler, Marvin) (Entered: 09/23/2008)
09/23/2008	132	APPLICATION to Appear Pro Hac Vice by Attorney John D Kinton for Marriott International, Inc. and InterContinental Hotels Group PLC. (APPROVED)(FEE PAID) 2-1-4098 (ch,) (Entered: 09/24/2008)
09/23/2008	133	APPLICATION to Appear Pro Hac Vice by Attorney Erin Penning for Marriott International, Inc. and InterContinental Hotels Group PLC. (APPROVED)(FEE PAID) 2-1-4098 (ch,) (Entered: 09/24/2008)
09/24/2008	131	ORDER granting 128 Dismissal of Claims against AT&T, Mobility Inc. are hereby DISMISSED WITHOUT PREJUDICE. Signed by Judge T. John Ward on 9/24/08. (ch,) Modified on 9/25/2008 (rml,). (Entered: 09/24/2008)
09/24/2008	135	APPLICATION to Appear Pro Hac Vice by Attorney David T Pritikin for Mail Boxes Etc., Inc. and Barnes & Noble Booksellers, Inc. (APPROVED)(FEE PAID) 2-1-4107. (ch,) (Entered: 09/24/2008)
09/24/2008	136	APPLICATION to Appear Pro Hac Vice by Attorney Rachel D Sher for Mail Boxes Etc., Inc. and Barnes & Noble Booksellers, Inc. (APPROVED)(FEE PAID) 2-1-4107. (ch,) (Entered: 09/24/2008)
09/25/2008	--	***Document # 131, Order Dismissing AT&T Inc. was linked to Doc 124 MOTION to Dismiss by AT&T Mobility, LLC. rather than doc 128, dismissal of AT&T Inc; AT&T Inc has now been dismissed; AT&T Mobility LLC remains pending..*** (rml,) (Entered: 09/25/2008)
10/02/2008	137	Linksmart's REPLY to iBahn's Counterclaim ANSWER to 88 Answer to Complaint, Counterclaim by Linksmart Wireless Technology, LLC.(Fenster, Marc) (Entered: 10/02/2008)
10/02/2008	138	Linksmart's REPLY to Aptilo's Counterclaim ANSWER to 90 Answer to Complaint, Counterclaim by Linksmart Wireless Technology, LLC.(Fenster, Marc) (Entered: 10/02/2008)
10/03/2008	139	CORPORATE DISCLOSURE STATEMENT filed by LodgeNet Interactive Corporation (Beverage, Cynthia) (Entered: 10/03/2008)

10/06/2008	140	Linksmart REPLY to T-Mobile Counterclaim ANSWER to 91 Answer to Complaint, Counterclaim by Linksmart Wireless Technology, LLC.(Fenster, Marc) (Entered: 10/06/2008)
10/06/2008	141	Linksmart REPLY to Wayport Counterclaim ANSWER to 104 Answer to Complaint, Counterclaim by Linksmart Wireless Technology, LLC.(Fenster, Marc) (Entered: 10/06/2008)
10/06/2008	142	Linksmart REPLY to Meraki Counterclaim ANSWER to 110 Answer to Complaint, Counterclaim by Linksmart Wireless Technology, LLC.(Fenster, Marc) (Entered: 10/06/2008)
10/06/2008	143	Linksmart REPLY to Mail Boxes Etc Counterclaim ANSWER to 97 Answer to Complaint, Counterclaim by Linksmart Wireless Technology, LLC.(Fenster, Marc) (Entered: 10/06/2008)
10/06/2008	144	Linksmart REPLY to McDonalds Counterclaim ANSWER to 108 Answer to Complaint, Counterclaim by Linksmart Wireless Technology, LLC.(Fenster, Marc) (Entered: 10/06/2008)
10/06/2008	145	Linksmart REPLY to BarnesNoble Counterclaim ANSWER to 106 Answer to Complaint, Counterclaim by Linksmart Wireless Technology, LLC.(Fenster, Marc) (Entered: 10/06/2008)
10/06/2008	146	Linksmart REPLY to Best Westrn Counterclaim ANSWER to 111 Answer to Complaint, Counterclaim by Linksmart Wireless Technology, LLC.(Fenster, Marc) (Entered: 10/06/2008)
10/06/2008	147	Linksmart REPLY to Marriott International Counterclaim ANSWER to 101 Answer to Complaint, Counterclaim by Linksmart Wireless Technology, LLC.(Fenster, Marc) (Entered: 10/06/2008)
10/07/2008	148	Joint MOTION to Dismiss AT&T Mobility, LLC Without Prejudice by Linksmart Wireless Technology, LLC. (Attachments: # 1 Text of Proposed Order re Joint Motion for Voluntary Dismissal of AT&T Mobility, LLC Without Prejudice)(Fenster, Marc) (Entered: 10/07/2008)
10/08/2008	149	ORDER granting 148 Motion to Dismiss. AT&T Mobility LLC is DISMISSED WITHOUT PREJUDICE. And the Motion to Dismiss filed on 9/22/08 124 is taken off calendar. Signed by Judge T. John Ward on 10/8/08. (ch,) Modified on 10/8/2008 to correct text to read dismissed without prejudice (ehs,). (Entered: 10/08/2008)
10/09/2008	150	Linksmart's REPLY to Ramada's Counterclaim ANSWER to 120 Answer to Complaint, Counterclaim by Linksmart Wireless Technology, LLC.(Fenster, Marc) (Entered: 10/09/2008)
10/09/2008	151	Linksmart's REPLY to Pronto's Counterclaim ANSWER to 122 Answer to Complaint, Counterclaim by Linksmart Wireless Technology, LLC.(Fenster, Marc) (Entered: 10/09/2008)
10/14/2008	152	Linksmart's REPLY to Freefi Networks' Counterclaim ANSWER to 123 Answer to Complaint, Counterclaim by Linksmart Wireless Technology, LLC.(Fenster, Marc) (Entered: 10/14/2008)
10/16/2008	153	E-GOV SEALED SUMMONS Returned Executed by Linksmart Wireless Technology, LLC. Second Rule LLC served on 10/8/2008, answer due 10/28/2008. (ehs,) (Entered: 10/16/2008)
10/30/2008	154	APPLICATION to Appear Pro Hac Vice by Attorney Noah A Levine for T-Mobile USA, Inc. (APPROVED)(FEE PAID) 2-1-4198. (ch,) (Entered: 10/30/2008)
10/30/2008	155	APPLICATION to Appear Pro Hac Vice by Attorney David B Bassett for T-Mobile USA, Inc. (APPROVED)(FEE PAID) 2-1-4197. (ch,) (Entered: 10/30/2008)
10/30/2008	156	APPLICATION to Appear Pro Hac Vice by Attorney James P Barabas for T-Mobile USA, Inc. (APPROVED)(FEE PAID) 2-1-4196. (ch,) (Entered: 10/30/2008)
11/03/2008	157	APPLICATION to Appear Pro Hac Vice by Attorney William F Lee for T-Mobile USA, Inc.APPROVED (Rec# 2-1-4208 (poa,) (Entered: 11/05/2008)
11/17/2008	158	APPLICATION to Appear Pro Hac Vice by Attorney Christina J Moser for EthoStream, LLC, Ramada Worldwide, Inc. and EthoStream, LLC. (APPROVED FEE PAID 2-1-4227) (ehs,) (Entered: 11/17/2008)
11/21/2008	159	APPLICATION to Appear Pro Hac Vice by Attorney Kirk R Ruthenberg for T-Mobile USA, Inc. (APPROVED)(FEE PAID) 2-1-4252. (ch,) (Entered: 11/21/2008)
11/21/2008	160	APPLICATION to Appear Pro Hac Vice by Attorney Kirk R Ruthenberg for T-Mobile USA, Inc.. (APPROVED FEE PAID 2-1-4252) (ehs,) (Entered: 11/21/2008)
12/09/2008	161	STIPULATION of Dismissal of Intercontinental Hotels Group PLC by Linksmart Wireless Technology, LLC, InterContinental Hotels Group PLC. (Attachments: # 1 Text of Proposed Order) (Guaragna, John) (Entered: 12/09/2008)
12/12/2008	162	ORDER - granting 161 Stipulation of Dismissal. Intercontinental Hotels Group PLC is dismissed without prejudice. Signed by Judge T. John Ward on 12/12/08. (ch,) (Entered: 12/12/2008)
12/22/2008	163	NOTICE of Attorney Appearance by Andrew Wesley Spangler on behalf of Linksmart Wireless Technology, LLC (Spangler, Andrew) (Entered: 12/22/2008)
01/14/2009	164	NOTICE of Attorney Appearance by Andrew D Weiss on behalf of Linksmart Wireless Technology, LLC (Weiss, Andrew) (Entered: 01/14/2009)
01/23/2009	165	Joint MOTION to Consolidate Cases by T-Mobile USA, Inc.. (Attachments: # 1 Text of Proposed Order)(Beck, David) (Entered: 01/23/2009)

01/23/2009	166	NOTICE of Attorney Appearance by Rachel D Sher on behalf of Wayport, Inc. (Sher, Rachel) (Entered: 01/23/2009)
01/26/2009	167	NOTICE of Attorney Appearance by Richard T McCaulley, Jr on behalf of Wayport, Inc. (McCaulley, Richard) (Entered: 01/26/2009)
01/27/2009	168	NOTICE of Attorney Appearance by David T Pritikin on behalf of Wayport, Inc. (Pritikin, David) (Entered: 01/27/2009)
01/27/2009	169	Unopposed MOTION to Withdraw as Attorney by Wayport, Inc.. (Attachments: # 1 Text of Proposed Order Proposed Order)(Tyler, Marvin) (Entered: 01/27/2009)
01/28/2009	170	ORDER granting 169 Motion to Withdraw as Attorney. Attorney Marvin Craig Tyler and Jose Carlos Villarreal terminated as counsel for deft Wayport Inc. Signed by Magistrate Judge Charles Everingham on 1/28/09. (ehs,) (Entered: 01/28/2009)
01/29/2009	171	NOTICE of Attorney Appearance by Michael Ernest Richardson on behalf of T-Mobile USA, Inc. (Richardson, Michael) (Entered: 01/29/2009)
01/29/2009	172	NOTICE of Attorney Appearance by Richard Alan Sayles on behalf of Wayport, Inc. (Sayles, Richard) (Entered: 01/29/2009)
01/29/2009	173	NOTICE of Attorney Appearance by Eve L Henson on behalf of Wayport, Inc. (Henson, Eve) (Entered: 01/29/2009)
01/30/2009	175	APPLICATION to Appear Pro Hac Vice by Attorney Brian C Bianco for Mail Boxes Etc., Inc., Barnes & Noble Booksellers, Inc., Mail Boxes Etc., Inc., Wayport, Inc. and Barnes & Noble Booksellers, Inc.. (APPROVED FEE PAID) 2-1-4459 (ch,) (Entered: 02/05/2009)
02/03/2009	174	ORDER REASSIGNING CASE. Case reassigned to Judge David Folsom for all further proceedings. Judge T. John Ward no longer assigned to case. Signed by Judge T. John Ward on 2/2/09. (ch,) (Entered: 02/03/2009)
02/09/2009	176	Unopposed MOTION to Withdraw as Attorney by Mail Boxes Etc., Inc.. (Attachments: # 1 Text of Proposed Order)(Smith, Michael) (Entered: 02/09/2009)
02/11/2009	177	ORDER granting 176 Motion to Withdraw as Attorney. Attorney Michael Charles Smith terminated as counsel for Mail Boxes, Etc. Signed by Magistrate Judge Charles Everingham on 2/11/09. (ch,) (Entered: 02/11/2009)
02/13/2009	178	APPLICATION to Appear Pro Hac Vice by Attorney Peter M Dichiara for T-Mobile USA, Inc. (APPROVED FEE PAID) 2-1-4493. (ch,) (Entered: 02/13/2009)
02/18/2009	179	Request by Linksmart Wireless Technology, LLC for Clerk's Entry of Default against Second Rule LLC, Hot Point Wireless, Inc.. (Weiss, Andrew) (Additional attachment(s) added on 2/19/2009: # 1 Clerks Entry of Default) (sm,). (Entered: 02/18/2009)
02/18/2009	180	Additional Attachments to Main Document: 179 Request for Entry of Default by Clerk.. (Attachments: # 1 Exhibit A)(Weiss, Andrew) (Entered: 02/18/2009)
02/19/2009	181	NOTICE of Voluntary Dismissal by Linksmart Wireless Technology, LLC (Weiss, Andrew) (Additional attachment(s) added on 2/19/2009: # 1 Text of Proposed Order) (sm,). (Entered: 02/19/2009)
02/23/2009	182	***FILED IN ERROR. CASE IS NO LONGER JUDGE WARD'S PER ORDER #174 REASSIGNING CASE TO JUDGE FOLSOM*** Order - granting 181 Notice of Voluntary Notice of Dismissal. All claims asserted between Linksmart and NetNearU Corp are hereby DISMISSED WITHOUT PREJUDICE. All attorney's fees and costs are to be borne by the party that incurred them. Signed by Judge T. John Ward on 2/23/09. (ch,) Modified on 2/24/2009 (ch,). (Entered: 02/23/2009)
02/23/2009	183	Clerk's ENTRY OF DEFAULT as to Hot Point Wireless, Inc. (ehs,) (Entered: 02/23/2009)
02/24/2009	184	ORDER OF DISMISSAL WITHOUT PREJUDICE re 181 Notice of Voluntary Dismissal filed by Linksmart Wireless Technology, LLC, ORDERED, ADJUDGED and DECREED that all claims asserted in this suit between Linksmart and Netnearu are hereby dismissed without prejudice.. Signed by Judge David Folsom on 2/23/09. (mrm,) (Entered: 02/24/2009)
02/27/2009	185	MOTION for Default Judgment as to Hot Point Wireless, Inc. and Second Rule, LLC by Linksmart Wireless Technology, LLC. (Attachments: # 1 Text of Proposed Order)(Weiss, Andrew) (Entered: 02/27/2009)
04/10/2009	186	NOTICE of Attorney Appearance by David T Pritikin on behalf of McDonalds Corp. (Pritikin, David) (Entered: 04/10/2009)
04/10/2009	187	NOTICE of Attorney Appearance by Richard T McCaulley, Jr on behalf of McDonalds Corp. (McCaulley, Richard) (Entered: 04/10/2009)
04/10/2009	188	NOTICE of Attorney Appearance by Rachel D Sher on behalf of McDonalds Corp. (Sher, Rachel) (Entered: 04/10/2009)
04/10/2009	189	NOTICE of Attorney Appearance by Brian C Bianco on behalf of McDonalds Corp. (Bianco, Brian) (Entered: 04/10/2009)

04/22/2009	190	NOTICE of Change of Address by John M Guaragna (Guaragna, John) (Entered: 04/22/2009)
04/23/2009	191	Unopposed MOTION to Withdraw as Attorney by McDonalds Corp.. (Attachments: # 1 Text of Proposed Order Proposed Order)(Tyler, Marvin) (Entered: 04/23/2009)
04/24/2009	192	ORDER granting 191 Motion to Withdraw as Attorney. Attorney Marvin Craig Tyler and Jose Carlos Villarreal terminated as counsel for McDonald's Corp. Signed by Magistrate Judge Charles Everingham on 4/24/09. (ehs,) (Entered: 04/24/2009)
05/01/2009	193	ORDER granting 165 Motion to Consolidate Cases. ORDERED that the above- captioned actions are consolidated for all purposes pursuant to Federal Rule of Civil Procedure 42(a) and Local Rule CV-42(b) and (c).. Signed by Magistrate Judge Charles Everingham on 5/1/09. (ch,) (Entered: 05/01/2009)
05/04/2009	194	NOTICE of Hearing: Scheduling Conference set for 6/3/2009 10:00 AM in Mag Ctrm (Marshall) before Magistrate Judge Charles Everingham. (jml,) (Entered: 05/04/2009)
05/06/2009	195	Notice of Scheduling Conference, Proposed Deadlines for Docket Control Order, and Discovery Order. Scheduling Conference set for 6/3/2009 10:00 AM before Magistrate Judge Charles Everingham. The parties are directed to meet and confer in accordance with Fed. R. Civ. P. 26(f) no later than May 27, 2009. Signed by Magistrate Judge Charles Everingham on 5/5/09. (ch,) (Entered: 05/06/2009)
05/06/2009	196	NOTICE of Attorney Appearance by Richard Alan Sayles on behalf of McDonalds Corp. (Sayles, Richard) (Entered: 05/06/2009)
05/06/2009	197	NOTICE of Attorney Appearance by Eve L Henson on behalf of McDonalds Corp. (Henson, Eve) (Entered: 05/06/2009)
05/06/2009	198	NOTICE of Attorney Appearance by Mark Daniel Strachan on behalf of McDonalds Corp. (Strachan, Mark) (Entered: 05/06/2009)
05/06/2009	199	NOTICE of Attorney Appearance by Mark Daniel Strachan on behalf of Mail Boxes Etc., Inc. (Strachan, Mark) (Entered: 05/06/2009)
05/06/2009	200	NOTICE of Attorney Appearance by Mark Daniel Strachan on behalf of Barnes & Noble Booksellers, Inc. (Strachan, Mark) (Entered: 05/06/2009)
05/06/2009	201	NOTICE of Attorney Appearance by Mark Daniel Strachan on behalf of Wayport, Inc. (Strachan, Mark) (Entered: 05/06/2009)
05/29/2009	202	NOTICE of Attorney Appearance by Jennifer Parker Ainsworth on behalf of LodgeNet Interactive Corporation (Ainsworth, Jennifer) (Entered: 05/29/2009)
05/29/2009	203	Unopposed MOTION to Withdraw as Attorney by Locke Lord Bissell & Liddell LLP by FreeFi Networks, Inc.. (Attachments: # 1 Exhibit Proposed Order)(Fuller, Michael) (Entered: 05/29/2009)
06/01/2009	204	REPORT of Rule 26(f) Planning Meeting. (Attachments: # 1 Exhibit A - Proposed Docket Control Order)(Weiss, Andrew) (Additional attachment(s) added on 6/1/2009: # 2 Revised Scheduling Order) (sm,). (Entered: 06/01/2009)
06/03/2009	205	Minute Entry for proceedings held before Magistrate Judge Charles Everingham: Scheduling Conference held on 6/3/2009. (Court Reporter Susan Simmons, CSR.) (jml,) (Entered: 06/04/2009)
06/05/2009	206	APPLICATION to Appear Pro Hac Vice by Attorney Gregory Lyons for Choice Hotels International Inc. (APPROVED FEE PAID) 2-1-4733. (ch,) (Entered: 06/05/2009)
06/05/2009	207	APPLICATION to Appear Pro Hac Vice by Attorney Kevin P Anderson for Choice Hotels International Inc. (APPROVED FEE PAID) 2-1-4733. (ch,) (Entered: 06/05/2009)
06/08/2009	208	ORDER granting 203 Motion to Withdraw as Attorney. Attorney John W MacPete; Michael Scott Fuller and Roy William Hardin terminated as counsel for FreeFi. Accordingly, the court, sua sponte, provides FreeFi thirty days in which to retain counsel in the above matter. Should FreeFi not retain counsel by that date, the plaintiff is ordered to notify the court. Signed by Magistrate Judge Charles Everingham on 6/8/09. (ch,) (Entered: 06/08/2009)
06/17/2009	209	MOTION for Extension of Time to File Joint Motion to Extend Deadline for Submission of Proposed Protective Order by T-Mobile USA, Inc., Cisco Systems, Inc.. (Attachments: # 1 Text of Proposed Order)(Richardson, Michael) (Entered: 06/17/2009)
06/24/2009	210	ORDER granting 209 Motion for Extension of Time for Submission of ProposedProtective Order. Deadline extended to 6/24/09. Signed by Magistrate Judge Charles Everingham on 6/24/09. (ehs,) (Entered: 06/24/2009)
06/24/2009	211	Joint MOTION for Extension of Time to File Joint Motion to Extend Deadline for Submission of Proposed Protective Order by T-Mobile USA, Inc., Cisco Systems, Inc.. (Attachments: # 1 Text of Proposed Order)(Richardson, Michael) (Entered: 06/24/2009)
06/26/2009	212	JOINT GENERAL DISCOVERY ORDER. Signed by Magistrate Judge Charles Everingham on 6/26/09. (ehs,) (Entered: 06/26/2009)

06/26/2009	213	DOCKET CONTROL ORDER - Joinder of Parties due by 11/13/2009., Markman Hearing set for 5/25/2010 09:00 AM before Magistrate Judge Charles Everingham., Motions due by 11/19/2010., Pretrial Order due by 2/18/2011., Scheduling Conference set for 6/3/2009 10:00 AM before Judge David Folsom. Signed by Magistrate Judge Charles Everingham on 6/26/09. (ehs,) (Entered: 06/26/2009)
06/26/2009	214	ORDER granting 211 Motion for Extension of Time to File. Deadline for submission of a proposed protective order is extended until July 1,2009. Signed by Magistrate Judge Charles Everingham on 6/26/09. (ehs,) (Entered: 06/26/2009)
07/01/2009	215	Joint MOTION for Extension of Time to File and to Extend Deadline for Submission of the Name of an Agreed Mediator by T-Mobile USA, Inc.. (Attachments: # 1 Text of Proposed Order Order Granting Joint Motion to Extend Deadline for Submission of the Name of an Agreed Mediator) (Richardson, Michael) Modified on 7/1/2009 (sm,). (Entered: 07/01/2009)
07/01/2009	216	***FILED IN ERROR. ORDERS ARE NOT FILED SEPARATELY. PLEASE IGNORE.*** Submission of Proposed Agreed Protective order by Linksmart Wireless Technology, LLC. (Weiss, Andrew) Modified on 7/2/2009 (ch,). (Entered: 07/01/2009)
07/02/2009	217	ORDER granting 215 Motion for Extension of Time to File. Deadline for submission of the name of an agreed mediator is extended until July 27,2009. Signed by Magistrate Judge Charles Everingham on 7/2/09. (ch,) (Entered: 07/02/2009)
07/02/2009	--	NOTICE of Deficiency regarding the 216 submitted by Linksmart Wireless Technology, LLC. Order not filed as separate document. Correction should be made by one business day (ch,) (Entered: 07/02/2009)
07/02/2009	218	NOTICE of Disclosure by Linksmart Wireless Technology, LLC of Compliance re PR 3-1 and 3-2 Disclosures (Weiss, Andrew) (Entered: 07/02/2009)
07/02/2009	219	***DEFICIENT DOCUMENT. USED WRONG EVENT. PLEASE IGNORE. Submission of Proposed Agreed Protective order by Linksmart Wireless Technology, LLC. (Attachments: # 1 Text of Proposed Order)(Weiss, Andrew) Modified on 7/6/2009 (ch,). (Entered: 07/02/2009)
07/06/2009	--	NOTICE of Deficiency regarding the 219 submitted by Linksmart Wireless Technology, LLC. Joint Motion filed under wrong event.. Correction should be made by one business day (ch,) (Entered: 07/06/2009)
07/06/2009	220	***REPLACES # 219 *** Agreed MOTION for Protective Order for Entry of Protective Order by Linksmart Wireless Technology, LLC. (Attachments: # 1 Text of Proposed Order [Proposed] Agreed Protective Order)(Weiss, Andrew) Modified on 7/6/2009 (ch,). (Entered: 07/06/2009)
07/08/2009	221	Unopposed MOTION for Extension of Time to File - Extending Time Allowed for Freefi to Retain Counsel by Linksmart Wireless Technology, LLC. (Attachments: # 1 Text of Proposed Order) (Weiss, Andrew) (Entered: 07/08/2009)
07/13/2009	222	AGREED PROTECTIVE ORDER 220 Motion for Protective Order. Signed by Magistrate Judge Charles Everingham on July 13, 2009. (jml) (Entered: 07/13/2009)
07/13/2009	223	ORDER granting 221 Motion for Extension of Time to File. Signed by Magistrate Judge Charles Everingham on July 13, 2009. (jml) (Entered: 07/13/2009)
07/21/2009	224	APPLICATION to Appear Pro Hac Vice by Attorney Joyce Chen for T-Mobile USA, Inc. and Cisco Systems, Inc.. (APPROVED, FEE PAID 2-1-4827) (ehs,) (Entered: 07/21/2009)
07/27/2009	225	Joint MOTION Appointment of Mediator by Linksmart Wireless Technology, LLC. (Attachments: # 1 Text of Proposed Order)(Weiss, Andrew) (Entered: 07/27/2009)
07/27/2009	226	NOTICE of Attorney Appearance by Aden Martin Allen on behalf of Pronto Networks, Inc., Meraki, Inc. (Allen, Aden) (Entered: 07/27/2009)
07/28/2009	227	ORDER REFERRING CASE to Mediator. James W Knowles added as Mediator. Signed by Magistrate Judge Charles Everingham on July 28, 2009. (jml) (Entered: 07/28/2009)
08/06/2009	228	Unopposed MOTION to Withdraw as Attorney by McDonalds Corp., Wayport, Inc., SBC Internet Services, Inc.. (Attachments: # 1 Text of Proposed Order)(Henson, Eve) (Entered: 08/06/2009)
08/06/2009	229	Unopposed MOTION for Extension of Time to File Allowed for Freefi to Retain Counsel by Linksmart Wireless Technology, LLC. (Attachments: # 1 Text of Proposed Order)(Weiss, Andrew) (Entered: 08/06/2009)
08/07/2009	230	ORDER granting 229 Motion for Extension of Time Allowed for Freefi to Retain Counsel. Signed by Magistrate Judge Charles Everingham on August 7, 2009. (jml) (Entered: 08/07/2009)
08/07/2009	231	***DEFICIENT DOCUMENT. NOT IN PDF SEARCHABLE FORMAT. PLEASE IGNORE.*** Unopposed MOTION to Withdraw as Attorney by LodgeNet Interactive Corporation. (Socks, Harold) Modified on 8/7/2009 (ch,). (Entered: 08/07/2009)
08/07/2009	--	NOTICE of Deficiency regarding the 231 submitted by LodgeNet Interactive Corporation. NOT IN PDF SEARCHABLE FORMAT. Correction should be made by 8/7/09 (ch,) (Entered: 08/07/2009)
08/07/2009	232	***REPLACES # 231 *** Unopposed MOTION to Withdraw as Attorney by LodgeNet Interactive

		Corporation. (Attachments: # 1 Text of Proposed Order Order Granting Unopposed Motion for Withdrawal)(Socks, Harold) Modified on 8/11/2009 (ch,). (Entered: 08/07/2009)
08/10/2009	233	ORDER granting 228 Motion to Withdraw as Attorney. Attorney Richard T McCaulley, Jr terminated as counsel for Dft's SBC Internet Services, Inc., McDonalds Corp., and Wayport, Inc. Signed by Magistrate Judge Charles Everingham on 8/7/09. (ch,) (Entered: 08/10/2009)
08/14/2009	234	APPLICATION to Appear Pro Hac Vice by Attorney Lisa A Schneider for Mail Boxes Etc., Inc., McDonalds Corp., Barnes & Noble Booksellers, Inc., Wayport, Inc. and SBC Internet Services, Inc. (APPROVED FEE PAID) 2-1-4865. (ch,) (Entered: 08/14/2009)
08/18/2009	235	APPLICATION to Appear Pro Hac Vice by Attorney Robin Lynn Brewer for Meraki, Inc. (APPROVED FEE PAID) 2-1-4871. (ch,) (Entered: 08/19/2009)
08/19/2009	236	NOTICE of Attorney Appearance by Robert David Daniel on behalf of T-Mobile USA, Inc. (Daniel, Robert) (Entered: 08/19/2009)
08/28/2009	237	NOTICE of Disclosure by Pronto Networks, Inc. (Allen, Aden) (Entered: 08/28/2009)
08/28/2009	238	NOTICE of Disclosure by Choice Hotels International Inc. of Rule 26 Initial Disclosures (Smith, Michael) (Entered: 08/28/2009)
08/28/2009	239	Unopposed MOTION for Extension of Time to Complete Discovery , to Serve Initial Dislosures by Mail Boxes Etc., Inc., McDonalds Corp., Barnes & Noble Booksellers, Inc., Wayport, Inc., SBC Internet Services, Inc.. (Attachments: # 1 Text of Proposed Order)(Sayles, Richard) (Entered: 08/28/2009)
08/28/2009	240	NOTICE of Disclosure by EthoStream, LLC (Hunt, Dean) (Entered: 08/28/2009)
08/28/2009	241	NOTICE of Disclosure by Ramada Worldwide, Inc. (Hunt, Dean) (Entered: 08/28/2009)
08/28/2009	242	NOTICE of Disclosure by LodgeNet Interactive Corporation (Beverage, Cynthia) (Entered: 08/28/2009)
08/28/2009	243	NOTICE of Disclosure by iBAHN General Holdings Corp. regarding Initial Disclosures (Jones, Michael) (Entered: 08/28/2009)
08/28/2009	244	NOTICE of Disclosure by Meraki, Inc. (Brewer, Robin) (Entered: 08/28/2009)
08/28/2009	245	NOTICE by Marriott International, Inc. of Compliance re Initial Disclosures (Guaragna, John) (Entered: 08/28/2009)
08/28/2009	246	NOTICE by Six Continents Hotels Inc, Intercontinental Hotels Group Resources Inc of Compliance re Initial Disclosures (Guaragna, John) (Entered: 08/28/2009)
08/28/2009	247	NOTICE of Disclosure by Linksmart Wireless Technology, LLC of Rule 26 Initial Disclosure (Weiss, Andrew) (Entered: 08/28/2009)
08/28/2009	248	Consent MOTION for Extension of Time to File Initial Disclosures by Aptilo Networks, Inc.. (Attachments: # 1 Text of Proposed Order)(Siebman, Clyde) (Entered: 08/28/2009)
08/31/2009	249	NOTICE of Disclosure by T-Mobile USA, Inc., Cisco Systems, Inc. (Notice of Filing Rule 26 Initial Disclosures) (Daniel, Robert) (Entered: 08/31/2009)
08/31/2009	250	ORDER granting 239 Motion for Extension of Time to Complete Discovery. Defendants serve their Initial Disclosures on or before September 11, 2009.. Signed by Magistrate Judge Charles Everingham on 8/31/09. (ehs,) (Entered: 08/31/2009)
08/31/2009	251	ORDER granting 248 Motion for Extension of Time to File Defendants Initial Disclosures on or before September 11, 2009.. Signed by Magistrate Judge Charles Everingham on 8/31/09. (ehs,) (Entered: 08/31/2009)
09/01/2009	252	NOTICE of Disclosure by Best Western International, Inc. Notice of Compliance With Rule 26 by Best Western International, Inc. (Joe, Christopher) (Entered: 09/01/2009)
09/04/2009	253	MOTION to Dismiss Defendant Freefi Networks, Inc. by Linksmart Wireless Technology, LLC. (Attachments: # 1 Text of Proposed Order)(Weiss, Andrew) (Entered: 09/04/2009)
09/09/2009	254	ORDER granting 253 Motion to Dismiss Dft Freefi Networks, Inc.. Signed by Judge David Folsom on 9/9/2009. (sm,) (Entered: 09/09/2009)
09/09/2009	255	REPORT AND RECOMMENDATIONS recommending 185 MOTION for Default Judgment as to Hot Point Wireless, Inc. and Second Rule, LLC filed by Linksmart Wireless Technology, LLC be granted. Signed by Magistrate Judge Charles Everingham on 9/9/09. (ehs,) (Entered: 09/09/2009)
09/09/2009	256	ORDER granting 185 Motion for Default Judgment. Because the sum of damages is not certain, Linksmart is entitled to take discovery from Hot Point Wireless, Inc. (Hot Point) and Second Rule LLC (Second Rule) to determine the appropriate amount of compensatory damages as a result of their infringement of the 118 patent. The Court will determine a schedule to allow Linksmart to conduct such discovery. The Court will then hold a hearing to determine the exact amount of damages, pre- and post-judgment interest, attorneys fees and costs, and expenses to which

Linksmart is entitled as a result of Hot Points and Second Rules infringement of the 118 patent. Signed by Magistrate Judge Charles Everingham on 9/9/09. (ehs,) (Entered: 09/09/2009)

09/11/2009 257 NOTICE by Wayport, Inc., SBC Internet Services, Inc. of Filing Rule 26 Initial Disclosures (Bianco, Brian) (Entered: 09/11/2009)

09/11/2009 258 NOTICE by Barnes & Noble Booksellers, Inc. of Filing Rule 26 Initial Disclosures (Bianco, Brian) (Entered: 09/11/2009)

09/11/2009 259 NOTICE by Mail Boxes Etc., Inc. of Filing Rule 26 Initial Disclosures (Bianco, Brian) (Entered: 09/11/2009)

09/11/2009 260 NOTICE by McDonalds Corp. of Filing Rule 26 Initial Disclosures (Bianco, Brian) (Entered: 09/11/2009)

09/14/2009 261 NOTICE of Disclosure by Aptilo Networks, Inc. (Initial Disclosures) (Siebman, Clyde) (Entered: 09/14/2009)

09/18/2009 262 Unopposed MOTION for Extension of Time to Serve Invalidity Contentions and Accompanying Document Production by Marriott International, Inc., Six Continents Hotels Inc, Intercontinental Hotels Group Resources Inc. (Attachments: # 1 Text of Proposed Order)(Guaragna, John) (Entered: 09/18/2009)

09/21/2009 263 Unopposed MOTION for Extension of Time to Serve Invalidity Contentions and Accompanying Document Production by Choice Hotels International Inc.. (Attachments: # 1 Text of Proposed Order)(Smith, Michael) (Entered: 09/21/2009)

09/22/2009 264 ORDER granting 262 Motion Unopposed Motion for Extension of Time to Serve Invalidity Contentions and Accompanying Document Production. Deadline is extended to 10/8/09. Signed by Magistrate Judge Charles Everingham on 9/22/09. (ch,) (Entered: 09/22/2009)

09/22/2009 265 Unopposed MOTION for Extension of Time to File Best Western International, Inc.'s Unopposed Motion for Extension of Time to Serve Invalidity Contentions and Accompanying Document Production by Best Western International, Inc.. (Attachments: # 1 Text of Proposed Order)(Joe, Christopher) (Entered: 09/22/2009)

09/22/2009 266 Unopposed MOTION Extension of Time to Serve Invalidity Contentions and Accompanying Document Production by Pronto Networks, Inc.. (Attachments: # 1 Text of Proposed Order)(Allen, Aden) (Entered: 09/22/2009)

09/22/2009 267 ***FILED IN ERROR. NOT IN PDF SEARCHABLE FORMAT AND NO ORDER ATTACHED. PLEASE IGNORE.*** MOTION for Extension of Time to Complete Discovery Unopposed Motion for Extension of Time to Serve Invalidity Contentions by iBAHN General Holdings Corp.. (Broaddus, Michael) Modified on 9/23/2009 (ch,). (Entered: 09/22/2009)

09/22/2009 268 Unopposed MOTION for Extension of Time to File Invalidity Contentions and Accompanying Document Production by Ramada Worldwide, Inc.. (Attachments: # 1 Text of Proposed Order) (Hunt, Dean) (Additional attachment(s) added on 9/23/2009: # 2 REVISED ORDER) (ch,). (Entered: 09/22/2009)

09/22/2009 269 Unopposed MOTION for Extension of Time to File Invalidity Contentions and Accompanying Document Production by EthoStream, LLC. (Attachments: # 1 Text of Proposed Order)(Hunt, Dean) (Additional attachment(s) added on 9/23/2009: # 2 REVISED ORDER) (ch,). (Entered: 09/22/2009)

09/22/2009 270 Unopposed MOTION Motion for Extension of Time to Serve Invalidity Contentions and Accompanying Document Production by Meraki, Inc.. (Attachments: # 1 Text of Proposed Order) (Brewer, Robin) (Entered: 09/22/2009)

09/23/2009 -- ***FILED IN ERROR. NOT IN PDF SEARCHABLE FORMAT AND NO ORDER ATTACHED Document # 267, Motion for Extension of Time. PLEASE IGNORE.*** (ch,) (Entered: 09/23/2009)

09/23/2009 271 Unopposed MOTION For Extension of Time to Serve Invalidity Contentions and Accompanying Document Production by Aptilo Networks, Inc.. (Attachments: # 1 Text of Proposed Order) (Siebman, Clyde) (Entered: 09/23/2009)

09/23/2009 272 Unopposed MOTION for Extension of Time to File /Serve Invalidity Contentions and Accompanying Document Production by T-Mobile USA, Inc., LodgeNet Interactive Corporation, Cisco Systems, Inc.. (Attachments: # 1 Text of Proposed Order)(Daniel, Robert) (Entered: 09/23/2009)

09/23/2009 273 Unopposed MOTION for Extension of Time to Complete Discovery to Serve Invalidity Contentions and Accompanying Document Production by Mail Boxes Etc., Inc., McDonalds Corp., Barnes & Noble Booksellers, Inc., Wayport, Inc., SBC Internet Services, Inc.. (Attachments: # 1 Text of Proposed Order)(Sayles, Richard) (Entered: 09/23/2009)

09/23/2009 274 ***REPLACES # 267 *** Unopposed MOTION for Extension of Time to Complete Discovery with regarding to Invalidity Contentions by iBAHN General Holdings Corp.. (Attachments: # 1 Text of Proposed Order)(Jones, Michael) Modified on 9/24/2009 (ch,). (Entered: 09/23/2009)

09/24/2009 275 ORDER granting 266 Unopposed Motion for Extension of Time to Serve Invalidity Contentions and Accompanying Document Production. Deadline is extended to 10/15/09. Signed by Magistrate

Judge Charles Everingham on 9/24/09. (ch,) (Entered: 09/24/2009)

09/24/2009 276 ORDER granting 265 Motion for Extension of Time to Serve Invalidity Contentions and Accompanying Document Production. Best Western International Inc deadline is extended to 10/8/09. Signed by Magistrate Judge Charles Everingham on 9/24/09. (ch,) (Entered: 09/24/2009)

09/24/2009 277 ORDER granting 263 Unopposed Motion for extension of time to Serve Invalidity Contentions and Accompanying Document Production. Choice Hotels International Inc. deadline is extended to 10/8/09. Signed by Magistrate Judge Charles Everingham on 9/24/09. (ch,) (Entered: 09/24/2009)

09/24/2009 278 ORDER granting 232 Motion to Withdraw as Attorney. Attorney Harold L Socks terminated as counsel for LodgeNet Interactive Corp.. Signed by Magistrate Judge Charles Everingham on 9/24/09. (ch,) (Entered: 09/24/2009)

09/24/2009 279 ORDER granting 274 Motion for Extension of Time to Complete Discovery. Deadline is 10/8/09. Signed by Magistrate Judge Charles Everingham on 9/24/09. (ch,) (Entered: 09/24/2009)

09/24/2009 280 ORDER granting 273 Motion for Extension of Time to Complete Discovery. Deadline is extended to 10/8/09. Signed by Magistrate Judge Charles Everingham on 9/24/09. (ch,) (Entered: 09/24/2009)

09/24/2009 281 ORDER granting 272 Motion for Extension of Time to Serve Invalidity Contentions. Deadline is extended to 10/8/09. Signed by Magistrate Judge Charles Everingham on 9/24/09. (ch,) (Entered: 09/24/2009)

09/24/2009 282 ORDER granting 271 Unopposed Motion for Extension of Time to Serve Invalidity Contentions and Accompanying Document Production. Deadline is extended to 10/8/09. Signed by Magistrate Judge Charles Everingham on 9/24/09. (ch,) (Entered: 09/24/2009)

09/24/2009 283 ORDER granting 270 Motion Unopposed Motion for Extension of Time to Serve Invalidity Contentions and Accompanying Document Production. Deadline extended to 10/8/09. Signed by Magistrate Judge Charles Everingham on 9/24/09. (ch,) (Entered: 09/24/2009)

09/24/2009 284 ORDER granting 269 Motion for Extension of Time to Serve Invalidity Contentions and Accompanying Document Production. Deadline is extended to 10/8/09. Signed by Magistrate Judge Charles Everingham on 9/24/09. (ch,) (Entered: 09/24/2009)

09/24/2009 285 ORDER granting 268 Motion for Extension of Time to Serve Invalidity Contentions and Accompanying Document Production. Deadline is extended to 10/8/09. Signed by Magistrate Judge Charles Everingham on 9/24/09. (ch,) (Entered: 09/24/2009)

10/06/2009 286 Unopposed MOTION for Extension of Time to Complete Discovery to Serve Invalidity Contentions and Accompanying Document Production by Meraki, Inc.. (Attachments: # 1 Text of Proposed Order)(Brewer, Robin) (Entered: 10/06/2009)

10/08/2009 287 ORDER granting 286 Motion for Extension of Time to Complete Discovery. Meraki, Inc. will have through 10/22/09, to serve its invalidity contentions and accompanying document production in accordance with Patent Rules 3-3 and 3-4. Signed by Magistrate Judge Charles Everingham on 10/8/09. (ch,) (Entered: 10/08/2009)

10/08/2009 288 NOTICE of Disclosure by Mail Boxes Etc., Inc., McDonalds Corp., Barnes & Noble Booksellers, Inc., Wayport, Inc., SBC Internet Services, Inc. of Invalidity Contentions (Sayles, Richard) (Entered: 10/08/2009)

10/08/2009 289 NOTICE by Six Continents Hotels Inc, Intercontinental Hotels Group Resources Inc of Compliance (Invalidity Contentions and Accompanying Document Production) (Guaragna, John) (Entered: 10/08/2009)

10/08/2009 290 NOTICE by Marriott International, Inc. of Compliance (Invalidity Contentions and Accompanying Document Production) (Guaragna, John) (Entered: 10/08/2009)

10/08/2009 291 NOTICE by EthoStream, LLC of Disclosure of Invalidity Contentions (Hunt, Dean) (Entered: 10/08/2009)

10/08/2009 292 NOTICE by Ramada Worldwide, Inc. of Disclosure of Invalidity Contentions (Hunt, Dean) (Entered: 10/08/2009)

10/09/2009 293 NOTICE by T-Mobile USA, Inc., Cisco Systems, Inc. (of Service of Patent Rules 3-3 and 3-4 Disclosures) (Daniel, Robert) (Entered: 10/09/2009)

10/09/2009 294 NOTICE of Disclosure by iBAHN General Holdings Corp. regarding PR 3-3 and 3-4 (Jones, Michael) (Entered: 10/09/2009)

10/09/2009 295 NOTICE of Disclosure by LodgeNet Interactive Corporation under Patent Rules 3-3 and 3-4 (Ungerman, Mark) (Entered: 10/09/2009)

10/12/2009 296 NOTICE of Disclosure by Pronto Networks, Inc. (Allen, Aden) (Entered: 10/12/2009)

10/12/2009 297 Unopposed MOTION for Extension of Time to Complete Discovery to Serve Accompanying Document Production Pursuant to P.R. 3-4 by Pronto Networks, Inc.. (Attachments: # 1 Text of

		Proposed Order)(Allen, Aden) (Entered: 10/12/2009)
10/12/2009	298	NOTICE of Disclosure by Best Western International, Inc. Defendant Best Western International, Inc.'s Notice of Compliance Regarding P.R. 3-3 and 3-4 Disclosures (Carpenter, Brian) (Entered: 10/12/2009)
10/12/2009	299	NOTICE by Aptilo Networks, Inc. NOTICE OF COMPLIANCE REGARDING P.R. 3-3 AND 3-4 DISCLOSURES (Siebman, Clyde) (Entered: 10/12/2009)
10/13/2009	300	NOTICE of Disclosure by Choice Hotels International Inc. Pursuant to PR 3-3 and 3-4 (Smith, Michael) (Entered: 10/13/2009)
10/13/2009	301	APPLICATION to Appear Pro Hac Vice by Attorney Elizabeth L Maxeiner for Mail Boxes Etc., Inc., McDonalds Corp., Barnes & Noble Booksellers, Inc., Wayport, Inc. and SBC Internet Services, Inc. (APPROVED FEE PAID) 2-1-4961. (ch,) (Entered: 10/14/2009)
10/14/2009	302	ORDER granting 297 Motion for Extension of Time to Complete Discovery. Pronto Networks, Inc. will have through October 21, 2009 to serve itsaccompanying document production to the invalidity contentions in accordance with Patent Rule3-4. Signed by Magistrate Judge Charles Everingham on 10/14/09. (ehs,) (Entered: 10/14/2009)
10/20/2009	303	Unopposed MOTION for Extension of Time to Complete Discovery to Serve Accompanying Document Production Pursuant to P.R. 3-4 by Pronto Networks, Inc.. (Attachments: # 1 Text of Proposed Order)(Allen, Aden) (Entered: 10/20/2009)
10/21/2009	304	Unopposed MOTION for Extension of Time to Complete Discovery to Serve Invalidity Contentions and Accompanying Document Production by Meraki, Inc.. (Attachments: # 1 Text of Proposed Order)(Brewer, Robin) (Entered: 10/21/2009)
10/21/2009	305	AMENDED CORPORATE DISCLOSURE STATEMENT filed by T-Mobile USA, Inc. (Richardson, Michael) Modified on 10/21/2009 (sm,). (Entered: 10/21/2009)
10/21/2009	306	ORDER granting 303 Motion for Extension of Time to Complete Discovery. Deadline extended to 10/30/09. Signed by Magistrate Judge Charles Everingham on 10/21/09. (ehs,) (Entered: 10/21/2009)
10/23/2009	307	ORDER granting 304 Motion for Extension of Time to Complete Discovery. Meraki, Inc. deadline is 11/5/09 to serve its invalidity contentions and accompanying document production in accordance with Patent Rules 3-3 and 3-4. Signed by Magistrate Judge Charles Everingham on 10/23/09. (ch,) (Entered: 10/23/2009)
10/30/2009	308	Unopposed MOTION for Extension of Time to Complete Discovery to Serve Accompanying Document Production Pursuant to P.R. 3-4 by Pronto Networks, Inc.. (Attachments: # 1 Text of Proposed Order)(Allen, Aden) (Entered: 10/30/2009)
11/03/2009	309	NOTICE of Disclosure by Mail Boxes Etc., Inc., McDonalds Corp., Barnes & Noble Booksellers, Inc., Wayport, Inc., SBC Internet Services, Inc. (Sayles, Richard) (Entered: 11/03/2009)
11/04/2009	310	ORDER granting 308 Motion for Extension of Time to Complete Discovery. Pronto Networks, Inc. will have through November 20, 2009 to serve itsaccompanying document production to the invalidity contentions in accordance with Patent Rule 3-4. Signed by Magistrate Judge Charles Everingham on 11/4/09. (ehs,) (Entered: 11/04/2009)
11/04/2009	311	Joint MOTION to Dismiss Meraki, Inc. with Prejudice by Linksmart Wireless Technology, LLC. (Attachments: # 1 Text of Proposed Order)(Weiss, Andrew) (Entered: 11/04/2009)
11/05/2009	312	ORDER granting 311 Motion to Dismiss Defendant Meraki of all claims and counterclaims between plaintiff and Meraki. Signed by Judge David Folsom on 11/5/2009. (sm,) (Entered: 11/05/2009)
11/13/2009	313	THIRD PARTY COMPLAINT against BestComm Networks, Inc., Nomadix, Inc., filed by Best Western International, Inc.. (Attachments: # 1 Civil Cover Sheet)(Joe, Christopher) (Entered: 11/13/2009)
11/16/2009	314	E-GOV SEALED SUMMONS Issued as to BestComm Networks, Inc., (Attachments: # 1 Nomadix Inc.)(ch,) (Entered: 11/16/2009)
11/17/2009	315	E-GOV SEALED SUMMONS REISSUED as to BestComm Networks, Inc., (Attachments: # 1 Nomadix Inc)(ch,) (Entered: 11/17/2009)
11/19/2009	316	Unopposed MOTION for Extension of Time to Complete Discovery to Serve Accompanying Document Production Pursuant to P.R. 3-4 by Pronto Networks, Inc.. (Attachments: # 1 Text of Proposed Order)(Allen, Aden) (Entered: 11/19/2009)
11/20/2009	317	AMENDED ANSWER to 1 Complaint and , COUNTERCLAIM against Linksmart Wireless Technology, LLC by Ramada Worldwide, Inc.. (Hunt, Dean) (Entered: 11/20/2009)
11/20/2009	318	AMENDED ANSWER to 1 Complaint and , COUNTERCLAIM against Linksmart Wireless Technology, LLC by EthoStream, LLC. (Hunt, Dean) (Entered: 11/20/2009)
11/24/2009	319	ORDER granting 316 Motion for Extension of Time to Complete Discovery. Pronto Networks, Inc. will have through December 11, 2009 to serve its accompanying document production to the invalidity contentions in accordance with Patent Rule 3-4. Signed by Magistrate Judge Charles

		Everingham on 11/24/09. (ehs,) (Entered: 11/24/2009)
11/24/2009	320	NOTICE of Attorney Appearance by Brian Andrew Carpenter on behalf of Best Western International, Inc. (Carpenter, Brian) (Entered: 11/24/2009)
11/25/2009	321	NOTICE of Disclosure by Linksmart Wireless Technology, LLC re Local Rule 4.1 (Weiss, Andrew) (Entered: 11/25/2009)
11/30/2009	322	NOTICE of Disclosure by T-Mobile USA, Inc., Cisco Systems, Inc. (Daniel, Robert) (Entered: 11/30/2009)
11/30/2009	323	NOTICE by Six Continents Hotels Inc, Intercontinental Hotels Group Resources Inc of Compliance with Local Patent Rule 4-1 (Guaragna, John) (Entered: 11/30/2009)
11/30/2009	324	NOTICE by Marriott International, Inc. of Compliance with Local Patent Rule 4-1 (Guaragna, John) (Entered: 11/30/2009)
11/30/2009	325	NOTICE of Disclosure by Mail Boxes Etc., Inc., McDonalds Corp., Barnes & Noble Booksellers, Inc., Wayport, Inc., SBC Internet Services, Inc. re: Compliance with Patent Rule 4-1 (Sayles, Richard) (Entered: 11/30/2009)
11/30/2009	326	NOTICE by Pronto Networks, Inc. of Compliance with Local Patent Rule 4-1 (Allen, Aden) (Entered: 11/30/2009)
11/30/2009	327	NOTICE of Disclosure by Choice Hotels International Inc. Pursuant to PR 4-1 (Smith, Michael) (Entered: 11/30/2009)
12/01/2009	328	NOTICE of Disclosure by iBAHN General Holdings Corp. regarding PR 4-1 Compliance (Jones, Michael) (Entered: 12/01/2009)
12/01/2009	329	E-GOV SEALED SUMMONS Returned Executed by Best Western International, Inc.. Nomadix, Inc. served on 11/18/2009, answer due 12/9/2009. (ehs,) (Entered: 12/01/2009)
12/01/2009	330	E-GOV SEALED SUMMONS Returned Executed by Best Western International, Inc.. BestComm Networks, Inc. served on 11/18/2009, answer due 12/9/2009. (ehs,) (Entered: 12/01/2009)
12/01/2009	331	NOTICE by Ramada Worldwide, Inc. of Compliance Regarding Local Patent Rule 4-1 (Hunt, Dean) (Entered: 12/01/2009)
12/01/2009	332	NOTICE of Disclosure by EthoStream, LLC of Invalidity Contentions (Hunt, Dean) (Entered: 12/01/2009)
12/01/2009	333	Unopposed MOTION to Withdraw as Attorney (Withdrawal of Attorney Michael Herbst) by Aptilo Networks, Inc.. (Attachments: # 1 Text of Proposed Order)(Phillips, Lawrence) (Entered: 12/01/2009)
12/01/2009	334	NOTICE by Best Western International, Inc. of Compliance Regarding Local Patent Rule 4-1 (Carpenter, Brian) (Entered: 12/01/2009)
12/01/2009	335	NOTICE of Disclosure by Aptilo Networks, Inc. (Phillips, Lawrence) (Entered: 12/01/2009)
12/01/2009	336	NOTICE by LodgeNet Interactive Corporation of Compliance with Local Patent Rule 4-1 (Ungerman, Mark) (Entered: 12/01/2009)
12/03/2009	337	ORDER granting 333 Motion to Withdraw as Attorney. Attorney Michael T Herbst terminated as counsel for Dft Aptilo Networks, Inc. Signed by Magistrate Judge Charles Everingham on 12/3/09. (ch,) (Entered: 12/03/2009)
12/04/2009	338	APPLICATION to Appear Pro Hac Vice by Attorney Theodore J Koerth for Aptilo Networks, Inc. (APPROVED FEE PAID) 2-1-5066. (ch,) (Entered: 12/04/2009)
12/10/2009	339	ANSWER to 317 Amended Answer to Complaint, Counterclaim of Ramada Worldwide, Inc. by Linksmart Wireless Technology, LLC.(Weiss, Andrew) (Entered: 12/10/2009)
12/10/2009	340	ANSWER to 318 Amended Answer to Complaint, Counterclaim of Ethnostream, LLC by Linksmart Wireless Technology, LLC.(Weiss, Andrew) (Entered: 12/10/2009)
12/10/2009	341	Unopposed MOTION for Extension of Time to Complete Discovery to Serve Accompanying Document Production Pursuant to P.R. 3-4 by Pronto Networks, Inc.. (Attachments: # 1 Text of Proposed Order)(Allen, Aden) (Entered: 12/10/2009)
12/11/2009	342	ORDER granting 341 Motion for Extension of Time to Complete Discovery Pronto Networks, Inc. will have through 12/31/09 to serve its accompanying document production to the invalidity contentions in accordance with Patent Rule 3-4. Signed by Magistrate Judge Charles Everingham on 12/11/09. (ch,) (Entered: 12/11/2009)
12/11/2009	343	NOTICE of Attorney Appearance by Elizabeth L DeRieux on behalf of Nomadix, Inc. (DeRieux, Elizabeth) (Entered: 12/11/2009)
12/11/2009	344	Defendant's Unopposed First Application for Extension of Time to Answer Complaint re Nomadix, Inc..(DeRieux, Elizabeth) (Entered: 12/11/2009)
12/11/2009	--	Defendant's Unopposed First Application for Extension of Time to Answer Complaint is GRANTED

pursuant to Local Rule CV-12 for Nomadix, Inc. to 1/25/2010. 45 Days Granted for Deadline Extension.(ch,) (Entered: 12/11/2009)

12/11/2009 345 NOTICE by Linksmart Wireless Technology, LLC of Ten Asserted Claims (Weiss, Andrew) (Entered: 12/11/2009)

12/17/2009 346 Defendant's Unopposed first Application for Extension of Time to Answer Complaint re BestComm Networks, Inc..(Carrington, Morris) (Entered: 12/17/2009)

12/17/2009 -- Defendant's Unopposed First Application for Extension of Time to Answer TP Complaint is GRANTED pursuant to Local Rule CV-12 for BestComm Networks, Inc. to 1/22/2010. 45 Days Granted for Deadline Extension.(sm,) (Entered: 12/17/2009)

12/18/2009 347 NOTICE of Attorney Appearance by Sidney Calvin Capshaw, III on behalf of Nomadix, Inc. (Capshaw, Sidney) (Entered: 12/18/2009)

12/18/2009 348 Unopposed MOTION to Continue Extend Docket Control Order by Linksmart Wireless Technology, LLC. (Attachments: # 1 Text of Proposed Order)(Weiss, Andrew) (Entered: 12/18/2009)

12/21/2009 349 NOTICE of Attorney Appearance by Alexander Chester Giza on behalf of Linksmart Wireless Technology, LLC (Giza, Alexander) (Entered: 12/21/2009)

12/22/2009 350 ORDER granting 348 Motion To Extend Docket Control Order. The deadline for early mediation at Parties' request is changed to February 26, 2010. Signed by Magistrate Judge Charles Everingham on 12/22/09. (ehs,) (Entered: 12/22/2009)

12/31/2009 351 Unopposed MOTION for Extension of Time to Complete Discovery to Serve Accompanying Document Production Pursuant to P.R. 3-4 by Pronto Networks, Inc.. (Attachments: # 1 Text of Proposed Order)(Allen, Aden) (Entered: 12/31/2009)

01/05/2010 352 ORDER granting 351 Motion for Extension of Time to Complete Discovery. Pronto Networks, Inc. will have through January 15, 2010 to serve its accompanying document production to the invalidity contentions in accordance with Patent Rule 3-4. Signed by Magistrate Judge Charles Everingham on 1/5/10. (ehs,) (Entered: 01/05/2010)

01/08/2010 353 APPLICATION to Appear Pro Hac Vice by Attorney David J Leonard for BestComm Networks, Inc. (APPROVED FEE PAID) 2-1-5124. (ch,) (Entered: 01/08/2010)

01/13/2010 354 APPLICATION to Appear Pro Hac Vice by Attorney Alexandra B McTague for T-Mobile USA, Inc. and Cisco Systems, Inc. (APPROVED FEE PAID) 2-1-5131. (ch,) (Entered: 01/13/2010)

01/13/2010 355 APPLICATION to Appear Pro Hac Vice by Attorney Jonathan Andron for T-Mobile USA, Inc.. (APPROVED, FEE PAID 2-1-5131) (ehs,) (Additional attachment(s) added on 1/27/2010: # 1 Confidential Information) (ch,). (Entered: 01/13/2010)

01/15/2010 356 Unopposed MOTION for Extension of Time to Complete Discovery to Serve Accompanying Document Production Pursuant to P.R. 3-4 by Pronto Networks, Inc.. (Attachments: # 1 Text of Proposed Order)(Allen, Aden) (Entered: 01/15/2010)

01/21/2010 357 ORDER granting 356 Motion for Extension of Time to Complete Discovery. Defendant Pronto Networks, Inc.s Seventh Unopposed Motion for Extension of Time to Serve Accompanying Document Production Pursuant to P.R. 3-4 is GRANTED. Pronto Networks, Inc. will have through January 29, 2010 to serve its accompanying document production to the invalidity contentions in accordance with Patent Rule 3-4. Signed by Magistrate Judge Charles Everingham on 1/21/10. (ehs,) (Entered: 01/21/2010)

01/22/2010 358 NOTICE by EthoStream, LLC of Joinder and Notice of Compliance Regarding Local Patent Rule 4-2 (Hunt, Dean) (Entered: 01/22/2010)

01/22/2010 359 NOTICE by Ramada Worldwide, Inc. of Joinder and Notice of Compliance With Local Patent Rule 4-2 (Hunt, Dean) (Entered: 01/22/2010)

01/22/2010 360 ***FILED IN ERROR, PLEASE IGNORE.*** NOTICE by Ramada Worldwide, Inc., EthoStream, LLC of Appearance (Hunt, Dean) Modified on 1/25/2010 (sm,). (Entered: 01/22/2010)

01/22/2010 361 NOTICE by Pronto Networks, Inc. of Compliance with Local Patent Rule 4-2 (Allen, Aden) (Entered: 01/22/2010)

01/22/2010 362 NOTICE by T-Mobile USA, Inc., Cisco Systems, Inc. (of Service of Patent Rule 4-2 Disclosure) (Daniel, Robert) (Entered: 01/22/2010)

01/22/2010 363 NOTICE of Disclosure by Linksmart Wireless Technology, LLC of Preliminary Claim Constructions and Extrinsic Evidence Under P.R. 4-2 (Weiss, Andrew) (Entered: 01/22/2010)

01/25/2010 364 NOTICE of Disclosure by Mail Boxes Etc., Inc., McDonalds Corp., Barnes & Noble Booksellers, Inc., Wayport, Inc., SBC Internet Services, Inc. re: P.R. 4-2 (Sayles, Richard) (Entered: 01/25/2010)

01/25/2010 365 NOTICE of Disclosure by Best Western International, Inc. Notice of Compliance Regarding P.R. 4-2 Disclosures (Joe, Christopher) (Entered: 01/25/2010)

01/25/2010 366 NOTICE of Disclosure by iBAHN General Holdings Corp. regarding Compliance of PR 4-2 Disclosures (Jones, Michael) (Entered: 01/25/2010)

01/25/2010	367	NOTICE by Marriott International, Inc., Six Continents Hotels Inc, Intercontinental Hotels Group Resources Inc of Compliance with Local Patent Rule 4-2 (Guaragna, John) (Entered: 01/25/2010)
01/25/2010	--	***FILED IN ERROR, WRONG EVENT USED AND ATTY WANTING TO APPEAR MUST LOGIN AND FILE. Document # 360, Notice. PLEASE IGNORE.*** (sm,) (Entered: 01/25/2010)
01/25/2010	368	NOTICE of Disclosure by Choice Hotels International Inc. Regarding PR 4-2 Disclosures (Smith, Michael) (Entered: 01/25/2010)
01/25/2010	369	NOTICE by LodgeNet Interactive Corporation of Compliance Regarding P.R. 4-2 (Ungerman, Mark) (Entered: 01/25/2010)
01/25/2010	370	Unopposed MOTION for Extension of Time to File Answer re 313 Third Party Complaint by Nomadix, Inc.. (Attachments: # 1 Text of Proposed Order)(Capshaw, Sidney) (Entered: 01/25/2010)
01/25/2010	371	Unopposed MOTION for Extension of Time to File Answer re 313 Third Party Complaint of Best Western International Inc. by BestComm Networks, Inc.. (Attachments: # 1 Text of Proposed Order Proposed Order)(Carrington, Morris) (Entered: 01/25/2010)
01/26/2010	372	ORDER granting 371 Motion for Extension of Time to Answer. BestComm Networks, Inc. deadline is extended to 2/27/2010. Signed by Magistrate Judge Charles Everingham on 1/26/2010. (ch,) (Entered: 01/26/2010)
01/26/2010	--	Answer Due Deadline Updated for BestComm Networks, Inc. to 2/27/2010. (ch,) (Entered: 01/26/2010)
01/26/2010	373	ORDER granting 370 Motion for Extension of Time to Answer. Nomadix Inc deadline is extended to 2/25/2010. Signed by Magistrate Judge Charles Everingham on 1/26/2010. (ch,) (Entered: 01/26/2010)
01/26/2010	--	Answer Due Deadline Updated for Nomadix, Inc. to 2/25/2010. (ch,) (Entered: 01/26/2010)
01/28/2010	374	Unopposed MOTION for Extension of Time to Complete Discovery Eighth Unopposed Motion for Extension of Time to Serve Accompanying Document Production Pursuant to P.R. 3-4 by Pronto Networks, Inc.. (Attachments: # 1 Text of Proposed Order)(Allen, Aden) (Entered: 01/28/2010)
01/29/2010	375	ORDER granting 374 Motion for Extension of Time to Complete Discovery. Defendant Pronto Networks, Inc.s Eighth Unopposed Motion for Extension of Time to Serve Accompanying Document Production Pursuant to P.R. 3-4 is GRANTED. Pronto Networks, Inc. will have through February 19, 2010 to serve its accompanying document production to the invalidity contentions in accordance with Patent Rule 3-4. Signed by Magistrate Judge Charles Everingham on 1/29/10. (ehs,) (Entered: 01/29/2010)
01/29/2010	376	ORDER that the parties, including BestComm and Nomadix, are ordered to meet and confer on an amended docket control order that allows the third party defendants to meet their obligations. The parties shall jointly file the amended docket control order within 7 days after BestComm and Nomadix answer the third-party complaint. Signed by Magistrate Judge Charles Everingham on 1/29/10. (ehs,) (Entered: 01/29/2010)
02/17/2010	377	BestComm Networks, Inc.'s ANSWER to 313 Third Party Complaint of Best Western International, Inc. , CROSSCLAIM against Nomadix, Inc. by BestComm Networks, Inc..(Carrington, Morris) (Entered: 02/17/2010)
02/18/2010	378	Unopposed MOTION for Extension of Time to Complete Discovery to Serve Accompanying Document Production Pursuant to P.R. 3-4 by Pronto Networks, Inc.. (Attachments: # 1 Text of Proposed Order)(Allen, Aden) (Entered: 02/18/2010)
02/18/2010	379	NOTICE of Change of Address by Christopher Michael Joe (Joe, Christopher) (Entered: 02/18/2010)
02/19/2010	380	JOINT CLAIM CONSTRUCTION AND PREHEARING STATEMENT filed by Linksmart Wireless Technology, LLC. (Attachments: # 1 Exhibit A)(Weiss, Andrew) (Entered: 02/19/2010)
02/22/2010	381	ORDER granting 378 Motion for Extension of Time to Complete Discovery. ORDERED that Defendant Pronto Networks, Inc.s Ninth Unopposed Motion for Extension of Time to Serve Accompanying Document Production Pursuant to P.R. 3-4 is GRANTED. Pronto Networks, Inc. will have through 3/5/2010 to serve its accompanying document production to the invalidity contentions in accordance with Patent Rule 3-4. Signed by Magistrate Judge Charles Everingham on 2/22/2010. (ch,) (Entered: 02/22/2010)
02/25/2010	382	MOTION to Strike 313 Third Party Complaint or Dismiss by Nomadix, Inc.. (Attachments: # 1 Affidavit Muehlhauser Declaration, # 2 Exhibit 1, # 3 Exhibit 2, # 4 Text of Proposed Order) (Capshaw, Sidney) (Entered: 02/25/2010)
03/04/2010	383	Unopposed MOTION for Extension of Time to Complete Discovery to Serve Accompanying Document Production Pursuant to P.R. 3-4 by Pronto Networks, Inc.. (Attachments: # 1 Text of Proposed Order)(Allen, Aden) (Entered: 03/04/2010)
03/04/2010	384	Unopposed MOTION for Extension of Time to File Response/Reply as to 382 MOTION to Strike 313 Third Party Complaint or Dismiss Best Western International, Inc.'s Unopposed Motion For

		Extension of Time to Respond to Third-Party Defendant Nomadix, Inc.'s Motion to Strike or Dismiss by Best Western International, Inc.. (Attachments: # 1 Text of Proposed Order)(Joe, Christopher) (Entered: 03/04/2010)
03/04/2010	385	APPLICATION to Appear Pro Hac Vice by Attorney Donald A Wall for Best Western International, Inc. (APPROVED FEE PAID) 2-1-5235. (ch,) (Entered: 03/05/2010)
03/04/2010	386	APPLICATION to Appear Pro Hac Vice by Attorney David E Rogers for Best Western International, Inc. (APPROVED FEE PAID) 2-1-5235. (ch,) (Entered: 03/05/2010)
03/04/2010	387	APPLICATION to Appear Pro Hac Vice by Attorney Andrea L Marconi for Best Western International, Inc. (APPROVED FEE PAID) 2-1-5235. (ch,) (Entered: 03/05/2010)
03/05/2010	388	ORDER granting 383 Motion for Extension of Time to Complete Discovery. Pronto Networks, Inc. will have through 3/19/2010, to serve its accompanying document production to the invalidity contentions in accordance with Patent Rule 3-4. Signed by Magistrate Judge Charles Everingham on 3/5/2010. (ch,) (Entered: 03/05/2010)
03/05/2010	389	ORDER granting 384 Motion for Extension of Time to File Response/Reply re 382 MOTION to Strike 313 Third Party Complaint or Dismiss Responses due by 3/24/2010. Signed by Magistrate Judge Charles Everingham on 3/5/2010. (ch,) (Entered: 03/05/2010)
03/12/2010	390	Unopposed MOTION for Extension of Time to File Response/Reply as to 377 Answer to Third Party Complaint, Crossclaim by Nomadix, Inc.. (Attachments: # 1 Text of Proposed Order)(Capshaw, Sidney) (Entered: 03/12/2010)
03/15/2010	391	NOTICE of Attorney Appearance by Christopher Michael Joe on behalf of Best Western International, Inc. (Joe, Christopher) (Entered: 03/15/2010)
03/16/2010	392	ORDER granting 390 Motion for Extension of Time to File Response/Reply. Nomadix Inc deadline to respond to the Cross-Claim of BestComm Networks Inc Responses due by 4/2/2010. Signed by Magistrate Judge Charles Everingham on 3/16/2010. (ch,) (Entered: 03/16/2010)
03/18/2010	393	NOTICE of Attorney Appearance by Allen Franklin Gardner on behalf of iBAHN General Holdings Corp. (Gardner, Allen) (Entered: 03/18/2010)
03/19/2010	394	Unopposed MOTION for Extension of Time to Complete Discovery to Serve Accompanying Document Production Pursuant to P.R. 3-4 by Pronto Networks, Inc.. (Attachments: # 1 Text of Proposed Order)(Allen, Aden) (Entered: 03/19/2010)
03/19/2010	395	CLAIM CONSTRUCTION BRIEF (Supplemental Claim Construction and Prehearing Statement) filed by Best Western International, Inc.. (Attachments: # 1 Exhibit A to Best Western's Supplemental Claim Construction and Prehearing Statement)(Rogers, David) Modified on 3/22/2010 (sm,). (Entered: 03/19/2010)
03/19/2010	396	CLAIM CONSTRUCTION BRIEF filed by Linksmart Wireless Technology, LLC. (Attachments: # 1 Affidavit Declaration of Andrew Weiss, # 2 Exhibit Exhibit A, # 3 Exhibit Exhibit B, # 4 Exhibit Exhibit C, # 5 Exhibit Exhibit D, # 6 Exhibit Exhibit E, # 7 Exhibit Exhibit F, # 8 Exhibit Exhibit G, # 9 Exhibit Exhibit H, # 10 Exhibit Exhibit I, # 11 Exhibit Exhibit J, # 12 Exhibit Exhibit K, # 13 Exhibit Exhibit L, # 14 Exhibit Exhibit M)(Weiss, Andrew) (Entered: 03/19/2010)
03/22/2010	--	NOTICE FROM CLERK re 395 Claim Construction Brief. Clerk has modified to show that it is a supplemental claim contruction and prehearing statement. (sm,) (Entered: 03/22/2010)
03/22/2010	397	ORDER granting 394 Motion for Extension of Time to Complete Discovery. Defendant Pronto Networks, Inc.s Eleventh Unopposed Motion for Extension of Time to Serve Accompanying Document Production Pursuant to P.R. 3-4 is GRANTED. Pronto Networks, Inc. will have through April 2, 2010 to serve its accompanying document production to the invalidity contentions in accordance with Patent Rule 3-4. Signed by Magistrate Judge Charles Everingham on 3/22/10. (ehs,) (Entered: 03/22/2010)
03/23/2010	398	Second MOTION for Extension of Time to File Response/Reply as to 382 MOTION to Strike 313 Third Party Complaint or Dismiss Best Western's Unopposed Second Motion For Extension of Time to Respond to Third-Party Defendant Nomadix, Inc.'s Motion to Strike or Dismiss by Best Western International, Inc.. (Attachments: # 1 Text of Proposed Order)(Joe, Christopher) (Entered: 03/23/2010)
03/24/2010	399	ORDER granting 398 Motion for Extension of Time to File Response/Reply re 382 MOTION to Strike 313 Third Party Complaint or Dismiss Responses due by 3/31/2010. Signed by Magistrate Judge Charles Everingham on 3/24/2010. (ch,) (Entered: 03/24/2010)
03/30/2010	400	Unopposed SEALED PATENT MOTION for Leave to Amend Invalidity Contentions by Barnes & Noble Booksellers, Inc., Mail Boxes Etc., Inc., McDonalds Corp., SBC Internet Services, Inc., Wayport, Inc.. (Attachments: # 1 Exhibit A, # 2 Text of Proposed Order)(Sayles, Richard) (Entered: 03/30/2010)
03/31/2010	401	ORDER granting 400 AT&T/Wayports Unopposed Sealed Patent Motion for Leave to Amend Invalidity Contentions. Signed by Magistrate Judge Charles Everingham on 3/31/2010. (ch,) (Entered: 03/31/2010)

03/31/2010	402	RESPONSE in Opposition re 382 MOTION to Strike 313 Third Party Complaint or Dismiss filed by Best Western International, Inc. . (Attachments: # 1 Affidavit Declaration of Sara V. Ransom in Support of Third Party Plaintiff Best Western International, Inc.'s Opposition to Motion to Strike or Dismiss Third-Party Complaint, # 2 Exhibit A, February 26, 2004 Direct Sales Contract, # 3 Exhibit B, March 15, 2002 Reseller Agreement, # 4 Exhibit C, July 20, 2004 Nomadix press release, # 5 Exhibit D, Purchase Order, # 6 Text of Proposed Order [Proposed] Order on Third-Party Defendant Nomadix, Inc.'s Motion to Strike or Dismiss Third-Party Complaint of Best Western International, Inc.)(Rogers, David) (Entered: 03/31/2010)
04/02/2010	403	Unopposed MOTION for Extension of Time to Complete Discovery to Serve Accompanying Document Production Pursuant to P.R. 3-4 by Pronto Networks, Inc.. (Attachments: # 1 Text of Proposed Order)(Allen, Aden) (Entered: 04/02/2010)
04/02/2010	404	Unopposed MOTION for Extension of Time to File Response/Reply as to 377 Answer to Third Party Complaint, Crossclaim by Nomadix, Inc.. (Attachments: # 1 Text of Proposed Order)(Capshaw, Sidney) (Entered: 04/02/2010)
04/05/2010	405	ORDER granting 403 Motion for Extension of Time to Complete Discovery. Pronto Networks, Inc. will have through 4/16/2010 to serve its accompanying document production to the invalidity contentions in accordance with Patent Rule 3-4. Signed by Magistrate Judge Charles Everingham on 4/5/2010. (ch,) (Entered: 04/05/2010)
04/05/2010	406	ORDER granting 404 Motion for Extension of Time to File Response/Reply Nomadix, Inc. be given to and including 4/16/2010 to respond to the Cross-Claim of BestComm Networks, Inc. Responses due by 4/16/2010. Signed by Magistrate Judge Charles Everingham on 4/5/2010. (ch,) (Entered: 04/05/2010)
04/07/2010	407	APPLICATION to Appear Pro Hac Vice by Attorney Douglas G Muehlhauser for Nomadix, Inc.,Douglas G Muehlhauser for Nomadix, Inc.(RECEIPT 2-1-5289). (rml,) (Entered: 04/07/2010)
04/12/2010	408	Unopposed MOTION for Extension of Time to File Response/Reply as to 382 MOTION to Strike 313 Third Party Complaint or Dismiss by Nomadix, Inc.. (Attachments: # 1 Text of Proposed Order) (Capshaw, Sidney) (Entered: 04/12/2010)
04/13/2010	409	ORDER granting 408 Motion for Extension of Time to File Response/Reply re 382 MOTION to Strike 313 Third Party Complaint or Dismiss Responses due by 4/26/2010. Signed by Magistrate Judge Charles Everingham on 4/13/2010. (ch,) (Entered: 04/13/2010)
04/13/2010	410	NOTICE of Designation of Attorney in Charge to Andrew Wesley Spangler on behalf of Linksmart Wireless Technology, LLC (Spangler, Andrew) (Entered: 04/13/2010)
04/15/2010	411	Unopposed MOTION for Extension of Time to Complete Discovery to Serve Accompanying Document Production Pursuant to P.R. 3-4 by Pronto Networks, Inc.. (Attachments: # 1 Text of Proposed Order)(Allen, Aden) (Entered: 04/15/2010)
04/16/2010	412	ORDER granting 411 Motion for Extension of Time to Complete Discovery. Pronto Networks, Inc. will have through April 30, 2010 to serve its accompanying document production to the invalidity contentions in accordance with Patent Rule 3-4. Signed by Magistrate Judge Charles Everingham on 4/16/10. (ehs,) (Entered: 04/16/2010)
04/16/2010	413	MOTION to Dismiss BestComm Networks, Inc.'s Crossclaims by Nomadix, Inc.. (Attachments: # 1 Affidavit Muehlhauser Declaration, # 2 Exhibit 1, # 3 Exhibit 2, # 4 Exhibit 3, # 5 Text of Proposed Order)(Capshaw, Sidney) (Entered: 04/16/2010)
04/16/2010	414	CLAIM CONSTRUCTION BRIEF filed by Cisco Systems, Inc., T-Mobile USA, Inc., SBC Internet Svcs, Wayport, Inc, LodgeNet Interactive Corp, EthoStream LLC, Pronto Networks, Aptilo Networks, Mail Boxes Etc, McDonalds Corp, Barnes and Nobles Booksellers, Ramada WOrldwide, Mariott Intl, Choice Hotels Intl, Best Western Intl, Six Continents Hotels, Intercontinental Hotels Group (Attachments: # 1 Affidavit Declaration of Noah Levine in Support of Claim Construction Brief of Defendants with exhibits 1 to 5, # 2 Exhibit Exhibits 6 to 9 of Declaration of Noah Levine in Support of Claim Construction Brief of Defendants, # 3 Affidavit Declaration of Kevin Jaffay, Ph.D. with exhibits a through c)(Daniel, Robert) Modified on 4/19/2010 (sm,). (Entered: 04/16/2010)
04/16/2010	415	***FILED IN ERROR, PLEASE IGNORE.*** RESPONSE in Support re 411 Unopposed MOTION for Extension of Time to Complete Discovery to Serve Accompanying Document Production Pursuant to P.R. 3-4 filed by Best Western International, Inc. . (Attachments: # 1 Exhibit 1, # 2 Exhibit 2) (Rogers, David) Modified on 4/19/2010 (sm,). (Entered: 04/16/2010)
04/16/2010	416	***FILED IN ERROR, PLEASE IGNORE.*** NOTICE by Best Western International, Inc. Claim Construction Brief (Attachments: # 1 Exhibit 1, # 2 Exhibit 2)(Rogers, David) Modified on 4/19/2010 (sm,). (Entered: 04/16/2010)
04/16/2010	417	***DEFICIENT DOCUMENT, PELASE IGNORE.*** MOTION for Leave to File motion for partial summary judgment of invalidity for indefiniteness by Cisco Systems, Inc., T-Mobile USA, Inc.. (Levine, Noah) Modified on 4/19/2010 (sm,). (Entered: 04/16/2010)
04/19/2010	--	***FILED IN ERROR, WRONG EVENT USED, ATTY MUST REFILE USING CORRECT EVENT. Document # 415 and #416, Response in Support and Notice. PLEASE IGNORE.*** (sm,)

(Entered: 04/19/2010)

04/19/2010 -- NOTICE of DEFICIENCY regarding the #417 Motion for leave submitted by Cisco Systems, Inc., T-Mobile USA, Inc.. Not in proper pleading format which includes certificate of conference etc.. Correction should be made by 1 business day and refiled in proper motion format or as a notice, attaching the letter. (sm,) (Entered: 04/19/2010)

04/19/2010 418 SUPPLEMENTAL CLAIM CONSTRUCTION BRIEF filed by Best Western International, Inc.. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2)(Rogers, David) (Entered: 04/19/2010)

04/19/2010 419 NOTICE by Aptilo Networks, Inc., Barnes & Noble Booksellers, Inc., Best Western International, Inc., Choice Hotels International Inc., Cisco Systems, Inc., EthoStream, LLC, Intercontinental Hotels Group Resources Inc, LodgeNet Interactive Corporation, Mail Boxes Etc., Inc., Marriott International, Inc., McDonalds Corp., Pronto Networks, Inc., Ramada Worldwide, Inc., SBC Internet Services, Inc., Six Continents Hotels Inc, T-Mobile USA, Inc., Wayport, Inc. of Letter Requesting Leave to File Summary Judgment Motion (Attachments: # 1 Exhibit A)(Daniel, Robert) (Entered: 04/19/2010)

04/19/2010 420 Additional Attachments to Main Document (Certificate of Service): 414 Claim Construction Brief,, (Daniel, Robert) Modified on 4/19/2010 (sm,). (Entered: 04/19/2010)

04/19/2010 -- NOTICE FROM CLERK re 414 Claim Construction Brief. Clerk modified entry to all all the defendant filers that were previously not entered when filed. (sm,) (Entered: 04/19/2010)

04/22/2010 421 Unopposed MOTION for Leave to File Amended First Answers and Counterclaims by Barnes & Noble Booksellers, Inc., Mail Boxes Etc., Inc., McDonalds Corp., SBC Internet Services, Inc., Wayport, Inc.. (Attachments: # 1 Text of Proposed Order)(Sayles, Richard) (Entered: 04/22/2010)

04/22/2010 422 First Amended ANSWER to 1 Complaint, COUNTERCLAIM against Linksmart Wireless Technology, LLC by SBC Internet Services, Inc..(Sayles, Richard) (Entered: 04/22/2010)

04/22/2010 423 First Amended ANSWER to 1 Complaint, COUNTERCLAIM against Linksmart Wireless Technology, LLC by Wayport, Inc..(Sayles, Richard) (Entered: 04/22/2010)

04/22/2010 424 First Amended ANSWER to 1 Complaint, COUNTERCLAIM against Linksmart Wireless Technology, LLC by McDonalds Corp..(Sayles, Richard) (Entered: 04/22/2010)

04/22/2010 425 First Amended ANSWER to 1 Complaint, COUNTERCLAIM against Linksmart Wireless Technology, LLC by Barnes & Noble Booksellers, Inc..(Sayles, Richard) (Entered: 04/22/2010)

04/22/2010 426 First Amended ANSWER to 1 Complaint, COUNTERCLAIM against Linksmart Wireless Technology, LLC by Mail Boxes Etc., Inc..(Sayles, Richard) (Entered: 04/22/2010)

04/22/2010 427 NOTICE of Attorney Appearance by Adam S Hoffman on behalf of Linksmart Wireless Technology, LLC (Hoffman, Adam) (Entered: 04/22/2010)

04/23/2010 428 ORDER granting 421 Motion for Leave to Amend Their Respective First Answers And Counterclaims. Signed by Magistrate Judge Charles Everingham on 4/23/10. (ehs,) (Entered: 04/23/2010)

04/23/2010 429 MOTION for Extension of Time to File Response/Reply as to 402 Response in Opposition to Motion,, 382 MOTION to Strike 313 Third Party Complaint or Dismiss by Nomadix, Inc.. (Attachments: # 1 Text of Proposed Order)(Muehlhauser, Douglas) (Entered: 04/23/2010)

04/27/2010 430 ORDER granting 429 Motion for Extension of Time to File Response/Reply. Nomadix shall have to 5/10/2010 to reply to the Opposition of Best Western International Inc Responses due by 5/10/2010. Signed by Magistrate Judge Charles Everingham on 4/27/2010. (ch,) (Entered: 04/27/2010)

04/29/2010 431 ORDER - granting 419 Dfts notice to request permission to file for partial summary judgment of invalidity. Signed by Magistrate Judge Charles Everingham on 4/29/2010. (ch,) (Entered: 04/29/2010)

04/29/2010 432 MOTION to Strike 396 Claim Construction Brief, Defendants' Motion to Exclude the Expert Declaration of Dr. Tal Lavian in Support of Plaintiff's Claim Construction Reply Brief by Aptilo Networks, Inc., Barnes & Noble Booksellers, Inc., Best Western International, Inc., Choice Hotels International Inc., Cisco Systems, Inc., EthoStream, LLC, LodgeNet Interactive Corporation, Mail Boxes Etc., Inc., McDonalds Corp., Ramada Worldwide, Inc., SBC Internet Services, Inc., T-Mobile USA, Inc.. (Attachments: # 1 Affidavit Declaration of Alexandra McTague, # 2 Exhibit A, # 3 Exhibit B, # 4 Exhibit C, # 5 Exhibit D, # 6 Text of Proposed Order)(Richardson, Michael) (Entered: 04/29/2010)

04/29/2010 433 Unopposed MOTION for Leave to File Excess Pages by Linksmart Wireless Technology, LLC. (Attachments: # 1 Text of Proposed Order)(Spangler, Andrew) (Entered: 04/29/2010)

04/30/2010 434 Unopposed MOTION for Extension of Time to Complete Discovery to Serve Accompanying Document Production Pursuant to P.R. 3-4 by Pronto Networks, Inc.. (Attachments: # 1 Text of Proposed Order)(Allen, Aden) (Entered: 04/30/2010)

04/30/2010 435 Unopposed MOTION for Extension of Time to File Response/Reply as to 413 MOTION to Dismiss

BestComm Networks, Inc.'s Crossclaims by BestComm Networks, Inc.. (Attachments: # 1 Text of Proposed Order)(Carrington, Morris) (Entered: 04/30/2010)

04/30/2010 436 REPLY to 418 Claim Construction Brief, 414 Claim Construction Brief,, filed by Linksmart Wireless Technology, LLC . (Attachments: # 1 Affidavit of Andrew D. Weiss, # 2 Exhibit A to Weiss Decl., # 3 Affidavit of Tal Lavian, PH.D)(Weiss, Andrew) (Entered: 04/30/2010)

05/03/2010 439 ORDER granting 435 Unopposed Motion for Extension of Time to File Response to Nomandix Inc. Mo to Dismiss BestComm Networks Crossclaims and BestComm is hereby given an extension of time up to and including Monday, May 24, 2010 to respond to Nomadix Inc's Motion to Dismisss BestComm Networks Crossclaims. Signed by Magistrate Judge Charles Everingham on 5/3/10. (poa,) (Entered: 05/04/2010)

05/04/2010 437 ORDER granting 433 Unopposed Motion for Leave to File Excess Pages. Order that the Plaintiff is granted leave to exceed the page limits for its Reply Brief required by P.R.4-5(c) by 5 pages. Signed by Magistrate Judge Charles Everingham on 5/3/10. (poa,) (Entered: 05/04/2010)

05/04/2010 438 ORDER granting 434 Fourteenth Unopposed Motion for Extension of Time to Serve Accompanying Document Production Pursuant to PR 3-4. Pronto Networks Inc will have through May 14, 2010 to serve its accompanying document production to the invalidity contentions in accordance with Patent Rule 3-4. Signed by Magistrate Judge Charles Everingham on 5/3/10. (poa,) (Entered: 05/04/2010)

05/05/2010 440 NOTICE of Attorney Appearance by Todd Y Brandt on behalf of Linksmart Wireless Technology, LLC (Brandt, Todd) (Entered: 05/05/2010)

05/07/2010 441 Unopposed MOTION for Extension of Time to File Response/Reply to the Opposition of Best Western International, Inc. to Nomadix, Inc.'s Motion to Dismiss by Nomadix, Inc.. (Attachments: # 1 Text of Proposed Order)(Muehlhauser, Douglas) (Entered: 05/07/2010)

05/07/2010 442 Unopposed MOTION for Leave to File Claim Construction Sur-Reply by Aptilo Networks, Inc., Barnes & Noble Booksellers, Inc., Best Western International, Inc., Choice Hotels International Inc., Cisco Systems, Inc., EthoStream, LLC, InterContinental Hotels Group PLC, Intercontinental Hotels Group Resources Inc, LodgeNet Interactive Corporation, Mail Boxes Etc., Inc., Marriott International, Inc., McDonalds Corp., Pronto Networks, Inc., Ramada Worldwide, Inc., SBC Internet Services, Inc., Six Continents Hotels Inc, T-Mobile USA, Inc., Wayport, Inc., iBAHN General Holdings Corp.. (Attachments: # 1 Text of Proposed Order granting defendants' unopposed motion for leave to file sur-reply, # 2 Exhibit Defendants' claim construction sur-reply, # 3 Affidavit of Noah Levine in support of defendants' claim construction sur-reply)(Levine, Noah) (Entered: 05/07/2010)

05/07/2010 443 Unopposed MOTION for Leave to File Claim Construction Surreply Brief by Aptilo Networks, Inc., iBAHN General Holdings Corp.. (Attachments: # 1 Text of Proposed Order)(Gardner, Allen) (Entered: 05/07/2010)

05/07/2010 444 CLAIM CONSTRUCTION SUR-REPLY BRIEF filed by Aptilo Networks, Inc., iBAHN General Holdings Corp.. (Gardner, Allen) (Entered: 05/07/2010)

05/07/2010 445 Unopposed MOTION for Leave to File Best Western's International, Inc.'s Unopposed Motion For Leave to Amend Its Answer and Counterclaims by Best Western International, Inc.. (Attachments: # 1 Text of Proposed Order)(Joe, Christopher) (Entered: 05/07/2010)

05/07/2010 446 First Amended ANSWER to 1 Complaint Best Western International, Inc.'s First Amended Answer, Defenses and Counterclaims , COUNTERCLAIM against Linksmart Wireless Technology, LLC by Best Western International, Inc..(Joe, Christopher) (Entered: 05/07/2010)

05/07/2010 447 Unopposed MOTION for Leave to File Claim Construction Sur-Reply by Best Western International, Inc.. (Attachments: # 1 Text of Proposed Order, # 2 Claim Construction Brief, # 3 Exhibit Exhibit 3, # 4 Exhibit Exhibit 4)(Rogers, David) (Entered: 05/07/2010)

05/10/2010 448 Linksmart Wireless Technology, LLC's Reply ANSWER to 423 Answer to Complaint, Counterclaim Wayport's Amended Counterclaim by Linksmart Wireless Technology, LLC.(Weiss, Andrew) (Entered: 05/10/2010)

05/10/2010 449 Linksmart Wireless Technology LLC's Reply ANSWER to 422 Answer to Complaint, Counterclaim SBC Internet Services dba ATT Internet Services Amended Counterclaim by Linksmart Wireless Technology, LLC.(Weiss, Andrew) (Entered: 05/10/2010)

05/10/2010 450 Linksmart Wireless Technology LLC's Reply ANSWER to 424 Answer to Complaint, Counterclaim McDonald's Amended Counterclaims by Linksmart Wireless Technology, LLC.(Weiss, Andrew) (Entered: 05/10/2010)

05/10/2010 451 Linksmart Wireless Technology LLC's Reply ANSWER to 426 Answer to Complaint, Counterclaim Mail Boxes Etc. Amended Counterclaims by Linksmart Wireless Technology, LLC.(Weiss, Andrew) (Entered: 05/10/2010)

05/10/2010 452 Linksmart Wireless Technology LLC's Reply ANSWER to 446 Answer to Complaint, Counterclaim,, Best Western International, Inc's Amended Counterclaims by Linksmart Wireless Technology, LLC.(Weiss, Andrew) (Entered: 05/10/2010)

05/10/2010	453	Linksmart Wireless Technology LLC's Reply ANSWER to 425 Answer to Complaint, Counterclaim Barnes & Noble Booksellers Inc.'s Amended Counterclaims by Linksmart Wireless Technology, LLC.(Weiss, Andrew) (Entered: 05/10/2010)
05/11/2010	454	ORDER granting 441 Motion for Extension of Time to File Response/Reply to the Opposition of Best Western International Inc Responses due by 6/1/2010. Signed by Magistrate Judge Charles Everingham on 5/11/2010. (ch,) (Entered: 05/11/2010)
05/11/2010	455	ORDER granting 442 Motion for Leave to File Claim Construction SurReply. Signed by Magistrate Judge Charles Everingham on 5/11/2010. (ch,) (Entered: 05/11/2010)
05/11/2010	456	ORDER granting 443 Motion for Leave to File a Claim Construction Sur-reply Brief. Defendant iBAHN General Holdings Corp., joined by Aptilo Networks, Inc., may file its Claim Construction Sur-reply Brief. Signed by Magistrate Judge Charles Everingham on 5/11/10. (ehs,) (Entered: 05/11/2010)
05/11/2010	457	ORDER granting 445 Motion for Leave to File Amend Answer and Counteclaims. Signed by Magistrate Judge Charles Everingham on 5/11/2010. (ch,) (Entered: 05/11/2010)
05/11/2010	458	ORDER granting 447 Motion for Leave to File Claim Construction Sur-Reply. Signed by Magistrate Judge Charles Everingham on 5/11/10. (ehs,) (Entered: 05/11/2010)
05/11/2010	459	RESPONSE to 436 Reply to Claim Construction Brief, Claim Construction Sur-Reply Brief of Defendants by Aptilo Networks, Inc., Barnes & Noble Booksellers, Inc., Best Western International, Inc., Choice Hotels International Inc., Cisco Systems, Inc., EthoStream, LLC, InterContinental Hotels Group PLC, LodgeNet Interactive Corporation, Mail Boxes Etc., Inc., Marriott International, Inc., McDonalds Corp., Pronto Networks, Inc., Ramada Worldwide, Inc., SBC Internet Services, Inc., Six Continents Hotels Inc, T-Mobile USA, Inc., Wayport, Inc.. (Attachments: # 1 Affidavit Declaration of Noah A. Levine, # 2 Exhibit 1)(Richardson, Michael) (Entered: 05/11/2010)
05/12/2010	460	Unopposed MOTION for Leave to File Amended Answer by Choice Hotels International Inc.. (Attachments: # 1 Text of Proposed Order)(Smith, Michael) (Entered: 05/12/2010)
05/12/2010	461	First Amended ANSWER to 1 Complaint by Choice Hotels International Inc..(Smith, Michael) (Entered: 05/12/2010)
05/13/2010	462	NOTICE of Disclosure by SBC Internet Services, Inc., Wayport, Inc. of Second Supplemental Rule 26(a) Disclosures (Sayles, Richard) (Entered: 05/13/2010)
05/14/2010	463	ORDER granting 460 Motion for Leave to File amended it answer. Signed by Magistrate Judge Charles Everingham on 5/14/10. (ehs,) (Entered: 05/14/2010)
05/14/2010	464	Unopposed MOTION for Extension of Time to Complete Discovery to Serve Accompanying Document Production Pursuant to P.R. 3-4 by Pronto Networks, Inc.. (Attachments: # 1 Text of Proposed Order)(Allen, Aden) (Entered: 05/14/2010)
05/14/2010	465	CLAIM CONSTRUCTION CHART filed by Linksmart Wireless Technology, LLC. (Attachments: # 1 Exhibit Exhibit A)(Weiss, Andrew) (Entered: 05/14/2010)
05/14/2010	466	NOTICE by Linksmart Wireless Technology, LLC Notice of Submission of Tutorial (Attachments: # 1 Exhibit Ex. A - Tutorial)(Giza, Alexander) (Entered: 05/14/2010)
05/14/2010	469	APPLICATION to Appear Pro Hac Vice by Attorney Erin P Gibson,John D Kinton for Intercontinental Hotels Group Resources Inc,Erin P Gibson,John D Kinton for Intercontinental Hotels Group Resources Inc,Erin P Gibson,John D Kinton for Six Continents Hotels Inc,Erin P Gibson,John D Kinton for Six Continents Hotels Inc. (Attachments: # 1 PHV Kinton RECEIPT 2-1-5362)(rml,) (Entered: 05/17/2010)
05/17/2010	467	Unopposed SEALED PATENT MOTION for Leave to File First Supplemental Invalidity Contentions by Aptilo Networks, Inc., Barnes & Noble Booksellers, Inc., Best Western International, Inc., Choice Hotels International Inc., Cisco Systems, Inc., EthoStream, LLC, Intercontinental Hotels Group Resources Inc, LodgeNet Interactive Corporation, Mail Boxes Etc., Inc., Marriott International, Inc., McDonalds Corp., Pronto Networks, Inc., Ramada Worldwide, Inc., SBC Internet Services, Inc., Six Continents Hotels Inc, T-Mobile USA, Inc., Wayport, Inc.. (Attachments: # 1 Exhibit A, # 2 Text of Proposed Order)(Richardson, Michael) (Entered: 05/17/2010)
05/17/2010	468	MOTION for Summary Judgment of Invalidity for Indefiniteness Under 35 U.S.C. Section 112, 2 by Aptilo Networks, Inc., Barnes & Noble Booksellers, Inc., Best Western International, Inc., Choice Hotels International Inc., Cisco Systems, Inc., EthoStream, LLC, InterContinental Hotels Group PLC, LodgeNet Interactive Corporation, Marriott International, Inc., McDonalds Corp., Pronto Networks, Inc., Ramada Worldwide, Inc., SBC Internet Services, Inc., Six Continents Hotels Inc, T-Mobile USA, Inc., Wayport, Inc.. (Attachments: # 1 Affidavit (Part 1 of 2) Declaration of Noah A. Levine, # 2 Affidavit (Part 2 of 2) Delcaration of Noah A. Levine, # 3 Text of Proposed Order)(Richardson, Michael) (Entered: 05/17/2010)
05/17/2010	470	RESPONSE in Opposition re 432 MOTION to Strike 396 Claim Construction Brief, Defendants' Motion to Exclude the Expert Declaration of Dr. Tal Lavian in Support of Plaintiff's Claim

		Construction Reply Brief MOTION to Strike 396 Claim Construction Brief, Defendants' Motion to Exclude the Expert Declaration of Dr. Tal Lavian in Support of Plaintiff's Claim Construction Reply Brief MOTION to Strike 396 Claim Construction Brief, Defendants' Motion to Exclude the Expert Declaration of Dr. Tal Lavian in Support of Plaintiff's Claim Construction Reply Brief filed by Linksmart Wireless Technology, LLC . (Weiss, Andrew) (Entered: 05/17/2010)
05/18/2010	471	ORDER granting 464 Motion for Extension of Time to Complete Discovery. ORDERED that Defendant Pronto Networks, Inc.s Fifteenth Unopposed Motion for Extension of Time to Serve Accompanying Document Production Pursuant to P.R. 3-4 is GRANTED. Pronto Networks, Inc. will have through 5/28/2010 to serve its accompanying document production to the invalidity contentions in accordance with Patent Rule 3-4. Signed by Magistrate Judge Charles Everingham on 5/18/2010. (ch,) (Entered: 05/18/2010)
05/18/2010	472	ORDER granting 467 Sealed Patent Motion for leave to file First Supplemental Invalidity Contentions. Signed by Magistrate Judge Charles Everingham on 5/18/2010. (ch,) (Entered: 05/18/2010)
05/20/2010	473	APPLICATION to Appear Pro Hac Vice by Attorney Richard A Cederoth for Barnes & Noble Booksellers, Inc.,Richard A Cederoth for Mail Boxes Etc., Inc.,Richard A Cederoth for McDonalds Corp.,Richard A Cederoth for SBC Internet Services, Inc.,Richard A Cederoth for SBC Internet Services, Inc.,Richard A Cederoth for SBC Internet Services, Inc.,Richard A Cederoth for Wayport, Inc. (APPROVED FEE PAID) 2-1-5371. (ch,) (Entered: 05/20/2010)
05/21/2010	474	Unopposed MOTION for Extension of Time to File Response/Reply as to 413 MOTION to Dismiss BestComm Networks, Inc.'s Crossclaims by BestComm Networks, Inc.. (Attachments: # 1 Text of Proposed Order)(Carrington, Morris) (Entered: 05/21/2010)
05/23/2010	475	RESPONSE in Opposition re 468 MOTION for Summary Judgment of Invalidity for Indefiniteness Under 35 U.S.C. Section 112, 2 filed by Linksmart Wireless Technology, LLC . (Attachments: # 1 Affidavit of Tal Lavian, Ph.D.)(Weiss, Andrew) (Entered: 05/23/2010)
05/25/2010	476	ORDER granting 474 Motion for Extension of Time to File Response to Nomadix, Inc.s Motion to Dismiss BestComm Networks, Inc.s Crossclaims. Responses due by 6/14/2010. Signed by Magistrate Judge Charles Everingham on 5/25/10. (ehs,) (Entered: 05/25/2010)
05/25/2010	477	Minute Entry for proceedings held before Magistrate Judge Charles Everingham: Markman Hearing held on 5/25/2010. (Court Reporter Shelly Holmes, CSR.) (Attachments: # 1 Attorney sign-in sheet) (jml) (Entered: 05/25/2010)
05/28/2010	478	Unopposed MOTION for Extension of Time to Complete Discovery to Serve Accompanying document Production Pursuant to P.R. 3-4 by Pronto Networks, Inc.. (Attachments: # 1 Text of Proposed Order)(Allen, Aden) (Entered: 05/28/2010)
06/01/2010	479	ORDER granting 478 Motion for Extension of Time to to Serve Accompanying Document Production Pursuant to P.R. 3-4. Defendant Pronto Networks, Inc.s Sixteenth Unopposed Motion for Extension of Time to Serve Accompanying Document Production Pursuant to P.R. 3-4 is GRANTED. Pronto Networks, Inc. will have through June 11, 2010 to serve its accompanying document production to the invalidity contentions in accordance with Patent Rule 3-4.. Signed by Magistrate Judge Charles Everingham on 6/1/10. (ehs,) (Entered: 06/01/2010)
06/01/2010	480	Unopposed MOTION for Extension of Time to File Response/Reply to 402 Opposition of Best Western International, Inc. to Nomadix, Inc.'s Motion to Dismiss by Nomadix, Inc.. (Attachments: # 1 Text of Proposed Order)(Muehlhauser, Douglas) (Entered: 06/01/2010)
06/02/2010	481	ORDER granting 480 Motion for Extension of Time to File Response/Reply - reply to the Opposition of Best Western International Inc Responses due by 6/22/2010. Signed by Magistrate Judge Charles Everingham on 6/2/2010. (ch,) (Entered: 06/02/2010)
06/02/2010	482	REPLY TO RESPONSE in Support re 468 MOTION for Summary Judgment of Invalidity for Indefiniteness Under 35 U.S.C. Section 112, 2 Defendants' Reply in Support of Their Motion for Partial Summary Judgment of Invalidity for Indefiniteness Under 35 U.S.C. 112.2 filed by Aptilo Networks, Inc., Barnes & Noble Booksellers, Inc., Best Western International, Inc., Choice Hotels International Inc., Cisco Systems, Inc., EthoStream, LLC, Intercontinental Hotels Group Resources Inc, LodgeNet Interactive Corporation, Mail Boxes Etc., Inc., Marriott International, Inc., McDonalds Corp., Ramada Worldwide, Inc., SBC Internet Services, Inc., Six Continents Hotels Inc, T-Mobile USA, Inc., Wayport, Inc., iBAHN General Holdings Corp. . (Richardson, Michael) Modified on 6/2/2010 (sm,). (Entered: 06/02/2010)
06/02/2010	--	NOTICE FROM CLERK re 482 Response in Support of Motion. Entry was modified by clerk to show that it is a reply to response. (sm,) (Entered: 06/02/2010)
06/03/2010	483	Unopposed MOTION to Withdraw as Attorney by Linksmart Wireless Technology, LLC. (Attachments: # 1 Text of Proposed Order)(Brandt, Todd) (Entered: 06/03/2010)
06/04/2010	484	ORDER granting 483 Motion to Withdraw as Attorney. Attorney Todd Y Brandt terminated Linksmart Wireless Technology LLC. Signed by Magistrate Judge Charles Everingham on 6/4/2010. (ch,) (Entered: 06/04/2010)
06/07/2010	485	Joint MOTION to Dismiss Pronto Networks, Inc. with Prejudice by Linksmart Wireless Technology,

LLC. (Attachments: # 1 Text of Proposed Order Proposed Order)(Weiss, Andrew) (Entered: 06/07/2010)

06/09/2010 486 ORDER, granting 485 Joint MOTION to Dismiss Pronto Networks, Inc. with Prejudice filed by Linksmart Wireless Technology, LLC., Pronto Networks, Inc. terminated.. Signed by Judge David Folsom on 6/9/10. (mrm,) (Entered: 06/09/2010)

06/11/2010 487 Unopposed MOTION for Extension of Time to File Response/Reply as to 413 MOTION to Dismiss BestComm Networks, Inc.'s Crossclaims by BestComm Networks, Inc.. (Attachments: # 1 Text of Proposed Order)(Carrington, Morris) (Entered: 06/11/2010)

06/15/2010 488 ORDER granting 487 Motion for Extension of Time to File Response/Reply re 413 MOTION to Dismiss BestComm Networks, Inc.'s Crossclaims Responses due by 7/6/2010. Signed by Magistrate Judge Charles Everingham on 6/15/2010. (ch,) (Entered: 06/15/2010)

06/18/2010 489 APPLICATION to Appear Pro Hac Vice by Attorney Eric Charles Flagel for Linksmart Wireless Technology, LLC. (APPROVED, FEE PAID 2-1-5415) (ehs,) (Entered: 06/18/2010)

06/22/2010 490 Unopposed MOTION for Extension of Time to File Response/Reply to 402 Opposition of Best Western International, Inc. to Nomadix, Inc.'s Motion to Strike or Dismiss Third-Party Complaint by Nomadix, Inc.. (Attachments: # 1 Text of Proposed Order)(Muehlhauser, Douglas) (Entered: 06/22/2010)

06/23/2010 491 ORDER granting 490 Motion for Extension of Time to File Response/Reply re: to Best Western International Inc Opposition to Nomadix's Motion to Strike or Dismiss Third-Party complaint Responses due by 7/6/2010. Signed by Magistrate Judge Charles Everingham on 6/23/2010. (ch,) (Entered: 06/23/2010)

06/30/2010 492 MEMORANDUM OPINION AND ORDER - the court issues the following order concerning the claim construction issues. Signed by Magistrate Judge Charles Everingham on 6/30/2010. (ch,) (Entered: 06/30/2010)

06/30/2010 493 NOTICE of Attorney Appearance by Irene Y Lee on behalf of Linksmart Wireless Technology, LLC (Lee, Irene) (Entered: 06/30/2010)

07/01/2010 494 Unopposed MOTION for Extension of Time to File Response/Reply as to 413 MOTION to Dismiss BestComm Networks, Inc.'s Crossclaims by BestComm Networks, Inc.. (Attachments: # 1 Text of Proposed Order)(Carrington, Morris) (Entered: 07/01/2010)

07/01/2010 495 REPORT AND RECOMMENDATIONS re 468 MOTION for Summary Judgment of Invalidity for Indefiniteness Under 35 U.S.C. Section 112, recommending granting in part deft's motion. Signed by Magistrate Judge Charles Everingham on 7/1/10. (ehs,) (Entered: 07/01/2010)

07/01/2010 496 Unopposed MOTION to Withdraw as Attorney by Best Western International, Inc.. (Attachments: # 1 Text of Proposed Order)(Rogers, David) (Entered: 07/01/2010)

07/02/2010 497 ORDER granting 494 Motion for Extension of Time to File Response to Nomadix, Inc.s Motion to Dismiss BestComm Networks, Inc.s Crossclaims. Responses due by 8/20/2010. Signed by Magistrate Judge Charles Everingham on 7/2/10. (ehs,) (Entered: 07/02/2010)

07/02/2010 498 ORDER granting 496 Motion to Withdraw as Attorney. Attorney Andrea L Marconi terminated. Signed by Magistrate Judge Charles Everingham on 7/2/10. (ehs,) (Entered: 07/02/2010)

07/06/2010 499 NOTICE OF FILING OF OFFICIAL TRANSCRIPT of CLAIM CONSTRUCTION HEARING held on 5/25/10 before Judge Chad Everingham. Court Reporter/Transcriber: Shelly Holmes, CSR,Telephone number: (903) 663-5082. (116 Pages) NOTICE RE REDACTION OF TRANSCRIPTS: The parties have seven (7) business days to file with the Court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript will be made remotely electronically available to the public without redaction after 90 calendar days. The policy is located on our website at www.txed.uscourts.gov Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 7/30/2010. Redacted Transcript Deadline set for 8/9/2010. Release of Transcript Restriction set for 10/7/2010. (tja,) (Entered: 07/06/2010)

07/06/2010 500 MOTION for Extension of Time to File Response/Reply to 402 Opposition of Best Western International, Inc. to 382 Nomadix, Inc.'s Motion to Strike or Dismiss Third-Party Complaint by Nomadix, Inc.. (Attachments: # 1 Text of Proposed Order)(Muehlhauser, Douglas) (Entered: 07/06/2010)

07/07/2010 501 ORDER granting 500 Motion for Extension of Time to File Response/Reply re: 402 Opposition of Best Western International Inc. Signed by Magistrate Judge Charles Everingham on 7/7/2010. (ch,) (Entered: 07/07/2010)

07/14/2010 502 RESPONSE to 492 Memorandum & Opinion by Aptilo Networks, Inc., Barnes & Noble Booksellers, Inc., Best Western International, Inc., Choice Hotels International Inc., Cisco Systems, Inc., EthoStream, LLC, Mail Boxes Etc., Inc., McDonalds Corp., Ramada Worldwide, Inc., SBC Internet Services, Inc., T-Mobile USA, Inc., Wayport, Inc., iBAHN General Holdings Corp.. (Attachments: # 1 Text of Proposed Order)(Richardson, Michael) (Entered: 07/14/2010)

07/14/2010	503	RESPONSE OBJECTIONS to 492 Memorandum Opinion and Order by Linksmart Wireless Technology, LLC. (Weiss, Andrew) Modified on 7/28/2010 (sm,). (Entered: 07/14/2010)
07/15/2010	504	OBJECTION to 495 Report and Recommendations by Linksmart Wireless Technology, LLC. (Weiss, Andrew) (Entered: 07/15/2010)
07/15/2010	505	Response to 492 Order filed by Best Western International, Inc.. (Attachments: # 1 Text of Proposed Order Order)(Rogers, David) Modified on 7/16/2010 (sm,). (Entered: 07/15/2010)
07/16/2010	--	NOTICE FROM CLERK re 505 . Clerk has modified this entry, per atty, to add the link and entry to show it is a response to #492 Memorandum Order. (sm,) (Entered: 07/16/2010)
07/22/2010	506	NOTICE of Attorney Appearance by Robert F Gookin on behalf of Linksmart Wireless Technology, LLC (Gookin, Robert) (Entered: 07/22/2010)
07/26/2010	507	Unopposed MOTION for Extension of Time to File Response/Reply to 402 Opposition of Best Western International, Inc. to 382 Nomadix, Inc.'s Motion to Dismiss Third-Party Complaint by Nomadix, Inc.. (Attachments: # 1 Text of Proposed Order)(Muehlhauser, Douglas) (Entered: 07/26/2010)
07/27/2010	508	ORDER granting 507 Motion for Extension of Time to File Reply to Best Western International, Inc.s Opposition to Nomadixs Motion to Strike or Dismiss Third-Party Complaint. Responses due by 8/10/2010. Signed by Magistrate Judge Charles Everingham on 7/27/10. (ehs,) (Entered: 07/27/2010)
07/28/2010	509	RESPONSE to 492 Memorandum & Opinion Defendants' Opposition to Plaintiff's Objections to June 30, 2010 Memorandum and Order Regarding Claim Construction by Aptilo Networks, Inc., Barnes & Noble Booksellers, Inc., Best Western International, Inc., Choice Hotels International Inc., Cisco Systems, Inc., EthoStream, LLC, Intercontinental Hotels Group Resources Inc, LodgeNet Interactive Corporation, Mail Boxes Etc., Inc., Marriott International, Inc., McDonalds Corp., Ramada Worldwide, Inc., SBC Internet Services, Inc., T-Mobile USA, Inc., Wayport, Inc., iBAHN General Holdings Corp.. (Richardson, Michael) (Entered: 07/28/2010)
07/28/2010	510	RESPONSE to 504 Pla objections to Report and Recommendation by Aptilo Networks, Inc., Barnes & Noble Booksellers, Inc., Best Western International, Inc., Choice Ho tels International Inc., Cisco Systems, Inc., EthoStream, LLC, Intercontinental Hotels Group Resources Inc, LodgeNet Interactive Corporation, Mail Boxes Etc., Inc., Marriott International, Inc., McDonalds Corp., Ramada Worldwide, Inc., SBC Internet S ervices, Inc., Six Continents Hotels Inc, T-Mobile USA, Inc., Wayport, Inc., iBAHN General Holdings Corp.. (Richardson, Michael) (Richardson, Michael) Modified on 7/28/2010 (sm,). (Entered: 07/28/2010)
07/28/2010	--	NOTICE FROM CLERK of modifications to entries 503 Objection to Report and Recommendations - Changed the event to response to non-motion, 510 Response to Non-Motion - Changed link from 492 to 504. (sm,) (Entered: 07/28/2010)
08/10/2010	511	Unopposed MOTION for Extension of Time to File Response/Reply to 402 Opposition of Best Western International, Inc. to 382 Nomadix, Inc.'s Motion to Dismiss Third-Party Complaint by Nomadix, Inc.. (Attachments: # 1 Text of Proposed Order)(Muehlhauser, Douglas) (Entered: 08/10/2010)
08/11/2010	512	ORDER granting 511 Motion for Extension of Time to File Reply to Best Western International, Inc.s Opposition to Nomadixs Motion to Strike or Dismiss Third-Party Complaint. Nomadix Responses due by 8/24/2010. Signed by Magistrate Judge Charles Everingham on 8/11/10. (ehs,) (Entered: 08/11/2010)
08/12/2010	513	NOTICE by Choice Hotels International Inc. of Letter Brief Requesting Permission to file Motion for Summary Judgment (Attachments: # 1 Exhibit 1 - Letter Brief)(Smith, Michael) (Entered: 08/12/2010)
08/13/2010	514	***FILED IN ERROR. PER ATTORNEY. PLEASE IGNORE.*** NOTICE by LodgeNet Interactive Corporation of Unenforceability Contentions (Beverage, Cynthia) Modified on 8/16/2010 (ch,). (Entered: 08/13/2010)
08/16/2010	--	***FILED IN ERROR. PER ATTORNEY Document # 514, Notice. PLEASE IGNORE.*** (ch,) (Entered: 08/16/2010)
08/16/2010	515	NOTICE by LodgeNet Interactive Corporation of Compliance Regarding Preliminary Unenforceability Contentions (Beverage, Cynthia) (Entered: 08/16/2010)
08/17/2010	516	ORDER grants 513 Notice for leave to file motion for summary judgment filed by Choice Hotels International Inc.. Signed by Magistrate Judge Charles Everingham on 8/17/10. (ehs,) (Entered: 08/17/2010)
08/19/2010	517	SEALED MOTION Unopposed Motion for Leave to Serve First Supplemental Invalidity Contentions by Aptilo Networks, Inc., Best Western International, Inc., Choice Hotels International Inc., Cisco Systems, Inc., EthoStream, LLC, InterContinental Hotels Group PLC, Intercontinental Hotels Group Resources Inc, LodgeNet Interactive Corporation, Marriott International, Inc., Ramada Worldwide, Inc., Six Continents Hotels Inc, T-Mobile USA, Inc., iBAHN General Holdings Corp.. (Attachments: # 1 Exhibit A, # 2 Text of Proposed Order)(Richardson, Michael) (Entered:

08/19/2010)

08/20/2010 518 NOTICE of Disclosure by Barnes & Noble Booksellers, Inc., Mail Boxes Etc., Inc., McDonalds Corp., SBC Internet Services, Inc., Wayport, Inc. of Amended Invalidity Contentions (Sayles, Richard). (Entered: 08/20/2010)

08/20/2010 519 NOTICE of Disclosure by Intercontinental Hotels Group Resources Inc, Marriott International, Inc., Six Continents Hotels Inc of Amended Invalidity Contentions (Guaragna, John) (Entered: 08/20/2010)

08/20/2010 520 ORDER granting 517 Sealed Motion to Serve First Supplemental Invalidity Contentions. Signed by Magistrate Judge Charles Everingham on 8/20/2010. (ch,) (Entered: 08/20/2010)

08/20/2010 521 NOTICE of Disclosure by iBAHN General Holdings Corp. regarding Amended Invalidity Contentions (Jones, Michael) (Entered: 08/20/2010)

08/20/2010 522 Unopposed MOTION for Extension of Time to File Response/Reply as to 413 MOTION to Dismiss BestComm Networks, Inc.'s Crossclaims by BestComm Networks, Inc.. (Attachments: # 1 Text of Proposed Order)(Carrington, Morris) (Entered: 08/20/2010)

08/23/2010 523 ORDER granting 522 Motion for Extension of Time to File Response to Nomadix, Inc.s Motion to Dismiss BestComm Networks, Inc.s Crossclaims. Responses due by 9/3/2010. Signed by Magistrate Judge Charles Everingham on 8/23/10. (ehs,) (Entered: 08/23/2010)

08/24/2010 524 Unopposed MOTION for Extension of Time to File Response/Reply to 402 Opposition of Best Western International, Inc. to 382 Nomadix, Inc.'s Motion to Dismiss Third-Party Complaint by Nomadix, Inc.. (Attachments: # 1 Text of Proposed Order)(Muehlhauser, Douglas) (Entered: 08/24/2010)

08/25/2010 525 ORDER granting 524 Motion for Extension of Time to File Reply to Best Western International, Inc.s Opposition to Nomadixs Motion to Strike or Dismiss Third-Party Complaint. Nomadix shall file Response by 9/7/2010. Signed by Magistrate Judge Charles Everingham on 8/25/10. (ehs,) (Entered: 08/25/2010)

08/25/2010 526 NOTICE of Disclosure by Choice Hotels International Inc. (Notice of Joinder Regarding Disclosure of Amended and Supplemental Invalidity Contentions) (Smith, Michael) (Entered: 08/25/2010)

08/27/2010 527 Joint MOTION to Stay Pending Finalization of Settlement by Barnes & Noble Booksellers, Inc., Linksmart Wireless Technology, LLC, Mail Boxes Etc., Inc., McDonalds Corp., SBC Internet Services, Inc., Wayport, Inc.. (Attachments: # 1 Text of Proposed Order)(Sayles, Richard) (Entered: 08/27/2010)

08/27/2010 528 NOTICE by Best Western International, Inc. of Letter Brief Requesting Permission to file Motion for Summary Judgment (Attachments: # 1 Exhibit Letter Brief)(Rogers, David) (Entered: 08/27/2010)

08/27/2010 529 Joint MOTION to Stay Deadlines Pending Finalization of Aptilo Settlement Agreement by Linksmart Wireless Technology, LLC. (Attachments: # 1 Text of Proposed Order)(Weiss, Andrew) (Entered: 08/27/2010)

08/27/2010 530 MOTION for Summary Judgment of Non-Infringement by Choice Hotels International Inc.. (Attachments: # 1 Affidavit Declaration of G. Lyons, # 2 Exhibit 2, # 3 Exhibit 4, # 4 Exhibit 5, # 5 Exhibit 6, # 6 Text of Proposed Order)(Smith, Michael) (Entered: 08/27/2010)

08/27/2010 531 SEALED ADDITIONAL ATTACHMENTS to Main Document: 530 MOTION for Summary Judgment of Non-Infringement . (Attachments: # 1 Exhibit 1, # 2 Exhibit 3, # 3 Exhibit 7, # 4 Exhibit 8, # 5 Exhibit 9, # 6 Exhibit 10, # 7 Exhibit 11)(Smith, Michael) (Entered: 08/27/2010)

08/27/2010 532 APPLICATION to Appear Pro Hac Vice by Attorney Brian F McMahon for LodgeNet Interactive Corporation. (APPROVED FEE PAID)2-1-5593(ch,) (Entered: 08/27/2010)

08/30/2010 533 NOTICE by LodgeNet Interactive Corporation of Compliance Regarding Amended Invalidty Contentions (Beverage, Cynthia) (Entered: 08/30/2010)

08/30/2010 542 APPLICATION to Appear Pro Hac Vice by Attorney Paul W Kletzly for LodgeNet Interactive Corporation. (APPROVED FEE PAID) 2-1-5597 (ch,) (Entered: 09/01/2010)

08/31/2010 534 ORDER granting 528 request ti file a motion for summary judgment filed by Best Western International, Inc.. Signed by Magistrate Judge Charles Everingham on 8/1/10. (ehs,) (Entered: 08/31/2010)

08/31/2010 535 ORDER granting 527 Motion to Stay. all proceedings in the above-captioned consolidated matter between plaintiff Linksmart Wireless LLC and defendants SBC Internet Services, Inc., d/b/a AT&T Internet Services, McDonald's Corp., Barnes & Noble Booksellers, Inc., Mail Boxes Etc., Inc., and Wayport, Inc. ("the AT&T/Wayport defendants") are stayed for sixty (60) days. All currently pending deadlines, as they apply to proceedings brought against the AT&T/Wayport defendants, are vacated.. Signed by Magistrate Judge Charles Everingham on 8/31/10. (ehs,) (Entered: 08/31/2010)

08/31/2010 536 ORDER granting 529 Motion to Stay. All deadlines in the present case with respect to Aptilo and all deadlines of Linksmart with respect to Aptilo are stayed for 45 days, pending a motion to

		dismiss. All attorneys fees, costs of court and expenses shall be borne by each party incurring the same. Signed by Magistrate Judge Charles Everingham on 8/31/10. (ehs,) (Entered: 08/31/2010)
08/31/2010	537	Unopposed MOTION to Amend/Correct Docket Control Order for a Temporary Extension to Facilitate Settlement Completion and Negotiations by Linksmart Wireless Technology, LLC. (Attachments: # 1 Text of Proposed Order)(Weiss, Andrew) (Entered: 08/31/2010)
08/31/2010	538	REPORT of Mediation by James W Knowles. Mediation result: Partial Settlement(Knowles, James) (Entered: 08/31/2010)
09/01/2010	539	ORDER granting 537 Motion to Amend docket control order. All deadlines in the Docket Control Order are continued by 60 days.. Signed by Magistrate Judge Charles Everingham on 9/1/10. (ehs,) (Entered: 09/01/2010)
09/01/2010	540	*PLEASE IGNORE. DUPLICATE ORDER* ORDER STAYING CASE. Signed by Judge David Folsom on 9/1/10. (mrm,) Modified on 9/1/2010 (mrm,). (Entered: 09/01/2010)
09/01/2010	--	***DUPLICATE ORDER. Document # 540, Order. PLEASE IGNORE.*** (mrm,) (Entered: 09/01/2010)
09/01/2010	541	APPLICATION to Appear Pro Hac Vice by Attorney Paul E Veith for Barnes & Noble Booksellers, Inc.,Paul E Veith for Mail Boxes Etc., Inc.,Paul E Veith for McDonalds Corp.,Paul E Veith for SBC Internet Services, Inc.,Paul E Veith for SBC Internet Services, Inc.,Paul E Veith for SBC Internet Services, Inc.,Paul E Veith for Wayport, Inc.. (APPROVED, FEE PAID 2-1-5600) (ehs,) (Entered: 09/01/2010)
09/02/2010	543	REPORT AND RECOMMENDATIONS re 382 MOTION to Strike 313 Third Party Complaint or Dismiss filed by Nomadix, Inc. For the reasons stated herein, the undersigned recommends DENYING the motion to strike and GRANTING in part and DENYING in part the motion to dismiss. A party has 14 days to file written objections after being served a copy of this order. Signed by Magistrate Judge Charles Everingham on 9/1/2010. (ch,) (Entered: 09/02/2010)
09/10/2010	544	Unopposed MOTION for Extension of Time to File Response/Reply as to 530 MOTION for Summary Judgment of Non-Infringement by Linksmart Wireless Technology, LLC. (Attachments: # 1 Text of Proposed Order)(Spangler, Andrew) (Entered: 09/10/2010)
09/13/2010	545	ORDER granting 544 Motion for Extension of Time to File Response to Choice Hotels International, Inc.s Motion for Summary Judgment of Non-Infringement. Responses due by 9/20/2010. The deadline for Choice Hotels International, Inc. to file its reply to Choice Hotels International, Inc.s Motion for Summary Judgment of Non-Infringement [Dkt. No. 530]. Replies due by 10/7/2010.. Signed by Magistrate Judge Charles Everingham on 9/13/10. (ehs,) (Entered: 09/13/2010)
09/15/2010	546	MOTION to Stay Pending the Reexamination of the Patent in Suit by Aptilo Networks, Inc., Best Western International, Inc., Choice Hotels International Inc., Cisco Systems, Inc., EthoStream, LLC, InterContinental Hotels Group PLC, Intercontinental Hotels Group Resources Inc, LodgeNet Interactive Corporation, Marriott International, Inc., Ramada Worldwide, Inc., Six Continents Hotels Inc, T-Mobile USA, Inc., iBAHN General Holdings Corp.. (Attachments: # 1 Affidavit Declaration of Noah Levine, # 2 Exhibit 1, # 3 Exhibit 2, # 4 Exhibit 3, # 5 Exhibit 4, # 6 Exhibit 5, # 7 Exhibit 6, # 8 Exhibit 7, # 9 Exhibit 8, # 10 Exhibit 9, # 11 Exhibit 10, # 12 Exhibit 11, # 13 Text of Proposed Order)(Beck, David) (Entered: 09/15/2010)
09/16/2010	547	Unopposed MOTION for Extension of Time to File Response/Reply as to 413 MOTION to Dismiss BestComm Networks, Inc.'s Crossclaims by BestComm Networks, Inc.. (Attachments: # 1 Text of Proposed Order)(Carrington, Morris) (Entered: 09/16/2010)
09/16/2010	548	Unopposed MOTION to Withdraw as Attorney by Cisco Systems, Inc., T-Mobile USA, Inc.. (Attachments: # 1 Text of Proposed Order)(Chen, Joyce) (Additional attachment(s) added on 9/20/2010: # 2 REVISED ORDER) (sm,). (Entered: 09/16/2010)
09/20/2010	549	ORDER granting 547 Motion for Extension of Time to File Response to Nomadix, Inc.s Motion to Dismiss BestComm Networks, Inc.s Crossclaims. Responses due by 9/29/2010. Signed by Magistrate Judge Charles Everingham on 9/20/10. (ehs,) (Entered: 09/20/2010)
09/20/2010	550	ORDER, granting 548 Unopposed MOTION to Withdraw as Attorney filed by Cisco Systems, Inc., T-Mobile USA, Inc.., Attorney Joyce Chen terminated. Signed by Judge David Folsom on 9/20/10. (mrm,) (Entered: 09/20/2010)
09/20/2010	551	SEALED RESPONSE to Motion re 530 MOTION for Summary Judgment of Non-Infringement filed by Linksmart Wireless Technology, LLC. (Attachments: # 1 Affidavit Declaration of Robert Gookin in Support of Linksmart Wireless Technology, LLC's Response to Defendant Choice Hotels International, Inc.'s Motion for Summary Judgment of Non-Infringement, # 2 Exhibit A, # 3 Exhibit B, # 4 Exhibit C, # 5 Exhibit D, # 6 Exhibit E, # 7 Exhibit F, # 8 Exhibit G, # 9 Exhibit H, # 10 Exhibit I, # 11 Exhibit J, # 12 Exhibit K (part 1), # 13 Exhibit K (part 2), # 14 Exhibit K (part 3), # 15 Exhibit L, # 16 Exhibit M, # 17 Exhibit N, # 18 Exhibit O, # 19 Exhibit P, # 20 Exhibit Q, # 21 Exhibit R, # 22 Exhibit S, # 23 Exhibit T, # 24 Exhibit U, # 25 Exhibit V, # 26 Exhibit W, # 27 Exhibit X, # 28 Exhibit Y)(Gookin, Robert) (Entered: 09/20/2010)
09/21/2010	552	Additional Attachments to Main Document (Amended Cert of Service): 551 Sealed Response to

Motion,,,.. (Gookin, Robert) Modified on 9/21/2010 (sm,). (Entered: 09/21/2010)

09/24/2010 553 CORPORATE DISCLOSURE STATEMENT filed by Choice Hotels International Inc. identifying Corporate Parent None for Choice Hotels International Inc.. (Smith, Michael) (Entered: 09/24/2010)

09/27/2010 554 ORDER adopting 543 Report and Recommendations, granting in part and denying in part 382 MOTION to Strike 313 Third Party Complaint or Dismiss filed by Nomadix, Inc. Signed by Judge David Folsom on 9/27/10. (mrm,) (Entered: 09/27/2010)

09/29/2010 555 Unopposed MOTION for Extension of Time to File Response/Reply as to 413 MOTION to Dismiss BestComm Networks, Inc.'s Crossclaims by BestComm Networks, Inc.. (Attachments: # 1 Text of Proposed Order)(Carrington, Morris) (Entered: 09/29/2010)

09/30/2010 556 ORDER granting 555 Motion for Extension of Time to File Response to Nomadix, Inc.s Motion to Dismiss BestComm Networks, Inc.s Crossclaims. Responses due by 10/29/2010. Signed by Magistrate Judge Charles Everingham on 9/30/10. (ehs,) (Entered: 09/30/2010)

10/04/2010 557 Unopposed MOTION for Extension of Time to File Response/Reply as to 546 MOTION to Stay Pending the Reexamination of the Patent in Suit by Linksmart Wireless Technology, LLC. (Attachments: # 1 Text of Proposed Order GRANTING UNOPPOSED MOTION FOR EXTENSION FOR PLAINTIFF LINKSMART WIRELESS TECHNOLOGY, LLC TO RESPOND TO DEFENDANTS' MOTION FOR A STAY PENDING THE REEXAMINATION OF THE PATENT IN SUIT)(Weiss, Andrew) (Entered: 10/04/2010)

10/05/2010 558 ORDER granting 557 Motion for Extension of Time to File Response to Defendants' Motion for a Stay Pending the Reexamination of the Patent in Suit (Motion). Responses due by 10/8/2010. Signed by Magistrate Judge Charles Everingham on 10/5/10. (ehs,) (Entered: 10/05/2010)

10/05/2010 559 NOTICE of Attorney Appearance by Bruce D. Kuyper on behalf of Linksmart Wireless Technology, LLC (Kuyper, Bruce) (Entered: 10/05/2010)

10/07/2010 560 REPLY to Response to Motion re 530 MOTION for Summary Judgment of Non-Infringement filed by Choice Hotels International Inc. . (Attachments: # 1 Exhibit Declaration of G. Lyons)(Smith, Michael) (Entered: 10/07/2010)

10/07/2010 561 SEALED ADDITIONAL ATTACHMENTS to Main Document: 560 Choice Hotels International, Inc.'s Reply to Response to Motion for Summary Judgement of Noninfringement. (Attachments: # 1 Exhibit 12, # 2 Exhibit 13, # 3 Exhibit 14, # 4 Exhibit 15)(Smith, Michael) (Entered: 10/07/2010)

10/07/2010 562 Amended THIRD PARTY COMPLAINT of Best Western International, Inc. against BestComm Networks, Inc., Nomadix, Inc., filed by Best Western International, Inc..(Rogers, David) (Entered: 10/07/2010)

10/08/2010 563 Joint MOTION Entry of Amended Protective Order by Linksmart Wireless Technology, LLC. (Attachments: # 1 Exhibit A, # 2 Exhibit B)(Weiss, Andrew) (Additional attachment(s) added on 10/8/2010: # 3 REVISED ORDER) (sm,). (Entered: 10/08/2010)

10/08/2010 564 RESPONSE to Motion re 546 MOTION to Stay Pending the Reexamination of the Patent in Suit NOTICE OF NON-OPPOSITION filed by Linksmart Wireless Technology, LLC . (Attachments: # 1 Text of Proposed Order Granting Defendants' Motion for Stay Pending the Reexamination of the Patent In Suit)(Weiss, Andrew) (Entered: 10/08/2010)

10/11/2010 565 Unopposed MOTION to Withdraw as Attorney Alexandra McTague by Cisco Systems, Inc., T-Mobile USA, Inc.. (Attachments: # 1 Text of Proposed Order)(Richardson, Michael) (Entered: 10/11/2010)

10/12/2010 566 ORDER granting 565 Motion to Withdraw as Attorney. Attorney Alexandra B McTague terminated for Defendants Cisco Systems, Inc. and T-Mobile USA. Signed by Magistrate Judge Charles Everingham on 10/12/10. (ehs,) (Entered: 10/12/2010)

10/12/2010 567 NOTICE by T-Mobile USA, Inc. of Firm Name Change (Ruthenberg, Kirk) (Entered: 10/12/2010)

10/12/2010 568 AMENDED AGREED PROTECTIVE ORDER. Signed by Magistrate Judge Charles Everingham on 10/12/10. (ehs,) (Entered: 10/12/2010)

10/13/2010 569 REPORT of Mediation by James W Knowles. Mediation result: Suspended(Knowles, James) (Entered: 10/13/2010)

10/13/2010 570 Unopposed MOTION in Response to First Amended Third Party Complaint of Best Western International, Inc. re 562 Third Party Complaint by BestComm Networks, Inc.. (Attachments: # 1 Text of Proposed Order)(Carrington, Morris) (Additional attachment(s) added on 10/22/2010: # 2 REVISED ORDER) (sm,). (Entered: 10/13/2010)

10/14/2010 571 Unopposed MOTION for Extension of Time to File Answer re 562 Third Party Complaint by Nomadix, Inc.. (Attachments: # 1 Text of Proposed Order)(Muehlhauser, Douglas) (Entered: 10/14/2010)

10/15/2010 572 ORDER granting 571 Motion for Extension of Time to Answer. Third-Party Dft Nomadix Inc deadline to respond to Best Western International Ins First Amended Third - Party Complaint is extended to 11/12/2010. Signed by Magistrate Judge Charles Everingham on 10/15/2010. (ch,)

		(Entered: 10/15/2010)
10/18/2010	573	SEALED LINKSMART WIRELESS TECHNOLOGY, LLCS SURREPLY TO DEFENDANT CHOICE HOTELS INTERNATIONAL, INC.S MOTION FOR SUMMARY JUDGMENT OF NON-INFRINGEMENT 530 MOTION for Summary Judgment of Non-Infringement filed by Linksmart Wireless Technology, LLC. (Attachments: # 1 SECOND DECLARATION OF ROBERT GOOKIN IN SUPPORT OF LINKSMART WIRELESS TECHNOLOGY, LLC'S SURREPLY TO DEFENDANT CHOICE HOTELS INTERNATIONAL, INC.'S MOTION FOR SUMMARY JUDGMENT OF NON-INFRINGEMENT, # 2 Exhibit A)(Gookin, Robert) (Entered: 10/18/2010)
10/19/2010	574	SEALED ADDITIONAL ATTACHMENTS to Main Document: 573 Attachment to Exhibit A. (Attachments: # 1 Exhibit A)(Gookin, Robert) (Entered: 10/19/2010)
10/26/2010	575	Unopposed MOTION for Extension of Time to File Response/Reply as to 413 MOTION to Dismiss BestComm Networks, Inc.'s Crossclaims by BestComm Networks, Inc.. (Attachments: # 1 Text of Proposed Order)(Carrington, Morris) (Entered: 10/26/2010)
10/27/2010	576	ORDER granting 546 Motion to Stay Pending the Reexamination of the Patent-In-Suit (D.I. 546) and Linksmart's Notice of Non-Opposition, including the conditions set forth in Linksmart's Notice, findings set forth herein. This stay will not affect the briefing schedule for Choice's currently pending motion for summary judgment. Signed by Magistrate Judge Charles Everingham on 10/26/10. (ehs,) (Entered: 10/27/2010)
10/27/2010	577	ORDER granting 575 Motion for Extension of Time to File Response/Reply re 413 MOTION to Dismiss BestComm Networks, Inc.'s Crossclaims Responses due by 11/29/2010. Signed by Magistrate Judge Charles Everingham on 10/27/2010. (ch,) (Entered: 10/27/2010)
10/29/2010	578	ORDER granting 570 Motion Response to First Amended Third Party Complaint of Best Western International, Inc. The parties have agreed that BestComm hereby reserves the right to file a motion under Rule 12(b) of the Federal Rules of Civil Procedure and/or an amended answer to plead further and assert additional defenses in response to the First Amended Third Party Complaint of Best Western International, Inc.. Signed by Magistrate Judge Charles Everingham on 10/29/10. (ehs,) (Entered: 10/29/2010)
11/10/2010	579	Joint MOTION to Dismiss SBC Internet Services, Inc. d/b/a AT&T Internet Services, Wayport, Inc., McDonald's Corp., Barnes & Noble Booksellers, Inc., and Mail Boxes Etc. With Prejudice by Linksmart Wireless Technology, LLC. (Attachments: # 1 Text of Proposed Order Order Dismissing SBC Internet Services, Inc. d/b/a AT&T Internet Services, Wayport, Inc., McDonald's Corp., Barnes & Noble Booksellers, Inc., and Mail Boxes Etc. With Prejudice)(Weiss, Andrew) (Entered: 11/10/2010)
11/12/2010	580	ORDER, granting 579 Joint MOTION to Dismiss SBC Internet Services, Inc. d/b/a AT&T Internet Services, Wayport, Inc., McDonald's Corp., Barnes & Noble Booksellers, Inc., and Mail Boxes Etc. With Prejudice filed by Linksmart Wireless Technology, LLC., Mail Boxes Etc., Inc., McDonalds Corp., SBC Internet Services, Inc., Wayport, Inc., and Barnes & Noble Booksellers, Inc. terminated. Signed by Judge David Folsom on 11/12/10. (mrm,) (Entered: 11/12/2010)
11/19/2010	581	Joint MOTION to Dismiss Aptilo Networks, Inc. With Prejudice by Linksmart Wireless Technology, LLC. (Attachments: # 1 Text of Proposed Order Dismissal With Prejudice)(Weiss, Andrew) (Entered: 11/19/2010)
11/24/2010	582	ORDER OF DISMISSAL WITH PREJUDICE, granting 581 Joint MOTION to Dismiss Aptilo Networks, Inc. With Prejudice filed by Linksmart Wireless Technology, LLC., Aptilo Networks, Inc. terminated. Signed by Judge David Folsom on 11/24/10. (mrm,) (Entered: 11/24/2010)
01/12/2011	583	NOTICE by Best Western International, Inc. Notice of Change of Address for David E. Rogers, Counsel for Best Western International, Inc. (Joe, Christopher) (Entered: 01/12/2011)
04/25/2011	584	***DEFICIENT DOCUMENT, PLEASE IGNORE.*** NOTICE by LodgeNet Interactive Corporation of Withdrawal of attorney Cynthia Lopez Beverage (Ungerman, Mark) Modified on 4/25/2011 (sm,). (Entered: 04/25/2011)
04/25/2011	--	NOTICE of DEFICIENCY regarding the #584 Notice of withdrawal submitted by LodgeNet Interactive Corporation. No certificate of service was included and a motion is required to withdraw atty of record. Correction should be made by 1 business day and refiled as a motion. (sm,) (Entered: 04/25/2011)
10/19/2011	585	NOTICE by Ramada Worldwide, Inc. Notice of Compliance (Stein, David) (Entered: 10/19/2011)
02/01/2012	586	Unopposed MOTION to Lift Stay by Linksmart Wireless Technology, LLC. (Attachments: # 1 Exhibit A, # 2 Text of Proposed Order)(Weiss, Andrew) Modified on 2/2/2012 (sm,). (Entered: 02/01/2012)
02/02/2012	--	NOTICE FROM CLERK re 586 Unopposed MOTION to Stay and Unopposed MOTION to Lift Stay. Clerk is going to terminate the motion to stay and modify entry to reflect that it is only 1 motion which to lift stay. (sm,) (Entered: 02/02/2012)
02/03/2012	587	ORDER LIFTING STAY, granting 586 Unopposed MOTION to Lift Stay filed by Linksmart Wireless Technology, LLC. Signed by Judge David Folsom on 2/3/12. (mrm,) (Entered: 02/03/2012)

02/06/2012	588	ORDER denying without prejudice 413 Motion to Dismiss; denying without prejudice 432 Motion to Strike ; denying without prejudice 468 Motion for Summary Judgment; denying without prejudice 530 Motion for Summary Judgment. Signed by Judge David Folsom on 2/6/12. (mrm,) (Entered: 02/06/2012)
02/06/2012	589	ORDER REFERRING CASE to Magistrate Judge Magistrate Judge Caroline Craven for all pretrial purposes. Signed by Judge David Folsom on 2/6/12. (mrm,) (Entered: 02/06/2012)
02/07/2012	590	ORDER SCHEDULING STATUS CONFERENCE, (Status Conference set for 3/13/2012 11:00 AM in Ctrm 403 (Texarkana) before Magistrate Judge Caroline Craven.). Signed by Magistrate Judge Caroline Craven on 2/7/2012. (sm,) (Entered: 02/07/2012)
02/28/2012	591	APPLICATION to Appear Pro Hac Vice by Attorney John W Holcomb for Nomadix, Inc. (APPROVED FEE PAID) 6-7416. (ch,) (Entered: 02/28/2012)
02/29/2012	592	NOTICE of Attorney Appearance by Sid Leach on behalf of Best Western International, Inc. (Leach, Sid) (Entered: 02/29/2012)
03/01/2012	593	NOTICE of Attorney Appearance by M. Dru Montgomery on behalf of Ramada Worldwide, Inc. (Montgomery, M.) (Entered: 03/01/2012)
03/01/2012	594	NOTICE of Attorney Appearance by Brian G Gilpin on behalf of EthoStream, LLC, Ramada Worldwide, Inc. (Gilpin, Brian) (Entered: 03/01/2012)

295966 (09) 6779118 August 17, 2004

UNITED STATES PATENT AND TRADEMARK OFFICE GRANTED PATENT

6779118

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August 17, 2004

User specific automatic data redirection system

REEXAM-LITIGATE:

Reexamination requested October 10, 2008 by Jerry Turner Sewell, Newport Beach, CA, Reexamination No. 90/009,301 (O.G. December 2, 2008) Ex. Gp.: 3992 October 10, 2008

NOTICE OF LITIGATION

Linksmart Wireless Technology, LLC v. T-Mobile USA, Inc et al, Filed July 1, 2008, D.C. E.D. Texas, Doc. No. 2:08cv264

NOTICE OF LITIGATION

Linksmart Wireless Technology, LLC v. SBC Internet Services, Inc, Filed October 9, 2008, D.C. E.D. Texas, Doc. No. 2:08cv385

NOTICE OF LITIGATION

Linksmart Wireless Technology LLC v. Six Continents Hotels Inc et al, Filed January 21, 2009, D.C. E.D. Texas, Doc. No. 2:09cv26

NOTICE OF LITIGATION

Linksmart Wireless Technology LLC v. TJ Hospitality Ltd et al, Filed July 29, 2010, D.C. E.D. Texas, Doc. No. 2:10cv277

INVENTOR: Ikudome, Koichiro - Arcadia, CALIFORNIA ; Yeung, Moon Tai - Alhambra, CALIFORNIA

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June 29, 1999 - ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS)., AURIC WEB SYSTEMS 3452 EAST FOOTHILL BOULEVARD, SUITE 300PASADENA, CALIFORNIA, 91107, Reel and Frame Number: 010062/0040

ASSIGNEE-AT-ISSUE:
Auriq Systems, Inc., Pasadena, CALIFORNIA , United States company or corporation (02)

LEGAL-REP: Christie, Parker & Hale, LLP

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Provisional Application Ser. No. 8401498, May 4, 1998, PENDING
Provisional Application Ser. No. 60/084014, May 4, 1998, PENDING

US-MAIN-CL: 726#7

US-ADDL-CL: 726#14

CL: 726

SEARCH-FLD: 713#200, 713#201, 713#202, 713#165, 713#168, 713#193, 709#229, 380#200, 380#201, 380#230, 340#825.31, 340#825.34, 705#57, 705#58

IPC-MAIN-CL: [7] G06F 012#14

IPC-MAIN-CL: [8] G06F 015#00 (20060101) Core Inventive 20051220 (C F I R M JP)

IPC-ADDL-CL: [8] G06F 015#00 (20060101) Advanced Inventive 20051220 (A F I R M JP)

IPC-ADDL-CL: [8] G06F 013#00 (20060101) Core Inventive 20051220 (C L I R M JP)

IPC-ADDL-CL: [8] G06F 013#00 (20060101) Advanced Inventive 20051220 (A L I R M JP)

IPC-ADDL-CL: [8] H04L 012#56 (20060101) Core Inventive 20051220 (C L I R M JP)

IPC-ADDL-CL: [8] H04L 012#56 (20060101) Advanced Inventive 20051220 (A L I R M JP)

IPC-ADDL-CL: [8] H04L 012#58 (20060101) Core Inventive 20051220 (C L I R M JP)

IPC-ADDL-CL: [8] H04L 012#58 (20060101) Advanced Inventive 20051220 (A L I R M JP)

IPC-ADDL-CL: [8] H04L 012#66 (20060101) Core Inventive 20051220 (C L I R M JP)

IPC-ADDL-CL: [8] H04L 012#66 (20060101) Advanced Inventive 20051220 (A L I R M JP)

IPC-ADDL-CL: [8] H04L 029#06 (20060101) Core Inventive 20051008 (C I R M EP)

IPC-ADDL-CL: [8] H04L 029#06 (20060101) Advanced Inventive 20051008 (A I R M EP)

PRIM-EXMR: Elisca, Pierre

REF-CITED:

5696898, December 9, 1997, Baker et al., United States of America (US)
6157829, December 5, 2000, Grube et al., United States of America (US)
6233686, May 15, 2001, Dutta, United States of America (US)
2226814, July 17, 1998, Canada (CA)
0 854 621, July, 1998, European Patent Office (EP)
0854621, July, 1998, European Patent Office (EP)
WO 96/05549, February, 1996, World Intellectual Property Organization (WIPO) (WO)
WO 9605549, February, 1996, World Intellectual Property Organization (WIPO) (WO)
WO 98/03927, January, 1998, World Intellectual Property Organization (WIPO) (WO)
WO 9826548, June, 1998, World Intellectual Property Organization (WIPO) (WO)
WO 98/26548, June, 1998, World Intellectual Property Organization (WIPO) (WO)
WO 99/57660, November, 1999, World Intellectual Property Organization (WIPO) (WO)
WO 00/16529, March, 2000, World Intellectual Property Organization (WIPO) (WO)

CORE TERMS: user, server, redirection, network, authentication, packet, accounting, www, database, dial-up, filter, com, session, send, web, password, filtering, redirect, traffic, assigned, http, computer, protocol, proxy, site, redirected, destination, connect, remote, firewall

ENGLISH-ABST:

A data redirection system for redirecting user's data based on a stored rule set. The redirection of data is performed by a redirection server, which receives the redirection rule sets for each user from an authentication and accounting server, and a database. Prior to using the system, users authenticate with the authentication and accounting server, and receive a network address. The authentication and accounting server retrieves the proper rule set for the user, and communicates the rule set and the user's address to the redirection server. The redirection server then implements the redirection rule set for the user's address. Rule sets are removed from the redirection server either when the user disconnects, or based on some predetermined event. New rule sets are added to the redirection server either when a user connects, or based on some predetermined event.

NO-OF-CLAIMS: 27

EXMPL-CLAIM: 15

NO-OF-FIGURES: 2

NO-DRWNG-PP: 1

PARENT-PAT-INFO:

RELATED APPLICATION

This application claims priority of U.S. Provisional Application No. 60/084,014 filed May 4, 1998, the disclosure of which is incorporated fully herein by reference.

SUMMARY:

FIELD OF THE INVENTION

This invention relates to the field of Internet communications, more particularly, to a database system for use in dynamically redirecting and filtering Internet traffic.

BACKGROUND OF THE INVENTION

In prior art systems as shown inFIG. 1when an Internet user establishes a connection with an Internet Service Provider (ISP), the user first makes a physical connection between their computer**100**and a dial-up networking server**102**, the user provides to the dial-up networking server their user ID and password. The dial-up networking server then passes the user ID and password, along with a temporary Internet Protocol (IP) address for use by the user to the ISP's authentication and accounting server**104**. A detailed description of the IP communications protocol is discussed in*Internetworking with TCP/IP*, 3rd ed., Douglas Comer, Prentice Hall, 1995, which is fully incorporated herein by reference. The authentication and accounting server, upon verification of the user ID and password, using a database**106**would send an authorization message to the dial-up networking server**102**to allow the user to use the temporary IP address assigned to that user by the dial-up networking server, and then logs the connection and assigned IP address. For the duration of that session, whenever the user would make a request to the Internet**110**via a gateway**108**, the end user would be identified by the temporarily assigned IP address.

The redirection of Internet traffic is most often done with World Wide Web (WWW) traffic (more specifically, traffic using the HTTP (hypertext transfer protocol)). However, redirection is not limited to WWW traffic, and the concept is valid for all IP services. To illustrate how redirection is accomplished, consider the following example, which redirects a user's request for a WWW page (typically an html (hypertext markup language) file) to some other WWW page. First, the user instructs the WWW browser (typically software running on the user's PC) to access a page on a remote WWW server by typing in the URL (universal resource locator) or clicking on a URL link. Note that a URL provides information about the communications protocol, the location of the server (typically an Internet domain name or IP address), and the location of the page on the remote server. The browser next sends a request to the server requesting the page. In response to the user's request, the web server sends the requested page to the browser. The page, however, contains html code instructing the browser to request some other WWW page—hence the redirection of the user begins. The browser then requests the redirected WWW page according to the URL contained in the first page's html code. Alternately, redirection can also be accomplished by coding the page such that it instructs the browser to run a program, like a Java applet or the like, which then redirects the browser. One disadvantage with current redirection technology is that control of the redirection is at the remote end, or WWW server end—and not the local, or user end. That is to say that the redirection is performed by the remote server, not the user's local gateway.

Filtering packets at the Internet Protocol (IP) layer has been possible using a firewall device or other packet filtering device for several years. Although packet filtering is most often used to filter packets coming into a private network for security purposes, once properly programed, they can filter outgoing packets sent from users to a specific destination as well. Packet filtering can distinguish, and filter based on, the type of IP service contained within an IP packet. For example, the packet filter can determine if the packet contains FTP (file transfer protocol) data, WWW data, or Telnet session data. Service identification is achieved by identifying the terminating port number contained within each IP packet header. Port numbers are standard within the industry to allow for interoperability between equipment. Packet filtering devices allow network administrators to filter packets based on the source and/or destination information, as well as on the type of service being transmitted within each IP packet. Unlike redirection technology, packet filtering technology allows control at the local end of the network connection, typically by the network administrator. However, packet filtering is very limited because it is static. Once packet filtering rule sets are programed into a firewall or other packet filter device, the rule set can only be changed by manually reprogramming the device.

Packet filter devices are often used with proxy server systems, which provide access control to the Internet and are most often used to control access to the world wide web. In a typical configuration, a firewall or other packet filtering device filters all WWW requests to the Internet from a local network, except for packets from the proxy server. That is to say that a packet filter or firewall blocks all traffic originating from within the local network which is destined for connection to a remote server on port**80** (the standard WWW port number). However, the packet filter or firewall permits such traffic to and from the proxy server. Typically, the proxy server is programed with a set of destinations that are to be blocked, and packets destined for blocked addresses are not forwarded. When the proxy server receives a packet, the destination is checked against a database for approval. If the destination is allowed, the proxy server simply forwards packets between the local user and the remote server outside the firewall. However, proxy servers are limited to either blocking or allowing specific system

terminals access to remote databases.

A recent system is disclosed in U.S. Pat. No.5,696,898. This patent discloses a system, similar to a proxy server, that allows network administrators to restrict specific IP addresses inside a firewall from accessing information from certain public or otherwise uncontrolled databases (i.e., the WWW/Internet). According to the disclosure, the system has a relational database which allows network administrators to restrict specific terminals, or groups of terminals, from accessing certain locations. Similarly limited as a proxy server, this invention can only block or allow terminals' access to remote sites. This system is also static in that rules programmed into the database need to be reprogramming in order to change which locations specific terminals may access.

SUMMARY OF THE INVENTION

The present invention allows for creating and implementing dynamically changing rules, to allow the redirection, blocking, or allowing, of specific data traffic for specific users, as a function of database entries and the user's activity. In certain embodiments according to the present invention, when the user connects to the local network, as in the prior art system, the user's ID and password are sent to the authentication accounting server. The user ID and password are checked against information in an authentication database. The database also contains personalized filtering and redirection information for the particular user ID. During the connection process, the dial-up network server provides the authentication accounting server with the IP address that is going to be temporarily assigned to the user. The authentication accounting server then sends both the user's temporary IP address and all of the particular user's filter and redirection information to a redirection server. The IP address temporarily assigned to the end user is then sent back to the end user for use in connecting to the network.

Once connected to the network, all data packets sent to, or received by, the user include the user's temporary IP address in the IP packet header. The redirection server uses the filter and redirection information supplied by the authentication accounting server, for that particular IP address, to either allow packets to pass through the redirection server unmolested, block the request all together, or modify the request according to the redirection information.

When the user terminates the connection with the network, the dial-up network server informs the authentication accounting server, which in turn, sends a message to the redirection server telling it to remove any remaining filtering and redirection information for the terminated user's temporary IP address. This then allows the dial-up network to reassign that IP address to another user. In such a case, the authentication accounting server retrieves the new user's filter and redirection information from the database and passes it, with the same IP address which is now being used by a different user, to the redirection server. This new user's filter may be different from the first user's filter.

DRWDESC:

BRIEF DESCRIPTION OF THE DRAWINGS

FIG. 1is a block diagram of a typical Internet Service Provider environment.

FIG. 2is a block diagram of an embodiment of an Internet Service Provider environment with integrated redirection system.

DETDESC:

DETAILED DESCRIPTION OF THE INVENTION

In the following embodiments of the invention, common reference numerals are used to represent the same components. If the features of an embodiment are incorporated into a single system, these

components can be shared and perform all the functions of the described embodiments.

FIG.**2**. shows a typical Internet Service Provider (ISP) environment with integrated user specific automatic data redirection system. In a typical use of the system, a user employs a personal computer (PC)**100**, which connects to the network. The system employs: a dial-up network server**102**, an authentication accounting server**204**, a database**206**and a redirection server**208**.

The PC**100**first connects to the dial-up network server**102**. The connection is typically created using a computer modem, however a local area network (LAN) or other communications link can be employed. The dial-up network server**102**is used to establish a communications link with the user's PC**100**using a standard communications protocol. In the preferred embodiment Point to Point Protocol (PPP) is used to establish the physical link between the PC**100**and the dial-up network server**102**, and to dynamically assign the PC**100**an IP address from a list of available addresses. However, other embodiments may employ different communications protocols, and the IP address may also be permanently assigned to the PC**100**. Dial-up network servers**102**, PPP and dynamic IP address assignment are well known in the art.

An authentication accounting server with Auto-Navi component (hereinafter, authentication accounting server)**204**is used to authenticate user ID and permit, or deny, access to the network. The authentication accounting server**204**queries the database**206**to determine if the user ID is authorized to access the network. If the authentication accounting server**204**determines the user ID is authorized, the authentication accounting server**204**signals the dial-up network server**102**to assign the PC**100**an IP address, and the Auto-Navi component of the authentication accounting server**204**sends the redirection server**208**(**1**) the filter and redirection information stored in database**206**for that user ID and (**2**) the temporarily assigned IP address for the session. One example of an authentication accounting server is discussed in U.S. Pat. No. 5,845,070, which is fully incorporated here by reference. Other types of authentication accounting servers are known in the art. However, these authentication accounting servers lack an Auto-Navi component.

The system described herein operates based on user Id's supplied to it by a computer. Thus the system does not "know" who the human being "user" is at the keyboard of the computer that supplies a user ID. However, for the purposes of this detailed description, "user" will often be used as a short hand expression for "the person supplying inputs to a computer that is supplying the system with a particular user ID."

The database**206**is a relational database which stores the system data.FIG. 3shows one embodiment of the database structure. The database, in the preferred embodiment, includes the following fields: a user account number, the services allowed or denied each user (for example: e-mail, Telnet, FTP, WWW), and the locations each user is allowed to access.

Rule sets are employed by the system and are unique for each user ID, or a group of user ID's. The rule sets specify elements or conditions about the user's session. Rule sets may contain data about a type of service which may or may not be accessed, a location which may or may not be accessed, how long to keep the rule set active, under what conditions the rule set should be removed, when and how to modify the rule set during a session, and the like. Rule sets may also have a preconfigured maximum lifetime to ensure their removal from the system.

The redirection server**208**is logically located between the user's computer**100**and the network, and controls the user's access to the network. The redirection server**208**performs all the central tasks of the system. The redirection server**208**receives information regarding newly established sessions from the authentication accounting server**204**. The Auto-Navi component of the authentication accounting server**204**queries the database for the rule set to apply to each new session, and forwards the rule set and the currently assigned IP address to the redirection server**208**. The redirection server**208**receives the IP address and rule set, and is programed to implement the rule set for the IP address, as well as other attendant logical decisions such as: checking data packets and blocking or allowing the packets as a function of the rule sets, performing the physical redirection of data packets based on the rule sets, and dynamically changing the rule sets based on conditions. When the redirection server**208**receives information regarding a terminated session from the authentication accounting server**204**, the redirection server**208**removes any outstanding rule sets and information associated with the session. The redirection server**208**also checks for and removes expired rule sets from time to

time.

In an alternate embodiment, the redirection server**208**reports all or some selection of session information to the database**206**. This information may then be used for reporting, or additional rule set generation.

System Features Overview

In the present embodiment, each specific user may be limited to, or allowed, specific IP services, such as WWW, FTP and Telnet. This allows a user, for example, WWW access, but not FTP access or Telnet access. A user's access can be dynamically changed by editing the user's database record and commanding the Auto-Navi component of the authentication accounting server**204**to transmit the user's new rule set and current IP address to the redirection server**208**.

A user's access can be "locked" to only allow access to one location, or a set of locations, without affecting other users' access. Each time a locked user attempts to access another location, the redirection server**208**redirects the user to a default location. In such a case, the redirection server**208**acts either as proxy for the destination address, or in the case of WWW traffic the redirection server**208**replies to the user's request with a page containing a redirection command.

A user may also be periodically redirected to a location, based on a period of time or some other condition. For example, the user will first be redirected to a location regardless of what location the user attempts to reach, then permitted to access other locations, but every ten minutes the user is automatically redirected to the first location. The redirection server**208**accomplishes such a rule set by setting an initial temporary rule set to redirect all traffic; after the user accesses the redirected location, the redirection server then either replaces the temporary rule set with the user's standard rule set or removes the rule set altogether from the redirection server**208**. After a certain or variable time period, such as ten minutes, the redirection server**208**reinstates the rule set again.

The following steps describe details of a typical user session:

A user connects to the dial-up network server**102**through computer**100**.

The user inputs user ID and password to the dial-up network server**102**using computer**100**which forwards the information to the authentication accounting server**204**

The authentication accounting server**204**queries database**206**and performs validation check of user ID and password.

Upon a successful user authentication, the dial-up network server**102**completes the negotiation and assigns an IP address to the user. Typically, the authentication accounting server**204**logs the connection in the database**206**.

The Auto-Navi component of the authentication accounting server**204**then sends both the user's rule set (contained in database**206**) and the user's IP address (assigned by the dial-up network server**102**) in real time to the redirection server**208**so that it can filter the user's IP packets.

The redirection server**208**programs the rule set and IP address so as to control (filter, block, redirect, and the like) the user's data as a function of the rule set.

The following is an example of a typical user's rule set, attendant logic and operation:

If the rule set for a particular user (i.e., user UserID-2) was such as to only allow that user to access the web site www.us.com, and permit Telnet services, and redirect all web access from any server at xyz.com to www.us.com, then the logic would be as follows:

The database**206**would contain the following record for user UserID-2:

Search terms may have been found within the contents of this table. Please see the table in the

original document.

the user initiates a session, and sends the correct user ID and password (UserID-2 and secret) to the dial-up network server**102**. As both the user ID and password are correct, the authentication accounting server**204**authorizes the dial-up network server**102**to establish a session. The dial-up network server**102**assigns UserID-2 an IP address (for example,**10.0.0.1**) to the user and passes the IP address to the authentication accounting server**204**.

The Auto-Navi component of the authentication accounting server**204**sends both the user's rule set and the user's IP address (**10.0.0.1**) to the redirection server**208**.

The redirection server**208**programs the rule set and IP address so as to filter and redirect the user's packets according to the rule set. The logic employed by the redirection server**208**to implement the rule set is as follows:

IF source IP-address=**10.0.0.1**AND

(((request type=HTTP) AND (destination address=www.us.com)) OR (request type=Telnet)

) THEN ok

IF source IP-address=**10.0.0.1**AND

((request type=HTTP) AND (destination address=*.xyz.com)

) THEN (redirect=www.us.com)

The redirection server**208**monitors all the IP packets, checking each against the rule set. In this situation, if IP address**10.0.0.1**(the address assigned to user ID UserID-2) attempts to send a packet containing HTTP data (i.e., attempts to connect to port**80**on any machine within the xyz.com domain) the traffic is redirected by the redirection server**208**to www.us.com. Similarly, if the user attempts to connect to any service other then HTTP at www.us.com or Telnet anywhere, the packet will simply be blocked by the redirection server**208**.

When the user logs out or disconnects from the system, the redirection server will remove all remaining rule sets.

The following is another example of a typical user's rule set, attendant logic and operation:

If the rule set for a particular user (i.e., user UserID-3) was to force the user to visit the web site www.widgetsell.com, first, then to have unfettered access to other web sites, then the logic would be as follows:

The database**206**would contain the following record for user UserID-3;

Search terms may have been found within the contents of this table. Please see the table in the original document.

the user initiates a session, and sends the correct user ID and password (UserID-3 and top-secret) to the dial-up network server**102**. As both the user ID and password are correct, the authentication accounting server**204**authorizes the dial-up network server**102**to establish a session. The dial-up network server**102**assigns user ID 3 an IP address (for example,**10.0.0.1**) to the user and passes the IP address to the authentication accounting server**204**.

The Auto-Navi component of the authentication accounting server**204**sends both the user's rule set and the user's IP address (**10.0.0.1**) to the redirection server**208**.

The redirection server**208**programs the rule set and IP address so as to filter and redirect the user's

packets according to the rule set. The logic employed by the redirection server**208**to implement the rule set is as follows:

IF source IP-address=**10.0.0.1**AND

(request type=HTTP) THEN (redirect=www.widgetsell.com)

THEN SET NEW RULE

IF source IP-address=**10.0.0.1**AND

(request type=HTTP) THEN ok.

The redirection server**208**monitors all the IP packets, checking each against the rule set. In this situation, if IP address**10.0.0.1**(the address assigned to user ID UserID-3) attempts to send a packet containing HTTP data (i.e., attempts to connect to port**80**on any machine) the traffic is redirected by the redirection server**208**to www.widgetsell.com. Once this is done, the redirection server**208**will then remove the rule set and the user if free to use the web unmolested.

When the user logs out or disconnects from the system, the redirection server will remove all remaining rule sets.

In an alternate embodiment a user may be periodically redirected to a location, based on the number of other factors, such as the number of locations accessed, the time spent at a location, the types of locations accessed, and other such factors.

A user's account can also be disabled after the user has exceeded a length of time. The authentication accounting server**204**keeps track of user's time online. Prepaid use subscriptions can thus be easily managed by the authentication accounting Server**204**.

In yet another embodiment, signals from the Internet**110**side of redirection server**208**can be used to modify rule sets being used by the redirection server. Preferably, encryption and/or authentication are used to verify that the server or other computer on the Internet**110**side of redirection server**208**is authorized to modify the rule set or rule sets that are being attempted to be modified. An example of this embodiment is where it is desired that a user be redirected to a particular web site until the fill out a questionnaire or satisfy some other requirement on such a web site. In this example, the redirection server redirects a user to a particular web site that includes a questionnaire. After this web site receives acceptable data in all required fields, the web site then sends an authorization to the redirection server that deletes the redirection to the questionnaire web site from the rule set for the user who successfully completed the questionnaire. Of course, the type of modification an outside server can make to a rule set on the redirection server is not limited to deleting a redirection rule, but can include any other type of modification to the rule set that is supported by the redirection server as discussed above.

It will be clear to one skilled in the art that the invention may be implemented to control (block, allow, and redirect) any type of service, such as Telnet, FTP, WWW and the like. The invention is easily programmed to accommodate new services or networks and is not limited to those services and networks (e.g., the Internet) now know in the art.

It will also be clear that the invention may be implemented on a non-IP based networks which implement other addressing schemes, such as IPX, MAC addresses and the like. While the operational environment detailed in the preferred embodiment is that of an ISP connecting users to the Internet, it will be clear to one skilled in the art that the invention may be implemented in any application where control over users' access to a network or network resources is needed, such as a local area network, wide area network and the like. Accordingly, neither the environment nor the communications protocols are limited to those discussed.

ENGLISH-CLAIMS:

Return-to-Top of Patent

What is claimed is:

1. A system comprising:

a database with entries correlating each of a plurality of user IDs with an individualized rule set;

a dial-up network server that receives user IDs from users' computers;

a redirection server connected to the dial-up network server and a public network, and

an authentication accounting server connected to the database, the dial-up network server and the redirection server;

wherein the dial-up network server communicates a first user ID for one of the users' computers and a temporarily assigned network address for the first user ID to the authentication accounting server;

wherein the authentication accounting server accesses the database and communicates the individualized rule set that correlates with the first user ID and the temporarily assigned network address to the redirection server; and

wherein data directed toward the public network from the one of the users' computers are processed by the redirection server according to the individualized rule set.

2. The system of claim 1 , wherein the redirection server further provides control over a plurality of data to and from the users' computers as a function of the individualized rule set.

3. The system of claim 1 , wherein the redirection server further blocks the data to and from the users' computers as a function of the individualized rule set.

4. The system of claim 1 , wherein the redirection server further allows the data to and from the users' computers as a function of the individualized rule set.

5. The system of claim 1 , wherein the redirection server further redirects the data to and from the users' computers as a function of the individualized rule set.

6. The system of claim 1 , wherein the redirection server further redirects the data from the users' computers to multiple destinations as a function of the individualized rule set.

7. The system of claim 1 , wherein the database entries for a plurality of the plurality of users' IDs are correlated with a common individualized rule set.

8. In a system comprising a database with entries correlating each of a plurality of user IDs with an individualized rule set; a dial-up network server that receives user IDs from users' computers; a redirection server connected to the dial-up network server and a public network, and an authentication accounting server connected to the database, the dial-up network server and the redirection server, the method comprising the steps of:

communicating a first user ID for one of the users' computers and a temporarily assigned network address for the first user ID from the dial-up network server to the authentication accounting server;

communicating the individualized rule set that correlates with the first user ID and the temporarily assigned network address to the redirection server from the authentication accounting server;

and processing data directed toward the public network from the one of the users' computers according to the individualized rule set.

9. The method of claim 8 , further including the step of controlling a plurality of data to and from the users' computers as a function of the individualized rule set.

10. The method of claim 8 , further including the step of blocking the data to and from the users' computers as a function of the individualized rule set.

11. The method of claim 8 , further including the step of allowing the data to and from the users' computers as a function of the individualized rule set.

12. The method of claim 8 , further including the step of redirecting the data to and from the users' computers as a function of the individualized rule set.

13. The method of claim 8 , further including the step of redirecting the data from the users' computers to multiple destinations a function of the individualized rule set.

14. The method of claim 8 , further including the step of creating database entries for a plurality of the plurality of users' IDs, the plurality of users' ID further being correlated with a common individualized rule set.

15. A system comprising:

a redirection server programed with a user's rule set correlated to a temporarily assigned network address;

wherein the rule set contains at least one of a plurality of functions used to control passing between the user and a public network;

wherein the redirection server is configured to allow automated modification of at least a portion of the rule set correlated to the temporarily assigned network address; and wherein the redirection server is configured to allow modification of at least a portion of the rule set as a function of some combination of time, data transmitted to or from the user, or location the user access.

16. The system of claim 15 , wherein the redirection server is configured to allow modification of at least a portion of the rule set as a function of time.

17. The system of claim 15 , wherein the redirection server is configured to allow modification of at least a portion of the rule set as a function of the data transmitted to or from the user.

18. The system of claim 15 , wherein the redirection server is configured to allow modification of at least a portion of the rule set as a function of the location or locations the user access.

19. The system of claim 15 , wherein the redirection server is configured to allow the removal or reinstatement of at least a portion of the rule set as a function of time.

20. The system of claim 15 , wherein the redirection server is configured to allow the removal or reinstatement of at least a portion of the rule set as a function of the data transmitted to or from the user.

21. The system of claim 15 , wherein the redirection server is configured to allow the removal or reinstatement of at least a portion of the rule set as a function of the location or locations the user access.

22. The system of claim 15 , wherein the redirection server is configured to allow the removal or reinstatement of at least a portion of the rule set as a function of some combination of time, data transmitted to or from the user, or location or locations the user access.

23. The system of claim 15 , wherein the redirection server has a user side that is connected to a computer using the temporarily assigned network address and a network side connected to a computer network and wherein the computer using the temporarily assigned network address is connected to the computer network through the redirection server.

24. The system of claim 23 wherein instructions to the redirection server to modify the rule set are received by one or more of the user side of the redirection server and the network side of the redirection server.

25. In a system comprising a redirection server containing a user's rule set correlated to a temporarily assigned network address wherein the user's rule set contains at least one of a plurality of functions used to control data passing between the user and a public network; the method comprising the step of:

- -

modifying at least a portion of the user's rule set while the user's rule set remains correlated to the temporarily assigned network address in the redirection server; and wherein the redirection server has a user side that is connected to a computer using the temporarily assigned network address and a network address and a network side connected to a computer network and wherein the computer using the temporarily assigned network address is connected to the computer network through the redirection server and the method further includes the step of receiving instructions by the redirection server to modify at least a portion of the user's rule set through one or more of the user side of the redirection server and the network side of the redirection server.

26. The method of claim 25 , further including the step of modifying at least a portion of the user's rule set as a function of one or more of: time, data transmitted to or from the user, and location or locations the user access.

27. The method of claim 25 , further including the step of removing or reinstating at least a portion of the user's rule set as a function of one or more of: time, the data transmitted to or from the user and the location or locations the user access.

LOAD-DATE: August 11, 2010

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In

1. Facebook Challenges To Three œHuman Relationships Patents, Among Reexamination Requests Filed Week Of FEBRUARY 7th, Patent Law Practice Center, February 18, 2011 Friday 7:33 AM EST, , 895 words, Stefanie Levine

2. Recent patent infringement/false marking cases filed in the Eastern District of Texas, Southeast Texas Record, August 5, 2010 Thursday, 2048 words, Michelle Massey, East Texas Bureau

3. NxStage Medical Reports First Quarter 2007 Results; Company Signs Six Strategic Agreements in Q1 to Drive Growth and Increase Gross Margins , PR Newswire US, May 8, 2007 Tuesday 11:00 AM GMT, , 2229 words, LAWRENCE, Mass. May 8

Source: **News & Business > Combined Sources > News, All (English, Full Text)**
Terms: **6779118 or 6,779,118** (Suggest Terms for My Search)
View: Cite
Date/Time: Thursday, March 1, 2012 - 5:06 PM EST

In

1. Linksmart Wireless Tech., LLC v. T-Mobile USA, Inc., CASE NO. 2:08-CV-264-DF-CE, UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS, MARSHALL DIVISION, 2010 U.S. Dist. LEXIS 65424, June 30, 2010, Decided, June 30, 2010, Filed, Magistrate's recommendation at Linksmart Wireless Tech., LLC v. T-Mobile USA, Inc., 2010 U.S. Dist. LEXIS 101444 (E.D. Tex., Sept. 1, 2010)

   CORE TERMS: user, server, network, redirection, specification, assigned, session, database, individualized, invention ...

2. Ex parte LINKSMART WIRELESS TECHNOLOGY, LLC (U.S. Patent 6,779,118), Appeal 2011-009566 Reexamination 90/009,301 Technology Center 3900, Board of Patent Appeals and Interferences, 2011 Pat. App. LEXIS 21572, August 23, 2011, Decided

   CORE TERMS: server, redirection, user, network, examiner, authentication, individualized, credential, database, teach ...

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- Remove some search terms.
- Use more common search terms, such as those listed in "Suggested Words and Concepts."
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- Use "OR" in between terms to search for one term or the other.

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In

PTO/SB/57 (02-09)
Approved for use through 02/28/2013. OMB 0651-0064
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

(Also referred to as FORM PTO-1465)

REQUEST FOR *EX PARTE* REEXAMINATION TRANSMITTAL FORM

Address to:
Mail Stop *Ex Parte* Reexam
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attorney Docket No.: 10101-002RX

Date: February 17, 2012

1. ☒ This is a request for *ex parte* reexamination pursuant to 37 CFR 1.510 of patent number 6,779,118 issued Aug. 17, 2004. The request is made by:
   ☐ patent owner. ☒ third party requester.

2. ☒ The name and address of the person requesting reexamination is:
   Jerry Turner Sewell
   1803 Broadway, Apt. 301
   Nashville, Tennessee 37203-2761

3. ☐ a. A check in the amount of $_____ is enclosed to cover the reexamination fee, 37 CFR 1.20(c)(1);
   ☐ b. The Director is hereby authorized to charge the fee as set forth in 37 CFR 1.20(c)(1) to Deposit Account No. _____ ; **or**
   ☒ c. Payment by credit card. Payment is being submitted via EFS-Web.

4. ☐ Any refund should be made by ☐ check or ☐ credit to Deposit Account No. _____ 37 CFR 1.26(c). If payment is made by credit card, refund must be to credit card account.

5. ☒ A copy of the patent to be reexamined having a double column format on one side of a separate paper is enclosed. 37 CFR 1.510(b)(4)

6. ☐ CD-ROM or CD-R in duplicate, Computer Program (Appendix) or large table
   ☐ Landscape Table on CD

7. ☐ Nucleotide and/or Amino Acid Sequence Submission
   If applicable, items a. – c. are required.
   a. ☐ Computer Readable Form (CRF)
   b. Specification Sequence Listing on:
      i. ☐ CD-ROM (2 copies) or CD-R (2 copies); **or**
      ii. ☐ paper
   c. ☐ Statements verifying identity of above copies

8. ☐ A copy of any disclaimer, certificate of correction or reexamination certificate issued in the patent is included.

9. ☒ Reexamination of claim(s) 2-7, 9-14, 16-24, and 26-27 is requested.

10. ☒ The two patents relied upon are listed on attached form PTO/SB/42.

11. ☐ An English language translation of all necessary and pertinent non-English language patents and/or printed publications is included.

12. [X] The attached detailed request includes at least the following items:

a. A statement identifying each substantial new question of patentability based on prior patents and printed publications. 37 CFR 1.510(b)(1)
b. An identification of every claim for which reexamination is requested, and a detailed explanation of the pertinency and manner of applying the cited art to every claim for which reexamination is requested. 37 CFR 1.510(b)(2).

13. [ ] A proposed amendment is included (only where the patent owner is the requester). 37 CFR 1.510(e)

14. [X] a. It is certified that a copy of this request (if filed by other than the patent owner) has been served in its entirety on the patent owner as provided in 37 CFR 1.33(c).
The name and address of the party served and the date of service are:

Hershkovitz & Associates, LLC

2845 Duke Street

Alexandria VA 22314

Date of Service: February 17, 2012; **or**

[ ] b. A duplicate copy is enclosed because service on patent owner was not possible. An explanation of the efforts made to serve patent owner **is attached**. See MPEP 2220.

15. Correspondence Address: Direct all communications about the reexamination to:

[ ] The address associated with Customer Number:

OR

[X] Firm or Individual Name Jerry Turner Sewell

Address

1803 Broadway, Apt. 301

City Nashville	State TN	Zip 37203-2761
Country US		
Telephone 949.433.2849	Email jerry@jtslaw.com	

16. [X] The patent is currently the subject of the following concurrent proceeding(s):

[ ] a. Copending reissue Application No.

[X] b. Copending reexamination Control No. 90/009,301

[ ] c. Copending Interference No.

[X] d. Copending litigation styled:
See Request for Reexamination

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/Jerry Turner Sewell/
Authorized Signature

February 17, 2012
Date

Jerry Turner Sewell
Typed/Printed Name

31,567
Registration No.

[ ] For Patent Owner Requester
[X] For Third Party Requester

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patentees	:	Koichiro Ikudome et al.
Pat. No.	:	6,779,118
Issued	:	August 17, 2004
For	:	USER SPECIFIC AUTOMATIC DATA REDIRECTION SYSTEM
Art Unit	:	3992
Examiner	:	Sam Rimell

REQUEST FOR EX PARTE REEXAMINATION

Mail Stop Ex Parte Reexam
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Jerry Turner Sewell ("Requestor") respectfully submits the following request for *ex parte* reexamination of U.S. Pat. No. 6,779,118 to Ikudome et al. ("the '118 patent"). Pursuant to 35 U.S.C. § 302 and 37 C.F.R. § 1.510(b), Requestor provides the following statement identifying each substantial new question of patentability raised in this request, identifying the claims for which reexamination is requested, and explaining in detail the pertinency and manner of applying the cited art to the claims for which reexamination is requested.

TABLE OF CONTENTS

I. INTRODUCTION

Requestor respectfully submits this request for reexamination of **Claims 2-7, 9-14, 16-24, and 26-27** of U.S. Pat. No. 6,779,118 to Ikudome et al. ("the '118 patent"). A copy of the '118 patent is submitted herewith via EFS-Web. As explained in detail below, the aforementioned claims of the '118 patent are rendered obvious by **U.S. Pat. No. 6,088,451 to He et al. ("He et al.") in view of U.S. Pat. No. 6,233,686 to Zenchelsky et al. ("Zenchelsky") and admissions** in the Background section of the '118 patent (**"Admitted Prior Art"**).

This combination of art presents a substantial new question of patentability that warrants *ex parte* reexamination. In a currently pending reexamination, No. 90/009,301 (the "Pending Reexamination"), the Board of Patent Appeals and Interferences (the "Board") entered a new ground of rejection, finding that independent Claims 1, 8, 15, and 25 (the "independent claims") were obvious over He et al. in view of Zenchelsky and Admitted Prior Art. However, regarding the original dependent claims 2-7, 9-14, 16-24, and 26-27 (the "original dependent claims"),[1] the Board held that "the rejection of the other claims on appeal is REVERSED," although the rest of the Board decision suggested that those original dependent claims were unpatentable, as explained in detail below.

By well understood law, the dependent claims should have fallen with the independent claims rejected by the Board. Furthermore, none of the original dependent claims include subject matter that would make patentable the otherwise obvious independent claims. Thus, the record of the Pending Reexamination strongly suggests that the dependent claims are unpatentable over He et al. in view of Zenchelsky and Admitted Prior Art. This presents a substantial question of their patentability.

Furthermore, **no party has considered the patentability of these claims in view of this combination of references**. The Examiner never considered whether those claims were patentable over He et al., Zenchelsky and Admitted Prior Art; Patent Owner never argued that the claims were patentable over those references; and the

Board never addressed those claims. Accordingly, the substantial question of the patentability of the dependent claims presented herein is new and ripe for reexamination.

II. CONTENT OF THE REQUEST

In accordance with 37 C.F.R. § 1.510 and MPEP § 2214, Requestor submits the following in connection with this request for reexamination:

(1) A statement pointing out each substantial new question of patentability is included in Section I.

(2) An identification of every claim for which reexamination is requested is included in Section I. A detailed explanation of the pertinency and manner of applying the cited prior art is included in Section VI.

(3) Copies of the patents or printed publications relied upon or referred to above are not included per MPEP § 2218, because Requestor only relies on U.S. patents, U.S. patent publications, and/or copending reexamination proceedings.

(4) A copy of the entire '118 patent is included with this request.

(5) A certification that a copy of the request has been served on the patent owner is included in Section VII.

III. COPENDING LITIGATION

There are four lawsuits involving the '118 patent:

(1) Linksmart Wireless Technology, LLC v. TJ Hospitality Ltd, No. 2:10-cv-00277 (E.D. Tex. July 28, 2010).

(2) Linksmart Wireless Technology, LLC v. Cisco Systems, Inc., No. 2:08-cv-00304 (E.D. Tex. August 4, 2008).

(3) Linksmart Wireless Technology, LLC v. SBC Internet Services, Inc., No. 2:08-cv-00385 (E.D. Tex. Oct. 9, 2008).

(4) Linksmart Wireless Technology, LLC v. T-Mobile USA, Inc., No. 2:08-cv-00264 (E.D. Tex. July 1, 2008).

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[1] Reexamination is not requested on new claims added during the Pending Reexamination.

IV. THE '118 PATENT AND THE PENDING REEXAMINATION

The '118 patent generally relates to "a database system for use in dynamically redirecting and filtering Internet traffic." *Col.* 1 *ll.* 11-13. The request for reexamination in the Pending Reexamination discusses the subject matter of the patent, so such a discussion is omitted here. The patent includes 27 original claims, of which Claims 1, 8, 15, and 25 are independent, and Claims 2-7, 9-14, 16-24, and 26-27 are dependent. Reexamination is requested only on the original dependent claims, because the original independent claims were already considered and found unpatentable in the Pending Reexamination.

In the Pending Reexamination, the Examiner issued a final rejection on August 2, 2010, rejecting all the claims of the '118 patent as being obvious over He et al. in view of Zenchelsky. Patent Owner appealed to the Board.

In its appeal brief, Patent Owner presented no substantial arguments for any of the original dependent claims other than Claims 5-6. Instead, the appeal brief merely stated that those claims were patentable "for the same reasons as" the corresponding independent claims, "as well as on their own merits." *Appeal Brief* at 23, 26, 29 (Feb. 2, 2011).[2]

The Board, in its decision of August 23, 2011, only considered the patentability of the independent claims. Although it disagreed with the Examiner and found the independent claims patentable over He et al. and Zenchelsky, the Board continued and entered a new ground of rejection, finding the independent claims obvious over He et al. in view of Zenchelsky and Admitted Prior Art from the background section of the '118 patent. *Board Decision* at 10 (August 23, 2011) (hereinafter *Decision*). In particular, the Board found, with regard to the feature of a redirection server in Claim 1, that "those in the art were familiar with redirection (and how to do it) at least in a world-wide web context," *id.* at 9, and that "redirection would have been an obvious extension

[2] During prosecution of the Pending Reexamination, the Patent Owner added numerous new claims. The new claims are not at issue in the present request for reexamination, so they are not discussed here.

of blocking," *id.* at 10. Regarding Claim 25, the Board further found that the blocking of websites "as a function of some combination of time, data transmitted to or from the user, or location the user accesses" would have been obvious. *Id.* at 9.

The Board did not address the original dependent claims in its decision. Indeed, the Board introduced the appeal by noting that Claim 1 was "broadly representative of the claims on appeal." *Id.* at 2. Because the Board found Claim 1 unpatentable, this strongly suggested that the original dependent claims were also unpatentable. Nevertheless, the Board's holding stated, with regard to the original dependent claims, that "the rejection of the other claims on appeal is REVERSED." *Id.* at 10.

In summary, neither the Examiner nor the Patent Owner nor the Board gave any reasons why the original dependent claims were patentable over He et al. in view of Zenchelsky and Admitted Prior Art.[3]

V. THE SUBSTANTIAL NEW QUESTION OF PATENTABILITY HAS NOT BEEN HERETOFORE CONSIDERED IN ANY PRIOR PROCEEDING

MPEP §2242(I) states:

> For "a substantial new question of patentability" to be present, it is only necessary that:...(B) the same question of patentability as to the claim has not been decided by the Office in a previous examination or pending reexamination of the patent or in a final holding of invalidity by the Federal Courts in a decision on the merits involving the claim.

Requestor believes that a substantial new question of patentability is presented as to original dependent Claims 2-7, 9-14, 16-24, and 26-27, by the combination of He et al., Zenchelsky, and Admitted Prior Art. This is so despite the fact that the Board considered this same combination of references with respect to independent Claims 1, 15, and 25, because **neither the Examiner nor the Patent Owner nor the Board considered the combination of references with respect to the original dependent**

[3] Although Claims 5 and 6 were separately argued by the Patent Owner, it is sufficiently clear that the patentability of those claims was not considered by the Board. The Board decision never explicitly addressed the Patent Owner's arguments for Claims 5 or 6, and the only functionality added by Claims 5 and 6 relates to redirection functionality, which the Board already found to be an "obvious extension" of prior art.

claims. For at least these reasons, the question of whether the original dependent claims are patentable in view of He et al., Zenchelsky, and Admitted Prior Art has never been considered. Accordingly, the substantial question of patentability presented herein is new.

A. <u>In Order for the Board to Consider Patentability of a Dependent Claim, the Patent Owner Must Separately Argue the Dependent Claim</u>

It is long-standing law that when an appellant does not separately argue the patentability of dependent claims, then those dependent claims stand or fall together with the independent claims.

This rule is acknowledged in the Patent Office's rules and procedures. 37 C.F.R. § 41.37(c)(1)(vii) (2004) ("Notwithstanding any other provision of this paragraph, the failure of appellant to separately argue claims which appellant has grouped together shall constitute a waiver of any argument that the Board must consider the patentability of any grouped claims separately."); *id.* ("A statement which merely points out what a claim recites will not be considered an argument for separate patentability of claim."); *id.* ("Any claim argued separately should be placed under a subheading identifying the claim by number. Claims argued as a group should be placed under a subheading identifying the claims by number."); MPEP § 1205.02 (8th ed. Rev. 8, July 2010) (discussing an example where each claim must have its own subheading when being argued separately under 37 C.F.R. § 41.37(c)(1)(vii).

Years of case law further support the position that unargued dependent claims stand or fall with the independent claims, in the contexts of both the Board and the Federal Circuit. *In re McDaniel*, 293 F.3d 1379, 1382-1385 (Fed. Cir. 2002) (affirming Board's decision that group of claims fell together when representative claim of the group was properly rejected); *In re Nielson*, 816 F.2d 1567, 1572 (Fed. Cir. 1987) (affirming Board's holding that dependent claims stood or fell with independent claim); *In re King*, 801 F.2d 1324, 1325 (Fed. Cir. 1986) ("The three claims depending from claim one are not argued separately and therefore stand or fall with that claim."); *In re Sernaker*, 702 F.2d 989, 991 (Fed. Cir. 1983) ("Since neither of the parties argue separately the patentability of each of the rejected claims, the dependent claims will

stand or fall with [the] independent claims..."); *In re Kaslow*, 707 F.2d 1366, 1376 (Fed. Cir. 1983) ("Since the claims are not separately argued, they all stand or fall together."); *In re Burckel*, 592 F.2d 1175, 1178-79 (C.C.P.A. 1979) ("[A]ppellant has chosen not to argue separately the patentability of each of the rejected claims. Therefore, [the] dependent claims...will stand or fall with [the independent claim].") (citing *In re Hellsund*, 474 F.2d 1307 (C.C.P.A. 1973); *In re Herbert*, 461 F.2d 1390 (C.C.P.A. 1972)); *see also In re Dance,* 160 F.3d 1339, 1340 n.2 (Fed. Cir. 1998) (stating that all claims stand or fall together with the independent claim because the applicant did argue the merits of the dependent claims separately or attempt to distinguish them from the prior art).

Further, it is insufficient to just include the claims under separate heading and "merely 'point out what the claims recite and then assert that there [was] no corresponding combination of steps taught or suggested in the applied references." *In re Lovin*, 652 F.3d 1349, 1356 (Fed. Cir. 2011) (quoting the Board's decision for the application at issue); *accord* 37 C.F.R. § 41.37(c)(1)(vii) (2004).

B. <u>The Patent Owner Waived Separate Arguments for the Original Dependent Claims, and the Board Did Not Actually Consider Separate Arguments</u>

The Examiner rejected the claims of the '118 patent during the Pending Reexamination over He et al. in view of Zenchelsky. The Examiner did not apply the Admitted Prior Art in the rejections prior to the appeal to the Board. Thus, the Examiner never considered the question of whether the claims were patentable over that combination of references.

The Patent Owner made no independent arguments for the original dependent claims other than Claims 5-6, in its appeal of the final rejection in the Pending Reexamination. *Appeal Brief* at 23, 26, 29. Thus, in accordance with the law recited above, Patent Owner waived any separate arguments for patentability as to the original dependent claims.

The Board found the independent claims to be obvious in view of He et al., Zenchelsky, and Admitted Prior Art. *Decision* at 8-10. Furthermore, the Board observed that that Claim 1 was "broadly representative of the claims on appeal."

Id. At 2. Taken together, and given the long-standing law that dependent claims not independently argued will stand or fall with the independent claims, the analysis in the Board decision strongly suggests that the original dependent claims are unpatentable.

Nevertheless, the Board's final holding stated, with regard to the original dependent claims, that "the rejection of the other claims on appeal is REVERSED." *Id.* at 10. This apparently suggested to the Examiner that the Board confirmed the patentability of the original dependent claims, and resulted in a Notice of Intent to Issue a Reexamination Certificate dated January 6, 2012, that indicated that the original dependent claims were patentable.

The Board's holding appears to be in tension with the Board's analysis with respect to the original dependent claims. The Board's decision begins on page 1 with the following statement:

> DECISION ON APPEAL
> 37 C.F.R. § 41.50(a) and (b)
>
> The appellant (LWT) seeks review under 35 U.S.C. 134(b) of the final rejection of claims 1-47 in its Ikudome patent.[1] The rejection is AFFIRMED in part and REVERSED in part with a new ground of rejection.

This statement conflicts with the stated holding at the end of the opinion.

Despite the resulting ambiguity regarding whether the original dependent claims fell with the corresponding independent claims, it is clear that the Board did not consider whether the original dependent claims were patentable on their own merit over He et al. in view of Zenchelsky and Admitted Prior Art.

C. <u>The Examiner did not Consider the Patentability of the Dependent Claims in View of He et al., Zenchelsky, and Admitted Prior Art Before Issuing the Notice of Intent to Issue Ex Parte Reexamination Certificate</u>

In the January 6, 2012 Notice of Intent to Issue Ex Parte Reexamination Certificate, the Examiner stated as the reason for confirming the patentability of the

dependent claims is the Board Decision reversing the Examiner's rejection of the claims. For example, with respect to Claims 2-7 and 9-14, the Examiner states:

> The Board of Appeals and Interferences Decision of August 23, 2011 indicate the proposed rejection of these claims has been reversed (decision at page 10). No proposed new grounds of rejection are indicated. The remaining prior art of record has been considered and not found to raise further issues beyond those issues already addressed by the Board of Patent Appeals and Interferences. Accordingly, claims 2-7 and 9-14 are affirmed.

The Examiner's stated reasons for affirming the patentability of dependent Claims 16-23, dependent Claim 24 and dependent Claims 26-27 include the same wording. It appears that the Examiner's sole basis for affirming the patentability of dependent Claims 2-7, 9-14, 16-24 and 26-27 is a determination that the reversal of the rejection of those claims by the Board mandated an allowance of the claims in view of the art considered by the Board in the Decision. In particular, the Examiner did not consider the patentability of the claims in view of He et al., Zenchelsky and Admitted Prior Art. Rather, the Examiner only considered the remaining prior art of record prior to issuing the Notice of Intent.

Accordingly, the question of whether the original dependent claims are patentable in view of He et al., Zenchelsky, and Admitted Prior Art was never argued by the Patent Owner, was not considered by the Board and was not considered by any examiner in the Patent Office. Accordingly, the patentability of the original dependent claims over He et al. in view of Zenchelsky and Admitted Prior art is a new question ripe for consideration in this requested reexamination.

VI. THE CLAIMS OF THE '118 PATENT ARE OBVIOUS OVER HE ET AL. IN VIEW OF ZENCHELSKY AND ADMITTED PRIOR ART, THUS RAISING A SUBSTANTIAL NEW QUESTION OF PATENTABILITY

For at least the reasons presented below, the original dependent claims of the '118 patent are unpatentable under 35 U.S.C. § 103. Thus, Requestor has raised a substantial new question of patentability.

A. Claims 2-7 Are Obvious over He et al. in view of Zenchelsky and Admitted Prior Art

Claims 2-7 are rendered obvious by He et al., in view of Zenchelsky and Admitted Prior Art. To show this, Requestor first demonstrates that the elements common to claims 2-7 (namely, the elements of Claim 1) were obvious in view of the above art, and next shows that none of the additional features recited in Claims 2-7 overcome the obviousness of the common elements.

Requestor notes that the Board has already determined that the elements in Claim 1 are obvious in view of He et al., Zenchelsky and Admitted Prior Art. Because the elements of Claim 1 are incorporated into dependent Claims 2-7, Requestor is including the following discussion regarding the obviousness of the elements of Claim 1 to provide a complete discussion of the obviousness of Claims 2-7.

1. Elements Common to Claims 2-7 and Taught by He et al.

He et al. teaches the following elements common to Claims 2-7. These arguments correspond to the findings made by the Examiner in the Pending Reexamination.

He et al. teaches a system comprising:

A database with entries correlating each of a plurality of user IDs with an individualized rule set: He et al. teaches a database 210 in Figure 10, and that "The authentication server 202 can maintain a database of records for the user accounts in the registration database 210. Each record of a user account generally comprises the following information:...The user identifier...The list of user credentials." *Col.* 16 *ll.* 50-61. The list of user credentials corresponds to the individualized rule set.

A dial-up network server that receives user IDs from users' computers: He et al. teaches a dial up server 1002 in Figure 10, and that "The user uses a user element 102 and initiates the authentication process by requesting to send a request message to the authentication server 202. The request message contains the user identifier presented to the authentication server 202 for user network authentication." *Col.* 17 *ll.* 55-60.

A redirection server connected to the dial-up network server and a public network: He et al. teaches a credential server 204 in Figure 10, that connects to the dial up server 1002 and to a public network 106. Although He et al. may not disclose redirection (as discussed in detail below), the credential server corresponds in all other respects to the redirection server.

An authentication accounting server connected to the database, the dial-up network server and the redirection server: He et al. teaches an authentication server 202 in Figure 10 that connects to the dial up server 1002 and to the credential server 204 via the public network 106.

Wherein the dial-up network server communicates a first user ID for one of the users' computers…for the first user ID to the authentication accounting server: He et al. teaches that "(1) The user dials into the dial-up server. The server authenticates the user based on anyone of the available mechanisms in the module. (2) The dial-up server invokes the Kerberos client process and uses the user identifier and password to authenticate the user to the network." *Col.* 31 *ll.* 1-9. He et al. further teaches that "The authentication server 202 is responsible for the authentication of network users to network elements, and vice versa." *Col.* 11 *ll.* 54-56. Thus, He et al. teaches that the dial-up network server communicates a first user ID for one of the users' computers to the authentication accounting server.

Wherein the authentication accounting server accesses the database and communicates the individualized rule set that correlates with the first user ID…to the redirection server: He et al. teaches that "Upon receiving the user request message, the authentication server 202 uses the user identifier in the message to look up the user registration database 210 and retrieves a record corresponding to that user (user record). A response message is prepared by the authentication server 202 and sent back to the user. The response message contains a general ticket for the user to communicate with the credential server 204." *Col.* 17 *l.* 61-*col.* 18 *l.* 1. Thus, He et al. teaches that the authentication accounting server accesses the database. He et al. teaches that credentials are passed from database 210 to credential server 204, so

He et al. teaches that the authentication accounting server communicates the individualized rule set that correlates with the first user ID to the redirection server.

Wherein data directed toward the public network from the one of the users' computers are processed by the redirection server according to the individualized rule set: He et al. teaches that "By presenting the correct secret key to the local access control system, the user authenticates his/her identity to the network. The correctness of the user-supplied secret key is verified through the process of decrypting the response message. It is the ability to retrieve the ticket in the message that allows the user to proceed with the network access control process to access network resources and information." *Col.* 18 *ll.* 24-31. Thus, He et al. teaches that data directed toward the public network from the one of the users' computers are processed by the redirection server according to the user credentials, which correspond to the individualized rule set.

2. Elements Common to Claims 2-7 and Taught by Either Zenchelsky or Admitted Prior Art

He et al. may not explicitly teach the following elements common to Claims 2-7, but these elements would have been obvious to one of ordinary skill in the art in view of either Zenchelsky or Admitted Prior Art:

Wherein the dial-up network server communicates…a temporarily assigned network address for the first user ID to the authentication accounting server and **wherein the authentication accounting server… communicates…the temporarily assigned network address to the redirection server**: Zenchelsky establishes the well known nature of assigning temporary IP address to user at session login. *Col.* 1, *ll.* 30-35. col. 1. Zenchelsky further teaches the well known nature of having source and destination addresses encoded into communication packets as necessary to facilitate communication between source and destination. *Col.* 1 *ll.* 60-64. It would have been obvious to one of ordinary skill in the art to modify He et al. to provide a temporary IP address to a user node and to additionally encode communications packets with source and destination address as necessary to facilitate communication through a switched packet network as taught by Zenchelsky.

A redirection server that performs redirection: In the Pending Reexamination, the Board has already stated that it would have been obvious at the time of the invention to modify He et al. to perform redirection as well as permitting or denying access to the user, based on Admitted Prior Art from the Background section of the '118 patent. The Board stated that "redirection is an obvious extension of the use of a control to block the user." *Decision* at 9. Thus, the Admitted Prior Art renders obvious a redirection server that performs redirection.

For at least the foregoing reasons, the limitations common to Claims 2-7 are rendered obvious by He et al. in combination with Zenchelsky and Admitted Prior Art.

3. Individual Limitations of Claims 2-7

No additional limitation in any of Claims 2-7 renders any of those claims patentable over the limitations shown to be obvious for the reasons above.

Regarding **Claim 2**: In addition to the limitations rendered obvious as explained above, He et al. teaches that **the redirection server further provides control over a plurality of data to and from the users' computers as a function of the individualized rule set**. He et al. teaches that "Based on the user identifier, the credential server 204 will retrieve the list of user credentials from the registration database 210 and enclose the list in a credential ticket. The credential ticket is sent back in a response message and will be used for the user to communicate with the network element access server 206." *Col.* 19 *ll.* 2-11. The credential server corresponds to the redirection server and the user credentials correspond to an individualized rule set, so He et al. teaches that the redirection server provides control over data to and from users' computers as a function of an individualized rule set.

Regarding **Claim 3**: In addition to the limitations rendered obvious as explained above, He et al. teaches that **the redirection server further blocks the data to and from the users' computers as a function of the individualized rule set**. As explained with respect to Claim 2, He et al. teaches that the credential server 204 retrieves user credentials which correspond to an individualized rule set that controls access to the network elements 104. Thus, the network elements 104 which cannot be accessed in accordance with the user credentials are inherently blocked from access.

He et al. also teaches that "Any attempts by the user to try to make any changes to the ticket, intentional or unintentional, will be detected by the network element access server when it is used for communications with the server 106 and, therefore, would void the ticket and make it useless. This is to prevent the user from modifying the list of certified user credentials as well as other information in the ticket to gain unauthorized network access rights." *Col.* 19 *ll.* 24-31.

Regarding **Claim 4**: In addition to the limitations rendered obvious as explained above, He et al. teaches that **the redirection server further allows the data to and from the users' computers as a function of the individualized rule set**. As explained with respect to Claim 2, the credential server 204 retrieves user credentials which correspond to an individualized rule set that controls access to the network elements 104. Data exchange occurs between accessed network elements 104.

Regarding **Claim 5**: In addition to the limitations rendered obvious as explained above, the Admitted Prior Art teaches that **the redirection server further redirects the data to and from the users' computers as a function of the individualized rule set**. In the Pending Reexamination, the Board has already stated that it would have been obvious at the time of the invention to modify He et al. to perform redirection as well as permitting or denying access to the user, based on Admitted Prior Art from the Background section of the '118 patent. The Board stated that "redirection is an obvious extension of the use of a control to block the user." *Decision* at 9. Thus, the Admitted Prior Art renders obvious that the redirection server further redirects the data to and from the users' computers as a function of the individualized rule set.

Regarding **Claim 6**: In addition to the limitations rendered obvious as explained above, the Admitted Prior Art teaches that **the redirection server further redirects the data from the users' computers to multiple destinations as a function of the individualized rule set**. In the Pending Reexamination, the Board has already stated that it would have been obvious at the time of the invention to modify He et al. to perform redirection as well as permitting or denying access to the user, based on Admitted Prior Art from the Background section of the '118 patent. The Board stated that "redirection is an obvious extension of the use of a control to block the user."

Decision at 9. Thus, the Admitted Prior Art renders obvious that the redirection server further redirects the data to and from the users' computers to multiple destinations as a function of the individualized rule set.

Regarding **Claim 7**: In addition to the limitations rendered obvious as explained above, He et al. teaches that **the database entries for a plurality of the plurality of users' IDs are correlated with a common individualized rule set**. He et al. teaches that user credentials "may also be established based on the current obligations or roles the user plays in the network. For example, the organization that consists of a department number and a location code can reflect the current responsibility the users have in their job and, therefore, can be used as the user credentials to determine the access rights for the users to access network elements." *Col.* 13 *ll.* 34-40. Since multiple users may have the same role in the network, He et al. at least renders obvious that the database entries for a plurality of user ID's may be correlated with common user credentials, which correspond with individualized rule sets.

B. Claims 9-14 Are Obvious over He et al. in view of Zenchelsky and Admitted Prior Art

Claims 9-14 are rendered obvious by He et al., in view of Zenchelsky and Admitted Prior Art. To show this, Requestor first demonstrates that the elements common to claims 9-14 (namely, the elements of Claim 8) were obvious in view of the above art, and next shows that none of the additional features recited in Claims 9-14 overcome the obviousness of the common elements.

Requestor notes that the Board has already determined that the elements in Claim 8 are obvious in view of He et al., Zenchelsky and Admitted Prior Art. Because the elements of Claim 8 are incorporated into dependent Claims 9-14, Requestor is including the following discussion regarding the obviousness of the elements of Claim 8 to provide a complete discussion of the obviousness of Claims 9-14.

1. Elements Common to Claims 9-14 and Taught by He et al.

He et al. teaches the following elements common to Claims 9-14. These arguments correspond to the findings made by the Examiner in the Pending Reexamination.

He et al. teaches a system comprising:

a database with entries correlating each of a plurality of user IDs with an individualized rule set: He et al. teaches a database 210 in Figure 10, and that "The authentication server 202 can maintain a database of records for the user accounts in the registration database 210. Each record of a user account generally comprises the following information:...The user identifier...The list of user credentials." *Col.* 16 *ll.* 50-61. The list of user credentials corresponds to the individualized rule set.

A dial up network server that receives user IDs from users' computers: He et al. teaches a dial up server 1002 in Figure 10, and that "The user uses a user element 102 and initiates the authentication process by requesting to send a request message to the authentication server 202. The request message contains the user identifier presented to the authentication server 202 for user network authentication." *Col.* 17 *ll.* 55-60.

A redirection server connected to the dial-up network server and a public network: He et al. teaches a credential server 204 in Figure 10 that connects to the dial up server 1002 and a public network 106. Although He et al. may not disclose redirection (as discussed in detail below), the credential server corresponds in all other respects to the redirection server.

An authentication accounting server connected to the database, the dial-up network server and the redirection server: He et al. teaches the authentication server 202 in Figure 10, that connects to the dial up server 1002 and the credential server 204 via the public network 106.

With respect to the system, He et al. teaches a method comprising the steps of:

Communicating a first user ID for one of the users' computers...from the dial-up network server to the authentication accounting server: He et al. teaches that "(1) The user dials into the dial-up server. The server authenticates the user based on anyone of the available mechanisms in the module. (2) The dial-up server invokes the Kerberos client process and uses the user identifier and password to authenticate the user to the network." *Col.* 31 *ll.* 1-9. He et al. further teaches that "The authentication server 202 is responsible for the authentication of network users to

network elements, and vice versa." *Col.* 11 *ll.* 54-56. Thus, He et al. teaches that the dial-up network server communicates a first user ID for one of the users' computers to the authentication accounting server.

Communicating the individualized rule set that correlates with the first user ID…to the redirection server from the authentication accounting server: He et al. teaches that "Upon receiving the user request message, the authentication server 202 uses the user identifier in the message to look up the user registration database 210 and retrieves a record corresponding to that user (user record). A response message is prepared by the authentication server 202 and sent back to the user. The response message contains a general ticket for the user to communicate with the credential server 204." *Col.* 17 *l.* 61-*col.* 18 *l.* 1. Thus, He et al. teaches that the authentication accounting server accesses the database. He et al. teaches that credentials are passed from the database 210 to the credential server 204, so He et al. teaches that the authentication accounting server communicates the individualized rule set that correlates with the first user ID to the redirection server.

Processing data directed toward the public network from the one of the users' computers according to the individualized rule set: He et al. teaches that "By presenting the correct secret key to the local access control system, the user authenticates his/her identity to the network. The correctness of the user-supplied secret key is verified through the process of decrypting the response message. It is the ability to retrieve the ticket in the message that allows the user to proceed with the network access control process to access network resources and information." *Col.* 18 *ll.* 24-31. Thus, He et al. teaches that data directed toward the public network from the one of the users' computers are processed by the redirection server according to the user credentials, which correspond to the individualized rule set.

2. <u>Elements Common to Claims 9-14 and Taught by Further Art</u>

He et al. may not explicitly teach the following elements common to Claims 9-14, but these elements would have been obvious to one of ordinary skill in the art in view of either Zenchelsky or Admitted Prior Art:

Communicating…a temporarily assigned network address for the first user ID from the dial-up network server to the authentication accounting server and **communicating…the temporarily assigned network address to the redirection server from the authentication accounting server**: Zenchelsky establishes the well known nature of assigning temporary IP address to user at session login. *Col.* 1, *ll.* 30-35. col. 1. Zenchelsky further teaches the well known nature of having source and destination address encoded into communication packets as necessary to facilitate communication between source and destination. *Col.* 1 *ll.* 60-64. It would have been obvious to one of ordinary skill in the art to modify He et al. to provide a temporary IP address to a user node and additionally encode communications packets with source and destination address as necessarily to facilitate communication through a switched packet network as taught by Zenchelsky.

A redirection server that performs redirection: In the Pending Reexamination, the Board has already stated that it would have been obvious at the time of the invention to modify He et al. to perform redirection as well as permitting or denying access to the user, based on Admitted Prior Art from the Background section of the '118 patent. The Board stated that "redirection is an obvious extension of the use of a control to block the user." *Decision* at 9. Thus, the Admitted Prior Art renders obvious a redirection server that performs redirection.

Thus, for at least the foregoing reasons, the limitations common to Claims 9-14 are rendered obvious by He et al. in combination with Zenchelsky and Admitted Prior Art.

3. <u>Individual Limitations of Claims 9-14</u>

None of the additional limitations of Claims 9-14 render any of those claims patentable over the limitations shown to be obvious for the reasons above.

Regarding **Claim 9**: In addition to the limitations rendered obvious as explained above, He et al. teaches **the step of controlling a plurality of data to and from the users' computers as a function of the individualized rule set**. He et al. teaches that "Based on the user identifier, the credential server 204 will retrieve the list of user credentials from the registration database 210 and enclose the list in a credential ticket.

The credential ticket is sent back in a response message and will be used for the user to communicate with the network element access server 206." *Col.* 19 *ll.* 2-11. The credential server corresponds to the redirection server and the user credentials correspond to an individualized rule set, so He et al. teaches the step of controlling data to and from users' computers as a function of an individualized rule set.

Regarding **Claim 10**: In addition to the limitations rendered obvious as explained above, He et al. teaches **the step of blocking the data to and from the users' computers as a function of the individualized rule set**. As explained with respect to Claim 9, He et al. teaches that the credential server 204 retrieves user credentials which correspond to an individualized rule set that controls access to the network elements 104. Thus, the network elements 104 which cannot be accessed in accordance with the user credentials are inherently blocked from access. He et al. also teaches that "Any attempts by the user to try to make any changes to the ticket, intentional or unintentional, will be detected by the network element access server when it is used for communications with the server 106 and, therefore, would void the ticket and make it useless. This is to prevent the user from modifying the list of certified user credentials as well as other information in the ticket to gain unauthorized network access rights." *Col.* 19 *ll.* 24-31.

Regarding **Claim 11**: In addition to the limitations rendered obvious as explained above, He et al. teaches **the step of allowing the data to and from the users' computers as a function of the individualized rule set**. As explained with respect to Claim 9, the credential server 204 retrieves user credentials which correspond to an individualized rule set that controls access to the network elements 104. Data exchange occurs between accessed network elements 104.

Regarding **Claim 12**: In addition to the limitations rendered obvious as explained above, the Admitted Prior Art teaches **the step of redirecting the data to and from the users' computers as a function of the individualized rule set**. In the Pending Reexamination, the Board has already stated that it would have been obvious at the time of the invention to modify He et al. to perform redirection as well as permitting or denying access to the user, based on Admitted Prior Art from the Background section of

the '118 patent. The Board stated that "redirection is an obvious extension of the use of a control to block the user." *Decision* at 9. Thus, the Admitted Prior Art renders obvious the step of redirecting the data to and from the users' computers as a function of the individualized rule set.

Regarding **Claim 13**: In addition to the limitations rendered obvious as explained above, the Admitted Prior Art teaches **the step of redirecting the data from the users' computers to multiple destinations a function of the individualized rule set**. In the Pending Reexamination, the Board has already stated that it would have been obvious at the time of the invention to modify He et al. to perform redirection as well as permitting or denying access to the user, based on Admitted Prior Art from the Background section of the '118 patent. The Board stated that "redirection is an obvious extension of the use of a control to block the user." *Decision* at 9. Thus, the Admitted Prior Art renders obvious the step of redirecting the data to and from the users' computers to multiple destinations as a function of the individualized rule set.

Regarding **Claim 14**: The method of claim 8, in addition to the limitations rendered obvious as explained above, He et al. teaches **the step of creating database entries for a plurality of the plurality of users' IDs, the plurality of users' ID further being correlated with a common individualized rule set**. He et al. teaches that user credentials "may also be established based on the current obligations or roles the user plays in the network. For example, the organization that consists of a department number and a location code can reflect the current responsibility the users have in their job and, therefore, can be used as the user credentials to determine the access rights for the users to access network elements." *Col.* 13 *ll.* 34-40. Since multiple users may have the same role in the network, He et al. at least renders obvious the step of creating database entries for a plurality of user ID's may be correlated with common user credentials, which correspond with individualized rule sets.

C. Claims 16-24 Are Obvious over He et al. in view of Zenchelsky and Admitted Prior Art

Claims 16-24 are rendered obvious by He et al., in view of Zenchelsky and Admitted Prior Art. To show this, Requestor first demonstrates that the elements

common to claims 16-24 (namely, the elements of Claim 15) were obvious in view of the above art, and next shows that none of the additional features recited in Claims 16-24 overcome the obviousness of the common elements.

Requestor notes that the Board has already determined that the elements in Claim 15 are obvious in view of He et al., Zenchelsky and Admitted Prior Art. Because the elements of Claim 15 are incorporated into dependent Claims 16-24, Requestor is including the following discussion regarding the obviousness of the elements of Claim 15 to provide a complete discussion of the obviousness of Claims 16-24.

1. Elements Common to Claims 16-24 and Taught by He et al.

He et al. teaches the following elements common to Claims 16-24. These arguments correspond to the findings made by the Examiner in the Pending Reexamination.

He et al. teaches a system comprising:

a redirection server programmed with a user's rule set: He et al. teaches a credential server 204 in Figure 10, and that "Based on the user identifier, the credential server 204 will retrieve the list of user credentials from the registration database 210 and enclose the list in a credential ticket." *Col.* 19 *ll.* 2-5. Alternatively, providing access by the credential server to the database containing the rule set can constitute being programmed with the rule set.

wherein the rule set contains at least one of a plurality of functions used to control data passing between the user and a public network: He et al. teaches a "list of user credentials. This list shall reflect the most recent changes to the privilege set for the user. The privilege set can be built on previous achievements or credit history." *Col.* 16 *ll.* 61-64. As explained previously, the user credentials correspond to a rule set. He et al. also teaches that "By presenting the correct secret key to the local access control system, the user authenticates his/her identity to the network. The correctness of the user-supplied secret key is verified through the process of decrypting the response message. It is the ability to retrieve the ticket in the message that allows the user to proceed with the network access control process to access network resources and information." *Col.* 18 *ll.* 24-31. Thus, He et al. teaches that passing

between the user and the public network is controlled according to the user credentials, which correspond to the rule set.

wherein the redirection server is configured to allow automated modification of at least a portion of the rule set: He et al. teaches that "It is desirable that a database tool be provided for the system security administrator to create, delete, disable and modify a user account. Such a tool should provide a user-friendly interface to aid the system security administrator to effectively and conveniently manage user accounts." *Col.* 17 *ll.* 19-23. Thus, He et al. teaches a redirection server configured to allow automated modification of a portion of a rule set.

wherein the redirection server is configured to allow automated modification of at least a portion of the rule set as a function of some combination of time, data transmitted to or from the user, or location the user access *[sic]*: He et al. teaches that "It is desirable that a database tool be provided for the system security administrator to create, delete, disable and modify a user account. Such a tool should provide a user-friendly interface to aid the system security administrator to effectively and conveniently manage user accounts." *Col.* 17 *ll.* 19-23. Thus, He et al. teaches a redirection server configured to allow automated modification of a portion of a rule set. He et al. also teaches a "maximum lifetime of each authentication," *col.* 17 *l.* 13, and since any portion of the user account can be modified, the length of the "lifetime" can be modified. Alternatively, since the modification can be made at any time, the modification can occur "as a function of time". The "data transmitted" and "location" are optional recitations, and thus do not carry patentable weight in the current claim (MPEP 2106, Section C). It is also noted that the phrase "some combination" does not necessarily require two or more of the elements to be present. For example, a subcombination could be a combination that invokes only one of the elements recited.

2. <u>Elements Common to Claims 16-24 and Taught by Further Art</u>

He et al. may not explicitly teach the following elements common to Claims 16-24, but these elements would have been obvious to one of ordinary skill in the art in view of either Zenchelsky or Admitted Prior Art:

a user's rule set correlated to a temporarily assigned network address: Zenchelsky establishes the well known nature of assigning temporary IP address to user at session login. *Col.* 1, *ll.* 30-35. col. 1. Zenchelsky further teaches the well known nature of having source and destination address encoded into communication packets as necessary to facilitate communication between source and destination. *Col.* 1 *ll.* 60-64. It would have been obvious to one of ordinary skill in the art to modify He et al. to provide a temporary IP address to a user node and additionally encode communications packets with source and destination address as necessarily to facilitate communication through a switched packet network as taught by Zenchelsky.

A redirection server that performs redirection: In the Pending Reexamination, the Board has already stated that it would have been obvious at the time of the invention to modify He et al. to perform redirection as well as permitting or denying access to the user, based on Admitted Prior Art from the Background section of the '118 patent. The Board stated that "redirection is an obvious extension of the use of a control to block the user." *Decision* at 9. Thus, the Admitted Prior Art renders obvious a redirection server that performs redirection.

For at least the foregoing reasons, the limitations common to Claims 16-24 are rendered obvious by He et al. in combination with Zenchelsky and Admitted Prior Art.

3. <u>Individual Limitations of Claims 16-24</u>

None of the additional limitations of Claims 16-24 render any of those claims patentable over the limitations shown to be obvious for the reasons above.

Regarding **Claim 16**: In addition to the limitations rendered obvious as explained above, He et al. teaches that **the redirection server is configured to allow modification of at least a portion of the rule set as a function of time**. He et al. teaches that "It is desirable that a database tool be provided for the system security administrator to create, delete, disable and modify a user account. Such a tool should provide a user-friendly interface to aid the system security administrator to effectively and conveniently manage user accounts." *Col.* 17 *ll.* 19-23. Thus, He et al. teaches a redirection server configured to allow modification of a portion of a rule set. He et al. also teaches a "maximum lifetime of each authentication," *col.* 17 *l.* 13, and since any

portion of the user account can be modified, the length of the "lifetime" can be modified. Alternatively, since the modification can be made at any time, the modification can occur "as a function of time."

Regarding **Claim 17**: In addition to the limitations rendered obvious as explained above, He et al. teaches that **the redirection server is configured to allow modification of at least a portion of the rule set as a function of the data transmitted to or from the user**. He et al. teaches that "It is desirable that a database tool be provided for the system security administrator to create, delete, disable and modify a user account. Such a tool should provide a user-friendly interface to aid the system security administrator to effectively and conveniently manage user accounts." *Col.* 17 *ll.* 19-23. The system administrator must provide data in order to effect these modifications. Thus, the redirection server is configured to allow modification of a portion of the rule set as a function of data transmitted from a user, namely the system administrator.

Regarding **Claim 18**: In addition to the limitations rendered obvious as explained above, He et al. teaches that **the redirection server is configured to allow modification of at least a portion of the rule set as a function of the location or locations the user access** *[sic]*. He et al. teaches that "It is desirable that a database tool be provided for the system security administrator to create, delete, disable and modify a user account. Such a tool should provide a user-friendly interface to aid the system security administrator to effectively and conveniently manage user accounts." *Col.* 17 *ll.* 19-23. The administrator must access the location of the database tool to use the tool. Thus, the redirection server is configured to allow modification of a portion of a rule set as a function of a location accessed by a user, namely the system administrator.

Regarding **Claim 19**: In addition to the limitations rendered obvious as explained above, He et al. teaches that **the redirection server is configured to allow the removal or reinstatement of at least a portion of the rule set as a function of time**. He et al. teaches that "It is desirable that a database tool be provided for the system security administrator to create, delete, disable and modify a user account. Such a tool

should provide a user-friendly interface to aid the system security administrator to effectively and conveniently manage user accounts." *Col.* 17 *ll.* 19-23. Thus, He et al. teaches a redirection server configured to allow removal or reinstatement of a portion of a rule set. He et al. also teaches a "maximum lifetime of each authentication," *col.* 17 *l.* 13, and since any portion of the user account can be modified, the length of the "lifetime" can be modified. Alternatively, since the modification can be made at any time, the modification can occur "as a function of time."

Regarding **Claim 20**: In addition to the limitations rendered obvious as explained above, He et al. teaches that **the redirection server is configured to allow the removal or reinstatement of at least a portion of the rule set as a function of the data transmitted to or from the user**. He et al. teaches that "It is desirable that a database tool be provided for the system security administrator to create, delete, disable and modify a user account. Such a tool should provide a user-friendly interface to aid the system security administrator to effectively and conveniently manage user accounts." *Col.* 17 *ll.* 19-23. The system administrator must provide data in order to effect these modifications. Thus, the redirection server is configured to allow removal or reinstatement of a portion of the rule set as a function of data transmitted from a user, namely the system administrator.

Regarding **Claim 21**: In addition to the limitations rendered obvious as explained above, He et al. teaches that **the redirection server is configured to allow the removal or reinstatement of at least a portion of the rule set as a function of the location or locations the user access** *[sic]*. He et al. teaches that "It is desirable that a database tool be provided for the system security administrator to create, delete, disable and modify a user account. Such a tool should provide a user-friendly interface to aid the system security administrator to effectively and conveniently manage user accounts." *Col.* 17 *ll.* 19-23. The administrator must access the location of the database tool to use the tool. Thus, the redirection server is configured to allow removal or reinstatement of a portion of a rule set as a function of a location accessed by a user, namely the system administrator.

Regarding **Claim 22**: In addition to the limitations rendered obvious as explained above, He et al. teaches that **the redirection server is configured to allow the removal or reinstatement of at least a portion of the rule set as a function of some combination of time, data transmitted to or from the user, or location or locations the user access** *[sic]*. He et al. teaches that "It is desirable that a database tool be provided for the system security administrator to create, delete, disable and modify a user account. Such a tool should provide a user-friendly interface to aid the system security administrator to effectively and conveniently manage user accounts." *Col.* 17 *ll.* 19-23. Thus, He et al. teaches a redirection server configured to allow removal or reinstatement of a portion of a rule set. He et al. also teaches a "maximum lifetime of each authentication," *col.* 17 *l.* 13, and since any portion of the user account can be removed or reinstated, the length of the "lifetime" can be removed or reinstated. Alternatively, since the removal or reinstatement can be made at any time, the removal or reinstatement can occur "as a function of time". The "data transmitted" and "location" are optional recitations, and thus do not carry patentable weight in the current claim (MPEP 2106, Section C). It is also noted that the phrase "some combination" does not necessarily require two or more of the elements to be present. For example, a subcombination could be a combination that invokes only one of the elements recited.

Regarding **Claim 23**: In addition to the limitations rendered obvious as explained above, He et al. teaches that **the redirection server has a user side that is connected to a computer and a network side connected to a computer network and wherein the computer is connected to the computer network through the redirection server**. He et al. teaches a credential server 204 in Figure 10 that connects to a dial-up user through the dial-up server 1002. Thus, He et al. teaches a redirection server, namely a credential server, with a user side connected to a computer. He et al. also teaches that the credential server 204 is connected to the interconnection network 106. Thus, He et al. teaches the redirection server having a network side connected to a computer network.

Furthermore, He et al. teaches that "User credential/privilege control requires that the credential server 204 be relied upon to provide and certify the user credential

information to be presented to a network element 104 for the local access control system to make further access decisions on network resources and information." *Col.* 18 *ll.* 34-38. Thus, He et al. teaches that the computer is connected to the computer network, namely the network elements, through the redirection server.

Although He et al. may not teach that **the redirection server is connected to a computer using the temporarily assigned network address**, Zenchelsky renders obvious a temporarily assigned network address. Zenchelsky establishes the well known nature of assigning temporary IP address to user at session login. *Col.* 1, *ll.* 30-35. col. 1. Zenchelsky further teaches the well known nature of having source and destination address encoded into communication packets as necessary to facilitate communication between source and destination. *Col.* 1 *ll.* 60-64. It would have been obvious to one of ordinary skill in the art to modify He et al. to provide a temporary IP address to a user node and additionally encode communications packets with source and destination address as necessarily to facilitate communication through a switched packet network as taught by Zenchelsky.

Regarding **Claim 24**: In addition to the limitations rendered obvious as explained above, He et al. teaches that **instructions to the redirection server to modify the rule set are received by one or more of the user side of the redirection server and the network side of the redirection server**. He et al. teaches that "It is desirable that a database tool be provided for the system security administrator to create, delete, disable and modify a user account. Such a tool should provide a user-friendly interface to aid the system security administrator to effectively and conveniently manage user accounts." *Col.* 17 *ll.* 19-23. A system security administrator is a type of user, and He et al. shows users presenting input to the network, in Figure 10. Accordingly, instructions transmitted from a network administrator originate at terminal 102 and proceed through the user side elements 1002, 1004 as well as the network side element 106.

D. Claims 26-27 Are Obvious over He et al. in view of Zenchelsky and Admitted Prior Art

Claims 26-27 are rendered obvious by He et al., in view of Zenchelsky and Admitted Prior Art. To show this, Requestor first demonstrates that the elements common to claims 26-27 (namely, the elements of Claim 25) were obvious in view of the above art, and next shows that none of the additional features recited in Claims 26-27 overcome the obviousness of the common elements.

Requestor notes that the Board has already determined that the elements in Claim 25 are obvious in view of He et al., Zenchelsky and Admitted Prior Art. Because the elements of Claim 25 are incorporated into dependent Claims 26-27, Requestor is including the following discussion regarding the obviousness of the elements of Claim 25 to provide a complete discussion of the obviousness of Claims 26-27.

1. Elements Common to Claims 26-27 and Taught by He et al.

He et al. teaches the following elements common to Claims 26-27. These arguments correspond to the findings made by the Examiner in the Pending Reexamination.

He et al. teaches a system that comprises:

A redirection server containing a user's rule set: He et al. teaches a credential server 204 in Figure 10, and that "Based on the user identifier, the credential server 204 will retrieve the list of user credentials from the registration database 210 and enclose the list in a credential ticket." *Col.* 19 *ll.* 2-5. When the credential server 204 retrieves the user credentials, it contains that particular rule set. Alternatively, providing access by the credential server to the database containing the rule set can constitute the server containing the rule set as a result of direct access.

Wherein the user's rule set contains at least one of a plurality of functions used to control data passing between the user and a public network: He et al. teaches a "list of user credentials. This list shall reflect the most recent changes to the privilege set for the user. The privilege set can be built on previous achievements or credit history." *Col.* 16 *ll.* 61-64. As explained previously, the user credentials correspond to a rule set. He et al. also teaches that "By presenting the correct secret

key to the local access control system, the user authenticates his/her identity to the network. The correctness of the user-supplied secret key is verified through the process of decrypting the response message. It is the ability to retrieve the ticket in the message that allows the user to proceed with the network access control process to access network resources and information." *Col.* 18 *ll.* 24-31. Thus, He et al. teaches that passing between the user and the public network is controlled according to the user credentials, which correspond to the rule set.

Modifying at least a portion of the user's rule set while the user's rule set remains correlated to the temporarily assigned network address in the redirection server: He et al. teaches that "It is desirable that a database tool be provided for the system security administrator to create, delete, disable and modify a user account. Such a tool should provide a user-friendly interface to aid the system security administrator to effectively and conveniently manage user accounts." *Col.* 17 *ll.* 19-23. Thus, He et al. teaches a redirection server configured to allow modification of a portion of a rule set.

Wherein the redirection server has a user side that is connected to a computer and a network side connected to a computer network wherein the computer is connected to the computer network through the redirection server: He et al. teaches the credential server 204 in Figure 10 that connects to a dial-up user through a dial-up server 1002. Thus, He et al. teaches a redirection server, namely a credential server, with a user side connected to a computer. He et al. also teaches that the credential server 204 is connected to an interconnection network 106. Thus, He et al. teaches the redirection server having a network side connected to a computer network.

Furthermore, He et al. teaches that "User credential/privilege control requires that the credential server 204 be relied upon to provide and certify the user credential information to be presented to a network element 104 for the local access control system to make further access decisions on network resources and information." *Col.* 18 *ll.* 34-38. Thus, He et al. teaches that the computer is connected to the computer network, namely the network elements, through the redirection server.

The method further includes the step of receiving instructions by the redirection server to modify at least a portion of the user's rule set through one or more of the user side of the redirection server and the network side of the redirection server: He et al. teaches that "It is desirable that a database tool be provided for the system security administrator to create, delete, disable and modify a user account. Such a tool should provide a user-friendly interface to aid the system security administrator to effectively and conveniently manage user accounts." *Col.* 17 *ll.* 19-23. Thus, He et al. teaches receiving instructions by the redirection server to modify a portion of a user's rule set. Figure 10 illustrates that users present input to the network, and a network administrator is also a user. Accordingly, instructions transmitted from a network administrator originate at a terminal 102 and proceed through the user side elements 1002, 1004 as well as the network side element 106.

2. Elements Common to Claims 26-27 and Taught by Further Art

He et al. may not explicitly teach the following elements common to Claims 26-27, but these elements would have been obvious to one of ordinary skill in the art in view of either Zenchelsky or Admitted Prior Art:

A user's rule set correlated to a temporarily assigned network address and that **the redirection server is connected to a computer using the temporarily assigned network address and a network address**: Zenchelsky establishes the well known nature of assigning temporary IP address to user at session login. *Col.* 1, *ll.* 30-35. Zenchelsky further teaches the well known nature of having source and destination addresses encoded into communication packets as necessary to facilitate communication between source and destination. *Col.* 1 *ll.* 60-64. It would have been obvious to one of ordinary skill in the art to modify He et al. to provide a temporary IP address to a user node and additionally encode communications packets with source and destination address as necessarily to facilitate communication through a switched packet network as taught by Zenchelsky.

Note that a computer address is not a physical object, and thus is not physically connected to anything.

A redirection server that performs redirection: In the Pending Reexamination, the Board has already stated that it would have been obvious at the time of the invention to modify He et al. to perform redirection as well as permitting or denying access to the user, based on Admitted Prior Art from the Background section of the '118 patent. The Board stated that "redirection is an obvious extension of the use of a control to block the user." *Decision* at 9. Thus, the Admitted Prior Art renders obvious a redirection server that performs redirection.

For at least the foregoing reasons, the limitations common to Claims 26-27 are rendered obvious by He et al. in combination with Zenchelsky and Admitted Prior Art.

3. Individual Limitations of Claims 26-27

None of the additional limitations of Claims 26-27 render any of those claims patentable over the limitations shown to be obvious for the reasons above.

Regarding **Claim 26**: in addition to the limitations rendered obvious as explained above, He et al. teaches **the step of modifying at least a portion of the user's rule set as a function of one or more of: time, data transmitted to or from the user, and location or locations the user access** *[sic]*. He et al. teaches that "It is desirable that a database tool be provided for the system security administrator to create, delete, disable and modify a user account. Such a tool should provide a user-friendly interface to aid the system security administrator to effectively and conveniently manage user accounts." *Col.* 17 *ll.* 19-23. Thus, He et al. teaches modifying a portion of a rule set. He et al. also teaches a "maximum lifetime of each authentication," *col.* 17 *l.* 13, and since any portion of the user account can be modified, the length of the "lifetime" can be modified. Alternatively, since the modification can be made at any time, the modification can occur "as a function of time". The "data transmitted" and "location" are optional recitations, and thus do not carry patentable weight in the current claim (MPEP 2106, Section C).

Regarding **Claim 27**: In addition to the limitations rendered obvious as explained above, He et al. teaches **the step of removing or reinstating at least a portion of the user's rule set as a function of one or more of: time, the data transmitted to or from the user, and a location or locations the user access** *[sic]*. He et al. teaches

that "It is desirable that a database tool be provided for the system security administrator to create, delete, disable and modify a user account. Such a tool should provide a user-friendly interface to aid the system security administrator to effectively and conveniently manage user accounts." *Col.* 17 *ll.* 19-23. Thus, He et al. teaches a redirection server configured to allow removal or reinstatement of a portion of a rule set. He et al. also teaches a "maximum lifetime of each authentication," *col.* 17 *l.* 13, and since any portion of the user account can be removed or reinstated, the length of the "lifetime" can be removed or reinstated. Alternatively, since the removal or reinstatement can be made at any time, the removal or reinstatement can occur "as a function of time". The "data transmitted" and "location" are optional recitations, and thus do not carry patentable weight in the current claim (MPEP 2106, Section C).

VII. CONCLUSION

For the foregoing reasons, Requestor has identified a substantial new question of the patentability of Claims 2-7, 9-14, 16-24, and 26-27 of the '118 patent based on He et al. in view of Zenchelsky and Admitted Prior Art. The references render Claims 2-7, 9-14, 16-24, and 26-27 obvious, thus raising a substantial question of patentability. The question of patentability is new because no party in the Pending Reexamination has considered the dependent claims with respect to the aforementioned art. Accordingly, Requestor requests that a reexamination be ordered for Claims 2-7, 9-14, 16-24, and 26-27 of U.S. Pat. No. 6,779,118 to Ikudome et al.

Respectfully submitted,

Dated: February 17, 2012

By: /Jerry Turner Sewell/
Jerry Turner Sewell
Registration No. 31,567
949-433-2849

VIII. CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 1.510(b)(5) and 37 C.F.R. § 1.33(c), I hereby certify that on February 17, 2012, a complete copy of this ex parte reexamination request, including the accompanying transmittal and all exhibits, are being served via First Class U.S. Mail upon the current attorneys of record for the Patent Owner:

Hershkovitz & Associates, LLC
2845 Duke Street
Alexandria VA 22314

By: /Jerry Turner Sewell/
Jerry Turner Sewell

Doc Code: IDS
Document Description: Information Disclosure Statement filed

PTO/SB/42 (07-09)
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37 CFR 1.501 INFORMATION DISCLOSURE CITATION IN A PATENT (Sheet 1 of 1)	Docket Number (Optional) 10101-002RX	Patent Number 6,779,118
	Applicant Ikudome et al.	
	Issue Date August 17, 2004	Art Unit 3621

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6,088,451	07/11/2000	He et al.	380	25	06/28/1996
	US 6233686 B1	05/15 2001	Zenchelsky et al.	713	201	01/17/1997

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	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES	TRANSLATION NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER	DATE CONSIDERED

This collection of information is required by 37 CFR 1.501. 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, 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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US006779118B1

(12) **United States Patent**
Ikudome et al.

(10) **Patent No.: US 6,779,118 B1**
(45) **Date of Patent: Aug. 17, 2004**

(54) **USER SPECIFIC AUTOMATIC DATA REDIRECTION SYSTEM**

(75) Inventors: **Koichiro Ikudome**, Arcadia, CA (US); **Moon Tai Yeung**, Alhambra, CA (US)

(73) Assignee: **Auriq Systems, Inc.**, Pasadena, CA (US)

(*) Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 U.S.C. 154(b) by 0 days.

(21) Appl. No.: **09/295,966**

(22) Filed: **Apr. 21, 1999**

Related U.S. Application Data

(60) Provisional application No. 60/084,014, filed on May 4, 1998.

(51) **Int. Cl.**[7] **G06F 12/14**
(52) **U.S. Cl.** **713/201**
(58) **Field of Search** 713/200, 201, 713/202, 165, 168, 193; 709/229; 380/200, 201, 230; 340/825.31, 825.34; 705/57, 58

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* cited by examiner

Primary Examiner—Pierre Elisca
(74) *Attorney, Agent, or Firm*—Christie, Parker & Hale, LLP

(57) **ABSTRACT**

A data redirection system for redirecting user's data based on a stored rule set. The redirection of data is performed by a redirection server, which receives the redirection rule sets for each user from an authentication and accounting server, and a database. Prior to using the system, users authenticate with the authentication and accounting server, and receive a network address. The authentication and accounting server retrieves the proper rule set for the user, and communicates the rule set and the user's address to the redirection server. The redirection server then implements the redirection rule set for the user's address. Rule sets are removed from the redirection server either when the user disconnects, or based on some predetermined event. New rule sets are added to the redirection server either when a user connects, or based on some predetermined event.

27 Claims, 1 Drawing Sheet

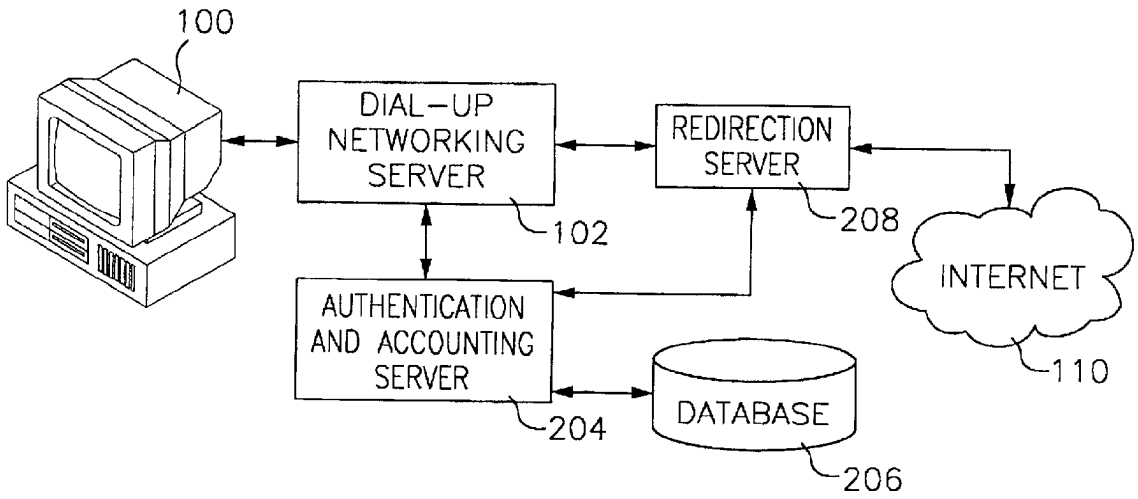


FIG. 1

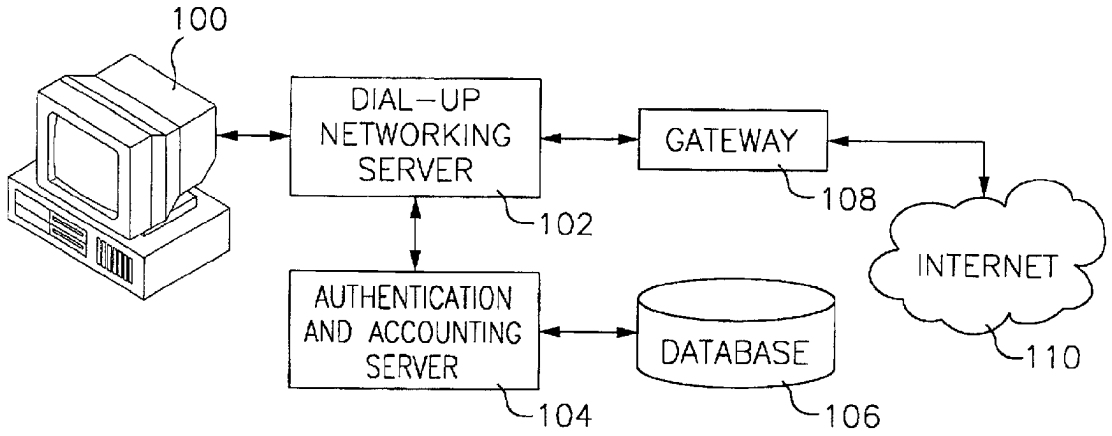
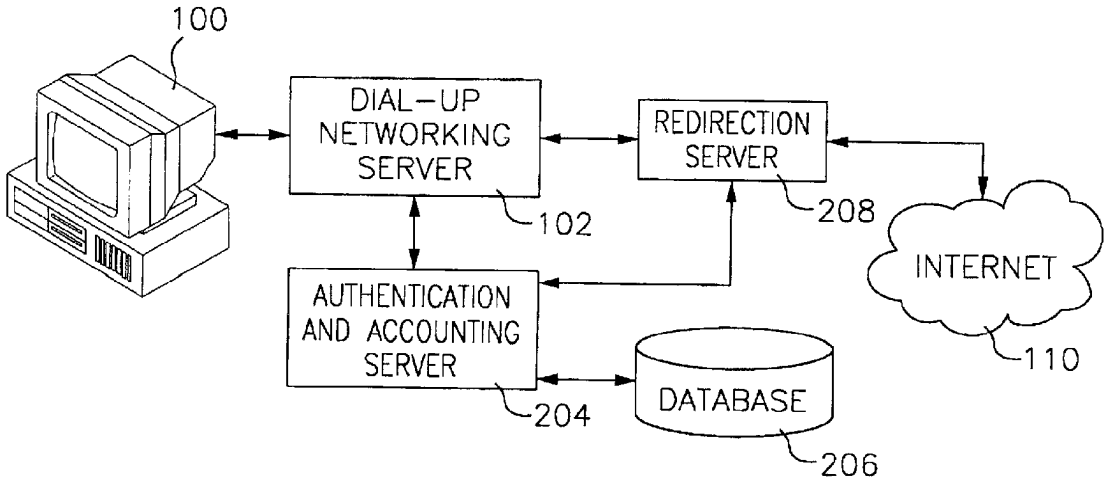

100
DIAL-UP NETWORKING SERVER
102
GATEWAY
108
INTERNET
110
AUTHENTICATION AND ACCOUNTING SERVER
104
DATABASE
106

FIG. 2


100
DIAL-UP NETWORKING SERVER
102
REDIRECTION SERVER
208
INTERNET
110
AUTHENTICATION AND ACCOUNTING SERVER
204
DATABASE
206

USER SPECIFIC AUTOMATIC DATA REDIRECTION SYSTEM

RELATED APPLICATION

This application claims priority of U.S. Provisional Application No. 60/084,014 filed May 4, 1998, the disclosure of which is incorporated fully herein by reference.

FIELD OF THE INVENTION

This invention relates to the field of Internet communications, more particularly, to a database system for use in dynamically redirecting and filtering Internet traffic.

BACKGROUND OF THE INVENTION

In prior art systems as shown in FIG. **1** when an Internet user establishes a connection with an Internet Service Provider (ISP), the user first makes a physical connection between their computer **100** and a dial-up networking server **102**, the user provides to the dial-up networking server their user ID and password. The dial-up networking server then passes the user ID and password, along with a temporary Internet Protocol (IP) address for use by the user to the ISP's authentication and accounting server **104**. A detailed description of the IP communications protocol is discussed in *Internetworking with TCP/IP*, 3rd ed., Douglas Comer, Prentice Hall, 1995, which is fully incorporated herein by reference. The authentication and accounting server, upon verification of the user ID and password using a database **106** would send an authorization message to the dial-up networking server **102** to allow the user to use the temporary IP address assigned to that user by the dial-up networking server and then logs the connection and assigned IP address. For the duration of that session, whenever the user would make a request to the Internet **110** via a gateway **108**, the end user would be identified by the temporarily assigned IP address.

The redirection of Internet traffic is most often done with World Wide Web (WWW) traffic (more specifically, traffic using the HTTP (hypertext transfer protocol)). However, redirection is not limited to WWW traffic, and the concept is valid for all IP services. To illustrate how redirection is accomplished, consider the following example, which redirects a user's request for a WWW page (typically an html (hypertext markup language) file) to some other WWW page. First, the user instructs the WWW browser (typically software running on the user's PC) to access a page on a remote WWW server by typing in the URL (universal resource locator) or clicking on a URL link. Note that a URL provides information about the communications protocol, the location of the server (typically an Internet domain name or IP address), and the location of the page on the remote server. The browser next sends a request to the server requesting the page. In response to the user's request, the web server sends the requested page to the browser. The page, however, contains html code instructing the browser to request some other WWW page—hence the redirection of the user begins. The browser then requests the redirected WWW page according to the URL contained in the first page's html code. Alternately, redirection can also be accomplished by coding the page such that it instructs the browser to run a program, like a Java applet or the like, which then redirects the browser. One disadvantage with current redirection technology is that control of the redirection is at the remote end, or WWW server end—and not the local, or user end. That is to say that the redirection is performed by the remote server, not the user's local gateway.

Filtering packets at the Internet Protocol (IP) layer has been possible using a firewall device or other packet filtering device for several years. Although packet filtering is most often used to filter packets coming into a private network for security purposes, once properly programed, they can filter outgoing packets sent from users to a specific destination as well. Packet filtering can distinguish, and filter based on, the type of IP service contained within an IP packet. For example, the packet filter can determine if the packet contains FTP (file transfer protocol) data, WWW data, or Telnet session data. Service identification is achieved by identifying the terminating port number contained within each IP packet header. Port numbers are standard within the industry to allow for interoperability between equipment. Packet filtering devices allow network administrators to filter packets based on the source and/or destination information, as well as on the type of service being transmitted within each IP packet. Unlike redirection technology, packet filtering technology allows control at the local end of the network connection, typically by the network administrator. However, packet filtering is very limited because it is static. Once packet filtering rule sets are programed into a firewall or other packet filter device, the rule set can only be changed by manually reprogramming the device.

Packet filter devices are often used with proxy server systems, which provide access control to the Internet and are most often used to control access to the world wide web. In a typical configuration, a firewall or other packet filtering device filters all WWW requests to the Internet from a local network, except for packets from the proxy server. That is to say that a packet filter or firewall blocks all traffic originating from within the local network which is destined for connection to a remote server on port **80** (the standard WWW port number). However, the packet filter or firewall permits such traffic to and from the proxy server. Typically, the proxy server is programed with a set of destinations that are to be blocked, and packets destined for blocked addresses are not forwarded. When the proxy server receives a packet, the destination is checked against a database for approval. If the destination is allowed, the proxy server simply forwards packets between the local user and the remote server outside the firewall. However, proxy servers are limited to either blocking or allowing specific system terminals access to remote databases.

A recent system is disclosed in U.S. Pat. No. 5,696,898. This patent discloses a system, similar to a proxy server, that allows network administrators to restrict specific IP addresses inside a firewall from accessing information from certain public or otherwise uncontrolled databases (i.e., the WWW/Internet). According to the disclosure, the system has a relational database which allows network administrators to restrict specific terminals, or groups of terminals, from accessing certain locations. Similarly limited as a proxy server, this invention can only block or allow terminals' access to remote sites. This system is also static in that rules programmed into the database need to be reprogramming in order to change which locations specific terminals may access.

SUMMARY OF THE INVENTION

The present invention allows for creating and implementing dynamically changing rules, to allow the redirection, blocking, or allowing, of specific data traffic for specific users, as a function of database entries and the user's activity. In certain embodiments according to the present invention, when the user connects to the local network, as in the prior art system, the user's ID and password are sent to

the authentication accounting server. The user ID and password are checked against information in an authentication database. The database also contains personalized filtering and redirection information for the particular user ID. During the connection process, the dial-up network server provides the authentication accounting server with the IP address that is going to be temporarily assigned to the user. The authentication accounting server then sends both the user's temporary IP address and all of the particular user's filter and redirection information to a redirection server. The IP address temporarily assigned to the end user is then sent back to the end user for use in connecting to the network.

Once connected to the network, all data packets sent to, or received by, the user include the user's temporary IP address in the IP packet header. The redirection server uses the filter and redirection information supplied by the authentication accounting server, for that particular IP address, to either allow packets to pass through the redirection server unmolested, block the request all together, or modify the request according to the redirection information.

When the user terminates the connection with the network, the dial-up network server informs the authentication accounting server, which in turn, sends a message to the redirection server telling it to remove any remaining filtering and redirection information for the terminated user's temporary IP address. This then allows the dial-up network to reassign that IP address to another user. In such a case, the authentication accounting server retrieves the new user's filter and redirection information from the database and passes it, with the same IP address which is now being used by a different user, to the redirection server. This new user's filter may be different from the first user's filter.

BRIEF DESCRIPTION OF THE DRAWINGS

FIG. **1** is a block diagram of a typical Internet Service Provider environment.

FIG. **2** is a block diagram of an embodiment of an Internet Service Provider environment with integrated redirection system.

DETAILED DESCRIPTION OF THE INVENTION

In the following embodiments of the invention, common reference numerals are used to represent the same components. If the features of an embodiment are incorporated into a single system, these components can be shared and perform all the functions of the described embodiments.

FIG. **2**. shows a typical Internet Service Provider (ISP) environment with integrated user specific automatic data redirection system. In a typical use of the system, a user employs a personal computer (PC) **100**, which connects to the network. The system employs: a dial-up network server **102**, an authentication accounting server **204**, a database **206** and a redirection server **208**.

The PC **100** first connects to the dial-up network server **102**. The connection is typically created using a computer modem, however a local area network (LAN) or other communications link can be employed. The dial-up network server **102** is used to establish a communications link with the user's PC **100** using a standard communications protocol. In the preferred embodiment Point to Point Protocol (PPP) is used to establish the physical link between the PC **100** and the dial-up network server **102**, and to dynamically assign the PC **100** an IP address from a list of available addresses. However, other embodiments may employ different communications protocols, and the IP address may also be permanently assigned to the PC **100**. Dial-up network servers **102**, PPP and dynamic IP address assignment are well known in the art.

An authentication accounting server with Auto-Navi component (hereinafter, authentication accounting server) **204** is used to authenticate user ID and permit, or deny, access to the network. The authentication accounting server **204** queries the database **206** to determine if the user ID is authorized to access the network. If the authentication accounting server **204** determines the user ID is authorized, the authentication accounting server **204** signals the dial-up network server **102** to assign the PC **100** an IP address, and the Auto-Navi component of the authentication accounting server **204** sends the redirection server **208** (**1**) the filter and redirection information stored in database **206** for that user ID and (**2**) the temporarily assigned IP address for the session. One example of an authentication accounting server is discussed in U.S. Pat. No. 5,845,070, which is fully incorporated here by reference. Other types of authentication accounting servers are known in the art. However, these authentication accounting servers lack an Auto-Navi component.

The system described herein operates based on user Id's supplied to it by a computer. Thus the system does not "know" who the human being "user" is at the keyboard of the computer that supplies a user ID. However, for the purposes of this detailed description, "user" will often be used as a short hand expression for "the person supplying inputs to a computer that is supplying the system with a particular user ID."

The database **206** is a relational database which stores the system data. FIG. **3** shows one embodiment of the database structure. The database, in the preferred embodiment, includes the following fields: a user account number, the services allowed or denied each user (for example: e-mail, Telnet, FTP, WWW), and the locations each user is allowed to access.

Rule sets are employed by the system and are unique for each user ID, or a group of user ID's. The rule sets specify elements or conditions about the user's session. Rule sets may contain data about a type of service which may or may not be accessed, a location which may or may not be accessed, how long to keep the rule set active, under what conditions the rule set should be removed, when and how to modify the rule set during a session, and the like. Rule sets may also have a preconfigured maximum lifetime to ensure their removal from the system.

The redirection server **208** is logically located between the user's computer **100** and the network, and controls the user's access to the network. The redirection server **208** performs all the central tasks of the system. The redirection server **208** receives information regarding newly established sessions from the authentication accounting server **204**. The Auto-Navi component of the authentication accounting server **204** queries the database for the rule set to apply to each new session, and forwards the rule set and the currently assigned IP address to the redirection server **208**. The redirection server **208** receives the IP address and rule set, and is programed to implement the rule set for the IP address, as well as other attendant logical decisions such as: checking data packets and blocking or allowing the packets as a function of the rule sets, performing the physical redirection of data packets based on the rule sets, and dynamically changing the rule sets based on conditions. When the redirection server **208** receives information

regarding a terminated session from the authentication accounting server **204**, the redirection server **208** removes any outstanding rule sets and information associated with the session. The redirection server **208** also checks for and removes expired rule sets from time to time.

In an alternate embodiment, the redirection server **208** reports all or some selection of session information to the database **206**. This information may then be used for reporting, or additional rule set generation.

System Features Overview

In the present embodiment, each specific user may be limited to, or allowed, specific IP services, such as WWW, FTP and Telnet. This allows a user, for example, WWW access, but not FTP access or Telnet access. A user's access can be dynamically changed by editing the user's database record and commanding the Auto-Navi component of the authentication accounting server **204** to transmit the user's new rule set and current IP address to the redirection server **208**.

A user's access can be "locked" to only allow access to one location, or a set of locations, without affecting other users' access. Each time a locked user attempts to access another location, the redirection server **208** redirects the user to a default location. In such a case, the redirection server **208** acts either as proxy for the destination address, or in the case of WWW traffic the redirection server **208** replies to the user's request with a page containing a redirection command.

A user may also be periodically redirected to a location, based on a period of time or some other condition. For example, the user will first be redirected to a location regardless of what location the user attempts to reach, then permitted to access other locations, but every ten minutes the user is automatically redirected to the first location. The redirection server **208** accomplishes such a rule set by setting an initial temporary rule set to redirect all traffic; after the user accesses the redirected location, the redirection server then either replaces the temporary rule set with the user's standard rule set or removes the rule set altogether from the redirection server **208**. After a certain or variable time period, such as ten minutes, the redirection server **208** reinstates the rule set again.

The following steps describe details of a typical user session:

- A user connects to the dial-up network server **102** through computer **100**.
- The user inputs user ID and password to the dial-up network server **102** using computer **100** which forwards the information to the authentication accounting server **204**
- The authentication accounting server **204** queries database **206** and performs validation check of user ID and password.
- Upon a successful user authentication, the dial-up network server **102** completes the negotiation and assigns an IP address to the user. Typically, the authentication accounting server **204** logs the connection in the database **206**.
- The Auto-Navi component of the authentication accounting server **204** then sends both the user's rule set (contained in database **206**) and the user's IP address (assigned by the dial-up network server **102**) in real time to the redirection server **208** so that it can filter the user's IP packets.
- The redirection server **208** programs the rule set and IP address so as to control (filter, block, redirect, and the like) the user's data as a function of the rule set.

The following is an example of a typical user's rule set, attendant logic and operation:

If the rule set for a particular user (i.e., user UserID-2) was such as to only allow that user to access the web site www.us.com, and permit Telnet services, and redirect all web access from any server at xyz.com to www.us.com, then the logic would be as follows:

The database **206** would contain the following record for user UserID-2:

ID	UserID-2	
Password:	secret	
################		
### Rule Sets ###		
################		
#service	rule	expire
http	www.us.com	0
http	*.xyz.com=>www.us.com	0

- the user initiates a session, and sends the correct user ID and password (UserID-2 and secret) to the dial-up network server **102**. As both the user ID and password are correct, the authentication accounting server **204** authorizes the dial-up network server **102** to establish a session. The dial-up network server **102** assigns UserID-2 an IP address (for example, **10.0.0.1**) to the user and passes the IP address to the authentication accounting server **204**.
- The Auto-Navi component of the authentication accounting server **204** sends both the user's rule set and the user's IP address (**10.0.0.1**) to the redirection server **208**.
- The redirection server **208** programs the rule set and IP address so as to filter and redirect the user's packets according to the rule set. The logic employed by the redirection server **208** to implement the rule set is as follows:

  IF source IP-address=**10.0.0.1** AND
  (((request type=HTTP) AND (destination address= www.us.com)) OR (request type=Telnet)
) THEN ok.
  IF source IP-address=**10.0.0.1** AND
  ((request type=HTTP) AND (destination address= *.xyz.com)
) THEN (redirect=www.us.com)

The redirection server **208** monitors all the IP packets, checking each against the rule set. In this situation, if IP address **10.0.0.1** (the address assigned to user ID UserID-2) attempts to send a packet containing HTTP data (i.e., attempts to connect to port **80** on any machine within the xyz.com domain) the traffic is redirected by the redirection server **208** to www.us.com. Similarly, if the user attempts to connect to any service other then HTTP at www.us.com or Telnet anywhere, the packet will simply be blocked by the redirection server **208**.

When the user logs out or disconnects from the system, the redirection server will remove all remaining rule sets.

The following is another example of a typical user's rule set, attendant logic and operation:

If the rule set for a particular user (i.e., user UserID-3) was to force the user to visit the web site www.widgetsell.com, first, then to have unfettered access to other web sites, then the logic would be as follows:

The database **206** would contain the following record for user UserID-3;

ID	UserID-3	
Password:	top-secret	
################		
### Rule Sets ###		
################		
#service	rule	expire
http	*=>www.widgetsell.com	1x

the user initiates a session, and sends the correct user ID and password (UserID-3 and top-secret) to the dial-up network server **102**. As both the user ID and password are correct, the authentication accounting server **204** authorizes the dial-up network server **102** to establish a session. The dial-up network server **102** assigns user ID 3 an IP address (for example, **10.0.0.1**) to the user and passes the IP address to the authentication accounting server **204**.

The Auto-Navi component of the authentication accounting server **204** sends both the user's rule set and the user's IP address (**10.0.0.1**) to the redirection server **208**.

The redirection server **208** programs the rule set and IP address so as to filter and redirect the user's packets according to the rule set. The logic employed by the redirection server **208** to implement the rule set is as follows:

IF source IP-address=**10.0.0.1** AND (request type=HTTP) THEN (redirect=www.widgetsell.com)

THEN SET NEW RULE

IF source IP-address=**10.0.0.1** AND (request type=HTTP) THEN ok.

The redirection server **208** monitors all the IP packets, checking each against the rule set. In this situation, if IP address **10.0.0.1** (the address assigned to user ID UserID-3) attempts to send a packet containing HTTP data (i.e., attempts to connect to port **80** on any machine) the traffic is redirected by the redirection server **208** to www.widgetsell-.com. Once this is done, the redirection server **208** will remove the rule set and the user if free to use the web unmolested.

When the user logs out or disconnects from the system, the redirection server will remove all remaining rule sets.

In an alternate embodiment a user may be periodically redirected to a location, based on the number of other factors, such as the number of locations accessed, the time spent at a location, the types of locations accessed, and other such factors.

A user's account can also be disabled after the user has exceeded a length of time. The authentication accounting server **204** keeps track of user's time online. Prepaid use subscriptions can thus be easily managed by the authentication accounting Server **204**.

In yet another embodiment, signals from the Internet **110** side of redirection server **208** can be used to modify rule sets being used by the redirection server. Preferably, encryption and/or authentication are used to verify that the server or other computer on the Internet **110** side of redirection server **208** is authorized to modify the rule set or rule sets that are being attempted to be modified. An example of this embodiment is where it is desired that a user be redirected to a particular web site until the fill out a questionnaire or satisfy some other requirement on such a web site. In this example, the redirection server redirects a user to a particular web site that includes a questionnaire. After this web site receives acceptable data in all required fields, the web site then sends an authorization to the redirection server that deletes the redirection to the questionnaire web site from the rule set for the user who successfully completed the questionnaire. Of course, the type of modification an outside server can make to a rule set on the redirection server is not limited to deleting a redirection rule, but can include any other type of modification to the rule set that is supported by the redirection server as discussed above.

It will be clear to one skilled in the art that the invention may be implemented to control (block, allow and redirect) any type of service, such as Telnet, FTP, WWW and the like. The invention is easily programmed to accommodate new services or networks and is not limited to those services and networks (e.g., the Internet) now know in the art.

It will also be clear that the invention may be implemented on a non-IP based networks which implement other addressing schemes, such as IPX, MAC addresses and the like. While the operational environment detailed in the preferred embodiment is that of an ISP connecting users to the Internet, it will be clear to one skilled in the art that the invention may be implemented in any application where control over users' access to a network or network resources is needed, such as a local area network, wide area network and the like. Accordingly, neither the environment nor the communications protocols are limited to those discussed.

What is claimed is:

1. A system comprising:

a database with entries correlating each of a plurality of user IDs with an individualized rule set;

a dial-up network server that receives user IDs from users' computers;

a redirection server connected to the dial-up network server and a public network, and

an authentication accounting server connected to the database, the dial-up network server and the redirection server;

wherein the dial-up network server communicates a first user ID for one of the users' computers and a temporarily assigned network address for the first user ID to the authentication accounting server;

wherein the authentication accounting server accesses the database and communicates the individualized rule set that correlates with the first user ID and the temporarily assigned network address to the redirection server; and

wherein data directed toward the public network from the one of the users' computers are processed by the redirection server according to the individualized rule set.

2. The system of claim **1**, wherein the redirection server further provides control over a plurality of data to and from the users' computers as a function of the individualized rule set.

3. The system of claim **1**, wherein the redirection server further blocks the data to and from the users' computers as a function of the individualized rule set.

4. The system of claim **1**, wherein the redirection server further allows the data to and from the users' computers as a function of the individualized rule set.

5. The system of claim **1**, wherein the redirection server further redirects the data to and from the users' computers as a function of the individualized rule set.

6. The system of claim **1**, wherein the redirection server further redirects the data from the users' computers to multiple destinations as a function of the individualized rule set.

7. The system of claim 1, wherein the database entries for a plurality of the plurality of users' IDs are correlated with a common individualized rule set.

8. In a system comprising a database with entries correlating each of a plurality of user IDs with an individualized rule set; a dial-up network server that receives user IDs from users' computers; a redirection server connected to the dial-up network server and a public network, and an authentication accounting server connected to the database, the dial-up network server and the redirection server, the method comprising the steps of:

communicating a first user ID for one of the users' computers and a temporarily assigned network address for the first user ID from the dial-up network server to the authentication accounting server;

communicating the individualized rule set that correlates with the first user ID and the temporarily assigned network address to the redirection server from the authentication accounting server;

and processing data directed toward the public network from the one of the users' computers according to the individualized rule set.

9. The method of claim 8, further including the step of controlling a plurality of data to and from the users' computers as a function of the individualized rule set.

10. The method of claim 8, further including the step of blocking the data to and from the users' computers as a function of the individualized rule set.

11. The method of claim 8, further including the step of allowing the data to and from the users' computers as a function of the individualized rule set.

12. The method of claim 8, further including the step of redirecting the data to and from the users' computers as a function of the individualized rule set.

13. The method of claim 8, further including the step of redirecting the data from the users' computers to multiple destinations a function of the individualized rule set.

14. The method of claim 8, further including the step of creating database entries for a plurality of the plurality of users' IDs, the plurality of users' ID further being correlated with a common individualized rule set.

15. A system comprising:

a redirection server programed with a user's rule set correlated to a temporarily assigned network address;

wherein the rule set contains at least one of a plurality of functions used to control passing between the user and a public network;

wherein the redirection server is configured to allow automated modification of at least a portion of the rule set correlated to the temporarily assigned network address; and wherein the redirection server is configured to allow modification of at least a portion of the rule set as a function of some combination of time, data transmitted to or from the user, or location the user access.

16. The system of claim 15, wherein the redirection server is configured to allow modification of at least a portion of the rule set as a function of time.

17. The system of claim 15, wherein the redirection server is configured to allow modification of at least a portion of the rule set as a function of the data transmitted to or from the user.

18. The system of claim 15, wherein the redirection server is configured to allow modification of at least a portion of the rule set as a function of the location or locations the user access.

19. The system of claim 15, wherein the redirection server is configured to allow the removal or reinstatement of at least a portion of the rule set as a function of time.

20. The system of claim 15, wherein the redirection server is configured to allow the removal or reinstatement of at least a portion of the rule set as a function of the data transmitted to or from the user.

21. The system of claim 15, wherein the redirection server is configured to allow the removal or reinstatement of at least a portion of the rule set as a function of the location or locations the user access.

22. The system of claim 15, wherein the redirection server is configured to allow the removal or reinstatement of at least a portion of the rule set as a function of some combination of time, data transmitted to or from the user, or location or locations the user access.

23. The system of claim 15, wherein the redirection server has a user side that is connected to a computer using the temporarily assigned network address and a network side connected to a computer network and wherein the computer using the temporarily assigned network address is connected to the computer network through the redirection server.

24. The system of claim 23 wherein instructions to the redirection server to modify the rule set are received by one or more of the user side of the redirection server and the network side of the redirection server.

25. In a system comprising a redirection server containing a user's rule set correlated to a temporarily assigned network address wherein the user's rule set contains at least one of a plurality of functions used to control data passing between the user and a public network; the method comprising the step of:

modifying at least a portion of the user's rule set while the user's rule set remains correlated to the temporarily assigned network address in the redirection server; and wherein the redirection server has a user side that is connected to a computer using the temporarily assigned network address and a network address and a network side connected to a computer network and wherein the computer using the temporarily assigned network address is connected to the computer network through the redirection server and the method further includes the step of receiving instructions by the redirection server to modify at least a portion of the user's rule set through one or more of the user side of the redirection server and the network side of the redirection server.

26. The method of claim 25, further including the step of modifying at least a portion of the user's rule set as a function of one or more of: time, data transmitted to or from the user, and location or locations the user access.

27. The method of claim 25, further including the step of removing or reinstating at least a portion of the user's rule set as a function of one or more of: time, the data transmitted to or from the user and the location or locations the user access.

* * * * *

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First Named Inventor/Applicant Name:	Koichiro Ikudome
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Description	Fee Code	Quantity	Amount	Sub-Total in USD($)
Basic Filing:				
Request for ex parte reexamination	1812	1	2520	2520
Pages:				
Claims:				
Miscellaneous-Filing:				
Petition:				
Patent-Appeals-and-Interference:				
Post-Allowance-and-Post-Issuance:				
Extension-of-Time:				

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Miscellaneous:				
			Total in USD ($)	**2520**

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1	Transmittal Letter	10101-002RX_February_17_2012_Transmittal_for_Reexam_Request.pdf	38774 2ad67f6471169fafaf962625e6cdec7f30d19710	no	2
Warnings:					
Information:					
2		10101-002RX_February_17_2012_Reexamination_Request.pdf	205446 4d72224ad7524424a478da4c3b360bb4559d43ff	yes	35
	Multipart Description/PDF files in .zip description				
	Document Description		**Start**	**End**	
	Receipt of Orig. Ex Parte Request by Third Party		1	34	
	Reexam Certificate of Service		35	35	
Warnings:					
Information:					
3	Reexam - Info Disclosure Statement Filed by 3rd Party	10101-002RX_February_17_2012_IDS_Submitted_with_Reexam_Request_sb0042.pdf	38226 2cf578f3904805893330db01a71c4a81cad5382eb	no	1
Warnings:					
Information:					
4	Copy of patent for which reexamination is requested	US_Patent_No_6779118_Ikudome_et_al.pdf	388240 99befdff0f7a712378044ef802461bae014da2ce	no	7
Warnings:					
Information:					
5	Fee Worksheet (SB06)	fee-info.pdf	29312 5faec8cc45f424aa65a12844a6614fd224242cfc	no	2
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		Total Files Size (in bytes):	699998		

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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.

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New International Application Filed with the USPTO as a Receiving Office

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CONFIRMATION NO. 4719

SERIAL NUMBER	FILING OR 371(c) DATE / RULE	CLASS	GROUP ART UNIT	ATTORNEY DOCKET NO.
90/012,149	02/17/2012	713	3993	10101-002RX

APPLICANTS

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**** CONTINUING DATA ***************************

This application is a REX of 09/295,966 04/21/1999 PAT 6779118
which claims benefit of 60/084,014 05/04/1998

**** FOREIGN APPLICATIONS *********************

Foreign Priority claimed	STATE OR COUNTRY	SHEETS DRAWING	TOTAL CLAIMS	INDEPENDENT CLAIMS
☐ yes ☐ no			27	4
35 USC 119 (a-d) conditions met ☐ yes ☐ no ☐ Met after Allowance				
Verified and Acknowledged Examiner's Signature Initials				

ADDRESS
40401

TITLE

User Specific Automatic Data Redirection System

FILING FEE RECEIVED		
2520	FEES: Authority has been given in Paper No. _____ to charge/credit DEPOSIT ACCOUNT No. _____ for following:	☐ All Fees ☐ 1.16 Fees (Filing) ☐ 1.17 Fees (Processing Ext. of time) ☐ 1.18 Fees (Issue) ☐ Other _____ ☐ Credit