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90/012,829	04/03/2013	7822816	20351.RX816	6993
22206                      7590                      03/07/2014 FELLERS SNIDER BLANKENSHIP BAILEY & TIPPENS THE KENNEDY BUILDING 321 SOUTH BOSTON SUITE 800 TULSA, OK 74103-3318			EXAMINER CABRERA, ZOILA E	
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Please find below and/or attached an Office communication concerning this application or proceeding.

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



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**EX PARTE REEXAMINATION COMMUNICATION TRANSMITTAL FORM**

REEXAMINATION CONTROL NO. 90/012,829.

PATENT NO. 7822816.

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)).

## DETAILED ACTION

### I. Summary

This office action is in response to the Patent Owner's response filed on November 13, 2013. Original claims 1-14 of the U. S. Patent 7,822,816 [hereinafter "the '816 Patent"] are pending in the present *ex parte* reexamination application.

### II. Status of Claim(s)

The rejection of claims 1-14 is maintained.

### III. Amendment to Claims 7 and 8

Patent Owner states that the amendments to claims 7 and 8 were made to correct typographical errors.

Examiner notes that claim 7 is amended to correct a typographical error because steps (j) and (k) are not recited in Claim 1, which Claim 7 is dependent from.

Claim 8 is also corrected to recite "placing said remote computer into **electronic** communication" instead of "**electrical** communication" in step (i). Examiner notes that step (l) of claim 8 recites "removing said remote computer from **electronic communication** with said second computer" [emphasis added]. Thus, since the amendments to these claims are only to correct typographical errors, the amendment has been entered herein.

#### **IV. Claim Rejections**

##### ***Claim Rejections - 35 USC § 103***

1. The following is a quotation of pre-AIA 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.

##### ***Issue 1***

2. Claims 1-3 and 5-14 are rejected under 35 U.S.C. 103(a) as being obvious over Rossmann in view of Rappaport (see pages 29-80 of the Request for Reexamination filed 04/03/2013, incorporated by reference).

These rejections on pages 29-80 of the Request for Reexamination filed 04/03/2013 are incorporated by reference.

***Issue 2***

3. Claim 4 is rejected under 35 U.S.C. 103(a) as being obvious over Rossmann in view of Rappaport and Bowen (see pages 80-85 of the Request for Reexamination filed 04/03/2013, incorporated by reference).

The rejection for claim 4 on pages 80-85 of the Request for Reexamination filed 04/03/2013 are incorporated by reference.

***Issue 3***

4. Claims 1-14 are rejected under 35 U.S.C. 103 (a) as being obvious over Rossmann in view of Falls (see pages 85-170 of the Request for Reexamination filed 04/03/2013, incorporated by reference).

These rejections on pages 85-170 of the Request for Reexamination filed 04/03/2013 are incorporated by reference.

***Issue 4***

5. Claims 1-14 are rejected under 35 U.S.C. 103(a) as being obvious over Benigno in view of Falls (see pages 170-277 of the Request for Reexamination 04/03/2013, incorporated by reference).

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