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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/343,607	06/30/1999	YASSER ALSAFADI	PHA-23.706	8127

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EXAMINER

CHAVIS, JOHN Q

ART UNIT PAPER NUMBER

2122


DATE MAILED: 02/14/2002

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

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<b>Office Action Summary</b>	Application No. <b>09/343,607</b>	Applicant(s) <b>Alsafadi et al.</b>	
	Examiner <b>John Chavis</b>	Art Unit <b>2122</b>	

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

**Period for Reply**  
 A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136 (a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

1)  Responsive to communication(s) filed on papers filed 6-30-99 and 11-29-99

2a)  This action is FINAL.                      2b)  This action is non-final.

3)  Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11; 453 O.G. 213.

**Disposition of Claims**

4)  Claim(s) 1-21 is/are pending in the application.

4a) Of the above, claim(s) \_\_\_\_\_ is/are withdrawn from consideration.

5)  Claim(s) \_\_\_\_\_ is/are allowed.

6)  Claim(s) 1-21 is/are rejected.

7)  Claim(s) \_\_\_\_\_ is/are objected to.

8)  Claims \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

9)  The specification is objected to by the Examiner.

10)  The drawing(s) filed on \_\_\_\_\_ is/are objected to by the Examiner.

11)  The proposed drawing correction filed on \_\_\_\_\_ is: a)  approved b)  disapproved.

12)  The oath or declaration is objected to by the Examiner.

**Priority under 35 U.S.C. § 119**

13)  Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).  
 a)  All b)  Some\* c)  None of:  
 1.  Certified copies of the priority documents have been received.  
 2.  Certified copies of the priority documents have been received in Application No. \_\_\_\_\_  
 3.  Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).  
 \*See the attached detailed Office action for a list of the certified copies not received.

14)  Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

**Attachment(s)**

15)  Notice of References Cited (PTO-892)                      18)  Interview Summary (PTO-413) Paper No(s). \_\_\_\_\_

16)  Notice of Draftsperson's Patent Drawing Review (PTO-948)                      19)  Notice of Informal Patent Application (PTO-152)

17)  Information Disclosure Statement(s) (PTO-1449) Paper No(s) 2 & 4                      20)  Other:

**DETAILED ACTION**

***Claim Rejections - 35 USC § 103***

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 1-21 are rejected under 35 U.S.C. 103(a) as being unpatentable over Carroll et al. (6,301,707) in view of the applicant's design choice of determining to compare for incompatible versus compatible items to determine compatibility.

Claims

Carroll

1. A processor implemented method for controlling the reconfiguration of an electronic device, the method comprising the steps of:

see the title, abstract and the Background of the invention.

receiving information representative of a reconfiguration request relating to the electronic device;

This feature is inherent in view of col. 4 lines 37-49, specifically the Feature that indicates that "Reconfiguration can be selectively Selectively activated" (ie. Requested)

determining at least one device component required to implement the reconfiguration request;

see col. 3 lines 20-35 and col. 5 lines 54-col. 6 line 12.

comparing the determined component and information specifying at least one additional component currently implemented in the electronic device with at least one of a list of known unacceptable configurations for the electronic device; and

see col. 1 lines 43-54, specifically the Phrase that indicates "the core program needs to access only selected components... Also, see col. 6 lines 13-23 (a subset of which are Be installed in the target system According to a profile of the target

System that is stored in the target system. These features indicate that A comparison is occurring; however, The comparison is based on the "profile of the system", which infers That like items are compared. However, it is considered a choice of Design to select to compare either Items that are compatible (as taught By Carroll) or items that are not Compatible; since, both provides the Same result of determining if the Component is compatible with the Target. Therefore, it would have Been obvious to a person of ordinary Skill in the art at the time of the invention to substitute for the feature Of comparing to determine similarity (based On the profile of the target system), With comparing to determine if the items are dissimilar (Unacceptable configurations), since The test merely utilize opposite types Of data (similar vs dissimilar) to Determine the same result (compatibility of the update).

generating information indicative of an approval or a denial of the reconfiguration request based at least in part on the result of the comparing step.

see col. 8 lines 49-53.

2. The method of claim 1 further including the step of generating information indicative of an approval of the reconfiguration request if the determined component and the additional component are consistent with a given one of the known acceptable configurations.

see the rejection of the last step of claim 1, supra.

3. The method of claim 1 further including

see again the last step of claim 1.

the step of downloading the determined component to the electronic device if the determined component and the additional component are consistent with a given one of the known acceptable configurations.

4. The method of claim 1 further including the steps of: comparing the determined component and information specifying at least one additional component currently implemented in the electronic device with the list of known unacceptable configurations for the electronic device; and

generating information indicative of a denial of the reconfiguration request if the determined component and the additional component are consistent with a given one of the known unacceptable configurations.

5. The method of claim 1 further including the steps of: comparing the determined component and information specifying at least one additional component currently implemented in the electronic device with the list of known unacceptable configurations for the electronic device; and

generating information indicating that the requested reconfiguration is unknown if the determined component and the additional component are not consistent with a given one of the known acceptable or unacceptable configurations.

6. The method of claim 1 further including the step of transmitting in response to the reconfiguration request a list of additional components required in the electronic device in order to implement the reconfiguration.

7. The method of claim 1 wherein the

see the comparing step of claim 1.

see the last step of claim 1.

see claim 1.

see claim 1.

See the PCN's, which identifies the

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