

EXHIBIT 5



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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90/014,639	12/23/2020	6748317	2638-19.03	3087
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7590 02/16/2021
 MATTINGLY, STANGER & MALUR
 1800 DIAGONAL ROAD
 SUITE 370
 ALEXANDRIA, VA 22314

EXAMINER

WHITTINGTON, KENNETH

ART UNIT	PAPER NUMBER
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3992

MAIL DATE	DELIVERY MODE
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02/16/2021

PAPER

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

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



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***EX PARTE* REEXAMINATION COMMUNICATION TRANSMITTAL FORM**

REEXAMINATION CONTROL NO. 90/014,639.

PATENT UNDER REEXAMINATION 6748317.

ART UNIT 3992.

Enclosed is a copy of the latest communication from the United States Patent and Trademark Office in the above identified *ex parte* reexamination proceeding (37 CFR 1.550(f)).

Where this copy is supplied after the reply by requester, 37 CFR 1.535, or the time for filing a reply has passed, no submission on behalf of the *ex parte* reexamination requester will be acknowledged or considered (37 CFR 1.550(g)).

Order Granting Request For Ex Parte Reexamination	Control No. 90/014,639	Patent Under Reexamination 6748317	
	Examiner KENNETH WHITTINGTON	Art Unit 3992	AIA (FITF) Status No

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

The request for *ex parte* reexamination filed 12/23/2020 has been considered and a determination has been made. An identification of the claims, the references relied upon, and the rationale supporting the determination are attached.

Attachments: a) PTO-892, b) PTO/SB/08, c) Other: _____

1. The request for *ex parte* reexamination is GRANTED.

RESPONSE TIMES ARE SET AS FOLLOWS:

For Patent Owner's Statement (Optional): TWO MONTHS from the mailing date of this communication (37 CFR 1.530 (b)). **EXTENSIONS OF TIME ARE GOVERNED BY 37 CFR 1.550(c).**

For Requester's Reply (optional): TWO MONTHS from the **date of service** of any timely filed Patent Owner's Statement (37 CFR 1.535). **NO EXTENSION OF THIS TIME PERIOD IS PERMITTED.** If Patent Owner does not file a timely statement under 37 CFR 1.530(b), then no reply by requester is permitted.

/KENNETH WHITTINGTON/
Primary Examiner, Art Unit 3992

cc:Requester (if third party requester)

Application/Control Number: 90/014,639
Art Unit: 3992

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ORDER GRANTING *EX PARTE* REEXAMINATION

Ex parte reexamination has been requested for Claims 1, 15 and 17 of United States Patent No. 6,748,317 to Kishiko Maruyama et al., entitled PORTABLE TERMINAL WITH THE FUNCTION OF WALKING NAVIGATION (hereinafter the “**317 Patent**”). Substantial new questions of patentability (SNQs) affecting claims 1, 15 and 17 of the 317 Patent are raised by the request for *ex parte* reexamination filed December 23, 2020 (hereinafter the “**Request**”). Accordingly, reexamination is **GRANTED**.

I. REFERENCES/DOCUMENTS CITED HEREIN

- (a) U.S. Patent No. 6,067,502 to Hayashida et al., issued November 21, 2000 (hereinafter “**Hayashida**”).
- (b) Japanese Unexamined Patent Application Publication H10-197277 to Satoshi Maruyama et al., published July 31, 1998 (hereinafter “**Maruyama**”).
- (c) U.S. Patent No. 6,124,826 to Garthwaite et al., issued September 26, 2000 (hereinafter “**Garthwaite**”).
- (d) U.S. Patent No. 5,146,231 to Ghaem et al., issued September 8, 1992 (hereinafter “**Ghaem**”).
- (e) Japanese Patent Application JP06-282796 to Konishi et al., published March 29, 1993 (hereinafter “**Konishi**”).

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