

Control No.: 90/014,056

PATENTS
Attorney Docket No.: 0716030.121-US2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s) : Patrick PIRIM
Patent Owner : Image Processing Technologies LLC
Reexam. Control No. : 90/014,056
Reexam. Filed : December 15, 2017
Confirmation No. : 1361
Patent No. : 6,959,293
Issue Date : October 25, 2005
Application No. : 09/792,436
App. Filing Date : February 23, 2001
Title : METHOD AND DEVICE FOR AUTOMATIC VISUAL PERCEPTION
Examiner : Majid Banankhah
Art Unit : 3992

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Alexandria, Virginia 22313-1450

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. 1.555

Dear Examiner:

Attached hereto are ten sheets of SB08a identifying references in accordance with 37 CFR 1.555.
No aspect of these submissions constitutes a disclaimer of claim scope.

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The Director is hereby authorized to charge any fees that may be due, or credit any overpayment of fees, to Deposit Account No. 50-4207.

Respectfully submitted,

Date: July 5, 2018

/Matthew T Byrne/
Matthew T. Byrne
Registration No. 40,934
Attorney for Patent Owner

Byrne Poh LLP
11 Broadway, Suite 760
New York, NY 10004
Telephone: (212) 509-8870
Facsimile: (212) 931-8521

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Sheet 1 of 10

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| Application Number | 90/014,056 |
| Filing Date | 12-15-2017 |
| First Named Inventor | Patrick Pirim |
| Art Unit | 3992 |
| Examiner Name | Majd A. Banankhah |
| Attorney Docket Number | 0716030.121-US2 |

U. S. PATENT DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Document Number | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
|--------------------|-----------------------|--|--------------------------------|--|---|
| | | Number-Kind Code ² (if known) | | | |
| | | US- 5809161 | 09-15-1998 | Auty et al. | |
| | | US- 6363160 | 03-26-2002 | Bradski et al. | |
| | | US- 5426684 | 06-20-1995 | Gaborski et al. | |
| | | US- 5521843 | 05-28-1996 | Hashima et al. | |
| | | US- 7215812 | 08-05-2007 | Masaki, Kenji | |
| | | US- 20020101432 | 08-01-2002 | Ohara et al. | |
| | | US- 5719953 | 02-17-1998 | Okabayashi et al. | |
| | | US- 6959293 | 10-25-2005 | Pirim, Patrick | |
| | | US- 6486909 | 11-26-2002 | Pirim, Patrick | |
| | | US- 8805001 | 08-12-2014 | Pirim, Patrick | |
| | | US- 8989445 | 03-24-2012 | Pirim, Patrick | |
| | | US- 6717518 | 04-06-2004 | Pirim, Patrick | |
| | | US- 8983134 | 03-17-2015 | Pirim, Patrick | |
| | | US- 7650015 | 01-19-2010 | Pirim, Patrick | |
| | | US- 5341142 | 08-23-1994 | Reis et al. | |
| | | US- 5689575 | 11-18-1997 | Sako et al. | |
| | | US- 5426517 | 06-20-1995 | Schwartz, Michael | |
| | | US- 5546125 | 08-13-1996 | Tomitaka et al. | |
| | | US- 5239594 | 08-24-1993 | Yoda, Fumio | |

FOREIGN PATENT DOCUMENTS

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|--------------------|-----------------------|---|--------------------------------|--|---|----------------|
| | | Country Code ³ -Number ⁴ -Kind Code ⁵ (if known) | | | | |
| | | WO 1998/005002 | 02-05-1998 | Carlus Magnus Limited | | |
| | | WO 2000/011610 | 03-02-2000 | Holding Bev S.A. | | |
| | | WO 1999/035606 | 07-15-1999 | Sharp Kabushiki Kaisha | | |
| | | | | | | |
| | | | | | | |

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| NON PATENT LITERATURE DOCUMENTS | | | |
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| | | "Modern Dictionary of Electronics", Fifth Edition, pg. 138-139, Howard W. Sams & Co., Inc., 1977. | |
| | | "New Webster's Dictionary of the English Language", pg. 736-737, Delair Publishing Company, Inc., 1971. | |
| | | "The Authoritative Dictionary of IEEE Standards Terms", Seventh Edition, pg. 716, Institute of Electrical and Electronics Engineers, Inc., 2000. | |
| | | "Webster's Encyclopedic Unabridged Dictionary of the English Language", pg. 294-295, "calculated", Random House Value Publishing, Inc., 1996. | |
| | | DECISION Denying Institution of Inter Partes Review 35 U.S.C. § 314(a) and 37 C.F.R. § 42.108, IPR2017-01189, August 18, 2017. | |
| | | DECISION Granting Institution of Inter Partes Review 35 U.S.C. § 314(a) and 37 C.F.R. § 42.108, IPR2017-00336, May 25, 2017. | |
| | | DECLARATION OF DR. JOHN C. HART IN SUPPORT OF PETITION FOR INTER PARTES REVIEW OF U.S. PATENT NO. 6,959,293, IPR2017-00336, November 29, 2016. | |
| | | DECLARATION OF DR. JOHN C. HART IN SUPPORT OF PETITION FOR INTER PARTES REVIEW OF U.S. PATENT NO. 6,959,293, IPR2017-01189, March 29, 2016. | |
| | | DECLARATION OF DR. PEGGY AGOURIS IN SUPPORT OF PATENT OWNER RESPONSE, IPR2017-00336, August 28, 2017. | |
| | | Eriksson, M., et al. "Eye-Tracking for Detection of Driver Fatigue", In Proceedings of Conference on Intelligent Transportation Systems, Boston, MA, USA, November 12, 1997, pp. 314-319. | |

| | | |
|--------------------|-----------------|--|
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| | | FINAL WRITTEN DECISION Inter Partes Review 35 U.S.C. § 318 (a) and 37 C.F.R. § 42.73, IPR2017-00336, May 09, 2018. | |
| | | Flachs, G.M. et al., "Real-Time Video Tracking Concepts", Technical Report, Department of Electrical and Computer Engineering, New Mexico State University, July 1979. | |
| | | Gilbert, A.L. et al., "A Real-Time Video Tracking System", In Transactions on Pattern Analysis and Machine Intelligence, vol. 2 no. 1, January 1, 1980, pp. 47-56. | |
| | | Giles, M.K., "A Digital Video Tracking System", Technical Report, Advanced Technology Office, US Army White Sands Missile Range, April 1980. | |
| | | Glauberman, M. H., "Character Recognition for Business Machines", in electronics, February 1956, pg. 132-136. | |
| | | Hart Ph.D. John C., Curriculum Vitae. | |
| | | Image Processing Technologies, LLC v Canon Inc., Case No. 10-CV-03867, Videotaped Deposition of Patrick Pirim Transcription, October 14, 2011. | |
| | | Image Processing Techs, LLC v Canon Inc., et al., No. 10-CV-03867, Canon's Reply Memorandum in Support of its Motion for Summary Judgement, June 29, 2012. | |
| | | Image Processing Techs, LLC v Canon Inc., et al., No. 10-CV-03867, Declaration of Dr. Peggy Agouris in Support of Image Processing's Opposition to Canon's Motion for Summary Judgement, June 29, 2012. | |
| | | Image Processing Techs, LLC v Canon Inc., et al., No. 10-CV-03867, Declaration of Eli Saber, PhD, in Support of Canon's Opposition to Image Processing Technologies LLC's Motion for Partial Summary Judgement of No Invalidity due to Anticipation, June 28, 2012. | |

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