

JUL 0 7 2006 IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re the Patent Application of :

Severinsky et al

Examiner: N/A

Serial No.: 11/429,457

: Group Art Unit: 3616

Filed: May 8, 2006

: Att.Dkt:PAICE201.DIV.3

For: Hybrid Vehicles

Hon. Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

This application is a divisional of Ser. No. 10/382,577. Incorporated herein by reference are the several Information Disclosure Statements (IDSs) that were filed in Ser. No. 10/382,577, and its predecessor, Ser. No. 09/822,866, now Patent 6,554,088. Copies of the IDSs thus incorporated are attached, together with the corresponding PTO-1449 forms. Where available the PTO-1449s attached are those returned by the Examiner, showing corrections that were noted in prosecution of the earlier applications. Copies of the documents thus cited were supplied in the parent and grandparent applications, or in earlier predecessor applications Ser. Nos. 09/264,817, now patent 6,209,672, and 09/392,743, now patent 6,338,391, and copies are accordingly not now being supplied herewith.

The Examiner is respectfully requested to consider the documents thus made of record, and to initial the PTO-1449 forms, indicating that he has done so.

Should there be any questions, the Examiner is invited to telephone the undersigned at the number given below.

Early and favorable action on the merits is earnestly solicited.

July 6, 2006

Respectfully submitted,

Michael' de Angeli Reg. No. 27,869 60 Intrepid Lane Jamestown RI 02835 401-423-3190 IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Patent Application of

Severinsky et al : Examiner: David Dunn

Serial No.: 10/382,577 : Group Art Unit: 3616

Filed: March 7, 2003 : Att.Dkt.:PAICE201.DIV

For: Hybrid Vehicles

Hon. Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

FOURTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

Applicant submits this Information Disclosure
Statement for consideration by the Examiner. The issued
patents from which this application claims priority have
been asserted against Toyota Motor Corporation, Toyota
Motor North America, Inc. and Toyota Motor Sales, USA, Inc.
(collectively "Toyota") in civil action 2:04-CV-211 in the
United States District Court for the Eastern District of
Texas. A jury trial was recently conducted December 6-20,
2005, and a verdict holding the parent patents as valid but
not infringed was returned.

Applicants submit herewith materials from this litigation for the purpose of full disclosure. Applicants respectfully request the Examiner to fully review and consider these materials in determining patentability of the present application. The materials submitted include transcripts of the trial and deposition testimony of the witnesses on whom Toyota relied for prior art assertions, with any confidential material redacted therefrom, together with copies of the documentary evidence discussed therein.



The materials also include a copy of the Court's Markman ruling construing the claims of the parent patents.

The Examiner is respectfully requested to consider these materials and indicate that he has done so in the file of this application.

Should the Examiner have any questions concerning the materials submitted, he is invited to telephone the undersigned at the number given below.

A Supplemental Notice of Allowability is earnestly solicited.

Marel 27, 2006

Respectfully submitted,

Michael de Angeli Reg. No. 27,869 60 Intrepid Lane Jamestown, RI 02835 401-423-3190



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