

Subj: **RE: Provisional Patent Application Draft**
Date: 6/9/2004 5:08:20 PM Hawaiian Standard Time
From: mdiaz@bbitv.com
To: LKMChong@aol.com

Leighton –

I am working in this with the hope of finishing this week. As I have worked on this off and on over the last weeks, I realize that I have a possible semantics issue that is tripping me up:

This draft extensively uses the term “VOD” in referring to platform and content critical to our application and patent. Taking a step back, our application is an “interactive television” application that uses specific iTV capabilities to deliver and present certain types of content (the interactive pages for example) and integrates traditional VOD content into the presentations – a user can access VOD content from an interactive page.

In your use of the term “VOD”, are you looking at it in a more generalized way than the industry typically uses it? When the cable industry refers to “VOD” it specifically means short or long-form continuous motion video content that is stream on an on-demand basis to a user STB. It does not typically include static assets such as interactive television pages, banners, etc.,. The draft appears to use the term “VOD” in a more encompassing way – where VOD means any video asset that may be accessed on an on-demand basis, not just continuous-motion video. Am I reading things correctly? My instinct as I read the draft has been to edit it to distinguish between “iTV” and “VOD” platform and content, but also realize that this broader use of the term “VOD” may be the most appropriate for a patent. Sorry to ramble, I am very interested in your perspective.....

Thanks,

mdp

-----Original Message-----

From: LKMChong@aol.com [mailto:LKMChong@aol.com]
Sent: Wednesday, March 31, 2004 3:15 PM
To: clifkagawa@hawaii.rr.com; milton_diaz@yahoo.com
Subject: Provisional Patent Application Draft

Hi Clif & Milton --

Attached is my draft of the provisional patent application. Pls review and let me know if there are any corrections. Milton, can you quickly generate and deliver to me the 3 drawing figures noted in the draft? If there is not enough time, can you fax me the sketches you prepared during our discussion? With your comments and the drawings received back by no later than 4:30 pm, I can file the provisional by Express Mail deposit by 5 pm.

Leighton

Thursday, June 10, 2004 America Online: LKMChong

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