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**CONFIDENTIAL ATTORNEY-CLIENT
PRIVILEGED COMMUNICATION**

Date: MAY 20, 2004

To: EXAMINER MELESS ZEWDU
U.S. PATENT AND TRADEMARK OFFICE

Fax #: (703) 872-9315

From: FRANK C. NICHOLAS
Phone #: (847) 424.2521

Client/Matter No.: PHF 99,624 (7790/310)

of Pages: 18
(including cover sheet)

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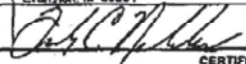

PAGE 1/18 * RCVD AT 5/20/2004 5:06:55 PM [Eastern Daylight Time] * SVR:USPTO-EFXXF-113 * DNIS:8729315 * CSID: * DURATION (mm-ss):05-04

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TRANSMITTAL FORM <small>(To be used for all correspondence after filing date)</small>	Attorney Docket No.	PHF 00, 624 (7790/310)
	Application Number	09739 507
	Filing Date	DECEMBER 18, 2000
	First Named Inventor	PHILIPPE DECOTIGNIE
	Group Act Unit	2883
	Examiner	ZEWDU, MELESS NMN

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Response to Final Office Action Dated February 19, 2004 <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Amendments/Declaration(s) <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> One-Month Petition for Extension of Time Request (dup) <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement, PTO-1449, int <input type="checkbox"/> Certified Copy of Priority Documents) <input type="checkbox"/> Response to Missing Parts/Incomplete Application	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Substitute Drawing <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Person Roving Gap (PTO/SBIS) and Accompanying Person <input type="checkbox"/> To Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revision Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request of Refund	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Not-A, Best, Reply Sheet) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Post Card Receipt <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below) <input checked="" type="checkbox"/> Request for Continued Examination (RCE) Transmittal <input type="checkbox"/> <input type="checkbox"/>
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 50-1713. A duplicate copy of this sheet is enclosed.		
<input checked="" type="checkbox"/> I hereby petition under 37 CFR § 1.136(b) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 50-1713. A duplicate copy of this sheet is enclosed.		

CALCULATION OF FEE				Small Entity		Large Entity	
Claims After Amendment	Request No. Previously Paid For	Present Extra	Rate	Add'l Fee	Rate	Add'l Fee	
Total	Initial	0	\$ 0	0	\$ 18		
Incld	Multi		\$ 145		\$ 599		
First Presentation of Multiple Dep. Claim				\$ 0	\$ 200		
				total add'l fee	\$ 0	total add'l fee \$	

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT	
Firm or Individual Name FRANK C. NICHOLAS Registration No. 33 983 CARDINAL LAW GROUP 1603 Orrington Avenue, Suite 2000 Evanston, IL 60201	Date MAY 20 2004
Signature: 	
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Request for Continued Examination (RCE) Transmittal Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	09/739,507
	Filing Date	DECEMBER 18, 2000
	First Named Inventor	PHILIPPE DECOTIGNIE
	Art Unit	2683
	Examiner Name	ZEWDU, MELESS
	Attorney Docket Number	PHF 99,624 (7790/310)

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. Other _____

d. Enclosed

i. Amendment/Reply

ii. Affidavit(s) Declaration(s)

iii. Information Disclosure Statement (IDS)

iv. Other One-month Period for Extension Request

2. **Miscellaneous**

a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Proof of suspension shall not exceed 3 months. Fee under 37 CFR 1.17(i) required)

b. Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1713.

a. RCE fee required under 37 CFR 1.17(e)

b. Extension of time fee (37 CFR 1.136 and 1.17)

c. Other _____

b. Check in the amount of \$ _____ enclosed

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WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	FRANK C. NICHOLAS	Registration No. (Attorney/Agent)	133-083
Signature	<i>[Handwritten Signature]</i>	Date	MAY 20, 2004

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I hereby certify that the correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	FRANK C. NICHOLAS	Date	MAY 20, 2004
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This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to be (and by the USPTO to process) an application. Correspondence is governed by 35 U.S.C. 122 and 37 CFR 1.14. The collection is necessary to issue 12 months to complete, including gathering, preparing, and submitting the complete application forms to the USPTO. The fee will vary depending upon the individual case. Any comments on the amount of time you require to complete the form and/or suggestions for reducing the 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 PEE'S OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, 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.

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 Signature

May 20, 2004
 Date of Signature

PATENT
 Case No. PN# 99,624
 (7790/310)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:)
)
 PHILIPPE DECOTIGNIE)
)
 Serial No.: 09/739,507) Examiner: ZEWDU, MELESS
)
 Filed: DECEMBER 18, 2000) Group Art Unit: 2683
)
 For: ANTI-THEFT PROTECTION FOR)
 A RADIOTELEPHONY DEVICE)

RESPONSE TO FINAL OFFICE ACTION DATED FEBRUARY 19, 2004

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

Sir:

In response to a Final Office action of February 18, 2004, please amend the
 above referenced application as follows and reconsider the application in light of the
 following remarks.

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CLAIM AMENDMENTS:

A listing of the entire set of claims 1-30 (including amendments to claims 11, 18, 21, 28 and 29) is submitted herewith per 37 CFR §1.121. This listing of claims 1-30 will replace all prior versions, and listings, of claims in the application.

1.-10. (Cancelled)

¹
~~N~~ (Currently Amended) A mobile radiotelephony device, comprising:
blocking means for preventing a normal operation of the mobile radiotelephony device, wherein the normal operation includes a processing of outgoing calls;

timing means for activating the blocking means in response to the mobile radiotelephony device being inactive during the normal operation of the mobile radiotelephony device for a defined period of time subsequent to a mounting of a linked user identification module inside the mobile radiotelephony device; and

deblocking means for permitting the normal operation of the mobile radiotelephony device in response to a supply of a ~~debugging~~ deblocking code to the mobile radiotelephony device subsequent to the mounting of the linked user identification module inside the mobile radiotelephony device and subsequent to the defined period of time.

²
~~12~~ (Previously Presented) The mobile radiotelephony device of claim ~~N~~, wherein an activation of the blocking means prevents all transmission of outgoing calls.

³
~~13~~ (Previously Presented) The mobile radiotelephony device of claim ~~N~~, wherein an activation of the blocking means prevents all transmissions of non-emergency outgoing calls and permits all transmissions of emergency outgoing calls.

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⁴
~~14~~. (Previously Presented) The mobile radiotelephony device of claim ~~N~~¹, further comprising:

locking means for facilitating an activation of the block means by the timing means.

⁵
~~15~~. (Previously Presented) The mobile radiotelephony device of claim ~~N~~¹, further comprising:

connecting means for establishing a link between the mobile radiotelephony device and the linked user identification module.

⁶
~~16~~. (Previously Presented) The mobile radiotelephony device of claim ~~N~~⁵, further comprising:

locking means for facilitating an establishment of the link between the mobile radiotelephony device and the linked user identification module by the connection means.

B1

⁷
~~17~~. (Previously Presented) The mobile radiotelephony device of claim ~~N~~¹, wherein an international identification number stored on the linked user identification module is stored on the mobile radiotelephony device as data corresponding to a link between the mobile radiotelephony device and the linked user identification module.

⁸
~~18~~. (Currently Amended) The mobile radiotelephony device of claim ~~N~~¹, wherein a personal identification number stored on the linked user identification module is stored as the ~~debugging~~ deblocking code on the mobile radiotelephony device.

⁹
~~19~~. (Previously Presented) The mobile radiotelephony device of claim ~~N~~¹, further comprising:

test means for activating the blocking means when any unlinked user identification module is mounted inside the mobile radiotelephony device.

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¹⁰
~~20~~. (Previously Presented) A method of protecting a mobile radiotelephony device, the method comprising:
verifying a user identification module mounted inside the mobile radiotelephony device is linked to the mobile radiotelephony device;
detecting a period of inactivity of the mobile radiotelephony device during a normal operation of the mobile radiotelephony device, wherein the normal operation includes a processing of all outgoing calls;
preventing the normal operation of the mobile radiotelephony device in response to the verification of the linked user identification module and in response to the detection of the period of inactivity of the mobile radiotelephony device.

B1

¹¹
~~21~~. (Currently Amended) The method of claim ¹⁰~~20~~, further comprising:
permitting the normal operation of the mobile radiotelephony device in response to the verification of the linked user identification module and in response to a supply of a ~~debugging~~ debugging ~~debugging~~ debugging code to the mobile radiotelephony device subsequent to the detection of the period of inactivity of the mobile radiotelephony device.

¹²
~~22~~. (Previously Presented) The method of claim ¹⁰~~20~~, wherein the prevention of the normal operation of the mobile radiotelephony device prevents all transmissions of outgoing calls.

¹³
~~23~~. (Previously Presented) The method of claim ¹⁰~~20~~, wherein the prevention of the normal operation of the mobile radiotelephony device prevents all transmissions of non-emergency outgoing calls and permits all transmissions of emergency outgoing calls.

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¹⁴
~~24~~ (Previously Presented) The method claim ~~20~~¹⁰, further comprising:
storing an international identification number stored on the linked user
identification module onto the mobile radiotelephony device as data corresponding to
a link between the mobile radiotelephony device and the linked user identification
module.

¹⁵
~~25~~ (Previously Presented) The method claim ~~21~~¹¹, further comprising:
storing a personal identification number stored on the linked user
identification module onto the mobile radiotelephony device as the debugging code.

¹⁶
~~26~~ (Previously Presented) The method of claim ~~20~~¹⁰, further comprising:
preventing the normal operation of the mobile radiotelephony device in
response to any unlinked user identification module being mounted inside the mobile
radiotelephony device.

¹⁷
~~27~~ (Previously Presented) In a mobile radiotelephony device, a computer
readable medium comprising:
computer readable code for verifying a user identification module mounted
inside the mobile radiotelephony device is linked to the mobile radiotelephony device;
computer readable code for detecting a period of inactivity of the mobile
radiotelephony device during a normal operation of the mobile radiotelephony device,
wherein the normal operation includes a processing of all outgoing calls;
computer readable code for preventing the normal operation of the mobile
radiotelephony device in response to the verification of the linked user identification
module and in response to the detection of the period of inactivity of the mobile
radiotelephony device.

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¹⁸
~~28~~ (Currently Amended) The computer readable medium of claim ~~27~~¹⁷, further comprising.

computer readable code for permitting the normal operation of the mobile radiotelephony device in response to the verification of the linked user identification module and in response to a supply of a ~~debugging~~ debugging ~~debugging~~ debugging code to the mobile radiotelephony device subsequent to the detection of the period of inactivity of the mobile radiotelephony device.

B1 ¹⁹
~~29~~ (Currently Amended) The computer readable medium of claim ~~28~~¹⁸, further comprising.

storing a personal identification number stored on the linked user identification module onto the mobile radiotelephony device as the ~~debugging~~ debugging ~~debugging~~ debugging code.

³⁰
~~30~~ (Previously Presented) The computer readable medium of claim ~~27~~¹⁷, further comprising:

preventing the normal operation of the mobile radiotelephony device in response to any unlinked user identification module being mounted inside the mobile radiotelephony device.

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REMARKS/DISCUSSION OF ISSUES

In the Final Office Action, Examiner Zewdu rejected pending claims 11-30 on various grounds. The Applicant responds to each rejection as subsequently recited herein, and respectfully requests reconsideration and further examination of the present application under 37 CFR § 1.114:

- A Examiner Zewdu rejected claims 11, 18, 21, 28 and 29 under 35 U.S.C. §112, ¶1 for failing to comply with the written description requirement

The Applicant has amended claims 11, 18, 21, 28 and 29 herein to correctly recite "deblocking code" Withdrawal of the rejection of claims 11, 18, 21, 28 and 29 under 35 U.S.C. §112, ¶1 for failing to comply with the written description is therefore respectfully requested.

- B. Examiner Zewdu rejected claims 11 and 13-30 under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent No. 5,913,175 to *Pinault* in view of U.S. Patent No. 6,095,416 to *Grant et al.*

The Applicant has thoroughly considered Examiner Zewdu's remarks concerning the patentability of claims 11 and 13-30 over *Pinault* in view of *Grant*. The Applicant has also thoroughly read *Pinault* and *Grant*. To warrant this 35 U.S.C. §103(a) rejection of claims 11 and 13-30, all the claim limitations recited in independent claims 11, 20 and 27 must be taught or suggested by the combination of *Pinault* and *Grant*. See, MPEP §2143. The Applicant respectfully traverses this

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§103(a) rejection of claims 11-30, because *Pinault* and *Grant* in combination fails to disclose, teach or suggest the following limitations of independent claims 11, 20 and 27:

1. "timing means for activating the blocking means in response to the mobile radiotelephony device being inactive during the normal operation of the mobile radiotelephony device for a defined period of time subsequent to a mounting of a linked user identification module inside the mobile radiotelephony device" as recited in independent claim 11;
2. "preventing the normal operation of the mobile radiotelephony device in response to the verification of the linked user identification module and in response to the detection of the period of inactivity of the mobile radiotelephony device" as recited in independent claim 20; and
3. "computer code for preventing the normal operation of the mobile radiotelephony device in response to the verification of the linked user identification module and in response to the detection of the period of inactivity of the mobile radiotelephony device" as recited in independent claim 27.

As to the traversal, Examiner Zewdu has correctly recognized *Pinault's* failure to disclose, teach or suggest the aforementioned limitations of independent claims 11, 20 and 27. A proper reading of *Grant* reveals that *Grant* also fails to teach or suggest the aforementioned limitations of independent claims 11, 20 and 27.

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Specifically, Grant discloses authorization cards having a default disabled state and an enabled state, where the cards revert from the enabled state to a default disabled state after a predetermined period of time. *See, Grant* at column 3, lines 54-66. In a first embodiment as illustrated in FIGS. 4(a) and 4(b) of *Grant*, a removal of pressure from a polymer 36 allows polymer 36 to return to its original shape that corresponds to the default disabled state. *See, Grant* at column 6, lines 11-19. *Grant* clearly fails to teach or suggest a returning of polymer 36 to its original shape as being a function of an inactivity of a device.

In a second embodiment as illustrated in FIG. 7(c) of *Grant*, a sufficient charge bleed off a capacitor 106 reverts the card to the default disabled state. *See, Grant* at column 10, lines 43-48. *Grant* clearly fails to teach or suggest bleeding of capacitor 106 as being a function of an inactivity of a device.

In a third embodiment as illustrated in FIG. 9(c) of *Grant*, a removal of pressure from a membrane 214 allows membrane 214 to return to its original shape that corresponds to the default disabled state. *See, Grant* at column 11, lines 28-40. *Grant* clearly fails to teach or suggest a returning of membrane 214 to its original shape as being a function of an inactivity of a device.

The following working example of *Grant* clarifies the failure of *Grant* to teach or suggest the aforementioned limitations of independent claims 11, 20 and 27. In this example, the authorization card of *Grant* is a credit card mounted within a credit card reader. In accordance with the teachings of *Grant*, an entering of a correct PIN number on the credit card via the reader enables the reader to perform credit operations based on the confidential information of the credit card of *Grant*, which reverts to a disabled state after a predetermined period of time after the entering of the correct PIN. This predetermined period of time is clearly not dependent upon an active state or inactive state of the credit card reader as required by independent claims 11, 20 and 27 of the present invention. Specifically, a user of the credit card reader can be actively using the confidential information of the enabled credit card to make a purchase, yet the predetermined time period is not delayed, frozen or

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otherwise affected by this type of activity. Conversely, a user of the credit card reader can be indecisive as to whether or not to use the confidential information of the enabled credit card to make a purchase whereby the credit card reader is inactive, yet the predetermined time period is not delayed, frozen or otherwise affected by this type of inactivity.

Thus, the combination of *Pinault* and *Grant* does not teach or suggest the aforementioned limitations of independent claims 11, 20 and 27.

Moreover, the Applicant respectfully asserts that *Pinault* teaches away from the combination of *Pinault* and *Grant* as asserted by Examiner Zewdu, because *Pinault* teaches its objective is to provide a method that does not require users to enter their PIN code each time they insert their user card into the terminal and the terminal/user card link of *Pinault* is dependent, firstly, on first data stored on the linked user card and, secondly, on a calculation function specific to the terminal. See, *Pinault* at column 3, line 12 to column 6, line 67. Thus, to modify *Pinault* to force a user to enter a PIN each time the user wanted to use the card and to make time a factor in an otherwise time insensitive scheme would improperly change the principle operation of *Pinault*.

Withdrawal of the rejection of independent claims 11, 20 and 27 under §103(a) as being unpatentable over *Pinault* in view of *Grant* is therefore respectfully requested.

Claims 13-19 depend from independent claim 11. Therefore, dependent claims 13-19 include all of the elements and limitations of independent claim 11. It is therefore respectfully submitted by the Applicant that dependent claims 13-19 are allowable over *Pinault* in view of *Grant* for at least the same reason as set forth with respect to independent claim 11 being allowable over *Pinault* in view of *Grant*. Withdrawal of the rejection of dependent claims 13-19 under U.S.C. §103(a) as being patentable over *Pinault* in view of *Grant* is therefore respectfully requested.

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Claims 21-26 depend from independent claim 20. Therefore, dependent claims 21-26 include all of the elements and limitations of independent claim 20. It is therefore respectfully submitted by the Applicant that dependent claims 21-26 are allowable over *Pinault* in view of *Grant* for at least the same reason as set forth with respect to independent claim 20 being allowable over *Pinault* in view of *Grant*. Withdrawal of the rejection of dependent claims 21-26 under U.S.C. §103(a) as being patentable over *Pinault* in view of *Grant* is therefore respectfully requested.

Claims 28-30 depend from independent claim 27. Therefore, dependent claims 28-30 include all of the elements and limitations of independent claim 27. It is therefore respectfully submitted by the Applicant that dependent claims 28-30 are allowable over *Pinault* in view of *Grant* for at least the same reason as set forth with respect to independent claim 27 being allowable over *Pinault* in view of *Grant*. Withdrawal of the rejection of dependent claims 28-30 under U.S.C. §103(a) as being patentable over *Pinault* in view of *Grant* is therefore respectfully requested.

- C. Examiner Zewdu rejected claims 11-30 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-7 of U.S. Patent No. 6,370,400 B1 to *Decotignie* in view of U.S. Patent No. 6,095,416 to *Grant et al.*

The Applicant has thoroughly considered Examiner Zewdu's remarks concerning the patentability of claims 11-30 over *Decotignie* in view of *Grant*. The Applicant has also thoroughly read *Decotignie* and *Grant*. To warrant this obviousness-type double patenting rejection of claims 11-30, all the claim limitations recited in independent claims 11, 20 and 27 must be taught or suggested by the combination of *Decotignie* and *Grant*. See, MPEP §2143. The Applicant respectfully

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traverses this obviousness-type double patenting rejection of claims 11, 12, 14-22 and 24-30, because *Decotignie* and *Grant* in combination fails to disclose, teach or suggest the following limitations of independent claims 11, 20 and 27:

1. "timing means for activating the blocking means in response to the mobile radiotelephony device being inactive during the normal operation of the mobile radiotelephony device for a defined period of time subsequent to a mounting of a linked user identification module inside the mobile radiotelephony device" as recited in independent claim 11;
2. "preventing the normal operation of the mobile radiotelephony device in response to the verification of the linked user identification module and in response to the detection of the period of inactivity of the mobile radiotelephony device" as recited in independent claim 20; and
3. "computer code for preventing the normal operation of the mobile radiotelephony device in response to the verification of the linked user identification module and in response to the detection of the period of inactivity of the mobile radiotelephony device" as recited in independent claim 27.

As to the traversal, Examiner Zewdu has correctly recognized *Decotignie's* failure to disclose, teach or suggest the aforementioned limitations of independent claims 11, 20 and 27. And, as previously set forth herein, a proper reading of *Grant* reveals that *Grant* also fails to teach or suggest the aforementioned limitations of independent claims 11, 20 and 27. Thus, the combination of *Decotignie* and *Grant* does not teach or suggest the aforementioned limitations of independent claims 11, 20 and 27.

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Withdrawal of the rejection of independent claims 11, 20 and 27 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over *Decotignie* in view of *Grant* is therefore respectfully requested.

Claims 12-19 depend from independent claim 11. Therefore, dependent claims 12-19 include all of the elements and limitations of independent claim 11. It is therefore respectfully submitted by the Applicant that dependent claims 12-19 are allowable over *Decotignie* in view of *Grant* for at least the same reason as set forth with respect to independent claim 11 being allowable over *Decotignie* in view of *Grant*. Withdrawal of the rejection of dependent claims 12-19 under the judicially created doctrine of obviousness-type double patenting as being patentable over *Decotignie* in view of *Grant* is therefore respectfully requested.

Claims 21-26 depend from independent claim 20. Therefore, dependent claims 21-26 include all of the elements and limitations of independent claim 20. It is therefore respectfully submitted by the Applicant that dependent claims 21-26 are allowable over *Decotignie* in view of *Grant* for at least the same reason as set forth with respect to independent claim 20 being allowable over *Decotignie* in view of *Grant*. Withdrawal of the rejection of dependent claims 21-26 under the judicially created doctrine of obviousness-type double patenting as being patentable over *Decotignie* in view of *Grant* is therefore respectfully requested.

Claims 28-30 depend from independent claim 27. Therefore, dependent claims 28-30 include all of the elements and limitations of independent claim 27. It is therefore respectfully submitted by the Applicant that dependent claims 28-30 are allowable over *Decotignie* in view of *Grant* for at least the same reason as set forth with respect to independent claim 27 being allowable over *Decotignie* in view of *Grant*. Withdrawal of the rejection of dependent claims 28-30 under the judicially created doctrine of obviousness-type double patenting as being patentable over *Decotignie* in view of *Grant* is therefore respectfully requested.

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SUMMARY

Examiner Zewdu's written description rejection of claims 11, 18, 21, 28 and 29 has been obviated by the amendment herein of claims 11, 18, 21, 28 and 29. Examiner Zewdu's obviousness rejection of claims 11-30 have been obviated the remarks herein supporting an allowance of claims 11-30 over the art of record. The Applicant respectfully submits that claims 11-30 as listed herein fully satisfy the requirements of 35 U.S.C. §§ 102, 103 and 112. In view of the foregoing, favorable consideration and early passage to issue of the present application is respectfully requested. If any points remain in issue that may best be resolved through a personal or telephonic interview, Examiner Zewdu is respectfully requested to contact the undersigned at the telephone number listed below.

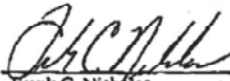
Dated: May 20, 2004

Respectfully submitted,
PHILIPPE DECOTIGNIE

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Attorney for Applicant



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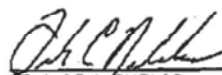
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PTO/5822 (12-87)
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MAY 20 2004


FRANK C. NICHOLAS

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)		Docket Number PHF 99,824 (7790/310)																		
In re Application of PHILIPPE DECOTIGNIE																				
Application Number: 09/739,507	Filed: DECEMBER 18, 2000																			
For ANTI-THEFT PROTECTION FOR A RADIOTELEPHONY DEVICE																				
Group Art Unit 2863	Examiner: ZEWDU, MELESS																			
<p>This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to a <u>Final Office Action</u> dated <u>February 19, 2004</u> in the above identified application.</p> <p>The requested extension and appropriate non-small-entity fee are as follows:</p> <table> <tr> <td><input checked="" type="checkbox"/></td> <td>One month (37 CFR 1.17(a)(1))</td> <td>\$ 110.00</td> </tr> <tr> <td><input type="checkbox"/></td> <td>Two months (37 CFR 1.17(a)(2))</td> <td>\$ 420.00</td> </tr> <tr> <td><input type="checkbox"/></td> <td>Three months (37 CFR 1.17(a)(3))</td> <td>\$ 950.00</td> </tr> <tr> <td><input type="checkbox"/></td> <td>Four months (37 CFR 1.17(a)(4))</td> <td>\$ 1,480.00</td> </tr> <tr> <td><input type="checkbox"/></td> <td>Five months (37 CFR 1.17(a)(5))</td> <td>\$ 2,010.00</td> </tr> <tr> <td><input type="checkbox"/></td> <td colspan="2">Applicant is a small entity under 37 CFR 1.9 and 1.27; therefore the fee amount shown above is reduced by one-half, and the resulting fee is \$_____</td> </tr> </table> <p>A small entity statement under 37 CFR 1.27:</p> <p><input type="checkbox"/> is enclosed.</p> <p><input type="checkbox"/> has already been filed in this application.</p> <p><input type="checkbox"/> A check in the amount of \$_____ is enclosed.</p> <p><input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. <u>50-1713</u>. A duplicate copy of this sheet is enclosed.</p>			<input checked="" type="checkbox"/>	One month (37 CFR 1.17(a)(1))	\$ 110.00	<input type="checkbox"/>	Two months (37 CFR 1.17(a)(2))	\$ 420.00	<input type="checkbox"/>	Three months (37 CFR 1.17(a)(3))	\$ 950.00	<input type="checkbox"/>	Four months (37 CFR 1.17(a)(4))	\$ 1,480.00	<input type="checkbox"/>	Five months (37 CFR 1.17(a)(5))	\$ 2,010.00	<input type="checkbox"/>	Applicant is a small entity under 37 CFR 1.9 and 1.27; therefore the fee amount shown above is reduced by one-half, and the resulting fee is \$_____	
<input checked="" type="checkbox"/>	One month (37 CFR 1.17(a)(1))	\$ 110.00																		
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<input type="checkbox"/>	Four months (37 CFR 1.17(a)(4))	\$ 1,480.00																		
<input type="checkbox"/>	Five months (37 CFR 1.17(a)(5))	\$ 2,010.00																		
<input type="checkbox"/>	Applicant is a small entity under 37 CFR 1.9 and 1.27; therefore the fee amount shown above is reduced by one-half, and the resulting fee is \$_____																			
Dated, <u>May 20, 2004</u>		 FRANK C. NICHOLAS Registration No. 33,983 Attorney for Applicant																		
CARDINAL LAW GROUP Suite 2000 1603 Orrington Avenue Evanston, Illinois 60201 (847) 905-7111																				

PAGE 18/18 * RCVD AT 5/20/2004 5:06:55 PM (Eastern Daylight Time) * SVR:USPTO-EFXXF-1/3 * DNIS:8729315 * CSID: * DURATION (mm-ss):05-04

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1603 Orrington Avenue/Suite 2000
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Telephone 847-905-7111
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**CONFIDENTIAL ATTORNEY-CLIENT
PRIVILEGED COMMUNICATION**

Date: MAY 20, 2004

To: EXAMINER MELESS ZEWDU
U.S. PATENT AND TRADEMARK OFFICE
Fax #: (703) 872-9315

From: FRANK C. NICHOLAS
Phone #: (847) 424.2521

Client/Matter No.: PHF 99,624 (7790/310)

of Pages: 18
(including cover sheet)

IF YOU HAVE ANY PROBLEMS RECEIVING THIS MESSAGE, PLEASE CALL 847-905-7111 Ext. 112 AND ASK FOR JENNIFER CRUZ

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Document Date - 2004-05-21

Document Title - Amendment After Final

Page(s) - 02,03

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FRANK C. MICHOLES (33 982)
Name of Applicant, Attorney or Registered Representative
Frank C. Micholes
Signature
May 20, 2004
Date of Signature

PATENT
Case No. PHF 99,624
(7790/310)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:)
PHILIPPE DECOTIGNIE)
Serial No.: 09/739,507) Examiner: ZEWDU, MELESS
Filed: DECEMBER 18, 2000) Group Art Unit: 2683
For: ANTI-THEFT PROTECTION FOR)
A RADIOTELEPHONY DEVICE)

RESPONSE TO FINAL OFFICE ACTION DATED FEBRUARY 19, 2004

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

Sir:

In response to a Final Office action of February 18, 2004, please amend the
above referenced application as follows and reconsider the application in light of the
following remarks.

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CLAIM AMENDMENTS:

A listing of the entire set of claims 1-30 (including amendments to claims 11, 18, 21, 28 and 29) is submitted herewith per 37 CFR §1.121. This listing of claims 1-30 will replace all prior versions, and listings, of claims in the application.

1.-10. (Cancelled)

11. (Currently Amended) A mobile radiotelephony device, comprising:

blocking means for preventing a normal operation of the mobile radiotelephony device, wherein the normal operation includes a processing of outgoing calls;

timing means for activating the blocking means in response to the mobile radiotelephony device being inactive during the normal operation of the mobile radiotelephony device for a defined period of time subsequent to a mounting of a linked user identification module inside the mobile radiotelephony device; and

deblocking means for permitting the normal operation of the mobile radiotelephony device in response to a supply of a ~~debugging~~ deblocking code to the mobile radiotelephony device subsequent to the mounting of the linked user identification module inside the mobile radiotelephony device and subsequent to the defined period of time.

12. (Previously Presented) The mobile radiotelephony device of claim 11, wherein an activation of the blocking means prevents all transmission of outgoing calls.

13. (Previously Presented) The mobile radiotelephony device of claim 11, wherein an activation of the blocking means prevents all transmissions of non-emergency outgoing calls and permits all transmissions of emergency outgoing calls.

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14. (Previously Presented) The mobile radiotelephony device of claim 11, further comprising:

locking means for facilitating an activation of the block means by the timing means.

15. (Previously Presented) The mobile radiotelephony device of claim 11, further comprising:

connecting means for establishing a link between the mobile radiotelephony device and the linked user identification module.

16. (Previously Presented) The mobile radiotelephony device of claim 15, further comprising:

locking means for facilitating an establishment of the link between the mobile radiotelephony device and the linked user identification module by the connection means

17. (Previously Presented) The mobile radiotelephony device of claim 11, wherein an international identification number stored on the linked user identification module is stored on the mobile radiotelephony device as data corresponding to a link between the mobile radiotelephony device and the linked user identification module.

18. (Currently Amended) The mobile radiotelephony device of claim 11, wherein a personal identification number stored on the linked user identification module is stored as the ~~debugging~~ debugging ~~debugging~~ debugging code on the mobile radiotelephony device.

19. (Previously Presented) The mobile radiotelephony device of claim 11, further comprising:

test means for activating the blocking means when any unlinked user identification module is mounted inside the mobile radiotelephony device.

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20. (Previously Presented) A method of protecting a mobile radiotelephony device, the method comprising:
- verifying a user identification module mounted inside the mobile radiotelephony device is linked to the mobile radiotelephony device;
 - detecting a period of inactivity of the mobile radiotelephony device during a normal operation of the mobile radiotelephony device, wherein the normal operation includes a processing of all outgoing calls;
 - preventing the normal operation of the mobile radiotelephony device in response to the verification of the linked user identification module and in response to the detection of the period of inactivity of the mobile radiotelephony device.
21. (Currently Amended) The method of claim 20, further comprising:
- permitting the normal operation of the mobile radiotelephony device in response to the verification of the linked user identification module and in response to a supply of a ~~debugging~~ ~~deblocking~~ code to the mobile radiotelephony device subsequent to the detection of the period of inactivity of the mobile radiotelephony device.
22. (Previously Presented) The method of claim 20, wherein the prevention of the normal operation of the mobile radiotelephony device prevents all transmissions of outgoing calls.
23. (Previously Presented) The method of claim 20, wherein the prevention of the normal operation of the mobile radiotelephony device prevents all transmissions of non-emergency outgoing calls and permits all transmissions of emergency outgoing calls.

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24. (Previously Presented) The method claim 20, further comprising:
storing an international identification number stored on the linked user
identification module onto the mobile radiotelephony device as data corresponding to
a link between the mobile radiotelephony device and the linked user identification
module.

25. (Previously Presented) The method claim 21, further comprising:
storing a personal identification number stored on the linked user
identification module onto the mobile radiotelephony device as the debugging code.

26. (Previously Presented) The method of claim 20, further comprising:
preventing the normal operation of the mobile radiotelephony device in
response to any unlinked user identification module being mounted inside the mobile
radiotelephony device.

27. (Previously Presented) In a mobile radiotelephony device, a computer
readable medium comprising:
computer readable code for verifying a user identification module mounted
inside the mobile radiotelephony device; the mobile radiotelephony device;
computer readable code for detecting a period of inactivity of the mobile
radiotelephony device during a normal operation of the mobile radiotelephony device,
wherein the normal operation includes a processing of all outgoing calls;
computer readable code for preventing the normal operation of the mobile
radiotelephony device in response to the verification of the linked user identification
module and in response to the detection of the period of inactivity of the mobile
radiotelephony device.

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28 (Currently Amended) The computer readable medium of claim 27, further comprising:

computer readable code for permitting the normal operation of the mobile radiotelephony device in response to the verification of the linked user identification module and in response to a supply of a ~~debugging~~ debugging ~~debugging~~ debugging code to the mobile radiotelephony device subsequent to the detection of the period of inactivity of the mobile radiotelephony device.

29 (Currently Amended) The computer readable medium of claim 28, further comprising:

storing a personal identification number stored on the linked user identification module onto the mobile radiotelephony device as the ~~debugging~~ debugging ~~debugging~~ debugging code.

30 (Previously Presented) The computer readable medium of claim 27, further comprising:

preventing the normal operation of the mobile radiotelephony device in response to any unlinked user identification module being mounted inside the mobile radiotelephony device.

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REMARKS/DISCUSSION OF ISSUES

In the Final Office Action, Examiner Zewdu rejected pending claims 11-30 on various grounds. The Applicant responds to each rejection as subsequently recited herein, and respectfully requests reconsideration and further examination of the present application under 37 CFR § 1.114:

- A. Examiner Zewdu rejected claims 11, 18, 21, 28 and 29 under 35 U.S.C. §112, ¶1 for failing to comply with the written description requirement

The Applicant has amended claims 11, 18, 21, 28 and 29 herein to correctly recite "deblocking code". Withdrawal of the rejection of claims 11, 18, 21, 28 and 29 under 35 U.S.C. §112, ¶1 for failing to comply with the written description is therefore respectfully requested.

- B. Examiner Zewdu rejected claims 11 and 13-30 under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent No. 5,913,175 to *Pinault* in view of U.S. Patent No. 6,095,416 to *Grant et al.*

The Applicant has thoroughly considered Examiner Zewdu's remarks concerning the patentability of claims 11 and 13-30 over *Pinault* in view of *Grant*. The Applicant has also thoroughly read *Pinault* and *Grant*. To warrant this 35 U.S.C. §103(a) rejection of claims 11 and 13-30, all the claim limitations recited in independent claims 11, 20 and 27 must be taught or suggested by the combination of *Pinault* and *Grant*. See, MPEP §2143. The Applicant respectfully traverses this

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§103(a) rejection of claims 11-30, because *Pinault* and *Grant* in combination fails to disclose, teach or suggest the following limitations of independent claims 11, 20 and 27:

1. "timing means for activating the blocking means in response to the mobile radiotelephony device being inactive during the normal operation of the mobile radiotelephony device for a defined period of time subsequent to a mounning of a linked user identification module inside the mobile radiotelephony device" as recited in independent claim 11;
2. "preventing the normal operation of the mobile radiotelephony device in response to the verification of the linked user identification module and in response to the detection of the period of inactivity of the mobile radiotelephony device" as recited in independent claim 20; and
3. "computer code for preventing the normal operation of the mobile radiotelephony device in response to the verification of the linked user identification module and in response to the detection of the period of inactivity of the mobile radiotelephony device" as recited in independent claim 27.

As to the traversal, Examiner Zewdu has correctly recognized *Pinault's* failure to disclose, teach or suggest the aforementioned limitations of independent claims 11, 20 and 27. A proper reading of *Grant* reveals that *Grant* also fails to teach or suggest the aforementioned limitations of independent claims 11, 20 and 27.

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Specifically, Grant discloses authorization cards having a default disabled state and an enabled state, where the cards revert from the enabled state to a default disabled state after a predetermined period of time. *See, Grant* at column 3, lines 54-66. In a first embodiment as illustrated in FIGS 4(a) and 4(b) of *Grant*, a removal of pressure from a polymer 36 allows polymer 36 to return to its original shape that corresponds to the default disabled state. *See, Grant* at column 6, lines 11-19. *Grant* clearly fails to teach or suggest a returning of polymer 36 to its original shape as being a function of an inactivity of a device.

In a second embodiment as illustrated in FIG. 7(c) of *Grant*, a sufficient charge bleed off a capacitor 106 reverts the card to the default disabled state. *See, Grant* at column 10, lines 43-48. *Grant* clearly fails to teach or suggest bleeding of capacitor 106 as being a function of an inactivity of a device.

In a third embodiment as illustrated in FIG. 9(c) of *Grant*, a removal of pressure from a membrane 214 allows membrane 214 to return to its original shape that corresponds to the default disabled state. *See, Grant* at column 11, lines 28-40. *Grant* clearly fails to teach or suggest a returning of membrane 214 to its original shape as being a function of an inactivity of a device.

The following working example of *Grant* clarifies the failure of *Grant* to teach or suggest the aforementioned limitations of independent claims 11, 20 and 27. In this example, the authorization card of *Grant* is a credit card mounted within a credit card reader. In accordance with the teachings of *Grant*, an entering of a correct PIN number on the credit card via the reader enables the reader to perform credit operations based on the confidential information of the credit card of *Grant*, which reverts to a disabled state after a predetermined period of time after the entering of the correct PIN. This predetermined period of time is clearly not dependent upon an active state or inactive state of the credit card reader as required by independent claims 11, 20 and 27 of the present invention. Specifically, a user of the credit card reader can be actively using the confidential information of the enabled credit card to make a purchase, yet the predetermined time period is not delayed, frozen or

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otherwise affected by this type of activity. Conversely, a user of the credit card reader can be indecisive as to whether or not to use the confidential information of the enabled credit card to make a purchase whereby the credit card reader is inactive, yet the predetermined time period is not delayed, frozen or otherwise affected by this type of inactivity.

Thus, the combination of *Pinault* and *Grant* does not teach or suggest the aforementioned limitations of independent claims 11, 20 and 27.

Moreover, the Applicant respectfully asserts that *Pinault* teaches away from the combination of *Pinault* and *Grant* as asserted by Examiner Zewdu, because *Pinault* teaches its objective is to provide a method that does not require users to enter their PIN code each time they insert their user card into the terminal and the terminal/user card link of *Pinault* is dependent, firstly, on first data stored on the linked user card and, secondly, on a calculation function specific to the terminal. See, *Pinault* at column 3, line 12 to column 6, line 67. Thus, to modify *Pinault* to force a user to enter a PIN each time the user wanted to use the card and to make time a factor in an otherwise time insensitive scheme would improperly change the principle operation of *Pinault*.

Withdrawal of the rejection of independent claims 11, 20 and 27 under §103(e) as being unpatentable over *Pinault* in view of *Grant* is therefore respectfully requested.

Claims 13-19 depend from independent claim 11. Therefore, dependent claims 13-19 include all of the elements and limitations of independent claim 11. It is therefore respectfully submitted by the Applicant that dependent claims 13-19 are allowable over *Pinault* in view of *Grant* for at least the same reason as set forth with respect to independent claim 11 being allowable over *Pinault* in view of *Grant*. Withdrawal of the rejection of dependent claims 13-19 under U.S.C. §103(a) as being patentable over *Pinault* in view of *Grant* is therefore respectfully requested.

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Claims 21-26 depend from independent claim 20. Therefore, dependent claims 21-26 include all of the elements and limitations of independent claim 20. It is therefore respectfully submitted by the Applicant that dependent claims 21-26 are allowable over *Pinault* in view of *Grant* for at least the same reason as set forth with respect to independent claim 20 being allowable over *Pinault* in view of *Grant*. Withdrawal of the rejection of dependent claims 21-26 under U.S.C. §103(a) as being patentable over *Pinault* in view of *Grant* is therefore respectfully requested.

Claims 28-30 depend from independent claim 27. Therefore, dependent claims 28-30 include all of the elements and limitations of independent claim 27. It is therefore respectfully submitted by the Applicant that dependent claims 28-30 are allowable over *Pinault* in view of *Grant* for at least the same reason as set forth with respect to independent claim 27 being allowable over *Pinault* in view of *Grant*. Withdrawal of the rejection of dependent claims 28-30 under U.S.C. §103(a) as being patentable over *Pinault* in view of *Grant* is therefore respectfully requested.

- C. Examiner Zewdu rejected claims 11-30 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-7 of U.S. Patent No. 6,370,400 B1 to *Decotignie* in view of U.S. Patent No. 6,095,416 to *Grant et al.*

The Applicant has thoroughly considered Examiner Zewdu's remarks concerning the patentability of claims 11-30 over *Decotignie* in view of *Grant*. The Applicant has also thoroughly read *Decotignie* and *Grant*. To warrant this obviousness-type double patenting rejection of claims 11-30, all the claim limitations recited in independent claims 11, 20 and 27 must be taught or suggested by the combination of *Decotignie* and *Grant*. See MPEP §2143. The Applicant respectfully

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traverses this obviousness-type double patenting rejection of claims 11, 12, 14-22 and 24-30, because *Decotignie* and *Grant* in combination fails to disclose, teach or suggest the following limitations of independent claims 11, 20 and 27:

1. "timing means for activating the blocking means in response to the mobile radiotelephony device being inactive during the normal operation of the mobile radiotelephony device for a defined period of time subsequent to a mounting of a linked user identification module inside the mobile radiotelephony device" as recited in independent claim 11;
2. "preventing the normal operation of the mobile radiotelephony device in response to the verification of the linked user identification module and in response to the detection of the period of inactivity of the mobile radiotelephony device" as recited in independent claim 20; and
3. "computer code for preventing the normal operation of the mobile radiotelephony device in response to the verification of the linked user identification module and in response to the detection of the period of inactivity of the mobile radiotelephony device" as recited in independent claim 27.

As to the traversal, Examiner Zewdu has correctly recognized *Decotignie's* failure to disclose, teach or suggest the aforementioned limitations of independent claims 11, 20 and 27. And, as previously set forth herein, a proper reading of *Grant* reveals that *Grant* also fails to teach or suggest the aforementioned limitations of independent claims 11, 20 and 27. Thus, the combination of *Decotignie* and *Grant* does not teach or suggest the aforementioned limitations of independent claims 11, 20 and 27.

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Withdrawal of the rejection of independent claims 11, 20 and 27 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over *Decotignie* in view of *Grant* is therefore respectfully requested.

Claims 12-19 depend from independent claim 11. Therefore, dependent claims 12-19 include all of the elements and limitations of independent claim 11. It is therefore respectfully submitted by the Applicant that dependent claims 12-19 are allowable over *Decotignie* in view of *Grant* for at least the same reason as set forth with respect to independent claim 11 being allowable over *Decotignie* in view of *Grant*. Withdrawal of the rejection of dependent claims 12-19 under the judicially created doctrine of obviousness-type double patenting as being patentable over *Decotignie* in view of *Grant* is therefore respectfully requested.

Claims 21-26 depend from independent claim 20. Therefore, dependent claims 21-26 include all of the elements and limitations of independent claim 20. It is therefore respectfully submitted by the Applicant that dependent claims 21-26 are allowable over *Decotignie* in view of *Grant* for at least the same reason as set forth with respect to independent claim 20 being allowable over *Decotignie* in view of *Grant*. Withdrawal of the rejection of dependent claims 21-26 under the judicially created doctrine of obviousness-type double patenting as being patentable over *Decotignie* in view of *Grant* is therefore respectfully requested.

Claims 28-30 depend from independent claim 27. Therefore, dependent claims 28-30 include all of the elements and limitations of independent claim 27. It is therefore respectfully submitted by the Applicant that dependent claims 28-30 are allowable over *Decotignie* in view of *Grant* for at least the same reason as set forth with respect to independent claim 27 being allowable over *Decotignie* in view of *Grant*. Withdrawal of the rejection of dependent claims 28-30 under the judicially created doctrine of obviousness-type double patenting as being patentable over *Decotignie* in view of *Grant* is therefore respectfully requested.

May 20, 2004
Case No.: PHF 99,624 (7790/310)
Serial No.: 09/739,507
Filed: December 18, 2000
Page 14 of 14

SUMMARY

Examiner Zewdu's written description rejection of claims 11, 18, 21, 28 and 29 has been obviated by the amendment herein of claims 11, 18, 21, 28 and 29. Examiner Zewdu's obviousness rejection of claims 11-30 have been obviated the remarks herein supporting an allowance of claims 11-30 over the art of record. The Applicant respectfully submits that claims 11-30 as listed herein fully satisfy the requirements of 35 U.S.C. §§ 102, 103 and 112. In view of the foregoing, favorable consideration and early passage to issue of the present application is respectfully requested. If any points remain in issue that may best be resolved through a personal or telephonic interview, Examiner Zewdu is respectfully requested to contact the undersigned at the telephone number listed below.


Dated: May 20, 2004

Respectfully submitted,
PHILIPPE DECOTIGNIE

PHILIPS INTELLECTUAL PROPERTY
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Frank C. Nicholas
Registration No. 33,983
Attorney for Applicant

MAY-21-04 08:42AM FROM-CLG FAX

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T-242 P.18/18 F-704

MAY 21 2004

11
8/10/04

PTO FORM 112-07
Approved for use through 9/30/02. OMB 0251-0001
Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

I hereby certify that this correspondence is being transmitted by facsimile to (703) 872-9315 to the United States Patent and Trademark Office on this date May 20, 2004.

MAY 20 2004

OFFICIAL 
FRANK C. NICHOLAS

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)		Docket Number PHF 99,824 (7790/310)
In re Application of: PHILIPPE DECOTIGNIE		
Application Number: 09/739,507	Filed: DECEMBER 18, 2000	
For ANTI-THEFT PROTECTION FOR A RADIOTELEPHONY DEVICE		
Group Art Unit: 2683	Examiner: ZEWDU, MELESS	

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to a Final Office Action dated February 19, 2004 in the above identified application.

The requested extension and appropriate non-small-entity fee are as follows:

<input checked="" type="checkbox"/>	One month (37 CFR 1.17(a)(1))	\$ 110.00
<input type="checkbox"/>	Two months (37 CFR 1.17(a)(2))	\$ 420.00
<input type="checkbox"/>	Three months (37 CFR 1.17(a)(3))	\$ 950.00
<input type="checkbox"/>	Four months (37 CFR 1.17(a)(4))	\$ 1,480.00
<input type="checkbox"/>	Five months (37 CFR 1.17(a)(5))	\$ 2,010.00
<input type="checkbox"/>	Applicant is a small entity under 37 CFR 1.9 and 1.27; therefore the fee amount shown above is reduced by one-half, and the resulting fee is \$ _____	

A small entity statement under 37 CFR 1.27:

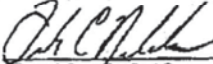
is enclosed.

has already been filed in this application

A check in the amount of \$ _____ is enclosed.

The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 50-1713. A duplicate copy of this sheet is enclosed.

Dated: May 20, 2004


FRANK C. NICHOLAS
Registration No. 33,983
Attorney for Applicant

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Suite 2000
1603 Orrington Avenue
Evanston, Illinois 80201
(847) 905-7111

51



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/739,507	12/18/2000	Philippe Decotignie	PHF 99,624	3125

24737 7590 06/09/2004

PHILIPS INTELLECTUAL PROPERTY & STANDARDS
P.O. BOX 3001
BRIARCLIFF MANOR, NY 10510

EXAMINER

ZBWDU, MELESS NMN

ART UNIT PAPER NUMBER

2683

DATE MAILED: 06/09/2004

13 1/2

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

Advisory Action

Application No. 09/739,507	Applicant(s) DECOTIGNIE, PHILIPPE
Examiner Meless N Zewdu	Art Unit 2683

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

THE REPLY FILED 21 May 2004 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

PERIOD FOR REPLY [check either a) or b)]

- a) The period for reply expires 4 months from the mailing date of the final rejection.
- b) The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

- 1. A Notice of Appeal was filed on _____. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.
- 2. The proposed amendment(s) will not be entered because:
 - (a) they raise new issues that would require further consideration and/or search (see NOTE below);
 - (b) they raise the issue of new matter (see Note below);
 - (c) they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
 - (d) they present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: _____

- 3. Applicant's reply has overcome the following rejection(s): _____
- 4. Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
- 5. The a) affidavit, b) exhibit, or c) request for reconsideration has been considered but does NOT place the application in condition for allowance because: See Continuation Sheet.
- 6. The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.
- 7. For purposes of Appeal, the proposed amendment(s) a) will not be entered or b) will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

The status of the claim(s) is (or will be) as follows:

Claim(s) allowed: _____
 Claim(s) objected to: _____
 Claim(s) rejected: 11-30.
 Claim(s) withdrawn from consideration: _____

- 8. The drawing correction filed on _____ is a) approved or b) disapproved by the Examiner.
- 9. Note the attached Information Disclosure Statement(s) (PTO-1449) Paper No(s). _____
- 10. Other: _____

Continuation of 5. does NOT place the application in condition for allowance because: timing means for activating block/unblock modes, code for blocking/deblocking are taught or suggested by the references discussed in the final rejection.

DETAILED ACTION

Courtesy Explanation to Applicant's Arguments

1. This action in response to the communication filed on 5/21/04.
2. Claims 11-30 are pending.
3. This action is an advisory action.

Response to Applicant's Remarks/Arguments

Part I – Obviousness rejection

Arguments: with regard to claims 11 and 13-30, applicant argues by saying that Pinault (US 5,913,175) in view of Grant et al. (6,095,416) do not teach of fairly suggest the "timing means for activating the blocking means in response to the mobile radiotelephony device being inactive during the normal operation of the radiotelephony device for a defined period of time subsequent to a mounting of a linked user identification module inside the mobile radiotelephony device", see **remarks/discussion of issues** (No. 1). The issues at numbers 2 and number 3 are respectively, method claim and computer code, versions of the issue raised in number 1. So, addressing the issue of number 1 will obviously include the issues of numbers 2 and 3.

Response: regarding applicant's argument above, examiner respectfully disagrees with applicant's assertion. First, Pinault's teaching is within the same field of endeavor as the claims. It is directed to "**Method of Making the Use of a Terminal of a Cellular mobile Radio System More Secure, and Corresponding Terminal and User Card**" (see for instance, the title). Here, the card is similar to applicant's mountable user identification

module. On (col. 9, lines 52-63), the reference discloses that the system includes predetermined blocking/unblocking code to change the terminal to from a normal mode to blocked mode or vice versa, wherein the code is entered by the user. The difference between Pinault's reference and the claims is the timing means. Although it is suggested that timing is involved, it is not clearly defined as in the claims (see for instance, col. 10, lines 39-61). For this reason Grant ('416) was added to Pinault. Grant teaches about "Method and Device for Preventing Unauthorized Use of Credit Card" wherein the card includes a PIN code and once the code is entered, the card is activated only for a predetermined period of time, after which it becomes disabled, see '416 (col. 3, lines 59-67). Both Pinault and Grant are within same field and their respective teachings are readily combinable. So, applicant's argument is not persuasive.

Part II -- Double Patenting rejection

Argument: applicant further argues against examiner's double patenting rejection based on U.S. Patent No. US 6,370,400 B1), by asserting "To warrant this obviousness-type double patenting rejection of claims 11-30, all the claim limitations recited in independent claims 11, 20 and 27 must be taught or suggested by the combination of Decotignie and Grant.

Response: examiner agrees about the stated criteria. But, believes that the combination of the two references (Decotignie and Grant) teach or suggest all the limitations of the independent claims, as discussed in the final rejection. In fact, the US reference '400 discloses timing means for activating blocking/unblocking functions for a radiotelephone

(see claims 1 and 6). The missing element/feature is blocking/unblocking code, which is taught by Grant. So, the argument too is not persuasive.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Meless N Zewdu whose telephone number is (703) 306-5418. The examiner can normally be reached on 8:30 am to 5:00 pm..

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, William Trost can be reached on (703) 308-5318. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Meless Zewdu
Examiner

M. Z.


WILLIAM TROST
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2600

04 June 2004.

Notice of Allowability	Application No.	Applicant(s)	
	09/739,507	DECOTIGNIE, PHILIPPE	
	Examiner	Art Unit	
	Meless N Zewdu	2683	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--
 All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. This communication is responsive to 5/20/04.
 2. The allowed claim(s) is/are 11-30.
 3. The drawings filed on _____ are accepted by the Examiner.
 4. Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) All b) Some* c) None of the:
 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)).

* Certified copies not received: _____.
- Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.
5. A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 6. CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) hereto or 2) to Paper No./Mail Date _____.
 - (b) including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date 7.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
 7. DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

- Attachment(s)**
- | | |
|---|--|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 2. <input checked="" type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6. <input type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date _____. |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____ | 7. <input type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input type="checkbox"/> Other _____. |

DETAILED ACTION

Response to Amendment (B)

1. This action is in response to the communication filed on 5/20/04.
2. Claims 1-10 have been canceled in a previous amendment (see paper No. 9).
3. Claims 11-30 are pending in this action.
4. Claims 11-30 have been renumbered as claims 1-20 respectively
5. The rejection provided under -35 USC 112, first paragraph has been withdrawn following applicant's amendment of the claims.
6. Applicant's argument against the "double patenting" rejection based on the (US 6,370,400 B1) in view of (US 6,095,416) was found persuasive and hence, the rejection has been withdrawn.
7. Applicant's amendment of the claims to overcome the rejection provided under 35 USC 112, first paragraph and persuasive argument against the prior art rejection has put the claims in an allowable condition.
8. The renumbered claims 11-30 are allowed.

Allowable Subject Matter

Claims 11-30 are allowed.

The following is an examiner's statement of reasons for allowance:

Application/Control Number: 09/739,507
Art Unit: 2683

Page 3

As per claims 11-30: the claims are directed to a security measure or protection against an unauthorized use a mobile radiotelephone. The prior art of record does not teach or fairly suggest the techniques of blocking and de-blocking a radiotelephone, as claimed in claims 11, 20 and 27, and further argued by applicant.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Meless N Zewdu whose telephone number is (703) 306-5418. The examiner can normally be reached on 8:30 am to 5:00 pm..

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, William Trost can be reached on (703) 308-5318. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Application/Control Number: 09/739,507
Art Unit: 2683

Page 4

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Meless Zewdu

M-Z

Examiner

16 July 2004


WILLIAM TROST
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2600

Notice of References Cited	Application/Control No. 09/739,507	Applicant(s)/Patent Under Reexamination DECOTIGNIE, PHILIPPE	
	Examiner Meless N Zewdu	Art Unit 2683	Page 1 of 1

U.S. PATENT DOCUMENTS

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name	Classification
*	A	US-6,542,731 B1	04-2003	Alos, Rafeel	455/411
*	B	US-4,908,848	03-1990	Hanawa, Tetsuya	455/565
*	C	US-4,945,556	07-1990	Namekawa, Makoto	455/565
*	D	US-5,864,765	01-1999	Barvesten, Mats O.	455/565
*	E	US-5,978,670	11-1999	Casoli et al.	455/411
*	F	US-6,370,400 B1	04-2002	Decotignie et al.	455/565
*	G	US-6,339,643 B1	01-2002	Mastrocola et al.	379/433.06
	H	US-			
	I	US-			
	J	US-			
	K	US-			
	L	US-			
	M	US-			

FOREIGN PATENT DOCUMENTS

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Country	Name	Classification
	N					
	O					
	P					
	Q					
	R					
	S					
	T					

NON-PATENT DOCUMENTS

*		Include as applicable: Author, Title Date, Publisher, Edition or Volume, Pertinent Pages)			
	U				
	V				
	W				
	X				

*A copy of this reference is not being furnished with this Office action. (See MPEP § 707.05(a).)
Dates in MM-YYYY format are publication dates. Classifications may be US or foreign.

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Form PTO-948 (Rev. 06/01) Application No. 091 739507

U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

NOTICE OF DRAFTSPERSON'S PATENT DRAWING REVIEW

The drawing(s) filed (insert date) 12/2/03 are:

- A. approved by the Draftsperson under 37 CFR 1.84 or 1.152.
- B. objected to by the Draftsperson under 37 CFR 1.84 or 1.152 for the reasons indicated below. Corrected drawings are required.

<p>1. DRAWINGS. 37 CFR 1.84(a): Acceptable categories of drawings: Black ink or Color (3 sets required). <input type="checkbox"/> Color drawings are not acceptable until petition is granted. Fig(s) _____ <input type="checkbox"/> Pencil and non black ink not permitted Fig(s) _____</p> <p>2. PHOTOGRAPHS. 37 CFR 1.84(b) <input type="checkbox"/> One (1) full-tone set is required. Fig(s) _____ <input type="checkbox"/> Photographs may not be mounted. 37 CFR 1.84(c) <input type="checkbox"/> Photographs must meet paper size requirements of 37 CFR 1.84(f). Fig(s) _____ <input type="checkbox"/> Poor quality (half-tone). Fig(s) _____</p> <p>3. TYPE OF PAPER. 37 CFR 1.84(c) <input type="checkbox"/> Paper not flexible, strong, white, and durable. Fig(s) _____ <input checked="" type="checkbox"/> Erasures, alterations, overwritings, interlineations, folds, copy machine marks not accepted. Fig(s) <u>1, 2</u></p> <p>4. SIZE OF PAPER. 37 CFR 1.84(f): Acceptable sizes: 21.0 cm by 29.7 cm (DIN size A4) or 21.6 cm by 27.9 cm (8 1/2x 11 inches) <input type="checkbox"/> All drawing sheets not the same size. Sheet(s) _____ <input type="checkbox"/> Drawings sheets not an acceptable size. Fig(s) _____</p> <p>5. MARGINS. 37 CFR 1.84(g): Acceptable margins: Top 2.5 cm Left 2.5 cm Right 1.5 cm Bottom 1.0 cm <input type="checkbox"/> Margins not acceptable. Fig(s) _____ <input type="checkbox"/> Top (T) _____ Left (L) _____ <input type="checkbox"/> Right (R) _____ Bottom (B) _____</p> <p>6. VIEWS. 37 CFR 1.84(h) REMINDER: Specification may require revision to correspond to drawing changes, e.g., if Fig. 1 is changed to Fig. 1A, Fig. 1B and Fig. 1C, etc., the specification, at the Brief Description of the Drawings, must likewise be changed. <input type="checkbox"/> Views not labeled separately or properly. Fig(s) _____</p> <p>7. SECTIONAL VIEWS. 37 CFR 1.84(h)(3) <input type="checkbox"/> Sectional designation should be noted with Arabic or Roman numbers. Fig(s) _____</p>	<p>8. ARRANGEMENT OF VIEWS. 37 CFR 1.84(i) <input type="checkbox"/> Words do not appear on a horizontal, left-to-right fashion when page is either upright or turned so that the top becomes the right side, except for graphs. Fig(s) _____</p> <p>9. SCALE. 37 CFR 1.84(k) <input type="checkbox"/> Scale not large enough to show mechanism without crowding when drawing is reduced in size to two-thirds in reproduction. Fig(s) _____</p> <p>10. CHARACTER OF LINES, NUMBERS, & LETTERS. 37 CFR 1.84(l) <input type="checkbox"/> Lines, numbers & letters not uniformly thick and well defined, clean, durable, and black (poor line quality). Fig(s) _____</p> <p>11. SHADING. 37 CFR 1.84(m) <input type="checkbox"/> Solid black areas pale. Fig(s) _____ <input type="checkbox"/> Solid black shading not permitted. Fig(s) _____</p> <p>12. NUMBERS, LETTERS, & REFERENCE CHARACTERS. 37 CFR 1.84(p) <input checked="" type="checkbox"/> Numbers and reference characters not plain and legible. Fig(s) <u>1, 2</u> <input type="checkbox"/> Figure legends are poor. Fig(s) _____ <input type="checkbox"/> Numbers and reference characters not oriented in the same direction as the view. 37 CFR 1.84(p)(1) Fig(s) _____ <input type="checkbox"/> English alphabet not used. 37 CFR 1.84(p)(2) Fig(s) _____ <input type="checkbox"/> Numbers, letters and reference characters must be at least 32 cm (1/8 inch) in height. 37 CFR 1.84(p)(3). Fig(s) _____</p> <p>13. LEAD LINES. 37 CFR 1.84(q) <input type="checkbox"/> Lead lines missing. Fig(s) _____</p> <p>14. NUMBERING OF SHEETS OF DRAWINGS. 37 CFR 1.84(t) <input type="checkbox"/> Sheets not numbered consecutively, and in Arabic numbers beginning with number 1. Sheet(s) _____</p> <p>15. NUMBERING OF VIEWS. 37 CFR 1.84(u) <input type="checkbox"/> Views not numbered consecutively, and in Arabic numerals, beginning with number 1. Fig(s) _____</p> <p>16. DESIGN DRAWINGS. 37 CFR 1.152 <input type="checkbox"/> Surface shading shown not appropriate. Fig(s) _____ <input type="checkbox"/> Solid black surface shading is not permitted except when used to represent the color black as well as color contrast. Fig(s) _____</p>
<p>COMMENTS:</p>	

Reviewer A.D.
If you have questions, call (703) 305-8404.

Date 8/17/04
Attachment to Paper No. 14



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BRIARCLIFF MANOR, NY 10510

EXAMINER

ZEWOU, MESSERS NMD

ART UNIT PAPER NUMBER

2683

DATE MAILED: 08/24/2004

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/739,507	12/18/2000	Philippe Decotignie	PHF 99,624	3125

TITLE OF INVENTION: ANTI-THEFT PROTECTION FOR A RADIOTELEPHONY DEVICE

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1330	\$300	\$1630	11/24/2004

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED. THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED. SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE REFLECTS A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE APPLIED IN THIS APPLICATION. THE PTOL-85B (OR AN EQUIVALENT) MUST BE RETURNED WITHIN THIS PERIOD EVEN IF NO FEE IS DUE OR THE APPLICATION WILL BE REGARDED AS ABANDONED.

HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

A. If the status is the same, pay the TOTAL FEE(S) DUE shown above.

B. If the status above is to be removed, check box 5b on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above, or

If the SMALL ENTITY is shown as NO:

A. Pay TOTAL FEE(S) DUE shown above, or

B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check box 5a on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and 1/2 the ISSUE FEE shown above.

II. PART B - FEE(S) TRANSMITTAL should be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). Even if the fee(s) have already been paid, Part B - Fee(s) Transmittal should be completed and returned. If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

ART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail** **Mail Stop ISSUE FEE**
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
or Fax (703) 746-4000

INSTRUCTIONS: This form should be used for transmitting the **ISSUE FEE** and **PUBLICATION FEE** (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

24737 7590 08/24/2004
PHILIPS INTELLECTUAL PROPERTY & STANDARDS
P.O. BOX 3001
BRIARCLIFF MANOR, NY 10510

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission
 I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

(Depositor's name)
(Signature)
(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/739,507	12/18/2000	Philippe Decotignie	PHF 99,624	3125

TITLE OF INVENTION: ANTI-THEFT PROTECTION FOR A RADIO/TELEPHONY DEVICE

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1330	\$300	\$1630	11/24/2004

EXAMINER	ART UNIT	CLASS-SUBCLASS
ZEWDU, MELESS NMN	2683	455-410000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).
 Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
 "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.
2. For printing on the patent front page, list
 (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, _____
 (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed. _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)
 PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE _____ (B) RESIDENCE: (CITY and STATE OR COUNTRY) _____

Please check the appropriate assignee category or categories (will not be printed on the patent): Individual Corporation or other private group entity Government

- 4a. The following fee(s) are enclosed:
 Issue Fee
 Publication Fee (No small entity discount permitted)
 Advance Order - # of Copies _____
- 4b. Payment of Fee(s):
 A check in the amount of the fee(s) is enclosed.
 Payment by credit card. Form PTO-2038 is attached.
 The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number _____ (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)
 a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.
 NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature _____ Date _____
 Typed or printed name _____ Registration No. _____

This collection of information is required by 37 CFR 1.311. 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 12 minutes 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, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1459
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/739,507	12/18/2000	Philippe Decotignie	PHF 99,624	3125
24737	7590	08/24/2004	EXAMINER	
PHILIPS INTELLECTUAL PROPERTY & STANDARDS P.O. BOX 3001 BRIARCLIFF MANOR, NY 10510			ZEWDU, MELESS NMN	
			ART UNIT	PAPER NUMBER
			2683	11

DATE MAILED: 08/24/2004

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b)
(application filed on or after May 29, 2000)

The Patent Term Adjustment to date is 550 day(s). If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the Patent Term Adjustment will be 550 day(s).

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) WEB site (<http://pair.uspto.gov>).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (703) 305-1383. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at (703) 305-8283.



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1459
Alexandria, Virginia 22111-1450
www.uspto.gov

Table with columns: APPLICATION NO., FILING DATE, FIRST NAMED INVENTOR, ATTORNEY DOCKET NO., CONFIRMATION NO., EXAMINER, ART UNIT, PAPER NUMBER. Includes application number 09/739,507, filing date 12/18/2000, inventor Philippe Decotignie, attorney PHF 99,624, examiner ZHWDU, MR/LESS NMN, art unit 2683, paper number 11, and date mailed 09/24/2004.

Notice of Fee Increase on October 1, 2004

If a reply to a "Notice of Allowance and Fee(s) Due" is filed in the Office on or after October 1, 2004, then the amount due will be higher than that set forth in the "Notice of Allowance and Fee(s) Due" because an increase in fees effective on October 1, 2004 is anticipated. See Revision of Patent Fees for Fiscal Year 2005; Proposed Rule, 69 Fed. Reg. 25861, 25863, 25864 (May 10, 2004).

The current fee schedule is accessible from WEB site (http://www.uspto.gov/main/howtofees.htm).

If the fee paid is the amount shown on the "Notice of Allowance and Fee(s) Due" but not the correct amount in view of the fee increase, a "Notice of Pay Balance of Issue Fee" will be mailed to applicant. In order to avoid processing delays associated with mailing of a "Notice of Pay Balance of Issue Fee," if the response to the Notice of Allowance is to be filed on or after October 1, 2004 (or mailed with a certificate of mailing on or after October 1, 2004), the issue fee paid should be the fee that is required at the time the fee is paid. See Manual of Patent Examining Procedure (MPEP), Section 1306 (Eighth Edition, Rev. 2, May 2004). If the issue fee was previously paid, and the response to the "Notice of Allowance and Fee(s) Due" includes a request to apply a previously-paid issue fee to the issue fee now due, then the difference between the issue fee amount at the time the response is filed and the previously-paid issue fee should be paid. See MPEP Section 1308.01.

Effective October 1, 2004, 37 CFR 1.18 is proposed to be amended by revising paragraphs (a) through (c) to read as set forth below. As stated above, the final fee may be a different amount, and applicant should check the WEB site given above when paying the fee.

Section 1.18 Patent post allowance (including issue) fees.

- (a) Issue fee for issuing each original or reissue patent, except a design or plant patent:
By a small entity (Sec. 1.27(a))..... \$670.00
By other than a small entity..... \$1,340.00
(b) Issue fee for issuing a design patent:
By a small entity (Sec. 1.27(a))..... \$245.00
By other than a small entity..... \$490.00
(c) Issue fee for issuing a plant patent:
By a small entity (Sec. 1.27(a))..... \$325.00
By other than a small entity..... \$650.00

Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at (703) 305-8283.

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail Stop ISSUE FEE Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450 or Fax (703) 746-4000

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

24737 7390 08/24/2004

PHILIPS INTELLECTUAL PROPERTY & STANDARDS P.O. BOX 3001 BRIARCLIFF MANOR, NY 10510

11/18/2004 ZJURR2 0000096 141270 09739507

01 FC:1501 1370.00 BR 02 FC:1504 300.00 BR



Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

Natalie A. Manzo (Depositor's name) Natalie A. Manzo 11/16/04 (Signature) November 16, 2004 11/16/04 (Date)

Table with 5 columns: APPLICATION NO., FILING DATE, FIRST NAMED INVENTOR, ATTORNEY DOCKET NO., CONFIRMATION NO. Values: 09739_507, 12/18/2000, Philippe Decotigne, PHF 99,624, 3125

TITLE OF INVENTION: ANTI-THEFT PROTECTION FOR A RADIOTELEPHONY DEVICE

Table with 6 columns: APPLN TYPE, SMALL ENTITY, ISSUE FEE, PUBLICATION FEE, TOTAL FEE(S)/DUE, DATE DUE. Values: nonprovisional, NO, \$1330, \$300, \$1630, 11/24/2004

Table with 3 columns: EXAMINER, ART UNIT, CLASS-SUBCLASS. Values: ZEWDU, MELESS NMN, 2683, 455-410000

- 1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.303). 2. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type) PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE KONINKLIJKE PHILIPS ELECTRONICS N.V. EINDHOVEN, THE NETHERLANDS (B) RESIDENCE: (CITY and STATE OR COUNTRY)

- 4a. The following fee(s) are enclosed: Issue Fee, Publication Fee (No small entity discount permitted), Advance Order - # of Copies. 4b. Payment of Fee(s): A check in the amount of the fee(s) is enclosed, Payment by credit card. Form PTO-2038 is attached, The Director is hereby authorized by charge the required fee(s), or credit any overpayment to Deposit Account Number 14-1270 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above) a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(a)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant, a registered agent, or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature: Digran Halajian Date: 11/16/04 Typed or printed name: Digran Halajian Registration No.: 39,703

This collection of information is required by 37 CFR 1.311. 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 12 minutes 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, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.



#15/A
LL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
PHILIPPE DECOTIGNIE

Atty. Docket
PHF 99,624

Date of Notice of Allowance:
AUGUST 24, 2004

Serial No. 09/739,507

Confirmation No. 3125

Filed: DECEMBER 18, 2000

Group Art Unit 2683

Examiner ZEWDU, M.N.

Title: ANTI-THEFT PROTECTION FOR A RADIOTELEPHONY DEVICE

Commissioner for Patents
Alexandria, VA 22313-1450

LETTER TO OFFICIAL DRAFTSMAN

Sir:

Enclosed are TWO sheets of formal drawing
for filing in the above-identified application.

Respectfully submitted,

By *Dicran Halajian*
Dicran Halajian, Reg. 39,703
Attorney
(914) 333-9607

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being
deposited this date with the United States Postal Service as
first-class mail in an envelope addressed to:

COMMISSIONER FOR PATENTS
PO BOX 1450
Alexandria, VA 22313-1450

On *November 16, 2004*
(Mailing Date)

By *Natalie S. Mason*
(Signature) C:\DOCS\FORMBOOK\FRMLDRWG.doc



at 129.507

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1/2

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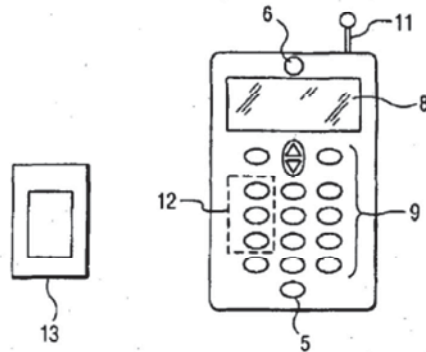


FIG. 1

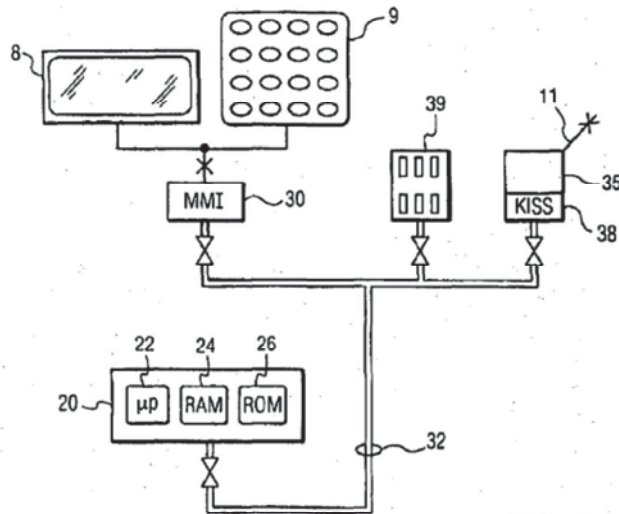


FIG. 2



2/2

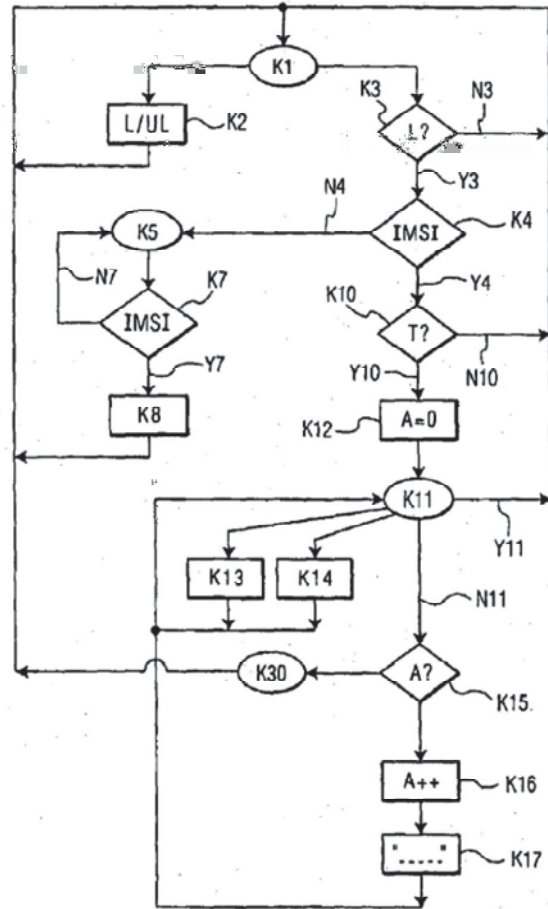


FIG. 3

File History Content Report

The following content is missing from the original file history record obtained from the United States Patent and Trademark Office. No additional information is available.

Document Date - 2009-01-26

Document Title - USPTO Communication Re: Expire Patent

This page is not part of the official USPTO record. It has been determined that content identified on this document is missing from the original file history record.

File History Content Report

The following content is missing from the original file history record obtained from the United States Patent and Trademark Office. No additional information is available.

Document Date - 2009-06-08

Document Title - Petition Re:

Page(s) - 001,002

This page is not part of the official USPTO record. It has been determined that content identified on this document is missing from the original file history record.

06/08/2009 18:16 FAX 21556864

2009 JUN 11 PM 4: 00
V & K INTDIG

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JUN 08 2009

P-R-08588 (03-09)

Approved for use through 03/31/2012 CWS 0601-0016
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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PETITION TO ACCEPT UNINTENTIONALLY DELAYED PAYMENT OF MAINTENANCE FEE IN AN EXPIRED PATENT (37 CFR 1.378 (c))

Docket Number (Optional)
CA0365

Mail to: Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Fax: (571) 273-8300

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

Patent No. 6,836,654 Application Number 09/739,507

Issue Date 12/28/04 Filing Date 12/18/00

CAUTION: Maintenance fee (and surcharge, if any) payment must correctly identify: (1) the patent number (or reissue patent number, if a reissue) and (2) the application number of the actual U.S. application (or reissue application) leading to issuance of that patent to ensure the fee(s) is/are associated with the correct patent. 37 CFR 1.366(c) and (d).

Also complete the following information, if applicable

06/15/2009 DRLLEN 00000021 6836654

81 FC:1599 2620.00 0P

The above - identified patent

Is a reissue of original Patent No. _____ original issue date _____

original application number _____

original filing date _____

resulted from the entry into the U.S. under 35 U.S.C. 371 ~~09/15/00~~ ~~09/15/00~~
filed on 12/21/99 ~~81 FC:1599~~ ~~2620.00 0P~~

CERTIFICATE OF MAILING (37 CFR 1.89(a))

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

June 8, 2009

Date

Thomas A. Mattioli
Signature

Thomas A. Mattioli

Typed or Printed Name of Person Signing Certificate

(page 1 of 3)

This collection of information is required by 37 CFR 1.378(c). 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 1.11 and 1.14. This collection is estimated to take 1 hour 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, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

06/08/2009 18:16 FAX 21558864.

V & K INTDIG

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JUN 08 2009

PTO/BB/66 (03-00)

Approved for use through 03/31/2012 CMB 0551-0016
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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1. SMALL ENTITY

Patentee claims, or has previously claimed, small entity status. See 37 CFR 1.27.

2. LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS

Patentee is no longer entitled to small-entity status. See 37 CFR 1.27(g)

3. MAINTENANCE FEE (37 CFR 1.20(e)-(g))

The appropriate maintenance fee must be submitted with this petition, unless it was paid earlier.

NOT Small Entity			Small Entity		
Amount	Fee	(Code)	Amount	Fee	(Code)
<input checked="" type="checkbox"/> \$ 1020.00	3 1/2 yr fee	(1551)	<input type="checkbox"/> \$ _____	3 1/2 yr fee	(1551)
<input type="checkbox"/> \$ _____	7 1/2 yr fee	(1552)	<input type="checkbox"/> \$ _____	7 1/2 yr fee	(1552)
<input type="checkbox"/> \$ _____	11 1/2 yr fee	(1553)	<input type="checkbox"/> \$ _____	11 1/2 yr fee	(1553)

MAINTENANCE FEE BEING SUBMITTED \$ 1020.00

4. SURCHARGE

The surcharge required by 37 CFR 1.20(f)(2) of \$ 1640.00 (Fee Code 1558) must be paid as a condition of accepting unintentionally-delayed payment of a maintenance fee.

SURCHARGE FEE BEING SUBMITTED \$ 1640.00

5. MANNER OF PAYMENT

Enclosed is a check for the sum of \$ _____

Please charge Deposit Account No. _____ the sum of \$ _____

Payment by credit card. Form PTO-2038 is attached.

6. AUTHORIZATION TO CHARGE ANY FEE DEFICIENCY

The Director is hereby authorized to charge any maintenance fee, surcharge or petition deficiency to Deposit Account No. 22-0493 _____

[Page 2 of 3]

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7. OVERPAYMENT

As to any overpayment made please

- OR
- Credit to Deposit Account No 22-0493
 - Send refund check

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

8. STATEMENT

The delay in payment of the maintenance fee to this patent was unintentional.

9. PETITIONER(S) REQUEST THAT THE DELAYED PAYMENT OF THE MAINTENANCE FEE BE ACCEPTED AND THE PATENT REINSTATED

<u><i>Thomas A. Mattioli</i></u> Signature(s) of Petitioner(s)	<u>June 8, 2009</u> Date
<u>Thomas A. Mattioli</u> Typed or printed name(s)	<u>58,773</u> Registration Number, if applicable
<u>215-588-6400</u> Telephone Number	

United Plaza, Suite 1600, 30 South 17th Street

Address

Philadelphia, PA 19103

Address

37 CFR 1.378(d) states: "Any petition under this section must be signed by an attorney or agent registered to practice before the Patent and Trademark Office, or by the patentee, the assignee, or other party in interest."

ENCLOSURES

- Maintenance Fee Payment
- Surcharge under 37 CFR 1.20(i)(2) (fee for filing the maintenance fee petition)
-

Privacy Act Statement

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CENTRAL FAX CENTER
JUN 08 2009

The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether disclosure of these records is required by the Freedom of Information Act.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.



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www.uspto.gov

THOMAS MATTIOLI
UNITED PLAZA, SUITE 1600
30 SOUTH 17TH STREET
PHILADELPHIA, PA 19103

COPY MAILED

SEP 21 2009

OFFICE OF PETITIONS

In re Patent No. 6,836,654 :
Issue Date: December 28, 2004 :
Application No. 09/739,507 :
Filed: December 18, 2000 :
For: ANTI-THEFT PROTECTION FOR A :
RADIOTELEPHONY DEVICE :

ON PETITION

This is a decision on the petition under 37 CFR 1.378(c), filed June 8, 2009, to accept the unintentionally delayed payment of a maintenance fee for the above-identified patent.

The petition is GRANTED.

This patent expired December 28, 2008 for failure to pay the 3.5 year maintenance fee. Since this petition was submitted within twenty-four months after the six-month grace period provided in 37 CFR 1.362(e), the petition was timely filed under the provisions of 37 CFR 1.378(c).

The maintenance fee is hereby accepted and the above-identified patent is reinstated as of the mail date of this decision.

USPTO records do not reflect that practitioner has been empowered to represent patentees. However, in accordance with 37 CFR 1.34, practitioner's execution of the petition is accepted. Nonetheless, the address indicated on the petition differs from that contained in the official record. Practitioner is advised to promptly submit the proper power of attorney/change of correspondence address if patentee desires to receive correspondence concerning this patent at an address other than that which is contained in the record. Absent written instruction to the contrary, all future correspondence will continue to be addressed to the correspondence address contained in the record.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3205.

The patent file is being forwarded to Files Repository.

/ALEZIA M. BROWN/

Alesia M. Brown
Petitions Attorney
Office of Petitions

CHECKLIST FOR PROCESSING NEW APPLICATIONS

SERIAL NUMBER

09/739,507

revised 6/29/95

INSTRUCTIONS:

1. Make a checkmark beside each item IF verified.
2. If corrections are required, write notes to the examiner or supervisor on reverse side.

I. FACE OF THE FILE

1. Printed and stamped serial numbers match the bar code label.
2. Filing Date present.
3. Class/Subclass present.
4. Applicant(s) name present.
5. Total number of drawings present.
6. Total number of claims present.
7. Total number of independent claims present.
8. Filing fee received present.
9. Mailing address present.
10. Title of invention present.

2. CENTER OF THE FILE

A. DRAWINGS

1. None (go to B)
2. Serial Number present and correct on each sheet.
3. Number of sheets entered on line 1. of contents.

B. SMALL ENTITY STATEMENT

1. None and not recorded on face of file (go to C)
2. Statement present.
3. Small Entity recorded on face of file.

C. DECLARATION OR OATH

1. Title matches face of file and specification.
2. Declaration phrase present. (I hereby declare all...)
3. (Original and first inventor or inventors...) phrase present.
4. (Reviewed and understand the contents of the application, including claims...) phrase present.
5. (Acknowledge duty to disclose information in accordance with 1.56(a)...) phrase present.
6. Residence, citizenship, post office address of all applicants present.
7. Signed by all applicants.
8. Less than 3 months before filing date, or less than six months after filing date.

D. CLAIMS (as filed)

1. Complete form 1360 and 875: (forms on right side of file)
2. Circle independent claims on the Index of Claims.
3. Draw line under the last claim number on the Index of Claims.

E. SPECIFICATION

1. Serial Number present and correct.
2. Specification in permanent ink.
3. Brief Description of each drawing figure.
4. No missing or duplicate pages.
5. No holes punched in text.

F. ABSTRACT

1. None (go to G)
2. Serial Number present and correct.
3. Abstract on separate page.
4. 25 lines or less.
5. One paragraph ONLY.

G. PTO-1556

1. Present

**H. PRE-AMENDMENTS
(found on right side of file)**

1. None (go to I)
2. Enter on Contents of filewrapper.
3. Instruction to cancel claims.
4. Claims canceled on Index of Claims.
5. Instruction to add claims.
6. Circle new independent claims on the Index of Claims.
7. Draw line under the new last claim number on Index of Claims.
8. Complete forms 1360 and 875.

I. PTO-948

1. Present

J. RIGHT SIDE OF FILE

1. PALM File Data sheet present.
2. Transmittal letters present.
3. Forms 1360 & 875 present/complete.
4. Miscellaneous Papers present/entered.
5. Petition to Make Special present. (Enter and place in the center)
6. Drawing prints present. (2 copies)

- 1. Correct filing fee paid.
- 2. Excess claims fees paid:
 - a. Excess total claims more than 20.
 - b. Excess Independent claims more than 3.
 - c. First multiple dependent claim fee paid.
- 3. Miscellaneous paper fee paid.

FINAL STEPS

- 1. Sign and date center of filewrapper, under flap.
- 2. Docketed to examiner.

NOTES TO SUPERVISOR:

NOTES TO EXAMINER:

① Exm need a 948 sheet.

SIGNATURE OF PREPARER:

R. Johnson DATE: 5-27-01

PALM INTRANET

Day : Monday
Date: 3/05/2001
Time: 7:28:17

Attorney / Agent / Customer Number Search Results

Registration # 26902 Attorney's Applications

HAKEN, JACK E.
U.S. PHILIPS CORP.
580 WHITE PLAINS RD.
TARRYTOWN, NY 10591

Registration Status : **ACTIVE**

Customer Number	Customer Telephone Number	Customer Address
24737 Customer's Applications	914-332-0222	PHILIPS ELECTRONICS NORTH AMERICAN CORP 580 WHITE PLAINS RD TARRYTOWN, NY 10591
24738 Customer's Applications	408-617-7700	PHILIPS ELECTRONICS NORTH AMERICA CORPORATION GROUP PATENT COUNSEL CORPORATE INTELLECTUAL PROPERTY 1000 WEST MAUDE AVE SUNNYVALE, CA 94086-2810

Search Another: Attorney/Agent/Customer

Registration# Search Customer# Search

Attorney's/Agent's Last Name First Name
 Search

(To Go BACK Use BACK Button on Your BROWSER Tool Bar)

Back to [PALM](#) | [ASSIGNMENT](#) | [OASIS](#) | [Home Page](#)

PATENT APPLICATION FEE DETERMINATION RECORD
Effective October 1, 2000

Application or Docket Number

09/139,507

CLAIMS AS FILED - PART I

	(Column 1)	(Column 2)
TOTAL CLAIMS		
FOR	NUMBER FILED	NUMBER EXTRA
TOTAL CHARGEABLE CLAIMS	10 minus 20 = *	
INDEPENDENT CLAIMS	2 minus 3 = *	
MULTIPLE DEPENDENT CLAIM PRESENT	<input type="checkbox"/>	

* If the difference in column 1 is less than zero, enter "0" in column 2

CLAIMS AS AMENDED - PART II

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
	Total	Minus	**
	Independent	Minus	**
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
	Total	Minus	**
	Independent	Minus	**
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT C	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
	Total	Minus	**
	Independent	Minus	**
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
 ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20."
 *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3."
 The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

SMALL ENTITY TYPE <input type="checkbox"/>		OR	OTHER THAN SMALL ENTITY	
RATE	FEE		RATE	FEE
BASIC FEE	355.00	OR	BASIC FEE	710.00
X\$ 9=		OR	X\$18=	
X40=		OR	X80=	
+135=		OR	+270=	
TOTAL		OR	TOTAL	710

SMALL ENTITY		OR	OTHER THAN SMALL ENTITY	
RATE	ADDITIONAL FEE		RATE	ADDITIONAL FEE
X\$ 9=		OR	X\$18=	
X40=		OR	X80=	
+135=		OR	+270=	
TOTAL ADDIT. FEE		OR	TOTAL ADDIT. FEE	

RATE	ADDITIONAL FEE	OR	RATE	ADDITIONAL FEE
X\$ 9=		OR	X\$18=	
X40=		OR	X80=	
+135=		OR	+270=	
TOTAL ADDIT. FEE		OR	TOTAL ADDIT. FEE	

RATE	ADDITIONAL FEE	OR	RATE	ADDITIONAL FEE
X\$ 9=		OR	X\$18=	
X40=		OR	X80=	
+135=		OR	+270=	
TOTAL ADDIT. FEE		OR	TOTAL ADDIT. FEE	

FEE CALCULATION SHEET
(FOR USE WITH FORM PTO-873)

APPLICANT(S)

	AS FILED		AFTER 1st AMENDMENT		AFTER 2nd AMENDMENT		CLAIMS	*		*		*	
	IND.	DEP.	IND.	DEP.	IND.	DEP.		IND.	DEP.	IND.	DEP.	IND.	DEP.
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TOTAL DEP.													
TOTAL CLAIMS													

PTO 1260 (3-78)

*MAY BE USED FOR ADDITIONAL CLAIMS OR AMENDMENTS

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

Derwent Innovation

Derwent Innovation Patent Export, 2018-03-19 03:23:16 -0500

Table of Contents

1. US6836654B2 Anti-theft protection for a radiotelephony device
-

Family 1/1

1 record(s) per family

Record 1/1 US6836654B2 Anti-theft protection for a radiotelephony device

Publication Number: US6836654B2 20041228

Title: Anti-theft protection for a radiotelephony device

Title - DWPI: Anti theft mobile telephone protection system having connected user identification module and telephone operation blocked following inactivity period released when correct identification set and module matches correct module

Priority Number: FR199916136A | FR199916136A

Priority Date: 1999-12-21 | 1999-12-21

Application Number: US2000739507A

Application Date: 2000-12-18

Publication Date: 2004-12-28

IPC Class Table:

IPC	Section	Class	Subclass	Class Group	Subgroup
H04M000166	H	H04	H04M	H04M0001	H04M000166
H04B000138	H	H04	H04B	H04B0001	H04B000138
H04M0001675	H	H04	H04M	H04M0001	H04M0001675
H04W008802	H	H04	H04W	H04W0088	H04W008802

IPC Class Table - DWPI:

IPC - DWPI	Section - DWPI	Class - DWPI	Subclass - DWPI	Class Group - DWPI	Subgroup - DWPI
H04B000138 (IPC 1-7)	H	H04	H04B	H04B0001	H04B000138 (IPC 1-7)
H04Q000738 (IPC 1-7)	H	H04	H04Q	H04Q0007	H04Q000738 (IPC 1-7)
H04M000166 (IPC 1-7)	H	H04	H04M	H04M0001	H04M000166 (IPC 1-7)
H04M0001675 (IPC 1-7)	H	H04	H04M	H04M0001	H04M0001675 (IPC 1-7)

H04Q000732	H	H04	H04Q	H04Q0007	H04Q000732
H04M001104	H	H04	H04M	H04M0011	H04M001104

Assignee/Applicant: Koninklijke Philips Electronics N.V., Eindhoven, NL

JP F Terms:

JP FI Codes:

Assignee - Original: Koninklijke Philips Electronics N.V.

Any CPC Table:

Type	Invention	Additional	Version	Office
Current	H04W 12/08	H04W 12/12	20130101	EP
Current		H04W 88/02	20130101	EP

ECLA: T04W008802

Abstract:

A mobile radiotelephony device intended for accommodating a linked user identification module offers protection against theft. The device prevents a normal operation of the device with an unlinked identification module, and permits the normal operation of the device with the linked identification module until such time the device has been inactive for a defined period of time. A debugging code can be supplied to the device subsequent to a detection of the defined period of time to again permit the normal operation of the device with linked identification module.

Language of Publication: EN

INPADOC Legal Status Table:

Gazette Date	Code	INPADOC Legal Status Impact
2016-06-20	FPAY	+
Description: FEE PAYMENT		
2012-07-20	AS	-
Description: ASSIGNMENT PENDRAGON WIRELESS LLC, WASHINGTON ASSIGNMENT OF ASSIGNORS INTEREST; ASSIGNOR:IPG ELECTRONICS 503 LIMITED; REEL/FRAME:028594/0224 2012-04-10		
2012-06-19	SULP	+
Description: SURCHARGE FOR LATE PAYMENT		

2012-06-19	FPAY	+
Description: FEE PAYMENT		
2009-09-21	PRDP	+
Description: PATENT REINSTATED DUE TO THE ACCEPTANCE OF A LATE MAINTENANCE FEE 2009-09-21		
2009-02-17	FP	-
Description: EXPIRED DUE TO FAILURE TO PAY MAINTENANCE FEE 2008-12-28		
2009-02-04	AS	-
Description: ASSIGNMENT IPG ELECTRONICS 503 LIMITED ASSIGNMENT OF ASSIGNORS INTEREST; ASSIGNOR:KONINKLIJKE PHILIPS ELECTRONICS N.V.; REEL/FRAME:22203/791 2009-01-30		
2009-02-04	AS	-
Description: ASSIGNMENT IPG ELECTRONICS 503 LIMITED, GUERNSEY ASSIGNMENT OF ASSIGNORS INTEREST; ASSIGNOR:KONINKLIJKE PHILIPS ELECTRONICS N.V.; REEL/FRAME:022203/0791 2009-01-30		
2008-12-28	REIN	+
Description: REINSTATEMENT AFTER MAINTENANCE FEE PAYMENT CONFIRMED		
2008-07-07	REMI	-
Description: MAINTENANCE FEE REMINDER MAILED		
2004-11-18	AS	-
Description: ASSIGNMENT KONINKLIJKE PHILIPS ELECTRONICS N.V., NETHERLANDS ASSIGNMENT OF ASSIGNORS INTEREST; ASSIGNOR:U.S. PHILIPS CORPORATION; REEL/FRAME:015993/0344 2004-08-09		
2001-04-05	AS	-
Description: ASSIGNMENT U.S. PHILIPS CORPORATION, NEW YORK ASSIGNMENT OF ASSIGNORS INTEREST; ASSIGNOR:DECOTIGNIE, PHILIPPE; REEL/FRAME:011704/0393 2001-02-25		

Post-Issuance (US): REIN Delayed Maintenance Fee 2009-09-21 2009 2009-10-20 2009 Patent reinstated due to acceptance of delayed payment of maintenance fee | EXPI Expiration 2008-12-28 2008 2009-02-17 2009 Patent expired due to failure to pay maintenance fees

Reassignment (US) Table:

--

Assignee	Assignor	Date Signed	Reel/Frame	Date
PENDRAGON WIRELESS LLC,KIRKLAND,WA,US	IPG ELECTRONICS 503 LIMITED	2012-04-10	028594/0224	2012-07-20
Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).				
Corresponent: VOLPE AND KOENIG, P.C. 30 SOUTH 17TH STREET PHILADELPHIA, PA 19103				
IPG ELECTRONICS 503 LIMITED,ST. PETER PORT,GG	KONINKLIJKE PHILIPS ELECTRONICS N.V.	2009-01-30	022203/0791	2009-02-04
Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).				
Corresponent: STEPHEN B. SCHOTT 30 S. 17TH ST. UNITED PLAZA, STE. 1600 PHILADELPHIA, PA 19103				
KONINKLIJKE PHILIPS ELECTRONICS N.V.,EINDHOVEN,NL	U.S. PHILIPS CORPORATION	2004-08-09	015993/0344	2004-11-18
Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).				
Corresponent: PHILIPS ELECTRONICS NORTH AMERICA CORP. P.O. BOX 3001 BRIARCLIFF MANOR, NY 10510				
U.S. PHILIPS CORPORATION,NEW YORK,NY,US	DECOTIGNIE, PHILIPPE	2001-02-25	011704/0393	2001-04-05
Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).				
Corresponent: PHILIPS ELECTRONICS NORTH AMERICA CORP. JACK D. SLOBOD 580 WHITE PLAINS ROAD TARRYTOWN, NY 10591				

Maintenance Status (US): R1

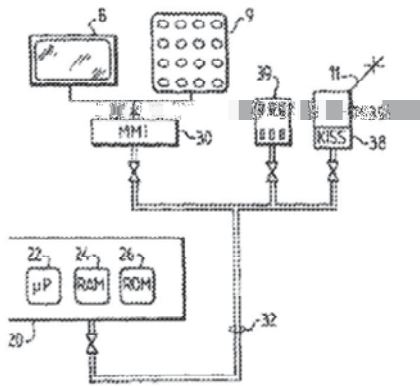
Litigation (US):

Opposition (EP):

License (EP):

EPO Procedural Status:

Front Page Drawing:



Assignee - Current US: PENDRAGON WIRELESS LLC



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United States Patent and Trademark Office

Office of the Commissioner for Patents

ANTI-THEFT PROTECTION FOR A RADIOTELEPHONY DEVICE

PATENT # 6836654	APPLICATION # 09739507	FILING DATE 12/18/2000	ISSUE DATE 12/28/2004
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Payment Window Status

WINDOW 11.5 Year	STATUS Closed	FEES Paid
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No maintenance fees are due.

Window	First Day to Pay	Surcharge Starts	Last Day to Pay	Status	Fees
3.5 Year	12/28/2007	07/01/2008	12/29/2008	Closed	Paid
7.5 Year	12/28/2011	06/29/2012	12/28/2012	Closed	Paid
11.5 Year	12/28/2015	06/29/2016	12/28/2016	Closed	Paid

Patent Holder Information

Customer #	25188
Entity Status	UNDISCOUNTED
Phone Number	3123806500
Address	Denmeyer & Co., LLC 2 North Riverside Plaza, Suite 1500 Chicago, IL 60606 UNITED STATES