

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

YAMAHA CORPORATION OF AMERICA
Petitioner

v.

BLACK HILLS MEDIA, LLC
Patent Owner

Case IPR2013-00597
Patent 8,230,099 B2

Before BRIAN McNAMARA, STACEY G. WHITE, and PETER P. CHEN,
Administrative Patent Judges.

CHEN, *Administrative Patent Judge.*

DECISION
Institution of *Inter Partes* Review
37 C.F.R. § 42.108

I. INTRODUCTION

Yamaha Corporation of America (“Petitioner”) filed a Petition requesting an *inter partes* review of claims 1, 2, 6, and 9-12 of U.S. Patent No. 8,230,099 B2 (Ex. 1001, “the ’099 patent”). Paper 1 (“Pet.”). Black Hills Media, LLC (“Patent Owner”) filed a preliminary response on December 26, 2013. Paper 10 (“Prelim. Resp.”). We have jurisdiction under 35 U.S.C. § 314.

The standard for instituting an *inter partes* review is set forth in 35 U.S.C. § 314(a), which provides as follows:

THRESHOLD.—The Director may not authorize an *inter partes* review to be instituted unless the Director determines that the information presented in the petition filed under section 311 and any response filed under section 313 shows that there is a reasonable likelihood that the petitioner would prevail with respect to at least 1 of the claims challenged in the petition.

Upon consideration of the Petition and the Preliminary Response, we are persuaded the information presented by Petitioner has shown a reasonable likelihood that Petitioner would prevail in showing the unpatentability of claims 1, 2, 6, and 9-12 of the ’099 patent. Accordingly, we grant the Petition and institute an *inter partes* review of these claims.

A. Related Proceedings

On May 22, 2012, the Patent Owner filed suit against Petitioner in the U.S. District Court for the District of Delaware, alleging infringement of several patents. *See Black Hills Media, LLC v. Yamaha Corp. of Am.*, No. 1:12-cv-00635-RGA (D. Del.). On September 12, 2012, the Patent Owner filed a First Amended

Complaint alleging, *inter alia*, infringement of the '099 patent. The First Amended Complaint was served on September 19, 2012. The Patent Owner also has filed lawsuits alleging infringement of the '099 patent against Pioneer (1:12-cv-00634), Logitech (1:12-cv-00636), Sonos (1:12-cv-00637), LG (1:13-cv-00803), Sharp (1:13-cv-00804), Toshiba (1:13-cv-00805), and Panasonic (1:13-cv-00806) in the District of Delaware, and against Samsung (2:13-cv-00379) in the Eastern District of Texas. On August 5, 2013, the Delaware Court transferred four of the cases to the Central District of California, where the Yamaha (2:13-cv-06054), Pioneer (2:13-cv-05980), Logitech (2:13-cv-06055), and Sonos (2:13-cv-06062) cases are now pending. Pet. 2-3.

The Patent Owner also initiated a Section 337 action in the U.S. International Trade Commission against LG, Sharp, Toshiba, Panasonic, and Samsung alleging, *inter alia*, infringement of the '099 patent. *See Certain Digital Media Devices, Including Televisions, Blu-Ray Disc Players, Home Theater Systems, Tablets and Mobile Phones, Components Thereof and Associated Software*, Inv. No. 337-TA-882 (USITC). *Id.* at 3.

B. Real Party-in-Interest

Patent Owner asserts that Petitioner fails to identify all real parties-in-interest and requests the Petition be dismissed for noncompliance with 35 U.S.C. § 312(a) and 37 C.F.R. § 42.8(b)(1). Prelim. Resp. 8-12. Patent Owner asserts that Pioneer Corporation and Pioneer Electronics (USA) Inc. (collectively "Pioneer") should have been identified in the Petition as real parties in interest. *Id.* at 9.

Patent Owner and Pioneer currently are engaged in a patent infringement lawsuit in parallel with the patent infringement lawsuit between Patent Owner and Petitioner. *Id.* AV receivers, networked Blu-Ray players, and home theater systems from Pioneer and Petitioner are alleged to infringe claim 1 of the '099 patent. *Id.* Thus, according to Patent Owner, Pioneer and Petitioner are aligned on claim construction and invalidity of the claims asserted in the district court litigation. *Id.* Patent Owner also argues that Petitioner's counsel in this proceeding has spoken on behalf of Petitioner and Pioneer at a district court technology tutorial directed to the '099 patent. *Id.* at 10. Finally, Patent Owner states that Pioneer's counsel agreed to be bound by the outcome of this proceeding if the district court would agree to stay the district court litigation. *Id.*

On this record, we are not persuaded Pioneer is a real party in interest in this matter. A determination as to whether a non-party to an *inter partes* review is a real party-in-interest is a "highly fact-dependent question," based on whether the non-party "exercised or could have exercised control over a party's participation in a proceeding" and the degree to which a non-party funds, directs, and controls the proceeding. Office Patent Trial Practice Guide, 77 Fed. Reg. 48,756, 48,759-60 (Aug. 14, 2012). In other words, the question before us is whether there is a non-party "at whose behest the petition has been filed" or a relationship "sufficient to justify applying conventional principles of estoppel and preclusion." *Id.*

We are not persuaded Pioneer is in position to exercise control over Petitioner's involvement in this proceeding. It is common for one lawyer to speak on behalf of multiple parties at a technology tutorial in patent infringement

litigation. This can occur for efficiency purposes and does not, by itself, signify control over the decision making of the various entities in the litigation. In addition, while Pioneer and Petitioner both may be interested in the patentability of the '099 patent claims, this does not mean that the parties have the same interests. Litigation alliances may arise for numerous reasons, including, but not limited to, parties having a similar perspective on one or more issues in a case. However, the existence of such alliances, alone, generally does not rise to the level that would require naming the ally/co-defendant as a real party-in-interest. Office Patent Trial Practice Guide, 77 Fed. Reg. 48,760 (Aug. 14, 2012). We, therefore, will not deny the Petition for failure to comply with 35 U.S.C. § 312(a) and 37 C.F.R. § 42.8(b)(1).

C. The '099 Patent

The subject matter of the challenged claims of the '099 patent relates generally to methods and devices for sharing playlists, and in particular, to a method for presenting a playlist on a wireless handheld remote control for selection for playback on a media player device associated with, but separate from, the remote control. Ex. 1001, col. 1, ll. 25-29, col. 9, ll. 1-8.

Figure 2 of the '099 patent is reproduced below.

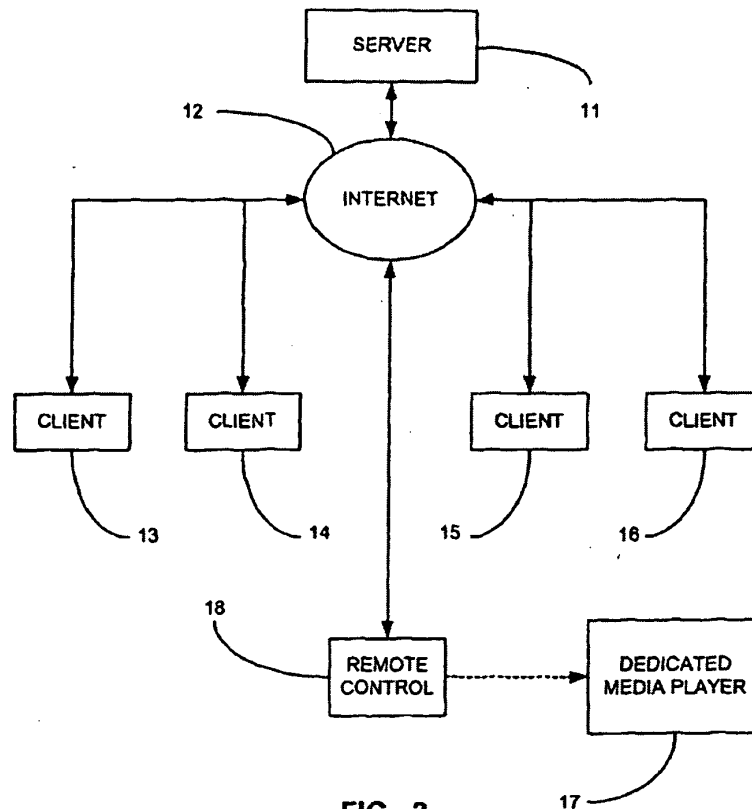


FIG. 2

Figure 2 depicts an embodiment of the invention with a playlist communicated from server 11 to remote control 18 via Internet 12. Ex. 1001, col. 9, ll. 1-23. After the playlist has been communicated to the remote control, the playlist may be displayed on the remote control and used to choose which selection is to be played by dedicated media player 17. *Id.* at col. 9, ll. 5-8. The playlist may be communicated further to media player 17. *Id.* at col. 9, ll. 9-23. Thus, playlists may be stored in, displayed upon, and used to make selections from either

dedicated media player 17, remote control 18, or both. *Id.* at col. 9, ll. 21-23. As summarized by Petitioner, the display of the playlist on the remote control allows the user to select a song to be played on the media player without physically making a selection at the media player. Pet. 5(citing Ex. 1001, col. 9, ll. 9-23).

D. Illustrative Claim

Claims 1, 2, 6, and 9-12 are the subject of the Petition. Claims 1 and 10-12 are independent claims. Independent claim 1 is reproduced as follows:

1. A method comprising:
receiving, at a wireless handheld remote control, a playlist from a remote source; and
presenting, at the wireless handheld remote control, the playlist to a first user associated with the wireless handheld remote control such that the first user is enabled to select at least one item from the playlist for playback by a media player device which is associated with and separate from the wireless handheld remote control.

E. Prior Art Relied Upon

Petitioner relies upon the following five prior art references.

Reference	Title	Ex. No.
Bi	US 2002/0087996 A1	Ex. 1008
Gladwin	WO 01/17142 A2	Ex. 1009
Berman	US 6,502,194 B1	Ex. 1010
Janik '558	US 2002/0068558 A1	Ex. 1011
Janik '902	US 2002/0065902 A1	Ex. 1012

F. The Asserted Grounds

Petitioner contends the challenged claims are unpatentable based on four grounds, as follows.

Reference(s)	Basis	Claims Challenged
Bi	§ 102(b)	1, 2, 6, and 9-12
Gladwin	§ 102(b)	1, 2, 6, 9, 11, 12
Berman	§ 103(a)	1, 2, 6, 9, 11, 12
Janik '558 and Janik '902	§ 103(a)	1, 2, 6, and 9-12

II. ANALYSIS

A. Claim Construction

In an *inter partes* review, claim terms in an unexpired patent are interpreted according to their broadest reasonable construction in light of the specification of the patent in which they appear. 37 C.F.R. § 42.100(b); Office Patent Trial Practice Guide, 77 Fed. Reg. 48,756, 48,766 (Aug. 14, 2012). Also, claim terms are given their ordinary and customary meaning, as would be understood by one of ordinary skill in the art in the context of the entire disclosure. *In re Translogic Tech., Inc.*, 504 F.3d 1249, 1257 (Fed. Cir. 2007). Petitioner submits proposed constructions for two claim terms (“playlist” and “remote source”), and Patent Owner submits proposed constructions for two claim terms (“playlist” and “media player device”).

Petitioner proposes that “playlist” is “a list of media items from which one or more selections may be made by a user.” Pet. 7-8. Patent Owner proposes that “playlist” is “a list referencing media items arranged to be played in a sequence.” Prelim. Resp. 6-7. The Specification states, “[a] playlist is a list of a user’s favorite selections.” Ex. 1001, col. 1, ll. 33-34. We are persuaded that the construction proposed by Patent Owner is too narrow and would exclude the embodiment described in the specification. For purposes of this Decision, we determine that the broadest reasonable interpretation of the term “playlist” consistent with the specification is “a list of media selections.”

Patent Owner has not proposed a construction for “remote source,” which is a term found only in the claims of the ’099 patent, where it is not defined. We determine that the Petitioner’s proposed construction (“a source of a playlist that is separate from a remote control”) is reasonable and adopt that construction as the broadest reasonable interpretation for purposes of this Decision.

Finally, Patent Owner has proposed that “media player device” be construed as “a device capable of playing audio or video or a combination of both, other than a general purpose computer.” The term “media player device” appears only in the claims of the ’099 patent, where it is not defined. The term “media player” is used throughout the Specification, and contrary to Patent Owner’s proposal, is described as a general purpose computer, for example, “the media player 17 may be a general purpose computer,” (*id.* at col. 8, ll. 62-63), and, “a general purpose computer may be used to request playlists that are then communicated from other general purpose computers or other dedicated media players to the user’s player device” (*id.* at col.

3, ll. 29-32). Therefore, for purposes of this Decision, we determine the broadest reasonable construction of “media player device” is “a device capable of playing audio or video or a combination of both.”

B. Claims 1, 2, 6, 9-12 – Anticipated by Bi

Petitioner contends claims 1, 2, 6, and 9-12 are unpatentable under 35 U.S.C. § 102(b) as anticipated by Bi. Pet. 10-20.

Bi (Exhibit 1008)

Bi is titled, “Interactive Remote Control of Audio or Video Playback and Selections.” Petitioner contends Bi discloses a system for an interactive remote control, which may be wireless, of an audio or playback application running on a personal computer or other computing platform. Pet. 11. Figure 2 of Bi is reproduced below.

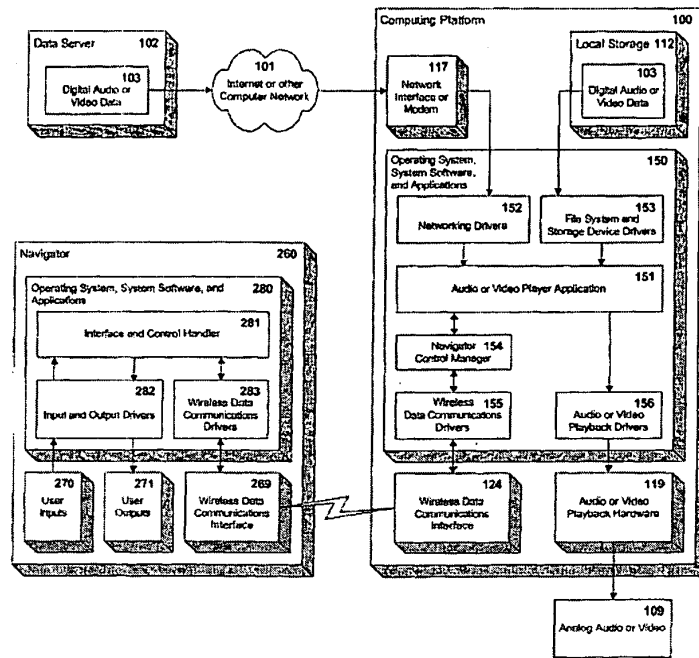


Figure 2

Figure 2 depicts data server 102 that provides digital audio or video data via the Internet or other network 101 to computing platform 110. Navigator 260 is a wireless remote control that communicates with computing platform 100 to control selection of audio or video data. Ex. 1008 ¶ 0020.

Analysis

Petitioner contends claims 1, 2, 6, and 9-12 are unpatentable under 35 U.S.C. § 102(a) as anticipated by Bi. In support of this asserted ground of

unpatentability, Petitioner provides detailed explanations as to how the subject matter of each claim is disclosed by Bi. Pet. 14-20. Patent Owner contends the playlist in Bi does not constitute the claimed playlist recited in independent claims 1, 10, and 11. We have determined for purposes of this Decision that Patent Owner's proposed construction of playlist is not the broadest reasonable construction, and that, for purposes of this Decision, a playlist is a list of media selections. *See* Section II.A above. On the record currently before us, we are persuaded that Bi's "playlist" (Ex. 1008 ¶ 0032) discloses the "playlist" of the '099 patent.

Patent Owner next contends that as to all four independent claims of the '099 patent, Bi fails to disclose receiving a playlist from a remote source. Prelim. Resp. 14-20. According to Petitioner, in Bi, a playlist is received by navigator 260 from computing platform 100, which is a remote source. Ex. 1008 ¶ 0032 (computing platform 100 sends the results of a local music browse, which can be based on playlists, to navigator 260). Patent Owner further contends that as to all four independent claims, Bi fails to disclose the user of the wireless handheld remote being enabled to select at least one item from the playlist for playback by a media player device. Bi, however, discloses "digital content can be controlled from a location away from the computing platform running the digital content playback application." *Id.* at ¶ 0007, Fig. 7. Therefore, we are persuaded on the present record by Petitioner's arguments on the disputed limitations. As to the remaining limitations of the independent claims, we have reviewed Petitioner's

supporting evidence and determine that Petitioner has made an adequate showing under 35 U.S.C. § 314(a).

The Preliminary Response does not respond to Petitioner's contentions on dependent claim 6, and reiterates for dependent claims 2 and 9 the arguments addressed above for the independent claims. For claim 2, we are persuaded by Petitioner's argument that Bi discloses the limitation of claim 2 where the playlist further is communicated from the remote source to the media player device. Pet. 15, citing Ex. 1008 ¶ 0032. For the remaining dependent claims 6 and 9, we have reviewed Petitioner's supporting evidence and determine that Petitioner has made an adequate showing under 35 U.S.C. § 314(a).

Accordingly, on the present record, we are persuaded there is a reasonable likelihood of Petitioner prevailing in establishing the unpatentability of independent claims 1, and 10-12, and dependent claims 2, 6, and 9 of the '099 patent as anticipated by Bi.

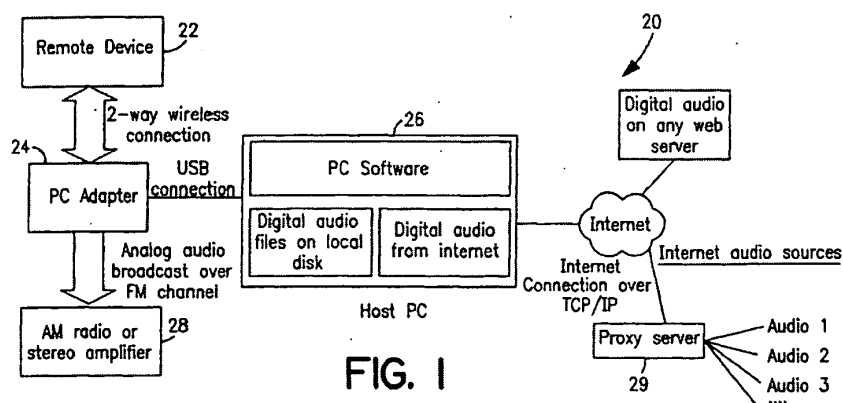
C. Claims 1, 2, 6, 9, 11, and 12: Anticipated by Gladwin

Petitioner contends claims 1, 2, 6, 9, 11, and 12 are unpatentable under 35 U.S.C. § 102(b) as anticipated by Gladwin. Pet. 21-26.

Gladwin (Exhibit 1009)

Gladwin is titled, "Structure and Method for Selecting, Controlling and Sending Internet-Based or Local Digital Audio to an AM/FM Radio or Analog Amplifier." Petitioner contends Gladwin discloses a remote device interfacing with a personal computer that obtains audio from the Internet or other digital audio

from any web server. Pet. 21-22 (citing Ex. 1009, col. 3, ll. 1-9). Figure 1 of Gladwin is reproduced below.



In Figure 1, digital audio obtained by host PC 26 via the Internet is selected by remote device 22 to be played through a radio or stereo amplifier 28 using PC adapter 24. Ex. 1009, 3-4. The digital audio data is organized as a play list. *Id.* at 4, ll. 13-14. Petitioner contends Gladwin “discloses precisely what was asserted to be missing from the prior art during the prosecution of the ’099 patent” – a wireless handheld remote for selecting an item from a playlist for playback on a separate media player device. Pet. 23-26 (citing Ex. 1009, 3-6, Figs. 1-6).

Analysis

Patent Owner’s two arguments against Gladwin as to the independent claims 1, 11, and 12 of the ’099 patent both are premised on its proposed claim constructions for “playlist” and “media device player.” Prelim. Resp. 22-24. Patent Owner first contends the “playlist” in Gladwin is not the “playlist” of its

proposed construction. We have determined that Patent Owner's proposed construction is not the broadest reasonable construction, and that, for purposes of this Decision, a "playlist" is a list of media selections. *See* Section II.A above. On the record currently before us, we are persuaded that Gladwin's "play list" (Ex. 1009, 4, ll. 13-14) discloses the "playlist" of the '099 patent.

Patent Owner next contends the "media player device" in Gladwin is a general purpose computer. Patent Owner's proposed construction of "media player device" excludes general purpose computers, but as stated in Section II.A above, we have determined, for purposes of this Decision, that Patent Owner's proposed construction is not the broadest reasonable construction, and we construe "media player device" as a device capable of playing audio or video or a combination of both. For purposes of this Decision, we are persuaded that the PC in Gladwin (Ex. 1009, 3-4) discloses the media player device of the '099 patent. Thus, we are not persuaded by Patent Owner's arguments against Gladwin based on its proposed claim construction. As to the remaining limitations of the independent claims, we have reviewed Petitioner's supporting evidence and determine that Petitioner has made an adequate showing under 35 U.S.C. § 314(a).

The Preliminary Response does not respond to Petitioner's contentions on dependent claims 6 and 9. For claim 2, Patent Owner contends Gladwin fails to disclose the remote source sending a playlist to the PC. We are persuaded by Petitioner's citation to the contrary of Gladwin's disclosure that "[t]he PC software . . . gets digital audio data from audio files on the local disk and/or internet streaming audio data. This data is organized as a play list." Ex. 1009, 4, ll. 12-14.

For the remaining dependent claims 6 and 9, we have reviewed Petitioner's supporting evidence and determine that Petitioner has made an adequate showing under 35 U.S.C. § 314(a).

Accordingly, on the present record, we are persuaded there is a reasonable likelihood of Petitioner prevailing in establishing the unpatentability of independent claims 1, 11, and 12, and dependent claims 2, 6, and 9 of the '099 Patent as anticipated by Gladwin.

D. Claims 1, 2, 6, 9, 11, and 12: Obvious Over Berman

Petitioner contends claims 1, 2, 6, 9, 11, and 12 are unpatentable under 35 U.S.C. § 103 as obvious over Berman. Pet. 27-35.

Berman (Exhibit 1010)

Berman is titled, "System for Playback of Network Audio Material on Demand." Petitioner contends Berman discloses the use of a remote control that displays a playlist to select music for playback from a separate media playback device. Pet. 27-30 (citing Ex. 1010, Figs 1, 3, 13, and col. 3, ll. 33-39, col. 4, ll. 47-53, col. 5, ll. 42-67, col. 6, l. 64). An embodiment of Berman's system is depicted in Figure 1, which is reproduced below.

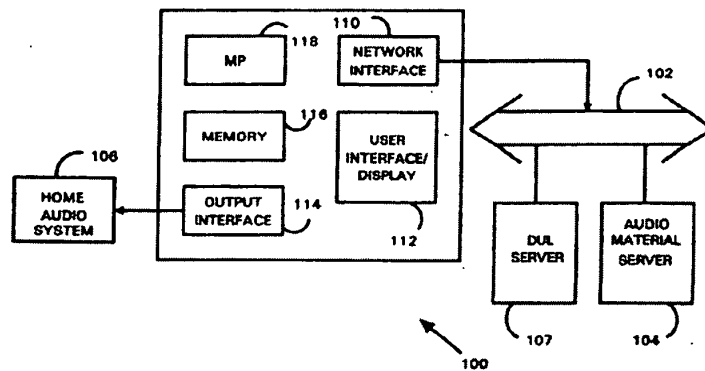


FIG. 1

Figure 1 is a block diagram of Berman's playback unit 100. Ex. 1010, col. 4, ll.17-19. Playback unit 100 receives audio material from audio material server 104, and access rights to this material are controlled by directory and user list ("DUL") server 107. *Id.* at col. 4, ll. 51-53, 63-65. Playback unit 100 includes network interface 110 that facilitates communication with the servers over the internet. *Id.* at col. 5, ll. 11-13. Memory 116 temporarily stores audio for playback and processing. *Id.* at col. 6, ll. 6-8. In certain embodiments, the user may be permitted to record a song to memory. *Id.* at col. 8, ll. 4-6. Berman's playback unit may receive input from a wireless remote control unit. *Id.* at col. 5, ll. 46-49. The remote control unit may be used to move through the song list and search for songs. *Id.* at col. 5, ll. 54-61, col. 13, ll. 51-64, Figs. 2 and 13.

The operation of the playback unit is illustrated in Figure 3, which is reproduced below.

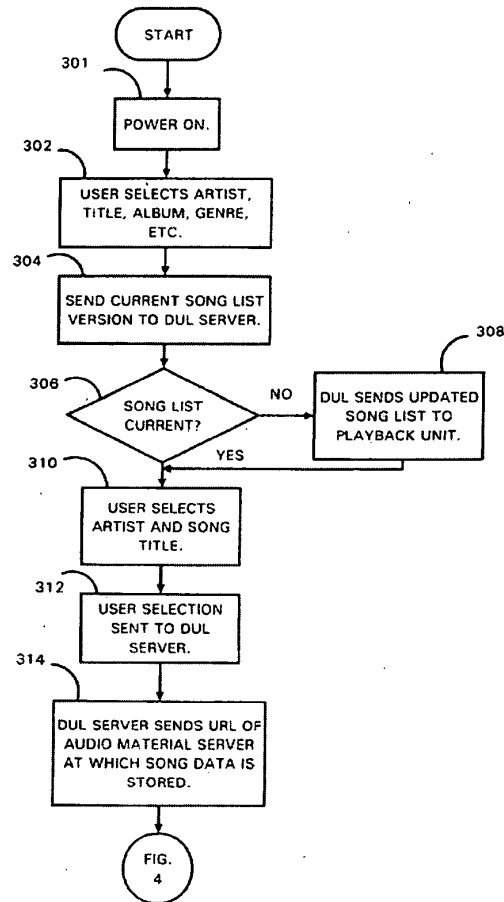


FIG. 3

Figure 3 is a processing flow diagram depicting the steps executed to request and receive audio material. Ex. 1010, col. 4, ll. 22-25. At step 302, the user selects a music category or type of song. *Id.* at col. 6, l. 65 – col. 7, l. 4. The playback unit then contacts the DUL server to confirm that the playback unit's song list is up to date. *Id.* at col. 7, ll. 4-6, Fig. 3 step 304. If the song list is not up

to date, the DUL server will send an updated song list to the device. *Id.* at col. 7, ll. 14-19, Fig. 3 steps 306 and 308. In certain embodiments, the song list may be updated to reflect the user's preferred songs. *Id.* at col. 13, ll. 9-15. The user selects a song from the song list. *Id.* at col. 7, ll. 22-24. The DUL server then sends playback unit 100 the network address or URL for the requested song. *Id.* at col. 7, ll. 30-41. Playback unit 100 then uses that URL to obtain the requested sound file or streaming audio from the appropriate audio material server. *Id.* at col. 7, ll. 41-45, col. 8, ll. 32-34.

Analysis

Petitioner contends that Berman explicitly discloses all of the elements of the '099 patent, with the exception of the remote control being wireless, which Petitioner asserts would have been obvious to one of skill in the art, citing the Declaration of Dr. Bove. Pet. 30 (citing Ex. 1002 ¶ 14). We note that Berman also explicitly discloses the playback unit "may also include a sensor, such as an infrared sensor 206, for receiving command signals from a remote control unit." Ex. 1010, col. 5, ll. 46-48. Berman's disclosure of a sensor suggests that the remote control unit is wireless. Thus, on the record before us, we are persuaded that the remote control of Berman could be implemented as a wireless unit.

Patent Owner contends that for the independent claims of the '099 patent, Berman fails to disclose a remote control that can present a playlist to the user. Petitioner argues that the playlist is presented on the graphical user interface of the remote control and enables the user to select at least one item for playback by the

playback unit. Pet. 31 (citing Ex. 1010, col. 4, ll. 47-53, col. 5, l. 5 – col. 6, l. 49, col. 6, l. 64 – col. 7, l. 38). We determine that Petitioner has made an adequate showing under 35 U.S.C. § 314(a) for this and the other limitations of the independent claims 1, 11, and 12.

The Preliminary Response does not respond to Petitioner's contentions on dependent claims 6 and 9. For claim 2, Patent Owner contends Berman fails to disclose the remote source sending a playlist to the playback unit. We are persuaded by Petitioner's citation to the contrary of Berman's disclosure in Figure 3 of the song list being sent by the DUL server to the playback unit. *Id.* at 32 (citing Ex. 1010, Fig. 3 and col. 6, l. 64 – col. 7, l. 38). For dependent claims 6 and 9, we have reviewed Petitioner's supporting evidence and determine that Petitioner has made an adequate showing under 35 U.S.C. § 314(a). Accordingly, on the present record, we are persuaded there is a reasonable likelihood of Petitioner prevailing as to the unpatentability of independent claims 1, 11, and 12, and dependent claims 2, 6, and 9 of the '099 patent, as obvious over Berman.

E. Janik '558 and Janik '902

On its final asserted ground of unpatentability, Petitioner contends claims 1, 2, 6, and 9-12 of the '099 patent would have been obvious over Janik '558 ("System and Method for Providing Content, Management, and Interactivity for Client Devices") and Janik '902 ("Webpad and Method for Using the Same"). On the present record, we are not persuaded there is a reasonable likelihood that Janik '558 and Janik '902 render the challenged claims obvious. We agree with Patent

Owner that neither Janik reference discloses the limitation recited in all of the challenged claims where the user is enabled to select at least one item from the playlist received from a remote source for playback by a media player device. Prelim. Resp. 36-37; *see* Ex. 1001, col. 11, ll. 19-27, col. 12, ll. 11-48. In particular, Janik '558 states that “webpad 92 version of audio device content editor and audio device controller GUI allow the user to access playlists and tracks.” Ex. 1011 ¶ 243. The audio device content editor in turn “provides the user with the ability to group audio files (tracks) into user-defined playlists” (*id.* at ¶ 147), but there is no disclosure of receipt by the audio device content editor of a playlist, or of a user’s ability to select a media item with the webpad version of audio device controller GUI. Prelim Resp. 36.

Janik '902 states that its “webpad 32 can be used to control a digital audio converter, a device that is a node on the LAN and is able to receive digital audio streams from PC, decode and convert the stream into analog signals that are plugged into any existing stereo system.” Ex. 1012 ¶ 0069. The selection of a target device, such as a digital audio converter, however, does not meet the claimed limitation of selecting a media item for playback.

III. CONCLUSION

For the foregoing reasons, we are persuaded the information presented in the Petition establishes a reasonable likelihood that Petitioner would prevail in establishing unpatentability of claims 1, 2, 6, and 9-12 of the '099 patent as

anticipated by Bi, and of claims 1, 2, 6, 9, 11, and 12 as anticipated by Gladwin and as obvious over Berman.

The Board has not made a final determination on the patentability of any challenged claim.

IV. ORDER

Accordingly, it is

ORDERED that pursuant to 35 U.S.C. § 314, an *inter partes* review is hereby instituted as to the following claims and grounds:

1. Claims 1, 2, 6, and 9-12 of the '099 patent are unpatentable under 35 U.S.C. § 102(b) as anticipated by Bi;
2. Claims 1, 2, 6, 9, 11, and 12 of the '099 patent are unpatentable under 35 U.S.C. § 102(b) as anticipated by Gladwin;
3. Claims 1, 2, 6, 9, 11 and 12 of the '099 patent are unpatentable under 35 U.S.C. § 103(a) as obvious over Berman; and

FURTHER ORDERED that all other grounds raised in the Petition are *denied* for reasons discussed above.

FURTHER ORDERED that pursuant to 35 U.S.C. § 314(d) and 37 C.F.R. § 42.4, notice is hereby given of the institution of a trial; the trial commences on the entry date of this decision; and

FURTHER ORDERED that an initial conference call with the Board is scheduled for 4:00 PM, Eastern Time on April 9, 2014; the parties are directed to

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the Office Trial Practice Guide¹ for guidance in preparing for the initial conference call, and should be prepared to discuss any proposed changes to the Scheduling Order entered herewith and any motions the parties anticipate filing during the trial.

PETITIONER:

David L. Fehrman
Mehran Arjomand
MORRISON & FOERSTER LLP
dfehrman@mofo.com
marjomand@mofo.com

PATENT OWNER:

Thomas Engellenner
Reza Mollaaghababa
PEPPER HAMILTON LLP
engellennert@pepperlaw.com
mollaaghababar@pepperlaw.com

Theodosios Thomas
BLACK HILLS MEDIA, LLC
ted.thomas@scenelabs.com

¹ Office Patent Trial Practice Guide, 77 Fed. Reg. 48,756, 48,765-66 (Aug. 14, 2012).

AO 120 (Rev. 08/10)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court for the Central District of California on the following

☐ Trademarks or ☒ Patents. (☐ the patent action involves 35 U.S.C. § 292.);

DOCKET NO.	DATE FILED 1/21/2014	U.S. DISTRICT COURT for the Central District of California
PLAINTIFF Black Hills Media, LLC		DEFENDANT Sonos, Inc.
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 8,045,952	10/25/2011	Black Hills Media, LLC
2 8,050,652	11/1/2011	Black Hills Media, LLC
3 6,985,694	1/10/2006	Black Hills Media, LLC
4 7,742,740	6/22/2010	Black Hills Media, LLC
5 6,757,517	6/29/2004	Black Hills Media, LLC

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED 1/21/2014	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input checked="" type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 6,108,686	8/22/2000	Black Hills Media, LLC
2 8,230,099	7/24/2012	Black Hills Media, LLC
3 8,214,873	7/3/2012	Black Hills Media, LLC
4 7,236,739	6/23/2007	Black Hills Media, LLC
5 6,826,283	11/30/2004	Black Hills Media, LLC

* 6. 8,028,323 9/27/2011 Black Hills Media, LLC

In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT

CLERK	(BY) DEPUTY CLERK	DATE
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Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
 Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

AO 120 (Rev. 08/10)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court for the Central District of California on the following

☐ Trademarks or ☒ Patents. (☐ the patent action involves 35 U.S.C. § 292.):

DOCKET NO.	DATE FILED 1/21/2014	U.S. DISTRICT COURT for the Central District of California
PLAINTIFF Black Hills Media, LLC		DEFENDANT Pioneer Corporation and Pioneer Electronics (USA), Inc.
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 8,045,952	10/25/2011	Black Hills Media, LLC
2 8,050,652	11/1/2011	Black Hills Media, LLC
3 6,985,694	1/10/2006	Black Hills Media, LLC
4 6,108,686	8/22/2000	Black Hills Media, LLC
5 8,230,099	7/24/2012	Black Hills Media, LLC

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED 1/21/2014	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input checked="" type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 8,214,873	7/23/2012	Black Hills Media, LLC
2 8,458,356	6/4/2013	Black Hills Media, LLC
3		
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5		

In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT

CLERK	(BY) DEPUTY CLERK	DATE
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Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
 Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

AO 120 (Rev. 08/10)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
--	---

In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court _____ for the Central District of California _____ on the following

☐ Trademarks or ☒ Patents. (☐ the patent action involves 35 U.S.C. § 292.):

DOCKET NO.	DATE FILED 1/21/2014	U.S. DISTRICT COURT for the Central District of California
PLAINTIFF Black Hills Media, LLC		DEFENDANT Yamaha Corporation of America
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 8,045,952	10/25/2011	Black Hills Media, LLC
2 8,050,652	11/1/2011	Black Hills Media, LLC
3 6,985,694	1/10/2006	Black Hills Media, LLC
4 6,108,686	8/22/2000	Black Hills Media, LLC
5 8,230,099	7/24/2012	Black Hills Media, LLC

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED 1/21/2014	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input checked="" type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 8,214,873	7/23/2012	Black Hills Media, LLC
2 8,458,356	6/4/2013	Black Hills Media, LLC
3		
4		
5		

In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT		
CLERK	(BY) DEPUTY CLERK	DATE

Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
 Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

AO 120 (Rev. 08/10)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
---	---

In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been
filed in the U.S. District Court Western District of Wisconsin on the following

☐ Trademarks or ☒ Patents. (☐ the patent action involves 35 U.S.C. § 292.):

DOCKET NO.	DATE FILED 1/2/2013	U.S. DISTRICT COURT Western District of Wisconsin
PLAINTIFF ICON HEALTH & FITNESS, INC. a Delaware corporation		DEFENDANT SARIS CYCLING GROUP, INC., a Wisconsin corporation
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 6,626,799	9/30/2003	ICON HEALTH & FITNESS, INC.
2 6,746,371	6/8/2004	ICON HEALTH & FITNESS, INC.
3 8,029,415	7/26/2005	ICON HEALTH & FITNESS, INC.
4		
5		

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT SEE ATTACHED ORDER.

CLERK PETER OPPENEER	(BY) DEPUTY CLERK s/K. Jacobson	DATE 1/3/13
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Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

AO 120 (Rev. 08/10)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
---	---

In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court for the District of Delaware on the following

☐ Trademarks or ☒ Patents. (☐ the patent action involves 35 U.S.C. § 292.);

DOCKET NO. 12-00636-RGA	DATE FILED 5/22/0202	U.S. DISTRICT COURT for the District of Delaware
PLAINTIFF Black Hills Media, LLC		DEFENDANT Logitech International SA
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 8,045,952	10/25/2011	Black Hills Media LLC
2 8,050,652	11/1/2011	Black Hills Media LLC
3 6,985,694	1/10/2006	Black Hills Media LLC
4		
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In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED 9/12/2012	INCLUDED BY <input checked="" type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 6,108,686	8/22/0200	Black Hills Media LLC
2 8,230,099	7/24/2012	Black Hills Media LLC
3 8,214,873	7/2/2012	Black Hills Media LLC
4		
5		

In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT 11/12/13 order dismissing per stipulation		
CLERK terry Nafisi	(BY) DEPUTY CLERK L Chai	DATE 11/13/13

Copy 1—Upon initiation of action, mail this copy to Director ^X Copy 3—Upon termination of action, mail this copy to Director
 Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

AO 120 (Rev. 08/10)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
---	---

In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court EDVA, Norfolk Division on the following

☐ Trademarks or ☒ Patents. (☐ the patent action involves 35 U.S.C. § 292.):

DOCKET NO. 2:13cv521	DATE FILED 9/20/2013	U.S. DISTRICT COURT EDVA, Norfolk Division
PLAINTIFF iSourceLoans LLC		DEFENDANT SunTrust Mortgage, Inc.
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 7,315,841	1/1/2008	iSourceLoans LLC
2 7,340,435	3/4/2008	iSourceLoans LLC
3 8,527,402	9/3/2013	iSourceLoans LLC
4		
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In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT

CLERK FERNANDO GALINDO	(BY) DEPUTY CLERK T. Brown	DATE 9/27/2013
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Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
 Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

PAGE 1 OF 2

AO 120 (Rev. 08/10)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court District of Delaware on the following

☐ Trademarks or ☒ Patents. (☐ the patent action involves 35 U.S.C. § 292.):

DOCKET NO. <i>13-cv-00804-RGA</i>	DATE FILED <i>9/6/2013</i>	U.S. DISTRICT COURT District of Delaware
PLAINTIFF BLACK HILLS MEDIA, LLC		DEFENDANT SHARP CORPORATION and SHARP ELECTRONICS CORPORATION

PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 8,028,323	9/27/2011	BLACK HILLS MEDIA, LLC
2 8,214,873	7/3/2012	BLACK HILLS MEDIA, LLC
3 8,230,099	7/24/2012	BLACK HILLS MEDIA, LLC
4 8,045,952	10/25/2011	BLACK HILLS MEDIA, LLC
5 8,050,652	11/1/2011	BLACK HILLS MEDIA, LLC

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY
	<input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT <i>see attached order</i>

CLERK <i>John A. Cenno</i>	(BY) DEPUTY CLERK	DATE <i>9-27-2013</i>
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Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
 Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

PAGE 2 OF 2

AO 120 (Rev. 08/10)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been
 filed in the U.S. District Court District of Delaware on the following

☐ Trademarks or ☒ Patents. (☐ the patent action involves 35 U.S.C. § 292.);

DOCKET NO. <u>13-804-RGA</u>	DATE FILED <u>5/6/2013</u>	U.S. DISTRICT COURT District of Delaware
PLAINTIFF <u>1</u> BLACK HILLS MEDIA, LLC		DEFENDANT SHARP CORPORATION and SHARP ELECTRONICS CORPORATION
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 6,618,593	9/9/2003	BLACK HILLS MEDIA, LLC
2 6,108,686	8/22/2000	BLACK HILLS MEDIA, LLC
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In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading		
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK	
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT <i>See attached order,</i>
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CLERK <i>John A. Cerino</i>	(BY) DEPUTY CLERK	DATE <i>9-27-2013</i>
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Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
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AO 120 (Rev. 08/10)

TO: Mall Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court _____ for the District of Delaware _____ on the following

☐ Trademarks or ☒ Patents. (☐ the patent action involves 35 U.S.C. § 292.);

DOCKET NO. 12-00637-RGA	DATE FILED 5/22/2012	U.S. DISTRICT COURT for the District of Delaware
PLAINTIFF Black Hills Media, LLC		DEFENDANT Sonos, Inc.
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 8,045,952	10/25/2011	Black Hills Media LLC
2 8,050,652	11/1/2011	Black Hills Media LLC
3 6,985,694	1/10/2006	Black Hills Media LLC
4 7,742,740	6/22/2010	Black Hills Media LLC
5 6,757,517	6/29/2004	Black Hills Media LLC

cont'd on second page.

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED 9/11/2012	INCLUDED BY <input checked="" type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 6,108,686	8/22/2000	Black Hills Media LLC
2 8,230,099	7/24/2012	Black Hills Media LLC
3 8,214,873	7/3/2012	Black Hills Media LLC
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT		
CLERK	(BY) DEPUTY CLERK	DATE

Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
 Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

AO 120 (Rev. 08/10)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court _____ for the District of Delaware _____ on the following

☐ Trademarks or ☒ Patents. (☐ the patent action involves 35 U.S.C. § 292.);

DOCKET NO. 12-0067-RGA	DATE FILED 5/22/2012	U.S. DISTRICT COURT for the District of Delaware
PLAINTIFF Black Hills Media, LLC		DEFENDANT Sonos, Inc.
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 7,236,739	6/26/2007	Black Hills Media LLC
2 6,826,283	11/30/2004	Black Hills Media LLC
3 8,028,323	9/27/2011	Black Hills Media LLC
4		
5		

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT
<i>A Case Transferred to District of CA, Central District</i>

CLERK	(BY) DEPUTY CLERK	DATE 8/19/2013
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Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
 Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

AO 120 (Rev. 08/10)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court _____ for the District of Delaware _____ on the following

☐ Trademarks or ☒ Patents. (☐ the patent action involves 35 U.S.C. § 292.);

DOCKET NO. 12-00636-RGA	DATE FILED 5/22/0202	U.S. DISTRICT COURT for the District of Delaware
PLAINTIFF Black Hills Media, LLC		DEFENDANT Logitech International SA
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 8,045,952	10/25/2011	Black Hills Media LLC
2 8,050,652	11/1/2011	Black Hills Media LLC
3 6,985,694	1/10/2006	Black Hills Media LLC
4		
5		

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED 9/12/2012	INCLUDED BY <input checked="" type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 6,108,686	8/22/0200	Black Hills Media LLC
2 8,230,099	7/24/2012	Black Hills Media LLC
3 8,214,873	7/2/2012	Black Hills Media LLC
4		
5		

In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT <i>A Case Transferred to District of CA, Central</i>
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CLERK	(BY) DEPUTY CLERK	DATE
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Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
 Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

AO 120 (Rev. 08/10)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
---	---

In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court _____ for the District of Delaware _____ on the following

☐ Trademarks or ☒ Patents. (☐ the patent action involves 35 U.S.C. § 292.);

DOCKET NO. 12-00635-RGA	DATE FILED 5/22/0202	U.S. DISTRICT COURT for the District of Delaware
PLAINTIFF Black Hills Media, LLC		DEFENDANT Yamaha Corporation of America
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 8,045,952	10/25/2011	Black Hills Media LLC
2 8,050,652	11/1/2011	Black Hills Media LLC
3 6,985,694	1/10/2006	Black Hills Media LLC
4		
5		

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED 9/12/2012	INCLUDED BY <input checked="" type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 6,108,686	8/22/0200	Black Hills Media LLC
2 8,230,099	7/24/2012	Black Hills Media LLC
3 8,214,873	7/2/2012	Black Hills Media LLC
4		
5		

In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT <i>* Case Transferred to District of CA, Central</i>
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CLERK	(BY) DEPUTY CLERK	DATE 8/19/2013
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Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
 Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

AO 120 (Rev. 08/10)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court _____ for the District of Delaware _____ on the following

☐ Trademarks or ☒ Patents. (☐ the patent action involves 35 U.S.C. § 292.):

DOCKET NO. 12-00634-RGA	DATE FILED 5/22/0202	U.S. DISTRICT COURT for the District of Delaware
PLAINTIFF Black Hills Media, LLC		DEFENDANT Pioneer Corporation
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 8,045,952	10/25/2011	Black Hills Media LLC
2 8,050,652	11/1/2011	Black Hills Media LLC
3 6,985,694	1/10/2006	Black Hills Media LLC
4		
5		

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED 9/12/2012	INCLUDED BY <input checked="" type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 6,108,686	8/22/0200	Black Hills Media LLC
2 8,230,099	7/24/2012	Black Hills Media LLC
3 8,214,873	7/2/2012	Black Hills Media LLC
4		
5		

In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT
<i>* Case Transferred to District of CA, Central</i>

CLERK	(BY) DEPUTY CLERK	DATE 8/19/2013
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Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
 Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

AO 120 (Rev. 08/10)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court District of Delaware on the following

☐ Trademarks or ☒ Patents. (☐ the patent action involves 35 U.S.C. § 292.):

DOCKET NO.	DATE FILED	U.S. DISTRICT COURT District of Delaware
PLAINTIFF BLACK HILLS MEDIA, LLC		DEFENDANT SHARP CORPORATION and SHARP ELECTRONICS CORPORATION
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 8,028,323	9/27/2011	BLACK HILLS MEDIA, LLC
2 8,214,873	7/3/2012	BLACK HILLS MEDIA, LLC
3 8,230,099	7/24/2012	BLACK HILLS MEDIA, LLC
4 8,045,952	10/25/2011	BLACK HILLS MEDIA, LLC
5 8,050,652	11/1/2011	BLACK HILLS MEDIA, LLC

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK HOLDER OF PATENT OR TRADEMARK
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT

CLERK	(BY) DEPUTY CLERK	DATE
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Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
 Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

AO 120 (Rev. 08/10)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been
 filed in the U.S. District Court District of Delaware on the following

☐ Trademarks or ☒ Patents. (☐ the patent action involves 35 U.S.C. § 292.):

DOCKET NO.	DATE FILED	U.S. DISTRICT COURT District of Delaware
PLAINTIFF BLACK HILLS MEDIA, LLC		DEFENDANT SHARP CORPORATION and SHARP ELECTRONICS CORPORATION
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 6,618,593	9/9/2003	BLACK HILLS MEDIA, LLC
2 6,108,686	8/22/2000	BLACK HILLS MEDIA, LLC
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In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT		
CLERK	(BY) DEPUTY CLERK	DATE

Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
 Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

AO 120 (Rev. 08/10)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
---	---

In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court District of Delaware on the following

☐ Trademarks or ☒ Patents. (☐ the patent action involves 35 U.S.C. § 292.):

DOCKET NO.	DATE FILED	U.S. DISTRICT COURT District of Delaware
PLAINTIFF BLACK HILLS MEDIA, LLC		DEFENDANT LG ELECTRONICS, INC., LG ELECTRONICS U.S.A., INC and LG ELECTRONICS MOBILECOMM U.S.A., INC.
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 8,028,323	9/27/2011	BLACK HILLS MEDIA, LLC
2 8,214,873	7/3/2012	BLACK HILLS MEDIA, LLC
3 8,230,099	7/24/2012	BLACK HILLS MEDIA, LLC
4 8,045,952	10/25/2011	BLACK HILLS MEDIA, LLC
5 8,050,652	11/1/2011	BLACK HILLS MEDIA, LLC

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
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DECISION/JUDGEMENT		
CLERK	(BY) DEPUTY CLERK	DATE

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AO 120 (Rev. 08/10)

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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court District of Delaware on the following

☐ Trademarks or ☒ Patents. (☐ the patent action involves 35 U.S.C. § 292.):

DOCKET NO.	DATE FILED	U.S. DISTRICT COURT District of Delaware
PLAINTIFF BLACK HILLS MEDIA, LLC		DEFENDANT PANASONIC CORPORATION and PANASONIC CORPORATION OF NORTH AMERICA
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 8,028,323	9/27/2011	BLACK HILLS MEDIA, LLC
2 8,214,873	7/3/2012	BLACK HILLS MEDIA, LLC
3 8,230,099	7/24/2012	BLACK HILLS MEDIA, LLC
4 8,045,952	10/25/2011	BLACK HILLS MEDIA, LLC
5 8,050,652	11/1/2011	BLACK HILLS MEDIA, LLC

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
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DECISION/JUDGEMENT		
CLERK	(BY) DEPUTY CLERK	DATE

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 Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

AO 120 (Rev. 08/10)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court District of Delaware on the following

☐ Trademarks or ☒ Patents. (☐ the patent action involves 35 U.S.C. § 292.);

DOCKET NO.	DATE FILED	U.S. DISTRICT COURT District of Delaware
PLAINTIFF BLACK HILLS MEDIA, LLC		DEFENDANT TOSHIBA CORPORATION and TOSHIBA AMERICA INFORMATION SYSTEMS, INC.
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 8,028,323	9/27/2011	BLACK HILLS MEDIA, LLC
2 8,214,873	7/3/2012	BLACK HILLS MEDIA, LLC
3 8,230,099	7/24/2012	BLACK HILLS MEDIA, LLC
4 8,045,952	10/25/2011	BLACK HILLS MEDIA, LLC
5 8,050,652	11/1/2011	BLACK HILLS MEDIA, LLC

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading		
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK	
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT		
CLERK	(BY) DEPUTY CLERK	DATE

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AO 120 (Rev. 08/10)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
---	---

In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court Eastern District of Texas on the following

☐ Trademarks or ☒ Patents. (☐ the patent action involves 35 U.S.C. § 292.):

DOCKET NO. 2:13cv379	DATE FILED 5/6/2013	U.S. DISTRICT COURT Eastern District of Texas
PLAINTIFF BLACK HILLS MEDIA, LLC		DEFENDANT SAMSUNG ELECTRONICS CO. LTD., SAMSUNG ELECTRONICS AMERICA, INC. and SAMSUNG TELECOMMUNICATIONS AMERICA, LLC
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 8,028,323	9/27/2011	BLACK HILLS MEDIA, LLC
2 8,214,873	7/3/2012	BLACK HILLS MEDIA, LLC
3 8,230,099	6/24/2012	BLACK HILLS MEDIA, LLC
4 8,045,952	10/25/2011	BLACK HILLS MEDIA, LLC
5 8,050,652	11/1/2011	BLACK HILLS MEDIA, LLC

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT		
CLERK	(BY) DEPUTY CLERK	DATE

Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
 Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

AO 120 (Rev. 08/10)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court _____ for the District of Delaware _____ on the following

☐ Trademarks or ☒ Patents. (☐ the patent action involves 35 U.S.C. § 292.):

DOCKET NO. 12-00634-RGA	DATE FILED 5/22/2012	U.S. DISTRICT COURT for the District of Delaware
PLAINTIFF Black Hills Media, LLC		DEFENDANT Pioneer Corporation
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 8,045,952	10/25/2011	Black Hills Media LLC
2 8,050,652	11/1/2011	Black Hills Media LLC
3 6,985,694	1/10/2006	Black Hills Media LLC
4		
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In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED 9/12/2012	INCLUDED BY <input checked="" type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 6,108,686	8/22/2000	Black Hills Media LLC
2 8,230,099	7/24/2012	Black Hills Media LLC
3 8,214,873	7/2/2012	Black Hills Media LLC
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT		
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AO 120 (Rev. 08/10)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court _____ for the District of Delaware _____ on the following

☐ Trademarks or ☒ Patents. (☐ the patent action involves 35 U.S.C. § 292.):

DOCKET NO. 12-00635-RGA	DATE FILED 5/22/0202	U.S. DISTRICT COURT for the District of Delaware
PLAINTIFF Black Hills Media, LLC		DEFENDANT Yamaha Corporation of America
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 8,045,952	10/25/2011	Black Hills Media LLC
2 8,050,652	11/1/2011	Black Hills Media LLC
3 6,985,694	1/10/2006	Black Hills Media LLC
4		
5		

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED 9/12/2012	INCLUDED BY <input checked="" type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 6,108,686	8/22/0200	Black Hills Media LLC
2 8,230,099	7/24/2012	Black Hills Media LLC
3 8,214,873	7/2/2012	Black Hills Media LLC
4		
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In the above—entitled case, the following decision has been rendered or judgement issued:

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---	--

In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court _____ for the District of Delaware _____ on the following

☐ Trademarks or ☒ Patents. (☐ the patent action involves 35 U.S.C. § 292.);

DOCKET NO. 12-00636-RGA	DATE FILED 5/22/0202	U.S. DISTRICT COURT for the District of Delaware
PLAINTIFF Black Hills Media, LLC		DEFENDANT Logitech International SA
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 8,045,952	10/25/2011	Black Hills Media LLC
2 8,050,652	11/1/2011	Black Hills Media LLC
3 6,985,694	1/10/2006	Black Hills Media LLC
4		
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In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED 9/12/2012	INCLUDED BY <input checked="" type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 6,108,686	8/22/0200	Black Hills Media LLC
2 8,230,099	7/24/2012	Black Hills Media LLC
3 8,214,873	7/2/2012	Black Hills Media LLC
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In the above—entitled case, the following decision has been rendered or judgement issued:

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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 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	ISSUE DATE	PATENT NO.	ATTORNEY DOCKET NO.	CONFIRMATION NO.
12/114,286	07/24/2012	8230099	1116-065B	2773

71739 7590 07/04/2012
WITHROW & TERRANOVA CT
100 REGENCY FOREST DRIVE , SUITE 160
CARY, NC 27518

ISSUE NOTIFICATION

The projected patent number and issue date are specified above.

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

The Patent Term Adjustment is 705 day(s). Any patent to issue from the above-identified application will include an indication of the adjustment on the front page.

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 (571)-272-7702. Questions relating to issue and publication fee payments should be directed to the Application Assistance Unit (AAU) of the Office of Data Management (ODM) at (571)-272-4200.

APPLICANT(s) (Please see PAIR WEB site <http://pair.uspto.gov> for additional applicants):

Martin Weel, Modjeska, CA;

The United States represents the largest, most dynamic marketplace in the world and is an unparalleled location for business investment, innovation, and commercialization of new technologies. The USA offers tremendous resources and advantages for those who invest and manufacture goods here. Through SelectUSA, our nation works to encourage and facilitate business investment. To learn more about why the USA is the best country in the world to develop technology, manufacture products, and grow your business, visit SelectUSA.gov.

Doc code: IDS

Doc description: Information Disclosure Statement (IDS) Filed

PTO/SB/08a (01-10)

Approved for use through 07/31/2012. OMB 0651-0031

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

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286
	Filing Date		2008-05-02
	First Named Inventor	Martin Weel	
	Art Unit	2454	
	Examiner Name	Mohamed A. Wasel	
	Attorney Docket Number	1116-065B	

U.S. PATENTS

Remove

Change(s) applied
to document,
/C.M.V./
6/19/2012

Examiner Initial*	Cite No	Patent Number	Kind Code ¹	Issue Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear
	1	7343160	B2	2008-03-11	Morton	
	2	7340768	B2	03-04-2008 2004-06-03	Rosenberger	
	3	7260638	B2	08-21-2007 2002-03-21	Crosbie	
	4	6993532	B1	2006-01-31	Platt et al.	
	5	6975266	B2	2005-12-13	Abraham et al.	
	6	6954443	B2	2005-10-11	Forstadius	
	7	6947571	B1	2005-09-20	Rhoads et al.	
	8	6937860	B2	2005-08-30	Jahn	

PART 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 (571)-273-2885

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)

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.

71739 7590 06/06/2012
WITHROW & TERRANOVA CT
100 REGENCY FOREST DRIVE, SUITE 160
CARY, NC 27518

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 (571) 273-2885, on the date indicated below.

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

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
12/114,286	05/02/2008	Martin Weel	1116-065B	2773

TITLE OF INVENTION: SYSTEM AND METHOD FOR SHARING PLAYLISTS

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1740	\$300	\$0	\$2040	09/06/2012

EXAMINER	ART UNIT	CLASS-SUBCLASS
WASEL, MOHAMED A	2454	709-231000

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.

1 Withrow & Terranova, PLLC
 2
 3

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

Dryden Enterprises, LLC

(B) RESIDENCE (CITY AND STATE OR COUNTRY)

Wilmington, Delaware

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 submitted:

- ☒ Issue Fee
☒ Publication Fee (No small entity discount permitted)
☐ Advance Order - # of Copies _____

4b. Payment of Fee(s): (Please first reapply any previously paid issue fee shown above)

- ☐ A check is enclosed.
☐ Payment by credit card. Form PTO-2038 is attached.
☒ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment, to Deposit Account Number 50-1732 (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).

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 [Signature]
 Typed or printed name Eric P. Jensen

Date June 8, 2012
 Registration No. 37,647

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.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Electronic Patent Application Fee Transmittal				
Application Number:		12114286		
Filing Date:		02-May-2008		
Title of Invention:		SYSTEM AND METHOD FOR SHARING PLAYLISTS		
First Named Inventor/Applicant Name:		Martin Weel		
Filer:		Benjamin Withrow/Julie Smith		
Attorney Docket Number:		1116-065B		
Filed as Large Entity				
Utility under 35 USC 111(a) Filing Fees				
Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Basic Filing:				
Pages:				
Claims:				
Miscellaneous-Filing:				
Petition:				
Patent-Appeals-and-Interference:				
Post-Allowance-and-Post-Issuance:				
Utility Appl issue fee	1501	1	1740	1740
Publ. Fee- early, voluntary, or normal	1504	1	300	300

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Extension-of-Time:				
Miscellaneous:				
Total in USD (\$)				2040

Electronic Acknowledgement Receipt	
EFS ID:	12968568
Application Number:	12114286
International Application Number:	
Confirmation Number:	2773
Title of Invention:	SYSTEM AND METHOD FOR SHARING PLAYLISTS
First Named Inventor/Applicant Name:	Martin Weel
Customer Number:	71739
Filer:	Benjamin Withrow/Julie Smith
Filer Authorized By:	Benjamin Withrow
Attorney Docket Number:	1116-065B
Receipt Date:	08-JUN-2012
Filing Date:	02-MAY-2008
Time Stamp:	13:18:56
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	yes
Payment Type	Credit Card
Payment was successfully received in RAM	\$2040
RAM confirmation Number	10699
Deposit Account	501732
Authorized User	JENSEN,ERIC P.
<p>The Director of the USPTO is hereby authorized to charge indicated fees and credit any overpayment as follows:</p> <p>Charge any Additional Fees required under 37 C.F.R. Section 1.20 (Post Issuance fees)</p> <p>Charge any Additional Fees required under 37 C.F.R. Section 1.21 (Miscellaneous fees and charges)</p>	

File Listing:					
Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Issue Fee Payment (PTO-85B)	1116-065B_Issue_Fee_Transmittal.pdf	438202	no	1
			c3c65290cfc15808cf9a5ba7953df5095aaa3c7f		
Warnings:					
Information:					
2	Fee Worksheet (SB06)	fee-info.pdf	32155	no	2
			367bdd5cd5417a5566f8cab7f3457f58b5e8b16		
Warnings:					
Information:					
Total Files Size (in bytes):			470357		
<p>This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.</p> <p><u>New Applications Under 35 U.S.C. 111</u> If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.</p> <p><u>National Stage of an International Application under 35 U.S.C. 371</u> If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.</p> <p><u>New International Application Filed with the USPTO as a Receiving Office</u> If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.</p>					



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NOTICE OF ALLOWANCE AND FEE(S) DUE

71739 7590 06/06/2012
WITHROW & TERRANOVA CT
100 REGENCY FOREST DRIVE, SUITE 160
CARY, NC 27518

EXAMINER

WASEL, MOHAMED A

ART UNIT

PAPER NUMBER

2454

DATE MAILED: 06/06/2012

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
12/114,286	05/02/2008	Martin Weel	1116-065B	2773

TITLE OF INVENTION: SYSTEM AND METHOD FOR SHARING PLAYLISTS

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1740	\$300	\$0	\$2040	09/06/2012

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 DOES NOT REFLECT A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE IN THIS APPLICATION. IF AN ISSUE FEE HAS PREVIOUSLY BEEN PAID IN THIS APPLICATION (AS SHOWN ABOVE), THE RETURN OF PART B OF THIS FORM WILL BE CONSIDERED A REQUEST TO REAPPLY THE PREVIOUSLY PAID ISSUE FEE TOWARD THE ISSUE FEE NOW DUE.

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, or its equivalent, must be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). 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. If an equivalent of Part B is filed, a request to reapply a previously paid issue fee must be clearly made, and delays in processing may occur due to the difficulty in recognizing the paper as an equivalent of Part B.

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.

PART B - FEE(S) TRANSMITTAL

**Complete and send this form, together with applicable fee(s), to: Mail Mail Stop ISSUE FEE
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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)

71739 7590 06/06/2012
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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 (571) 273-2885, on the date indicated below.

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

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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12/114,286	05/02/2008	Martin Weel	1116-065B	2773
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TITLE OF INVENTION: SYSTEM AND METHOD FOR SHARING PLAYLISTS

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1740	\$300	\$0	\$2040	09/06/2012

EXAMINER	ART UNIT	CLASS-SUBCLASS
WASEL, MOHAMED A	2454	709-231000

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, 1 _____
- (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. 2 _____
- 3 _____

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 3.111. 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 submitted:

- ☐ Issue Fee
- ☐ Publication Fee (No small entity discount permitted)
- ☐ Advance Order - # of Copies _____

4b. Payment of Fee(s): (Please first reapply any previously paid issue fee shown above)

- ☐ A check is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☐ The Director is hereby authorized to charge the required fee(s), any deficiency, 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).

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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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
12/114,286	05/02/2008	Martin Weel	1116-065B	2773

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CARY, NC 27518		

EXAMINER	
WASEL, MOHAMED A	

ART UNIT	PAPER NUMBER
2454	

DATE MAILED: 06/06/2012

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 705 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 705 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 (571)-272-7702. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at 1-(888)-786-0101 or (571)-272-4200.

Privacy Act Statement

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.

Notice of Allowability	Application No.	Applicant(s)	
	12/114,286	WEEL, MARTIN	
	Examiner	Art Unit	
	MOHAMED WASEL	2454	

-- 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 Applicant's response submitted on 9/20/2010.

2. ☐ An election was made by the applicant in response to a restriction requirement set forth during the interview on ____; the restriction requirement and election have been incorporated into this action.

3. ☒ The allowed claim(s) is/are 1-12.

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 _____.

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

/Mohamed Wasel/ Primary Examiner, Art Unit 2454	
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Continuation of Attachment(s) 3. Information Disclosure Statements (PTO/SB/08), Paper No./Mail Date: 7/23/08, 8/12/10, 1/03/11, 4/26/11, 5/17/11, 11/23/11 and 4/11/12.

Notice of References Cited	Application/Control No. 12/114,286		Applicant(s)/Patent Under Reexamination WEEL, MARTIN	
	Examiner MOHAMED WASEL		Art Unit 2454	Page 1 of 2

U.S. PATENT DOCUMENTS

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name	Classification
*	A	US-5,790,426 A	08-1998	Robinson, Gary B.	702/179
*	B	US-5,884,282 A	03-1999	Robinson, Gary B.	705/7.33
*	C	US-6,317,722 B1	11-2001	Jacobi et al.	705/14.51
*	D	US-2004/0002938 A1	01-2004	Deguchi, Yuichiro	707/1
*	E	US-2004/0057348 A1	03-2004	Shteyn et al.	369/030.38
*	F	US-2005/0210507 A1	09-2005	Hawkins et al.	725/046
*	G	US-2005/0240494 A1	10-2005	Cue et al.	705/027
*	H	US-2006/0059260 A1	03-2006	Kelly et al.	709/225
*	I	US-2006/0143236 A1	06-2006	Wu, Michael	707/104.1
*	J	US-7,075,000 B2	07-2006	Gang et al.	84/600
*	K	US-2006/0294201 A1	12-2006	Kito et al.	709/217
*	L	US-2007/0247979 A1	10-2007	Brillon et al.	369/030.06
*	M	US-2008/0033821 A1	02-2008	Jacobi et al.	705/014

FOREIGN PATENT DOCUMENTS

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Country	Name	Classification
	N					
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Dates in MM-YYYY format are publication dates. Classifications may be US or foreign.

Notice of References Cited	Application/Control No. 12/114,286	Applicant(s)/Patent Under Reexamination WEEL, MARTIN	
	Examiner MOHAMED WASEL	Art Unit 2454	Page 2 of 2

U.S. PATENT DOCUMENTS

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name	Classification
*	A	US-2008/0133520 A1	06-2008	Hempleman et al.	707/6
*	B	US-2008/0176511 A1	07-2008	Tan et al.	455/3.06
*	C	US-7,613,736 B2	11-2009	Hicken, Wendell T.	1/1
*	D	US-2009/0292376 A1	11-2009	Kazem et al.	700/94
	E	US-			
	F	US-			
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Dates in MM-YYYY format are publication dates. Classifications may be US or foreign.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286	
	Filing Date		2008-05-02	
	First Named Inventor	Martin Weel		
	Art Unit	2454		
	Examiner Name	Mohamed A. Wasel		
	Attorney Docket Number	1116-065B		

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Examiner Initial*	Cite No	Patent Number	Kind Code ¹	Issue Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear		
	1	8028038	B2	2011-09-27	Martin Weel			
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286
	Filing Date		2008-05-02
	First Named Inventor	Martin Weel	
	Art Unit	2454	
	Examiner Name	Mohamed A. Wasel	
	Attorney Docket Number	1116-065B	

Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T ⁵
	1	"Napster - All The Music You Want," at <http://www.napster.com/using_napster/all_the_music_you_want.html>, copyright 2003-2006, Napster, LLC, printed February 7, 2007, 2 pages.	<input type="checkbox"/>
	2	"Webjay - Playlist Community," at <http://www.webjay.org/>, copyright 2006, Yahoo! Inc., printed February 7, 2007, 5 pages.	<input type="checkbox"/>

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EXAMINER SIGNATURE

Examiner Signature	/Mohamed Wasel/ (05/29/2012)	Date Considered	
--------------------	------------------------------	-----------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ See Kind Codes of USPTO Patent Documents at www.USPTO.GOV or MPEP 901.04. ² Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). ³ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁴ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁵ Applicant is to place a check mark here if English language translation is attached.

EAST Search History

EAST Search History (Prior Art)

Ref #	Hits	Search Query	DBs	Default Operator	Plurals	Time Stamp
L1	1	12/114286	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2012/05/29 12:32
L2	12	((MARTIN) near2 (WEEL)).INV.	US-PGPUB; USPAT	ADJ	ON	2012/05/29 12:32
L3	33	playlist near3 shar\$3.ab.	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2012/05/29 12:32
L4	25568	709/217-219,231.ccls.	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2012/05/29 12:32
L5	167	playlist same shar\$3 same match\$	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2012/05/29 12:32
L6	7	L5 same compar\$3	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2012/05/29 12:32
L7	45	playlist near6 shar\$.clm.	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2012/05/29 12:32
L8	12	((MARTIN) near2 (WEEL)).INV.	US-PGPUB; USPAT	ADJ	ON	2012/05/29 12:32
L9	1	L8 and L7	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2012/05/29 12:32
L10	20	playlist same match\$ same compar\$.clm.	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2012/05/29 12:32
L11	3	L8 and L10	US-PGPUB; USPAT;	ADJ	ON	2012/05/29 12:32

			EPO; JPO			
L12	11	(shar\$3 near5 playlist near5 plural\$ near6 user)	US- PGPUB; USPAT; EPO; JPO	ADJ	ON	2012/05/29 12:32
L13	50	("20020007418" "20020032019" "20020144259" "20020151327" "20020166123" "20020173273" "20020174243" "20020174426" "20020194260" "20030093790" "20030147624" "20030182315" "20030217102" "20030225834" "20030227478" "20040055014" "20040086120" "20040246372" "20040249708" "20040255340" "20040267899" "20050060264" "20050071881" "20050091693" "20050113946" "20050120373" "20050187976" "20050234995" "20050240494" "20050251565" "20050251566" "20050251576" "20050267944" "20060020662" "20060087926" "20060135059" "20060167576" "20060294212" "20080016205" "6195657" "6456234" "6526411" "6946988" "6990497" "7020710" "7043477" "7171018" "7218611" "7249367" "7292588").PN.	US- PGPUB; USPAT; EPO; JPO	ADJ	ON	2012/05/29 12:32
L14	13	L13 and (shar\$ with playlist)	US- PGPUB; USPAT; EPO; JPO	ADJ	ON	2012/05/29 12:32
L15	10	L14 not L8	US- PGPUB; USPAT; EPO; JPO	ADJ	ON	2012/05/29 12:32
L16	8	("20030229900" "20040031058" "20050251807" "20060212444" "20070025194" "20070168388" "20070219996" "6882299").PN.	US- PGPUB; USPAT; EPO; JPO	ADJ	ON	2012/05/29 12:32
L17	1	L16 and (shar\$ with playlist)	US- PGPUB; USPAT; EPO; JPO	ADJ	ON	2012/05/29 12:32
L18	21	("20010053994" "20020049760" "20020168938" "20030014759" "20030204439" "20030236843" "20040078382" "20040133914" "20040162830" "20040181604" "20040205028" "20050165888" "20050262204" "20060256669" "5616876" "6041311" "6088722" "6865600" "7000188" "7081579" "7325043").PN.	US- PGPUB; USPAT; EPO; JPO	ADJ	ON	2012/05/29 12:32
L19	2	("20020194619" "20060218180").PN.	US- PGPUB;	ADJ	ON	2012/05/29 12:32

			USPAT; EPO; JPO			
L20	5	L5 and L4	US- PGPUB; USPAT; EPO; JPO	ADJ	ON	2012/05/29 12:32
L21	7	((("20050210507") or ("20050240494") or ("20070247979") or ("20040057348") or ("20040002938") or ("20080033821") or ("20060059260")).PN.	US- PGPUB; USPAT; USOCR	OR	OFF	2012/05/29 12:32
L22	33	(shar\$3 near7 (playlist or play-list or music) near8 match\$3)	US- PGPUB; USPAT; EPO; JPO	ADJ	ON	2012/05/29 12:32
L23	1	L22 near10 compar\$	US- PGPUB; USPAT; EPO; JPO	ADJ	ON	2012/05/29 12:32
L24	337	play\$list with (peer-to-peer or peer-2-peer or p2p or social or community)	US- PGPUB; USPAT; EPO; JPO	ADJ	ON	2012/05/29 12:32
L25	52	L24 and (@ad<="20040505" or @rlad<="20040505")	US- PGPUB; USPAT; EPO; JPO	ADJ	ON	2012/05/29 12:32
L26	1	"6317722".pn.	US- PGPUB; USPAT; EPO; JPO	ADJ	ON	2012/05/29 12:32
L27	222	("4870579" "4996642" "5235509" "5459306" "5583763" "5745681" "5749081" "5774670" "5790935" "5905973" "5909492").PN. OR ("6317722").URPN.	US- PGPUB; USPAT; USOCR	ADJ	ON	2012/05/29 12:32
L28	181	L27 and (@ad<="20040505" or @rlad<="20040505")	US- PGPUB; USPAT; EPO; JPO	ADJ	ON	2012/05/29 12:32
L29	109	L28 and recommend\$	US- PGPUB; USPAT; EPO; JPO	ADJ	ON	2012/05/29 12:32
L30	57	L28 and (collaborat\$ with filter\$3)	US- PGPUB; USPAT; EPO; JPO	ADJ	ON	2012/05/29 12:32
L31	35	L30 and community	US- PGPUB; USPAT;	ADJ	ON	2012/05/29 12:32

			EPO; JPO			
L32	33	L31 and compar\$	US- PGPUB; USPAT; EPO; JPO	ADJ	ON	2012/05/29 12:32
L33	48	("20030021441" "4996642" "5790426" "5884282" "6041311" "6064980" "6092049" "6317722" "6370513" "6412012" "6438579" "6636836" "6801909").PN. OR ("7075000").URPN.	US- PGPUB; USPAT; USOCR	ADJ	ON	2012/05/29 12:32
L34	9	L33 and (shar\$ near6 (play\$list or music))	US- PGPUB; USPAT; USOCR	ADJ	ON	2012/05/29 12:32
L35	9	L33 and (shar\$ near6 (play\$list or music))	US- PGPUB; USPAT	ADJ	ON	2012/05/29 12:32
L36	5	10/840110	US- PGPUB; USPAT; EPO; JPO	ADJ	OFF	2012/05/29 12:43
S33	61	playlist near4 select\$ near5 server near6 (client or user)	US- PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 15:07
S42	24	S40 and (collaborat\$ with filter\$3)	US- PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 16:46

5/ 29/ 2012 12:55:10 PM

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286	
	Filing Date		2008-05-02	
	First Named Inventor	Martin Weel		
	Art Unit	2454		
	Examiner Name	Mohamed A. Wasel		
	Attorney Docket Number	1116-065B		

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	1	6970703	B2	2005-11-29	Fuchs et al.		
	2	7240106	B2	2007-07-03	Cochran et al.		
	3	7373109	B2	2008-05-13	Pohja et al.		

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	2	20050251453	A1	2005-11-10	Lu		
	3	20080288375	A1	2008-11-20	Uhrig et al.		

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	First Named Inventor	Martin Weel		
	Art Unit	2454		
	Examiner Name	Mohamed A. Wasel		
	Attorney Docket Number	1116-065B		

	4	20090085724	A1	2009-04-02	Naressi et al.	
	5	20090315670	A1	2009-12-24	Naressi et al.	

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Receipt date: 07/23/2008

12114286 - GAU: 2454

PTO/SB/08a (08-03)

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	Filing Date	2008-05-02
	First Named Inventor	Martin Weel
	Art Unit	2464
	Examiner Name	TBA
	Attorney Docket Number	1116-065B

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	1	7043477	B2	2006-05-09	Mercer et al.	
	2	6526411	B1	2003-02-25	Ward	
	3	6946988	B2	2005-09-20	Edwards et al.	
	4	6990497	B2	2006-01-24	O'Rourke et al.	
	5	7020710	B2	2006-03-28	Weber et al.	
	6	7292588	B2	2007-11-06	Milley et al.	
	7	6456234	B1	2002-09-24	Johnson	
	8	7171018	B2	2007-01-30	Rhoads et al.	

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	Filing Date		2008-05-02	
	First Named Inventor	Martin Weel		
	Art Unit	2161		
	Examiner Name	TBA		
	Attorney Docket Number	1116-065B		

	9	7218611	B2	2007-05-15	Mimura et al.	
	10	7249367	B2	2007-07-24	Bove, Jr. et al.	
	11	6195657	B1	2001-02-27	Rucker et al.	

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	1	20020144259	A1	2002-10-03	Gutta et al.	
	2	20020174426	A1	2002-11-21	Gutta et al.	
	3	20030147624	A1	2003-08-07	Trajkovic et al.	
	4	20050234995	A1	2005-10-20	Plastina et al.	
	5	20050187976	A1	2005-08-25	Goodman et al.	
	6	20050267944	A1	2005-12-01	Little, II	

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	Filing Date		2008-05-02	
	First Named Inventor	Martin Weel		
	Art Unit	2461		
	Examiner Name	TDA		
	Attorney Docket Number	1116-065B		

	7	20060020662	A1	2006-01-26	Robinson	
	8	20060087926	A1	2006-04-27	Hwang	
	9	20060167576	A1	2006-07-27	Rosenberg	
	10	20020032019	A1	2002-03-14	Marks et al.	
	11	20020151327	A1	2002-10-17	Levitt	
	12	20020166123	A1	2002-11-07	Schrader et al.	
	13	20020173273	A1	2002-11-21	Spurgat et al.	
	14	20020174243	A1	2002-11-21	Spurgat et al.	
	15	20020194260	A1	2002-12-19	Headley et al.	
	16	20030093790	A1	2003-05-15	Logan et al.	
	17	20030182315	A1	2003-09-25	Plastina et al.	

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	Filing Date		2008-05-02	
	First Named Inventor	Martin Weel		
	Art Unit	2161		
	Examiner Name	TDA		
	Attorney Docket Number	1116-065B		

	18	20030225834	A1	2003-12-04	Lee et al.	
	19	20030227478	A1	2003-12-11	Chatfield	
	20	20040086120	A1	2004-05-06	Akins, III et al.	
	21	20040246372	A1	2004-12-09	Megeid	
	22	20040249708	A1	2004-12-09	Jacobs et al.	
	23	20040255340	A1	2004-12-16	Logan	
	24	20040267899	A1	2004-12-30	Rahman et al.	
	25	20050060264	A1	2005-03-17	Schrock et al.	
	26	20050091693	A1	2005-04-28	Amine et al.	
	27	20050113946	A9	2005-05-26	Janik	
	28	20050120373	A1	2005-06-02	Thomas et al.	

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	Filing Date		2008-05-02	
	First Named Inventor	Martin Weel		
	Art Unit	2101		
	Examiner Name	TDA		
	Attorney Docket Number	1116-065B		

	29	20080016205	A1	2008-01-17	Svensden	
	30	20060135059	A1	2006-06-22	Hill	
	31	20020007418	A1	2002-01-17	Hegde et al.	
	32	20030217102	A1	2003-11-20	Jystad et al.	
	33	20040055014	A1	2004-03-18	Edelson	
	34	20050071881	A1	2005-03-31	Deshpande	
	35	20050240494	A1	2005-10-27	Cue et al.	
	36	20060294212	A1	2006-12-28	Kikkawa et al.	
	37	20050251565	A1	2005-11-10	Weel	
	38	20050251566	A1	2005-11-10	Weel	
	39	20050251576	A1	2005-11-10	Weel	

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	Filing Date		2008-05-02	
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	1	"MyStrands Labs: Patent-pending Technologies," http://labs.mystands.com/patents.html , printed February 7, 2007, 5 pages.						<input checked="" type="checkbox"/>
	2	"Music Downloads - Over 2 Million Songs - Try It Free - Yahoo! Music," http://music.yahoo.com/ymu/default.asp , copyright 2006 Yahoo! Inc., printed February 7, 2007, 1 page.						<input checked="" type="checkbox"/>
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	4	"CNN.com - Breaking News, U.S., World, Weather, Entertainment & Video News," http://www.cnn.com , copyright 2007 Cable News Network LP, LLLP, printed February 7, 2007, 3 pages.						<input checked="" type="checkbox"/>
	5	"InferNote is an exploration tool for your music collection," http://www.itweaks.com/infdoc/index.html , copyright 2004 otherslikeyou.com Inc., printed February 7, 2007, 13 pages.						<input checked="" type="checkbox"/>
	6	"Rhapsody - Full-length music, videos and more - FREE," http://www.rhapsody.com/welcome.html , copyright 1948-2007 Muze Inc., copyright 2001-2007 Listen.com, printed February 7, 2007, 1 page.						<input checked="" type="checkbox"/>

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			Filing Date	2008-05-02	
			First Named Inventor	Martin Weel	
			Art Unit	2101	
			Examiner Name	TBA	
			Attorney Docket Number	1116-065B	

7	"National and Local Weather Forecast, Radar, Map and Report," http://www.weather.com/ , copyright 1995-2007 The Weather Channel Interactive, Inc., printed February 7, 2007, 3 pages.	<input checked="" type="checkbox"/>
8	Goombah - Preview," http://www.goombah.com/preview.html , printed January 8, 2008, 5 pages.	<input checked="" type="checkbox"/>
9	"Apple - iPod + iTunes," http://www.apple.com/itunes/ , copyright 2007 Paramount Pictures, printed February 7, 2007, 2 pages.	<input checked="" type="checkbox"/>
10	"Roxio The Boom Box Music and recording reviews - CNET Reviews," http://reviews.cnet.com/music-and-recording/roxio-the-boom-box/4505-3669_7-3141440... , printed November 15, 2007, 4 pages.	<input checked="" type="checkbox"/>
11	"Napster.co.uk - Napster To Go," http://www.napster.co.uk/ntg.html , copyright 2003-2007 Napster, LLC, printed November 15, 2007, 2 pages.	<input checked="" type="checkbox"/>
12	"Start Listening with Last.fm," http://www.last.fm/ , 1 page. 7/23/2008	<input checked="" type="checkbox"/>
13	"MSN - Music," http://music.msn.com/help/sync , copyright 2007 Microsoft, printed November 16, 2007, 1 page.	<input checked="" type="checkbox"/>
14	JEFF MASCIA ET AL., "Lifetrak: Music In Tune With Your Life," copyright 2006 ACM, 11 pages.	<input checked="" type="checkbox"/>
15	JUN WANG ET AL., "Music Recommender System for Wi-Fi Walkman," Number ICT-2003-01 in the ICT Group Technical Report Series, 23 pages. 2003	<input checked="" type="checkbox"/>
16	"Musicstrands.com Because Music is Social," copyright 2006 MusicStrands, Inc., 2 pages.	<input checked="" type="checkbox"/>
17	"MyStrands for Windows," http://www.mystrands.com/overview.vm , copyright 2003-2007 MediaStrands, Inc., printed February 7, 2007, 3 pages.	<input checked="" type="checkbox"/>

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number	12114286 12114286 - GAU: 2454
	Filing Date	2008-05-02
	First Named Inventor	Martin Weel
	Art Unit	2464
	Examiner Name	TBA
	Attorney Docket Number	1116-065B

18	"UpTo11.net - Music Recommendations and Search," http://www.upto11.net/ , copyright 2005-2006 Upto11.net, printed February 7, 2007, 1 page.	<input checked="" type="checkbox"/>
19	"LAUNCHcast Radio - Yahoo! Messenger," http://messenger.yahoo.com/launch.php , copyright 2007 Yahoo! Inc., printed November 8, 2007, 1 page.	<input checked="" type="checkbox"/>
20	"Apple - iPod classic," http://www.apple.com/ipodclassic/ , printed October 26, 2007, 1 page.	<input checked="" type="checkbox"/>
21	"Yahoo! Messenger - Chat, Instant message, SMS, PC Calls and More," http://messenger.yahoo.com/webmessengerpromo.php , copyright 2007 Yahoo! Inc., printed October 26, 2007, 1 page.	<input checked="" type="checkbox"/>

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application: Martin Weel

Serial No.: 12/114,286

Filed: 5/02/2008

Attorney Docket No. 1116-065B

For: **SYSTEM AND METHOD FOR SHARING PLAYLISTS**

Examiner: Mohamed A. Wasel

Art Unit: 2454

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Alexandria, VA 22313-1450

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with 37 C.F.R. 1.56, counsel wishes to make of record additional items of information for the Examiner's consideration in connection with this application. Inclusion herein of any particular item of information is not to be construed as an admission that same is prior art.

Please consider the following Office Actions from related U.S. Patent Application no. 10/840,110:

- Non-Final Rejection mailed September 25, 2007;
- Final Rejection mailed July 23, 2008;
- Advisory Action mailed October 6, 2008;
- Non-Final Rejection mailed February 2, 2009;
- Final Rejection mailed August 19, 2009;
- Advisory Action mailed November 3, 2009;
- Non-Final Rejection mailed May 13, 2010;
- Notice of Allowance mailed November 19, 2010; and
- Notice of Allowance mailed January 27, 2011.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /MW/

Receipt date: 04/11/2012

12114286 - GAU: 2454

Attorney Docket No. 1116-065B (A033DIV2)

Serial No. 12/114,286

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12/114,273

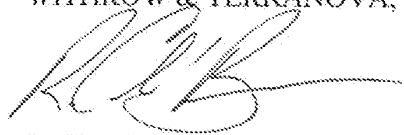
- Non-Final Rejection mailed January 26, 2009.

The Director is hereby authorized to charge any fees that may be required, or credit any
overpayment, to Deposit Account No. 50-1732.

Respectfully submitted,

WITHROW & TERRANOVA, P.L.L.C.

By:



R. Chad Bevins
Registration No. 51,468
100 Regency Forest Drive, Suite 160
Cary, NC 27518
Telephone: (919) 238-2300

Date: April 11, 2012

Attorney Docket: 1116-065B

/Mohamed Wasel/ (05/29/2012)

Doc code: IDS

Doc description: Information Disclosure Statement (IDS) Filed

PTO/SB/08a (01-10)

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	1	5903901		1999-05-11	Kawakura et al.	
	2	7035912	B2	2006-04-25	Arteaga	
	3	7047315	B1	2006-05-16	Srivastava	
	4	7269854	B2	2007-09-11	Simmons et al.	
	5	7512702	B1	2009-03-31	Srivastava et al.	
	6	7047092	B2	2006-05-16	Wimsatt	
	7	7248893	B2	2007-07-24	Christensen et al.	
	8	7742606	B2	2010-06-22	Kreifeldt et al.	

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	First Named Inventor	Martin Weel	
	Art Unit	2454	
	Examiner Name	Mohamed A. Wasel	
	Attorney Docket Number	1116-065B	

	9	7643894	B2	2010-01-05	Braithwaite et al.	
	10	7571014	B1	2009-08-04	Lambourne et al.	
	11	7378903	B2	2008-05-27	Bates	
	12	7668964	B2	2010-02-23	Millington	
	13	7696816	B2	2010-04-13	Bates	
	14	7792311	B1	2010-09-07	Holmgren et al.	
	15	7805682	B1	2010-09-28	Lambourne	
	16	D524251	S	2006-07-04	Lim et al.	
	17	D559197	S	2008-01-08	Lim et al.	
	18	D575800	S	2008-08-26	Kusano et al.	
	19	D575801	S	2008-08-26	Kusano et al.	

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	First Named Inventor	Martin Weel		
	Art Unit	2454		
	Examiner Name	Mohamed A. Wasel		
	Attorney Docket Number	1116-065B		

	20	D582429	S	2008-12-09	Kusano et al.	
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	1	20010039659	A1	2001-11-08	Simmons et al.	
	2	20040148393	A1	2004-07-29	Breiter et al.	
	3	20050021369	A1	2005-01-27	Cohen et al.	
	4	20050033780	A1	2005-02-10	Simelius et al.	
	5	20050160270	A1	2005-07-21	Goldberg et al.	
	6	20060085821	A9	2006-04-20	Simmons et al.	
	7	20060168264	A1	2006-07-27	Baba et al.	
	8	20040260407	A1	2004-12-23	Wimsatt	

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	Art Unit	2454		
	Examiner Name	Mohamed A. Wasel		
	Attorney Docket Number	1116-065B		

	9	20060287746	A1	2006-12-21	Braithwaite et al.	
	10	20080109095	A1	2008-05-08	Braithwaite et al.	
	11	20080114481	A1	2008-05-15	Braithwaite et al.	
	12	20090193472	A1	2009-07-30	Braithwaite et al.	
	13	20100172512	A1	2010-07-08	Braithwaite et al.	
	14	20110026727	A1	2011-02-03	Braithwaite et al.	
	15	20110044468	A1	2011-02-24	Braithwaite et al.	
	16	20110044469	A1	2011-02-24	Braithwaite et al.	
	17	20070038999	A1	2007-02-15	Millington	

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286	
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	1	6587127	B1	2003-07-01	Leeke et al.	
	2	5168481		1992-12-01	Culbertson et al.	
	3	6657116	B1	2003-12-02	Gunnerson	
	4	6192340	B1	2001-02-20	Abecassis	
	5	6248946	B1	2001-06-19	Dwek	
	6	7028082	B1	2006-04-11	Rosenberg et al.	
	7	6933433	B1	2005-08-23	Porteus et al.	
	8	7277955	B2	2007-10-02	Elliott	

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	9	7187947	B1	2007-03-06	White et al.	
	10	6064379		2000-05-16	DeMoney	
	11	7472353	B1	2008-12-30	Wolff et al.	
	12	6982780	B2	2006-01-03	Morley et al.	
	13	7468934	B1	2008-12-23	Janik	
	14	7525289	B2	2009-04-28	Janik et al.	
	15	7652844	B2	2010-01-26	Edwards et al.	
	16	7660601	B2	2010-02-09	Janik et al.	
	17	7768234	B2	2010-08-03	Janik et al.	
	18	7786705	B2	2010-08-31	Janik et al.	
	19	7904579	B2	2011-03-08	Janik et al.	

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	20	7920824	B2	2011-04-05	Janik et al.	
	21	5262875		1993-11-16	Mincer et al.	
	22	5440334		1995-08-08	Walters et al.	
	23	5710970		1998-01-20	Walters et al.	

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	2	20020013852	A1	2002-01-31	Janik	
	3	20020138630	A1	2002-09-26	Solomon et al.	

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	1	0984584	EP	A1	2000-03-08	America Online, Inc.	<input type="checkbox"/>
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	1	KEVIN C. ALMEROTH ET AL., "An Alternative Paradigm for Scalable On-Demand Applications: Evaluating and Deploying the Interactive Multimedia Jukebox," IEEE Transactions on Knowledge and Data Engineering, Vol. 11, No. 4, July/August 1999, pages 658-672, copyright 1999 IEEE, 15 pages.	<input type="checkbox"/>


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Issue Classification 	Application/Control No. 12114286	Applicant(s)/Patent Under Reexamination WEEL, MARTIN
	Examiner MOHAMED WASEL	Art Unit 2454

ORIGINAL						INTERNATIONAL CLASSIFICATION												
CLASS		SUBCLASS				CLAIMED					NON-CLAIMED							
709		231				G	0	6	F	15 / 16 (2006.01.01)								
CROSS REFERENCE(S)																		
CLASS	SUBCLASS (ONE SUBCLASS PER BLOCK)																	
709	217	218	219															

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NONE		Total Claims Allowed:	
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/MOHAMED WASEL/ Primary Examiner.Art Unit 2454	05/29/2012	O.G. Print Claim(s)	O.G. Print Figure
(Primary Examiner)	(Date)	1	2

<i>Search Notes</i> 	Application/Control No. 12114286	Applicant(s)/Patent Under Reexamination WEEL, MARTIN
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SEARCHED			
Class	Subclass	Date	Examiner
709	217-219 and 231	5/29/12	MW

SEARCH NOTES		
Search Notes	Date	Examiner
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	First Named Inventor	Martin Weel	
	Art Unit	2454	
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	Attorney Docket Number	1116-065B	

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	1	7343160	B2	2008-03-11	Morton		
	2	7340768	B2	2004-06-03	Rosenberger		
	3	7260638	B2	2002-03-21	Crosbie		
	4	6993532	B1	2006-01-31	Platt et al.		
	5	6975266	B2	2005-12-13	Abraham et al.		
	6	6954443	B2	2005-10-11	Forstadius		
	7	6947571	B1	2005-09-20	Rhoads et al.		
	8	6937860	B2	2005-08-30	Jahn		

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	9	6876642	B1	2005-04-05	Adams	
	10	6675015	B1	2004-01-06	Martini et al.	
	11	5949776	A	1999-09-07	Mahany et al.	
	12	5796727	A	1998-08-18	Harrison	

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	1	20030022675	A1	2003-01-30	Mergler	
	2	20030050062	A1	2003-03-13	Chen et al.	
	3	20060212478	A1	2006-09-21	Plastina et al.	
	4	20060212442	A1	2006-09-21	Conrad et al.	
	5	20050245233	A1	2005-11-03	Anderson	

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	6	20050059379	A1	2005-03-17	Sovio et al.	
	7	20050021470	A1	2005-01-27	Martin et al.	
	8	20040260786	A1	2004-12-23	Barile	
	9	20040225519	A1	2004-11-11	Martin	
	10	20040160307	A1	2004-08-19	Saikkonen	
	11	20040107219	A1	2004-06-03	Rosenberger	
	12	20030229549	A1	2003-12-11	Wolinsky et al.	

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	Examiner Name	Mohamed A. Wasel	
	Attorney Docket Number	1116-065B	

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application: Martin Weel

Serial No.: 12/114,286

Filed: 5/02/2008

Attorney Docket No. 1116-065B

For: **SYSTEM AND METHOD FOR SHARING PLAYLISTS**

Examiner: Mohamed A. Wasel

Art Unit: 2454

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Commissioner for Patents

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with 37 C.F.R. 1.56, counsel wishes to make of record additional items of information for the Examiner's consideration in connection with this application. Inclusion herein of any particular item of information is not to be construed as an admission that same is prior art.

Please consider the following Office Actions from related U.S. Patent Application no. 10/840,110:

- Non-Final Rejection mailed September 25, 2007;
- Final Rejection mailed July 23, 2008;
- Advisory Action mailed October 6, 2008;
- Non-Final Rejection mailed February 2, 2009;
- Final Rejection mailed August 19, 2009;
- Advisory Action mailed November 3, 2009;
- Non-Final Rejection mailed May 13, 2010;
- Notice of Allowance mailed November 19, 2010; and
- Notice of Allowance mailed January 27, 2011.

Please consider the following Office Action from related U.S. Patent Application no.
12/114,273

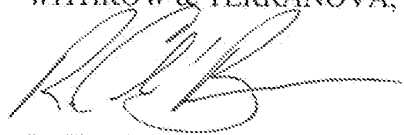
- Non-Final Rejection mailed January 26, 2009.

The Director is hereby authorized to charge any fees that may be required, or credit any
overpayment, to Deposit Account No. 50-1732.

Respectfully submitted,

WITHROW & TERRANOVA, P.L.L.C.

By:



R. Chad Bevins
Registration No. 51,468
100 Regency Forest Drive, Suite 160
Cary, NC 27518
Telephone: (919) 238-2300

Date: April 11, 2012

Attorney Docket: 1116-065B

Electronic Acknowledgement Receipt	
EFS ID:	12514374
Application Number:	12114286
International Application Number:	
Confirmation Number:	2773
Title of Invention:	SYSTEM AND METHOD FOR SHARING PLAYLISTS
First Named Inventor/Applicant Name:	Martin Weel
Customer Number:	71739
Filer:	R. Chad Bevins/Julie Smith
Filer Authorized By:	R. Chad Bevins
Attorney Docket Number:	1116-065B
Receipt Date:	11-APR-2012
Filing Date:	02-MAY-2008
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Application Type:	Utility under 35 USC 111(a)

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1	Transmittal Letter	1116-065B_IDS_Cover_Sheet_4-11-12.pdf	165011 ed725ca8a6a287911d7648424064b57f9ac a657d	no	2

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¹ See Kind Codes of USPTO Patent Documents at www.USPTO.GOV or MPEP 901.04. ² Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). ³ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁴ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁵ Applicant is to place a check mark here if English language translation is attached.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number	12114286
	Filing Date	2008-05-02
	First Named Inventor	Martin Weel
	Art Unit	2454
	Examiner Name	Mohamed A. Wasel
	Attorney Docket Number	1116-065B

CERTIFICATION STATEMENT

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

☐ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

OR

☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

☐ See attached certification statement.

☐ Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

☒ None

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/LuAnne M. DeSantis/	Date (YYYY-MM-DD)	2011-11-23
Name/Print	LuAnne M. DeSantis	Registration Number	57891

This collection of information is required by 37 CFR 1.97 and 1.98. 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 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, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

Privacy Act Statement

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 the Freedom of Information Act requires disclosure of these records.
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 inspections 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.

Electronic Acknowledgement Receipt	
EFS ID:	11475846
Application Number:	12114286
International Application Number:	
Confirmation Number:	2773
Title of Invention:	SYSTEM AND METHOD FOR SHARING PLAYLISTS
First Named Inventor/Applicant Name:	Martin Weel
Customer Number:	71739
Filer:	LuAnne Marie DeSantis
Filer Authorized By:	
Attorney Docket Number:	1116-065B
Receipt Date:	23-NOV-2011
Filing Date:	02-MAY-2008
Time Stamp:	14:25:50
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	no
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File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Information Disclosure Statement (IDS) Form (SB08)	20111123_A033DIV2_IDS_Form_SB_08a.pdf	612242 291609d15de06dea34c816f7b0f700164b00bb78	no	4

Warnings:

Information:

2	Foreign Reference	01_EP_1536352_A1.pdf	894675	no	16
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Warnings:					
Information:					
3	Non Patent Literature	01_Napster_All_the_Music_You_Want.pdf	235785	no	2
			6a0b356ec80c06b414e1cafd0561e188087ac339		
Warnings:					
Information:					
4	Non Patent Literature	02_Webjay.pdf	414140	no	5
			9621ae305edc729a578d6408c47da4e60938368e		
Warnings:					
Information:					
Total Files Size (in bytes):			2156842		
<p>This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.</p> <p><u>New Applications Under 35 U.S.C. 111</u> If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.</p> <p><u>National Stage of an International Application under 35 U.S.C. 371</u> If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.</p> <p><u>New International Application Filed with the USPTO as a Receiving Office</u> If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.</p>					

Doc code: IDS

Doc description: Information Disclosure Statement (IDS) Filed

PTO/SB/08a (01-10)

Approved for use through 07/31/2012. OMB 0651-0031

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286
	Filing Date		2008-05-02
	First Named Inventor	Martin Weel	
	Art Unit	2454	
	Examiner Name	Mohamed A. Wasel	
	Attorney Docket Number	1116-065B	

U.S.PATENTS							Remove
Examiner Initial*	Cite No	Patent Number	Kind Code ¹	Issue Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear	
	1	6587127	B1	2003-07-01	Leeke et al.		
	2	5168481		1992-12-01	Culbertson et al.		
	3	6657116	B1	2003-12-02	Gunnerson		
	4	6192340	B1	2001-02-20	Abecassis		
	5	6248946	B1	2001-06-19	Dwek		
	6	7028082	B1	2006-04-11	Rosenberg et al.		
	7	6933433	B1	2005-08-23	Porteus et al.		
	8	7277955	B2	2007-10-02	Elliott		

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	Art Unit	2454
	Examiner Name	Mohamed A. Wasel
	Attorney Docket Number	1116-065B

	9	7187947	B1	2007-03-06	White et al.	
	10	6064379		2000-05-16	DeMoney	
	11	7472353	B1	2008-12-30	Wolff et al.	
	12	6982780	B2	2006-01-03	Morley et al.	
	13	7468934	B1	2008-12-23	Janik	
	14	7525289	B2	2009-04-28	Janik et al.	
	15	7652844	B2	2010-01-26	Edwards et al.	
	16	7660601	B2	2010-02-09	Janik et al.	
	17	7768234	B2	2010-08-03	Janik et al.	
	18	7786705	B2	2010-08-31	Janik et al.	
	19	7904579	B2	2011-03-08	Janik et al.	

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	Art Unit	2454		
	Examiner Name	Mohamed A. Wasel		
	Attorney Docket Number	1116-065B		

	20	7920824	B2	2011-04-05	Janik et al.	
	21	5262875		1993-11-16	Mincer et al.	
	22	5440334		1995-08-08	Walters et al.	
	23	5710970		1998-01-20	Walters et al.	

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Examiner Initial*	Cite No	Publication Number	Kind Code ¹	Publication Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
	1	20070180063	A1	2007-08-02	Qureshey et al.	
	2	20020013852	A1	2002-01-31	Janik	
	3	20020138630	A1	2002-09-26	Solomon et al.	

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286	
	Filing Date		2008-05-02	
	First Named Inventor	Martin Weel		
	Art Unit	2454		
	Examiner Name	Mohamed A. Wasel		
	Attorney Docket Number	1116-065B		

	1	0984584	EP	A1	2000-03-08	America Online, Inc.		<input type="checkbox"/>
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NON-PATENT LITERATURE DOCUMENTS

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Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T ⁵
	1	KEVIN C. ALMEROTH ET AL., "An Alternative Paradigm for Scalable On-Demand Applications: Evaluating and Deploying the Interactive Multimedia Jukebox," IEEE Transactions on Knowledge and Data Engineering, Vol. 11, No. 4, July/August 1999, pages 658-672, copyright 1999 IEEE, 15 pages.	<input type="checkbox"/>

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Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ See Kind Codes of USPTO Patent Documents at www.USPTO.GOV or MPEP 901.04. ² Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). ³ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁴ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁵ Applicant is to place a check mark here if English language translation is attached.

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	Attorney Docket Number	1116-065B

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☐ See attached certification statement.

☐ The fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

☒ A certification statement is not submitted herewith.

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/R. Chad Bevins/	Date (YYYY-MM-DD)	2011-05-17
Name/Print	R. Chad Bevins	Registration Number	51468

This collection of information is required by 37 CFR 1.97 and 1.98. 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 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, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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Electronic Acknowledgement Receipt	
EFS ID:	10110360
Application Number:	12114286
International Application Number:	
Confirmation Number:	2773
Title of Invention:	SYSTEM AND METHOD FOR SHARING PLAYLISTS
First Named Inventor/Applicant Name:	Martin Weel
Customer Number:	71739
Filer:	R. Chad Bevins/Julie Smith
Filer Authorized By:	R. Chad Bevins
Attorney Docket Number:	1116-065B
Receipt Date:	17-MAY-2011
Filing Date:	02-MAY-2008
Time Stamp:	16:41:50
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	no
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File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Information Disclosure Statement (IDS) Filed (SB/08)	1116-065B_IDS_11.PDF	612540 42d89153e9fd57ee855a40d725854f1aa55400b	no	6

Warnings:

Information:

2	Foreign Reference	EP0984584.pdf	359024	no	20
			b5a3fcb1e40b6e7a08d92f0b18b35379a96357f1		
Warnings:					
Information:					
3	NPL Documents	Kevin_Almeroth_Alternative_Paradigm.pdf	835726	no	15
			132b8e287c24b93ee42e78339ea2fd9173b2e7a0		
Warnings:					
Information:					
Total Files Size (in bytes):			1807290		
<p>This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.</p> <p><u>New Applications Under 35 U.S.C. 111</u> If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.</p> <p><u>National Stage of an International Application under 35 U.S.C. 371</u> If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.</p> <p><u>New International Application Filed with the USPTO as a Receiving Office</u> If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.</p>					

Doc code: IDS

Doc description: Information Disclosure Statement (IDS) Filed

PTO/SB/08a (01-10)

Approved for use through 07/31/2012. OMB 0651-0031

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

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286
	Filing Date		2008-05-02
	First Named Inventor	Martin Weel	
	Art Unit	2454	
	Examiner Name	Mohamed A. Wasel	
	Attorney Docket Number	1116-065B	

U.S.PATENTS							Remove
Examiner Initial*	Cite No	Patent Number	Kind Code ¹	Issue Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear	
	1	5903901		1999-05-11	Kawakura et al.		
	2	7035912	B2	2006-04-25	Arteaga		
	3	7047315	B1	2006-05-16	Srivastava		
	4	7269854	B2	2007-09-11	Simmons et al.		
	5	7512702	B1	2009-03-31	Srivastava et al.		
	6	7047092	B2	2006-05-16	Wimsatt		
	7	7248893	B2	2007-07-24	Christensen et al.		
	8	7742606	B2	2010-06-22	Kreifeldt et al.		

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number	12114286
	Filing Date	2008-05-02
	First Named Inventor	Martin Weel
	Art Unit	2454
	Examiner Name	Mohamed A. Wasel
	Attorney Docket Number	1116-065B

	9	7643894	B2	2010-01-05	Braithwaite et al.	
	10	7571014	B1	2009-08-04	Lambourne et al.	
	11	7378903	B2	2008-05-27	Bates	
	12	7668964	B2	2010-02-23	Millington	
	13	7696816	B2	2010-04-13	Bates	
	14	7792311	B1	2010-09-07	Holmgren et al.	
	15	7805682	B1	2010-09-28	Lambourne	
	16	D524251	S	2006-07-04	Lim et al.	
	17	D559197	S	2008-01-08	Lim et al.	
	18	D575800	S	2008-08-26	Kusano et al.	
	19	D575801	S	2008-08-26	Kusano et al.	

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286	
	Filing Date		2008-05-02	
	First Named Inventor	Martin Weel		
	Art Unit	2454		
	Examiner Name	Mohamed A. Wasel		
	Attorney Docket Number	1116-065B		

	20	D582429	S	2008-12-09	Kusano et al.	
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U.S.PATENT APPLICATION PUBLICATIONS

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Examiner Initial*	Cite No	Publication Number	Kind Code ¹	Publication Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear
	1	20010039659	A1	2001-11-08	Simmons et al.	
	2	20040148393	A1	2004-07-29	Breiter et al.	
	3	20050021369	A1	2005-01-27	Cohen et al.	
	4	20050033780	A1	2005-02-10	Simelius et al.	
	5	20050160270	A1	2005-07-21	Goldberg et al.	
	6	20060085821	A9	2006-04-20	Simmons et al.	
	7	20060168264	A1	2006-07-27	Baba et al.	
	8	20040260407	A1	2004-12-23	Wimsatt	

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286	
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	First Named Inventor	Martin Weel		
	Art Unit	2454		
	Examiner Name	Mohamed A. Wasel		
	Attorney Docket Number	1116-065B		

	9	20060287746	A1	2006-12-21	Braithwaite et al.	
	10	20080109095	A1	2008-05-08	Braithwaite et al.	
	11	20080114481	A1	2008-05-15	Braithwaite et al.	
	12	20090193472	A1	2009-07-30	Braithwaite et al.	
	13	20100172512	A1	2010-07-08	Braithwaite et al.	
	14	20110026727	A1	2011-02-03	Braithwaite et al.	
	15	20110044468	A1	2011-02-24	Braithwaite et al.	
	16	20110044469	A1	2011-02-24	Braithwaite et al.	
	17	20070038999	A1	2007-02-15	Millington	

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FOREIGN PATENT DOCUMENTS								Remove
Examiner Initial*	Cite No	Foreign Document Number ³	Country Code ² j	Kind Code ⁴	Publication Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear	T ⁵

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286	
	Filing Date		2008-05-02	
	First Named Inventor	Martin Weel		
	Art Unit	2454		
	Examiner Name	Mohamed A. Wasel		
	Attorney Docket Number	1116-065B		

	1							<input type="checkbox"/>
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NON-PATENT LITERATURE DOCUMENTS

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Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T ⁵
	1		<input type="checkbox"/>

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Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ See Kind Codes of USPTO Patent Documents at www.USPTO.GOV or MPEP 901.04. ² Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). ³ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁴ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁵ Applicant is to place a check mark here if English language translation is attached.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number	12114286
	Filing Date	2008-05-02
	First Named Inventor	Martin Weel
	Art Unit	2454
	Examiner Name	Mohamed A. Wasel
	Attorney Docket Number	1116-065B

CERTIFICATION STATEMENT

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

☐ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

OR

☒ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

☐ See attached certification statement.

☐ The fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

☐ A certification statement is not submitted herewith.

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/R. Chad Bevins/	Date (YYYY-MM-DD)	2011-04-26
Name/Print	R. Chad Bevins	Registration Number	51468

This collection of information is required by 37 CFR 1.97 and 1.98. 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 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, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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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 the Freedom of Information Act requires disclosure of these records.
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 inspections 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.

Electronic Acknowledgement Receipt	
EFS ID:	9956546
Application Number:	12114286
International Application Number:	
Confirmation Number:	2773
Title of Invention:	SYSTEM AND METHOD FOR SHARING PLAYLISTS
First Named Inventor/Applicant Name:	Martin Weel
Customer Number:	71739
Filer:	R. Chad Bevins/Julie Smith
Filer Authorized By:	R. Chad Bevins
Attorney Docket Number:	1116-065B
Receipt Date:	26-APR-2011
Filing Date:	02-MAY-2008
Time Stamp:	13:20:08
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	no
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File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Information Disclosure Statement (IDS) Filed (SB/08)	1116-065B_IDS_10.PDF	612732 <small>55413437912f652e8ef611afa4330f1a89e2916d</small>	no	7

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Information:

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If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

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Doc code: IDS

Doc description: Information Disclosure Statement (IDS) Filed

PTO/SB/08a (01-10)

Approved for use through 07/31/2012. OMB 0651-0031

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286
	Filing Date		2008-05-02
	First Named Inventor	Martin Weel	
	Art Unit	2454	
	Examiner Name	Mohamed A. Wasel	
	Attorney Docket Number	1116-065B	

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Examiner Initial*	Cite No	Patent Number	Kind Code ¹	Issue Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear	
	1	7343160	B2	2008-03-11	Morton		
	2	7340768	B2	2004-06-03	Rosenberger		
	3	7260638	B2	2002-03-21	Crosbie		
	4	6993532	B1	2006-01-31	Platt et al.		
	5	6975266	B2	2005-12-13	Abraham et al.		
	6	6954443	B2	2005-10-11	Forstadius		
	7	6947571	B1	2005-09-20	Rhoads et al.		
	8	6937860	B2	2005-08-30	Jahn		

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286	
	Filing Date		2008-05-02	
	First Named Inventor	Martin Weel		
	Art Unit	2454		
	Examiner Name	Mohamed A. Wasel		
	Attorney Docket Number	1116-065B		

	9	6876642	B1	2005-04-05	Adams	
	10	6675015	B1	2004-01-06	Martini et al.	
	11	5949776	A	1999-09-07	Mahany et al.	
	12	5796727	A	1998-08-18	Harrison	

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Examiner Initial*	Cite No	Publication Number	Kind Code ¹	Publication Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear
	1	20030022675	A1	2003-01-30	Mergler	
	2	20030050062	A1	2003-03-13	Chen et al.	
	3	20060212478	A1	2006-09-21	Plastina et al.	
	4	20060212442	A1	2006-09-21	Conrad et al.	
	5	20050245233	A1	2005-11-03	Anderson	

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286	
	Filing Date		2008-05-02	
	First Named Inventor	Martin Weel		
	Art Unit	2454		
	Examiner Name	Mohamed A. Wasel		
	Attorney Docket Number	1116-065B		

	6	20050059379	A1	2005-03-17	Sovio et al.	
	7	20050021470	A1	2005-01-27	Martin et al.	
	8	20040260786	A1	2004-12-23	Barile	
	9	20040225519	A1	2004-11-11	Martin	
	10	20040160307	A1	2004-08-19	Saikkonen	
	11	20040107219	A1	2004-06-03	Rosenberger	
	12	20030229549	A1	2003-12-11	Wolinsky et al.	

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Examiner Initial*	Cite No	Foreign Document Number ³	Country Code ² i	Kind Code ⁴	Publication Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear	T ⁵
	1							<input type="checkbox"/>

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286
	Filing Date		2008-05-02
	First Named Inventor	Martin Weel	
	Art Unit	2454	
	Examiner Name	Mohamed A. Wasel	
	Attorney Docket Number	1116-065B	

Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T ⁵
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ See Kind Codes of USPTO Patent Documents at www.USPTO.GOV or MPEP 901.04. ² Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). ³ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁴ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁵ Applicant is to place a check mark here if English language translation is attached.

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	Filing Date	2008-05-02
	First Named Inventor	Martin Weel
	Art Unit	2454
	Examiner Name	Mohamed A. Wasel
	Attorney Docket Number	1116-065B

CERTIFICATION STATEMENT

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☐ See attached certification statement.

☐ The fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

☒ A certification statement is not submitted herewith.

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/R. Chad Bevins/	Date (YYYY-MM-DD)	2011-01-03
Name/Print	R. Chad Bevins	Registration Number	51468

This collection of information is required by 37 CFR 1.97 and 1.98. 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 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, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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Electronic Acknowledgement Receipt	
EFS ID:	9151150
Application Number:	12114286
International Application Number:	
Confirmation Number:	2773
Title of Invention:	SYSTEM AND METHOD FOR SHARING PLAYLISTS
First Named Inventor/Applicant Name:	Martin Weel
Customer Number:	71739
Filer:	R. Chad Bevins/Julie Smith
Filer Authorized By:	R. Chad Bevins
Attorney Docket Number:	1116-065B
Receipt Date:	03-JAN-2011
Filing Date:	02-MAY-2008
Time Stamp:	14:55:04
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	no
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File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Information Disclosure Statement (IDS) Filed (SB/08)	1116-065B_IDS_9.PDF	612264 <small>d97c28f2d5115fdcb7c99363c29a67d3ed92b7c9</small>	no	6

Warnings:

Information:

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New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

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New International Application Filed with the USPTO as a Receiving Office

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Doc code: RCEX

PTO/SB/30EFS (07-09)

Doc description: Request for Continued Examination (RCE)

Approved for use through 07/31/2012. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**REQUEST FOR CONTINUED EXAMINATION(RCE)TRANSMITTAL
(Submitted Only via EFS-Web)**

Application Number	12/114,286	Filing Date	2008-05-02	Docket Number (if applicable)	1116-065B	Art Unit	2454
First Named Inventor	Martin Weel			Examiner Name	Mohamed A. Wasel		

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. The Instruction Sheet for this form is located at WWW.USPTO.GOV

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).

☐ 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.☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____☐ Other _____☒ Enclosed☒ Amendment/Reply☐ Information Disclosure Statement (IDS)☐ Affidavit(s)/ Declaration(s)☐ Other _____**MISCELLANEOUS**☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of months _____.
(Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)☐ Other _____**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 any underpayment of fees, or credit any overpayments, to
Deposit Account No 501732**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**☒ Patent Practitioner Signature☐ Applicant Signature

Doc code: RCEX

Doc description: Request for Continued Examination (RCE)

PTO/SB/30EFS (07-09)

Approved for use through 07/31/2012. OMB 0651-0031

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

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Signature of Registered U.S. Patent Practitioner			
Signature	/Eric P. Jensen/	Date (YYYY-MM-DD)	2010-09-20
Name	Eric P. Jensen	Registration Number	37647

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Privacy Act Statement

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 the Freedom of Information Act requires disclosure of these records.
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.
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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.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Martin Weel

Examiner: Mohamed A. Wasel

Serial No. 12/114,286

Art Unit: 2454

Filed: 05/02/2008

Attorney Docket No. 1116-065B/A033DIV2

For: **SYSTEM AND METHOD FOR SHARING PLAYLISTS**

Mail Stop RCE

Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

Sir:

AMENDMENTS AND REMARKS TO ACCOMPANY
REQUEST FOR CONTINUED EXAMINATION

Applicant offers the following amendments and remarks to accompany a concurrently filed Request for Continued Examination in response to the Final Office Action mailed June 18, 2010. Applicant encloses a payment in the amount of \$810.00 to cover the fee associated with this request. If any additional fees are required in association with this response, the Director is hereby authorized to charge them to Deposit Account 50-1732, and consider this a petition therefor.

In the Claims:

1. (Currently Amended) A method comprising:
receiving, at a wireless handheld remote control, a playlist from a remote source; and
presenting, at the wireless handheld remote control, the playlist to a first user associated with the wireless handheld remote control such that the first user is enabled to select at least one item from the playlist for playback by a media player device which is associated with and separate from the wireless handheld remote control.
2. (Original) The method of claim 1 wherein the playlist is further communicated from the remote source to the media player device.
3. (Currently Amended) The method of claim 1 further comprising communicating the playlist from the wireless handheld remote control to the media player device.
4. (Currently Amended) The method of claim 1 wherein the remote source stores a plurality of playlists including the playlist and the plurality of playlists ~~[[are]]~~ is associated with a plurality of users, ~~[[and]]~~ the method further comprising:
comparing each of a plurality of user profiles of the plurality of users with a target user profile of the first user associated with the wireless handheld remote control to select a matching user profile from the plurality of user profiles; and
effecting selection of a playlist of a matching user associated with the matching user profile from the plurality of user profiles as the playlist to be communicated to the wireless handheld remote control.
5. (Original) The method of claim 4 wherein the matching user profile is one of the plurality of user profiles most similar to the target user profile.
6. (Original) The method of claim 1 wherein the remote source is a central server.

7. (Original) The method of claim 1 wherein the remote source is a peer-to-peer network formed by a plurality of user devices, and receiving the playlist comprises receiving the playlist from one of the plurality of user devices.
8. (Currently Amended) The method of claim 7 wherein each of the plurality of user devices forming the peer-to-peer network is a user device selected from a group consisting of: [[a]] the media player device and [[a]] the wireless handheld remote control.
9. (Original) The method of claim 1 wherein the remote source is the media player device.
10. (Currently Amended) A wireless handheld remote control comprising:
 - a communication interface communicatively coupling the wireless handheld remote control to a remote source via a network; and
 - a control system associated with the communication interface and adapted to:
 - receive a playlist from the remote source; and
 - present the playlist to a first user associated with the wireless handheld remote control such that the first user is enabled to select at least one item from the playlist for playback by a media player device which is associated with and separate from the wireless handheld remote control.
11. (Currently Amended) A method comprising:
 - receiving, at a media player device, a playlist from a remote source; and
 - communicating the playlist from the media player device to a wireless handheld remote control associated with and separate from the media player device, wherein, at the wireless handheld remote control, the playlist is presented to a first user associated with the wireless handheld remote control and used by the first user to select at least one item from the playlist for playback by the media player device.
12. (Currently Amended) A media player device comprising:
 - a communication interface communicatively coupling the media player device to a remote source via a network; and

a control system associated with the communication interface and adapted to:
receive a playlist from the remote source; and
communicate the playlist from the media player device to a wireless handheld
remote control which is associated with and separate from the media player device,
wherein, at the wireless handheld remote control, the playlist is presented to a first user
associated with the wireless handheld remote control and used by the first user to select at
least one item from the playlist for playback by the media player device.

REMARKS

Applicant has carefully reviewed the Final Office Action mailed June 18, 2010 (hereinafter "Final Office Action") and offers the following remarks to accompany the above amendments. This amendment is filed in conjunction with a Request for Continued Examination.

Status of the Claims

Claims 1-12 were previously pending. No claims have been added or cancelled herein. Claims 1, 10, 11, and 12 have been amended to clarify that the remote control device is a wireless handheld remote control, that the playlist is presented on the remote control, and that the remote control is separate from the media player. Claims 3, 4, and 8 have been amended in view of the amendments to claim 1. Accordingly, claims 1-12 are pending. No new matter has been added.

Interview Summary

Applicant thanks Examiner Wasel for the courtesies extended during the telephonic interview. The undersigned and the Examiner discussed Hawkins, and the Examiner recommended certain clarifications to the independent claims that the Examiner felt may further clarify Applicant's invention. No agreement regarding allowability of claims was reached.

Discussion of Amended Claims in View of the Prior Art Cited in the Final Office Action

In the Final Office Action, claims 1-3 and 6-12 were rejected under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent Application Publication No. 2005/0210507 A1 to Hawkins et al. (hereinafter "Hawkins").

Applicant submits that Hawkins fails to teach or suggest at least three relevant features recited in Applicant's amended claim 1, specifically: 1) a wireless handheld remote control, 2) a media player device which is associated with and separate from the wireless handheld remote control, and 3) an ability to select an item from the playlist on the wireless handheld remote control for playback on the associated media player device. Although Hawkins discloses that a client device may receive a playlist, Hawkins contains no teachings or suggestions regarding receiving a playlist on a wireless handheld remote control and selecting an item from the playlist

on the wireless handheld remote control, wherein the item is selected for playback on an associated, and separate, media player device.

For at least the foregoing reasons, Applicant submits that Hawkins cannot anticipate Applicant's claim 1. Applicant's claims 10, 11, and 12 contain substantially similar limitations to those discussed herein with regard to claim 1, and should thus be allowable for at least the same reasons. Claims 2, 3, and 6-9 depend directly or indirectly from claim 1, and are therefore allowable as depending from an allowable independent claim.

Rejection Under 35 U.S.C. § 103(a) – Hawkins and Gang

Claims 4 and 5 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Hawkins in view of U.S. Patent No. 7,075,000 B2 to Gang et al. (hereinafter "Gang"). Applicant respectfully traverses. When determining whether a claim is obvious, an Examiner must make "a searching comparison of the claimed invention—including all its limitations—with the teaching of the prior art." *In re Ochiai*, 71 F.3d 1565, 1572 (Fed. Cir. 1995) (emphasis added). Thus, "obviousness requires a suggestion of all limitations in a claim." *CFMT, Inc. v. Yieldup Intern. Corp.*, 349 F.3d 1333, 1342 (Fed. Cir. 2003) (citing *In re Royka*, 490 F.2d 981, 985 (CCPA 1974)). Moreover, as the Supreme Court recently stated, "*there must be some articulated reasoning with some rational underpinning to support the legal conclusion of obviousness.*" *KSR Int'l Co. v. Teleflex, Inc.*, 550 U.S. 398, 418, 82 U.S.P.Q.2d (BNA) 1385, 1396 (2007) (quoting *In re Kahn*, 441 F.3d 977, 988 (Fed. Cir. 2006) (emphasis added)).

Gang discloses a system and method for predicting the musical taste of a user (Gang, Abstract). Gang discloses the generation of a personal profile for a user of the system based on the user's ratings of songs. For example, Gang discloses:

After rating the N songs, the user preferably asks for recommendations for new songs, for example by pushing a "Get Recommendations" button 18. The system of the present invention (described with regard to FIGS. 15 and 16 below) then preferably builds a personal profile of the user, on the basis of these ratings, and also on the basis of previously determined information about the songs as described above. (Gang, column 14, lines 50-57)

Gang discloses to use the personal profile to recommend additional songs to the user. For example, Gang discloses: "After clicking on 'Get Recommendations' button 18, the user also preferably receives a list of M new songs based on the personal profile, as shown as a second set

GUI 20 in FIG. 2” (Gang, column 14, lines 58-61). Nowhere does Gang teach or suggest comparing a user profile of a target user with the user profiles of other users. In fact, Applicant submits that doing so would be inconsistent with Gang’s teachings, since Gang teaches to base musical recommendations to a user on ratings of songs provided by the user, not based on other users’ tastes.

The Patent Office asserts that Gang is extensible to other interests of users which involve subjective issues of “taste” (Final Office Action, page 6). Applicant, however, fails to see how this assertion relates to whether or not Gang teaches or suggests the claim language recited in claims 4 and 5. As discussed above, Gang discloses a mechanism for generating recommendations to a user. This mechanism does not appear to relate to comparing each of a plurality of user profiles with a target user profile to select a matching user profile, as recited in Applicant’s claim 4. Additional disclosure from Gang that the invention is extensible to other interests of users which involve subjective issues of “taste” certainly does not constitute disclosure of comparing each of a plurality of user profiles with a target user profile to select a matching user profile. For at least the foregoing reasons, Applicant submits that claims 4 and 5 are allowable over the cited references.

Conclusion

The present application is now in condition for allowance and such action is respectfully requested. The Examiner is encouraged to contact Applicant’s representative regarding any remaining issues in an effort to expedite allowance and issuance of the present application.

Respectfully submitted,

WITHROW & TERRANOVA, P.L.L.C.

By:



Eric P. Jensen
Registration No. 37,647
100 Regency Forest Drive, Suite 160
Cary, NC 27518
Telephone: (919) 238-2300

Date: September 20, 2010
Attorney Docket: 1116-065B

Electronic Patent Application Fee Transmittal				
Application Number:		12114286		
Filing Date:		02-May-2008		
Title of Invention:		SYSTEM AND METHOD FOR SHARING PLAYLISTS		
First Named Inventor/Applicant Name:		Martin Weel		
Filer:		Benjamin Withrow/Sarah Breeze		
Attorney Docket Number:		1116-065B		
Filed as Large Entity				
Utility under 35 USC 111(a) Filing Fees				
Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Basic Filing:				
Pages:				
Claims:				
Miscellaneous-Filing:				
Petition:				
Patent-Appeals-and-Interference:				
Post-Allowance-and-Post-Issuance:				
Extension-of-Time:				

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Miscellaneous:				
Request for continued examination	1801	1	810	810
Total in USD (\$)				810

Electronic Acknowledgement Receipt	
EFS ID:	8456273
Application Number:	12114286
International Application Number:	
Confirmation Number:	2773
Title of Invention:	SYSTEM AND METHOD FOR SHARING PLAYLISTS
First Named Inventor/Applicant Name:	Martin Weel
Customer Number:	71739
Filer:	Benjamin Withrow/Sarah Breeze
Filer Authorized By:	Benjamin Withrow
Attorney Docket Number:	1116-065B
Receipt Date:	20-SEP-2010
Filing Date:	02-MAY-2008
Time Stamp:	17:22:39
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	yes
Payment Type	Credit Card
Payment was successfully received in RAM	\$810
RAM confirmation Number	4329
Deposit Account	501732
Authorized User	JENSEN,ERIC P.
<p>The Director of the USPTO is hereby authorized to charge indicated fees and credit any overpayment as follows:</p> <p>Charge any Additional Fees required under 37 C.F.R. Section 1.21 (Miscellaneous fees and charges)</p>	

File Listing:					
Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Request for Continued Examination (RCE)	1116-065B_RCE_Filed-9-20-10.pdf	697383 2ce877b57ed3df816d4248f5d07d0295baf81b87	no	3
Warnings:					
Information:					
2		1116-065B_Amendments_and_Remarks_to_Accompany_RCE_Filed_9-20-10.pdf	925380 4226d417731bf84143869ab2708eebf3e187501d	yes	7
	Multipart Description/PDF files in .zip description				
	Document Description		Start	End	
	Amendment Submitted/Entered with Filing of CPA/RCE		1	1	
	Claims		2	4	
	Applicant Arguments/Remarks Made in an Amendment		5	7	
Warnings:					
Information:					
3	Fee Worksheet (PTO-875)	fee-info.pdf	30439 25b179efb8c58274be3c3f1a573323df6081d84b	no	2
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286
	Filing Date		2008-05-02
	First Named Inventor	Martin Weel	
	Art Unit	2454	
	Examiner Name	Mohamed A. Wasel	
	Attorney Docket Number	1116-065B	

U.S.PATENTS							Remove
Examiner Initial*	Cite No	Patent Number	Kind Code ¹	Issue Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear	
	1	6970703	B2	2005-11-29	Fuchs et al.		
	2	7240106	B2	2007-07-03	Cochran et al.		
	3	7373109	B2	2008-05-13	Pohja et al.		

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	1	20040119894	A1	2004-06-24	Higgins et al.		
	2	20050251453	A1	2005-11-10	Lu		
	3	20080288375	A1	2008-11-20	Uhrig et al.		

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	Filing Date		2008-05-02	
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	Examiner Name	Mohamed A. Wasel		
	Attorney Docket Number	1116-065B		

	4	20090085724	A1	2009-04-02	Naressi et al.	
	5	20090315670	A1	2009-12-24	Naressi et al.	

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Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T ⁵
	1		<input type="checkbox"/>

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Examiner Signature		Date Considered	
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number	12114286
	Filing Date	2008-05-02
	First Named Inventor	Martin Weel
	Art Unit	2454
	Examiner Name	Mohamed A. Wasel
	Attorney Docket Number	1116-065B

CERTIFICATION STATEMENT

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

☐ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

OR

☒ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

☐ See attached certification statement.

☒ Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

☐ None

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/R. Chad Bevins/	Date (YYYY-MM-DD)	2010-08-12
Name/Print	R. Chad Bevins	Registration Number	51468

This collection of information is required by 37 CFR 1.97 and 1.98. 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 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, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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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.

Electronic Patent Application Fee Transmittal				
Application Number:		12114286		
Filing Date:		02-May-2008		
Title of Invention:		SYSTEM AND METHOD FOR SHARING PLAYLISTS		
First Named Inventor/Applicant Name:		Martin Weel		
Filer:		R. Chad Bevins/Julie Smith		
Attorney Docket Number:		1116-065B		
Filed as Large Entity				
Utility under 35 USC 111(a) Filing Fees				
Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Basic Filing:				
Pages:				
Claims:				
Miscellaneous-Filing:				
Petition:				
Patent-Appeals-and-Interference:				
Post-Allowance-and-Post-Issuance:				
Extension-of-Time:				

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Miscellaneous:				
Submission- Information Disclosure Stmt	1806	1	180	180
Total in USD (\$)				180

Electronic Acknowledgement Receipt	
EFS ID:	8205416
Application Number:	12114286
International Application Number:	
Confirmation Number:	2773
Title of Invention:	SYSTEM AND METHOD FOR SHARING PLAYLISTS
First Named Inventor/Applicant Name:	Martin Weel
Customer Number:	71739
Filer:	R. Chad Bevins/Julie Smith
Filer Authorized By:	R. Chad Bevins
Attorney Docket Number:	1116-065B
Receipt Date:	12-AUG-2010
Filing Date:	02-MAY-2008
Time Stamp:	12:59:39
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	yes
Payment Type	Credit Card
Payment was successfully received in RAM	\$180
RAM confirmation Number	12062
Deposit Account	501732
Authorized User	BEVINS,R. CHAD
<p>The Director of the USPTO is hereby authorized to charge indicated fees and credit any overpayment as follows:</p> <p>Charge any Additional Fees required under 37 C.F.R. Section 1.21 (Miscellaneous fees and charges)</p>	

File Listing:					
Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Information Disclosure Statement (IDS) Filed (SB/08)	1116-065B_IDS_8.PDF	611863	no	4
			20c470ac82b6dbfd72e0d3543d08f776f694c0b1		
Warnings:					
Information:					
2	Fee Worksheet (PTO-875)	fee-info.pdf	30340	no	2
			44d489b28c2a37e5dc026cc6dc6df6be7bfe5629		
Warnings:					
Information:					
Total Files Size (in bytes):			642203		
<p>This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.</p> <p><u>New Applications Under 35 U.S.C. 111</u> If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.</p> <p><u>National Stage of an International Application under 35 U.S.C. 371</u> If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.</p> <p><u>New International Application Filed with the USPTO as a Receiving Office</u> If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.</p>					

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POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO

I hereby revoke all previous powers of attorney given in the application identified in the attached statement under 37 CFR 3.73(b).

I hereby appoint:



Practitioners associated with the Customer Number:

71739

OR



Practitioner(s) named below (if more than ten patent practitioners are to be named, then a customer number must be used):

Name	Registration Number	Name	Registration Number

as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).

Please change the correspondence address for the application identified in the attached statement under 37 CFR 3.73(b) to:



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71739

OR

<input type="checkbox"/> Firm or Individual Name			
Address			
City	State	Zip	
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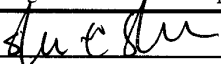
Assignee Name and Address:

Dryden Enterprises, LLC.
1000 North West Street, Suite 1200
Wilmington, Delaware, 19801

A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/96 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed.

SIGNATURE of Assignee of Record

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Signature		Date	6/11/2010
Name	Hugh Svendsen	Telephone	919-433-1845
Title	Member		

This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. 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 3 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, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: 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.

STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Dryden Enterprises, LLC

Application No./Patent No.: 12/114,286 Filed/Issue Date: 5/02/2008

Titled: SYSTEM AND METHOD FOR SHARING PLAYLISTS

Dryden Enterprises, LLC, a limited liability company

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest in;
2. ☐ an assignee of less than the entire right, title, and interest in
(The extent (by percentage) of its ownership interest is _____ %); or
3. ☐ the assignee of an undivided interest in the entirety of (a complete assignment from one of the joint inventors was made)

the patent application/patent identified above, by virtue of either:

- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy therefore is attached.

OR

- B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: ConPact, Inc. To: Dryden Enterprises, LLC

The document was recorded in the United States Patent and Trademark Office at
Reel 024606, Frame 0249, or for which a copy thereof is attached.

2. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
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3. From: _____ To: _____

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Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet(s).

☐ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.


Signature

R. Chad Bevens

Printed or Typed Name

July 30, 2010

Date

Attorney of Record

Title

This collection of information is required by 37 CFR 3.73(b). 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 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, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Electronic Acknowledgement Receipt	
EFS ID:	8122903
Application Number:	12114286
International Application Number:	
Confirmation Number:	2773
Title of Invention:	SYSTEM AND METHOD FOR SHARING PLAYLISTS
First Named Inventor/Applicant Name:	Martin Weel
Customer Number:	71739
Filer:	R. Chad Bevins/Julie Smith
Filer Authorized By:	R. Chad Bevins
Attorney Docket Number:	1116-065B
Receipt Date:	30-JUL-2010
Filing Date:	02-MAY-2008
Time Stamp:	10:30:37
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	no
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File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Power of Attorney	1116-065B_Dryden_POA.pdf	67516 333e63711dc5b1e40e07a468e85735f41de c9af9	no	1

Warnings:

Information:

2	Assignee showing of ownership per 37 CFR 3.73(b).	1116-065B_Statement_Under_3-73b.pdf	107897 cc7da9ca1f251cd67c06867908c2ae5d931f0fd4	no	1
Warnings:					
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Total Files Size (in bytes):				175413	
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
12/114,286	05/02/2008	Martin Weel	1116-065B	2773
71739 7590 06/18/2010 WITHROW & TERRANOVA CT 100 REGENCY FOREST DRIVE , SUITE 160 CARY, NC 27518			EXAMINER WASEL, MOHAMED A	
			ART UNIT 2454	PAPER NUMBER
			MAIL DATE 06/18/2010	DELIVERY MODE 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.

Office Action Summary	Application No.		Applicant(s)	
	12/114,286		WEEL, MARTIN	
	Examiner		Art Unit	
	MOHAMED WASEL		2454	

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

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

1) ☒ Responsive to communication(s) filed on 22 April 2010.

2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.

3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

4) ☒ Claim(s) 1-12 is/are pending in the application.

4a) Of the above claim(s) _____ is/are withdrawn from consideration.

5) ☐ Claim(s) _____ is/are allowed.

6) ☒ Claim(s) 1-12 is/are rejected.

7) ☐ Claim(s) _____ is/are objected to.

8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

9) ☐ The specification is objected to by the Examiner.

10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

12) ☐ 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:
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)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

1) <input type="checkbox"/> Notice of References Cited (PTO-892)	4) <input type="checkbox"/> Interview Summary (PTO-413)
2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)	Paper No(s)/Mail Date. _____
3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)	5) <input type="checkbox"/> Notice of Informal Patent Application
Paper No(s)/Mail Date <u>3/10/2010</u> .	6) <input type="checkbox"/> Other: _____

Response to Amendment

This action is responsive to amendment filed on April 22, 2010. Claims 1-12 are pending and presented for examination.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Claims 1-3 and 6-12 are rejected under 35 U.S.C. 102(e) as being anticipated by Hawkins et al (hereinafter referred to as "Hawkins"), US Patent Application Pub. No. 2005/0210507.

1. As per claim 1, Hawkins teaches a method comprising:
receiving, at a remote control, a playlist from a remote source (**Paragraph(s) [0006], [0015]**); and
presenting the playlist to a first user associated with the remote control such that the first user is enabled to select at least one item from the playlist for playback by a media player device associated with the remote control (**Paragraph(s) [0007], [0015], [0031]**).
2. As per claim 2, Hawkins teaches the method wherein the playlist is further communicated from the remote source to the media player device (**Paragraph(s) [0015]**).
3. As per claim 3, Hawkins teaches the method further comprising communicating the playlist from the remote control to the media player device (**Paragraph(s) [0015]**).
4. As per claim 6, Hawkins teaches the method wherein the remote source is a central server (**Paragraph(s) [0015]**).
5. As per claim 7, Hawkins teaches the method wherein the remote source is a peer-to-peer network formed by a plurality of user devices, and receiving the playlist comprises receiving the playlist from one of the plurality of user devices (**Paragraph(s) [0036]**).

6. As per claim 8, Hawkins teaches the method wherein each of the plurality of user devices forming the peer-to-peer network is a user device selected from a group consisting of: a media player device and a remote control (**Paragraph(s) [0015]**).

7. As per claim 9, Hawkins teaches the method wherein the remote source is the media player device (**Paragraph(s) [0017]**).

8. As per claim 10, Hawkins teaches a remote control comprising:

a communication interface communicatively coupling the remote control to a remote source via a network (**Paragraph(s) [0015], [0020]**); and

a control system associated with the communication interface (**Paragraph(s) [0020]**) and adapted to:

receive a playlist from the remote source (**Paragraph(s) [0006], [0015]**); and

present the playlist to a first user associated with the remote control such that the first user is enabled to select at least one item from the playlist for playback by a media player device associated with the remote control (**Paragraph(s) [0007], [0015], [0031]**).

9. As per claim 11, Hawkins teaches a method comprising:

receiving, at a media player device, a playlist from a remote source (**Paragraph(s) [0006], [0015]**); and

communicating the playlist from the media player device to a remote control associated with the media player device (**Paragraph(s) [0015]**), wherein, at the remote control, the playlist is presented to a first user associated with the remote control and used by the first user to select at least one item from the playlist for playback by the media player device (**Paragraph(s) [0007], [0015], [0031]**).

10. As per claim 12, Hawkins teaches a media player device comprising:

a communication interface communicatively coupling the media player device to a remote source via a network (**Paragraph(s) [0015]**); and

a control system associated with the communication interface (**Paragraph(s) [0020]**) and adapted to:

receive a playlist from the remote source (**Paragraph(s) [0006], [0015]**); and

communicate the playlist from the media player device to a remote control associated with the media player device (**Paragraph(s) [0015]**), wherein, at the remote control, the playlist is presented to a first user associated with the remote control and used by the first user to select at least one item from the playlist for playback by the media player device (**Paragraph(s) [0007], [0015], [0031]**).

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 4 and 5 are rejected under 35 U.S.C. 103(a) as being unpatentable over Hawkins et al (hereinafter referred to as "Hawkins"), US Patent Application Pub. No. 2005/0210507 in view of Gang et al (hereinafter referred to as "Gang"), US Patent No. 7,075,000

11. As per claim 4, Hawkins teaches the method wherein the remote source stores a plurality of playlists including the playlist and the plurality of playlists are associated with a plurality of users (**Paragraph(s) [0024]**).

Hawkins fails to explicitly teach comparing each of a plurality of user profiles of the plurality of users with a target user profile of the first user associated with the remote control to select a matching user profile from the plurality of user profiles and effecting selection of a playlist of a matching user associated with the matching user profile from the plurality of playlist as the playlist to be communicated to the remote control.

However, Gang discloses comparing each of a plurality of user profiles of the plurality of users with a target user profile of the first user associated with the remote control to select a matching user profile from the plurality of user profiles (**col. 2 lines 28-41, col. 5 lines 35-49, col. 11 lines 10-20**) and effecting selection of a playlist of a matching user associated with the matching user profile from the plurality of playlist as the playlist to be communicated to the remote control (**col. 3 lines 34-39**).

Therefore, it would have been obvious to one of the ordinary skill in the art at the time of the applicants' invention to combine the teachings of Hawkins and Gang because it provides an efficient way of matching a playlist of a target user profile with other users to better determine a playlist of interest to the user based on the other users recommendations.

12. As per claim 5, Hawkins teaches the method wherein the matching user profile is one of the plurality of user profiles (**Paragraph(s) [0036]**) most similar to the target user profile (**Paragraph(s) [0007]**).

Response to Argument(s)

Applicant's argument(s) filed on April 22, 2010 have been fully considered but they are not persuasive. Therefore, rejection is maintained.

- In the remarks, the Applicant argues in substance that:
 - a) Hawkins fails to teach or suggest receiving, at a remote control, a playlist from a remote source and presenting the playlist to a first user associated with the remote control such that the first user is enabled to select at least one item from the playlist for playback by a media player device associated with the remote control as recited in the context of independent claim 1.
 - b) Hawkins in combination with Gang fail to disclose or suggest comparing each of a plurality of user profiles of the plurality of users with a target user profile of the first user associated with the remote control to select a matching user profile from the plurality of user profiles as recited in the context of claim 4.
- In response to argument(s):
 - a) Examiner respectfully disagrees. Applicant is reminded that claims must be given their broadest reasonable interpretation. Hawkins discloses a method for generating a multimedia playlist for display on a consumer operating a client device communicating with a network includes accessing profile data associated with the consumer (Paragraph [0006]. In further details, Hawkins discloses an application server (remote source) that communicates playlists

over a network to a client device (remote control) and that receives input from the client device over the network. The client device may be any consumer electronics device such as a personal computer, a digital video recorder, a set-top box, a handheld computer, or a mobile telephone. The playlist may be accessed by the consumer using any one of the aforementioned client devices (Fig. 1, Paragraph [0015]). In addition, Hawkins discloses once playlists have been created and stored in a playlist database the logic of FIG. 5 may be invoked by the application server to recall a playlist for a particular consumer (based on the consumer ID) and to present the playlist on the client device (Paragraph [0031]). Therefore, Hawkins meets the scope of the claimed limitations as currently presented.

- b) As previously mentioned on the Non-Final Office Action mailed on 1/22/2010, Hawkins fails to explicitly teach comparing each of a plurality of user profiles of the plurality of users with a target user profile of the first user associated with the remote control to select a matching user profile from the plurality of user profiles and effecting selection of a playlist of a matching user associated with the matching user profile from the plurality of playlist as the playlist to be communicated to the remote control. To support the deficiencies of Hawkins's teaching, Gang discloses gathering data of one or more types concerning the characteristic(s) of each song, and the relationship between these characteristic(s) and the perception of the listeners, or their musical taste to predict additional song(s) which may be of interest to the user. It should be noted that although the following description centers around prediction and recommendation of songs (musical selections), in fact the present invention is also extensible to other interests of users which involve subject issues of "taste" for any type of media selection (col. 5 lines 35-49, col. 11 lines 10-20). Therefore, it would have been obvious to one of the ordinary skill in the art at the time of the applicants' invention to combine the teachings of Hawkins and Gang because it provides an efficient way of comparing a plurality of user profiles to better determine a playlist of interest to the user based on the other users' recommendations of simply by enabling the user to make manual musical selections.

Conclusion

THIS ACTION IS MADE FINAL. Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mohamed Wasel whose telephone number is (571) 272-2669. The examiner can normally be reached on Mon-Fri (8:00 am - 5:30 pm).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nathan Flynn can be reached on (571) 272-1915. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Mohamed Wasel/
Patent Examiner, Art Unit 2454
June 15, 2010

Application/Control Number: 12/114,286

Page 8

Art Unit: 2454

/NATHAN FLYNN/

Supervisory Patent Examiner, Art Unit 2454

Receipt date: 03/10/2010

Doc code: IDS

Doc description: Information Disclosure Statement (IDS) Filed

PTO/SB/08a (01-10)

Approved for use through 07/31/2012. OMB 0651-0031

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number	12114286
	Filing Date	2008-05-02
	First Named Inventor	Martin Weel
	Art Unit	2454
	Examiner Name	Mohamed A. Wasel
	Attorney Docket Number	1116-065B

U.S.PATENTS							Remove
Examiner Initial*	Cite No	Patent Number	Kind Code ¹	Issue Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear	
	1	6675268	B1	2004-01-06	DeKoning et al.		
	2	6853841	B1	2005-02-08	St. Pierre		
	3	7134040	B2	2006-11-07	Ayres		
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Receipt date: 03/10/2010

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286	
	Filing Date		2008-05-02	
	First Named Inventor	Martin Weel		
	Art Unit	2454		
	Examiner Name	Mohamed A. Wasel		
	Attorney Docket Number	1116-065B		

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Examiner Signature	/Mohamed Wasel/ (06/15/2010)	Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ See Kind Codes of USPTO Patent Documents at www.USPTO.GOV or MPEP 901.04. ² Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). ³ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁴ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁵ Applicant is to place a check mark here if English language translation is attached.

<i>Index of Claims</i> 	Application/Control No. 12114286	Applicant(s)/Patent Under Reexamination WEEL, MARTIN
	Examiner MOHAMED WASEL	Art Unit 2454

✓	Rejected	-	Cancelled	N	Non-Elected	A	Appeal
=	Allowed	÷	Restricted	I	Interference	O	Objected

<input type="checkbox"/> Claims renumbered in the same order as presented by applicant <input type="checkbox"/> CPA <input type="checkbox"/> T.D. <input type="checkbox"/> R.1.47										
CLAIM		DATE								
Final	Original	06/15/2010								
	1	✓								
	2	✓								
	3	✓								
	4	✓								
	5	✓								
	6	✓								
	7	✓								
	8	✓								
	9	✓								
	10	✓								
	11	✓								
	12	✓								

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Martin Weel

Examiner: Mohamed A. Wasel

Serial No. 12/114,286

Art Unit: 2454

Filed: 05/02/2008

Attorney Docket No. 1116-065B

For: **SYSTEM AND METHOD FOR SHARING PLAYLISTS**

Mail Stop Amendment

Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

Sir:

RESPONSE TO THE OFFICE ACTION MAILED JANUARY 22, 2010

In response to the Office Action mailed January 22, 2010, Applicant offers the following amendments and remarks. If any fees are required in association with this response, the Director is hereby authorized to charge them to Deposit Account 50-1732, and consider this a petition therefor.

In the Claims:

1. (Original) A method comprising:
receiving, at a remote control, a playlist from a remote source; and
presenting the playlist to a first user associated with the remote control such that the first user is enabled to select at least one item from the playlist for playback by a media player device associated with the remote control.
2. (Original) The method of claim 1 wherein the playlist is further communicated from the remote source to the media player device.
3. (Original) The method of claim 1 further comprising communicating the playlist from the remote control to the media player device.
4. (Currently Amended) The method of claim 1 wherein the remote source stores a plurality of playlists including the playlist and the plurality of playlists are associated with a plurality of users, and the method further comprising:
comparing each of a plurality of user profiles of the plurality of users with a target user profile of the first user associated with the remote control to select a matching user profile from the plurality of user profiles; and
effecting selection of a playlist of a matching user associated with the matching user profile from the plurality of ~~playlist~~ user profiles as the playlist to be communicated to the remote control.
5. (Original) The method of claim 4 wherein the matching user profile is one of the plurality of user profiles most similar to the target user profile.
6. (Original) The method of claim 1 wherein the remote source is a central server.

7. (Original) The method of claim 1 wherein the remote source is a peer-to-peer network formed by a plurality of user devices, and receiving the playlist comprises receiving the playlist from one of the plurality of user devices.
8. (Original) The method of claim 7 wherein each of the plurality of user devices forming the peer-to-peer network is a user device selected from a group consisting of: a media player device and a remote control.
9. (Original) The method of claim 1 wherein the remote source is the media player device.
10. (Original) A remote control comprising:
 - a communication interface communicatively coupling the remote control to a remote source via a network; and
 - a control system associated with the communication interface and adapted to:
 - receive a playlist from the remote source; and
 - present the playlist to a first user associated with the remote control such that the first user is enabled to select at least one item from the playlist for playback by a media player device associated with the remote control.
11. (Original) A method comprising:
 - receiving, at a media player device, a playlist from a remote source; and
 - communicating the playlist from the media player device to a remote control associated with the media player device, wherein, at the remote control, the playlist is presented to a first user associated with the remote control and used by the first user to select at least one item from the playlist for playback by the media player device.
12. (Original) A media player device comprising:
 - a communication interface communicatively coupling the media player device to a remote source via a network; and
 - a control system associated with the communication interface and adapted to:
 - receive a playlist from the remote source; and

communicate the playlist from the media player device to a remote control associated with the media player device, wherein, at the remote control, the playlist is presented to a first user associated with the remote control and used by the first user to select at least one item from the playlist for playback by the media player device.

REMARKS

Applicant has carefully reviewed the Office Action mailed January 22, 2010, and respectfully requests reconsideration of the subject application, particularly in view of the above amendments and the following remarks.

Status of the Claims

Claims 1-12 were previously pending. Claim 4 has been amended to correct a typographical error. No claims are added or cancelled herein. Accordingly, claims 1-12 remain pending.

Rejection Under 35 U.S.C. § 102(e) – Hawkins

Claims 1-3 and 6-12 were rejected under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent Application Publication No. 2005/0210507 A1 to Hawkins et al. (hereinafter “Hawkins”). Applicant respectfully traverses. As discussed in MPEP § 2131, “[a] claim is anticipated only if each and every element as set forth in the claim is found, either expressly or inherently described, in a single prior art reference.” *Verdegaal Bros. v. Union Oil Co. of California*, 814 F.2d 628, 631, 2 USPQ2d 1051, 1053 (Fed. Cir. 1987). “The identical invention must be shown in as complete detail as is contained in the...claim.” *Richardson v. Suzuki Motor Co.*, 868 F.2d 1226, 1236, 9 USPQ2d 1913, 1920 (Fed. Cir. 1989). Because the hallmark of anticipation is prior invention, the prior art reference—in order to anticipate under 35 U.S.C. § 102—must not only disclose all elements of the claim within the four corners of the document, but must also disclose those elements “arranged as in the claim.” *Net Moneyin, Inc. v. Verisign, Inc.*, 545 F.3d 1359, 1369 (Fed. Cir. 2008) citing *Connell v. Sears, Roebuck & Co.*, 722 F.2d 1542, 1548 (Fed. Cir. 1983).

Embodiments of Applicant’s invention relate to receiving on a remote control a playlist from a remote source. A user can select an item from the playlist for playback on an associated media player device. None of the references cited by the Patent Office teaches or suggests an ability to select an item on a playlist displayed on one device for playback on another device; thus, Applicant submits that Applicant’s claims are allowable over the cited references.

More specifically, Applicant’s claim 1 recites “*receiving, at a remote control, a playlist from a remote source.*” The Patent Office asserts that this limitation is disclosed at paragraphs

0006 and 0015 of Hawkins. Applicant notes that paragraph 0006 of Hawkins discloses an ability to display a playlist on a client device. Paragraph 0015 of Hawkins discloses different types of client devices, none of which, however, constitutes a “remote control,” as explicitly recited in Applicant’s claim 1.

Applicant’s claim 1 further recites, “*presenting the playlist to a first user associated with the remote control such that the first user is enabled to select at least one item from the playlist for playback by a media player device associated with the remote control.*” The Patent Office asserts that these limitations are disclosed at paragraphs 0007, 0015, and 0031 of Hawkins. Applicant respectfully disagrees. Applicant submits that Hawkins fails to teach or suggest at least three relevant features recited in Applicant’s claim 1, specifically: 1) a remote control, 2) a media player device associated with the remote control, and 3) an ability to select an item from the playlist on the remote control for playback on the associated media player device. Thus, while Hawkins discloses that a client device may receive a playlist, Hawkins contains no teachings or suggestions regarding receiving a playlist on a remote control and selecting an item from the playlist on the remote control, wherein the item is selected for playback on an associated media controller. For at least the foregoing reasons, Applicant submits that Hawkins cannot anticipate Applicant’s claim 1. Applicant’s claim 10 contains substantially similar limitations to those discussed herein with regard to claim 1, and is thus allowable for at least the same reasons. Claims 2, 3, and 6-9 depend directly or indirectly from claim 1, and are therefore allowable as depending from an allowable independent claim.

Applicant’s claim 11 contains substantially similar limitations to those discussed herein with regard to claim 1, except claim 11 recites that the playlist is received by the media player device, and then provided by the media player device to the associated remote control, where the playlist is presented to the user. The user is able to select an item from the playlist for playback by the media player device. Irrespective of whether or not Hawkins discloses an ability for one client device to send a playlist to another client device, Hawkins fails to teach or suggest the recited features wherein a playlist is provided on a remote control such that a user may select an item for playback on an associated media player device, as discussed above.

For at least the foregoing reasons, Applicant submits that Hawkins cannot anticipate Applicant’s claim 11. Applicant’s claim 12 contains substantially similar limitations to those

discussed herein with regard to claim 11, and is thus allowable for at least the same reasons.

Rejection Under 35 U.S.C. § 103(a) – Hawkins and Gang

Claims 4 and 5 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Hawkins in view of U.S. Patent No. 7,075,000 B2 to Gang et al. (hereinafter “Gang”). Applicant respectfully traverses. When determining whether a claim is obvious, an Examiner must make “a searching comparison of the claimed invention—including all its limitations—with the teaching of the prior art.” *In re Ochiai*, 71 F.3d 1565, 1572 (Fed. Cir. 1995) (emphasis added). Thus, “obviousness requires a suggestion of all limitations in a claim.” *CFMT, Inc. v. Yieldup Intern. Corp.*, 349 F.3d 1333, 1342 (Fed. Cir. 2003) (citing *In re Royka*, 490 F.2d 981, 985 (CCPA 1974)). Moreover, as the Supreme Court recently stated, “*there must be some articulated reasoning with some rational underpinning to support the legal conclusion of obviousness.*” *KSR Int’l Co. v. Teleflex, Inc.*, 550 U.S. 398, 418, 82 U.S.P.Q.2d (BNA) 1385, 1396 (2007) (quoting *In re Kahn*, 441 F.3d 977, 988 (Fed. Cir. 2006) (emphasis added)).

Applicant’s claim 4 recites a feature wherein the remote source stores a plurality of playlists associated with a plurality of users. The remote source compares each of a plurality of user profiles with a profile of a target user to select a matching user profile from the plurality of user profiles. A playlist of the matching user is selected and communicated to the remote control.

The Patent Office asserts that Gang discloses such features. Applicant respectfully disagrees. Gang discloses a system and method for predicting the musical taste of a user (Gang, Abstract). Gang discloses the generation of a personal profile for a user of the system based on the user’s ratings of songs. For example, Gang discloses:

After rating the N songs, the user preferably asks for recommendations for new songs, for example by pushing a “Get Recommendations” button 18. The system of the present invention (described with regard to FIGS. 15 and 16 below) then preferably builds a personal profile of the user, on the basis of these ratings, and also on the basis of previously determined information about the songs as described above. (Gang, column 14, lines 50-57)

Gang discloses to use the personal profile to recommend additional songs to the user (emphasis added). For example, Gang discloses “After clicking on ‘Get Recommendations’ button 18, the user also preferably receives a list of M new songs based on the personal profile, as shown as a second set GUI 20 in FIG. 2” (Gang, column 14, lines 58-61). Nowhere does Gang teach or

suggest comparing a user profile of a target user with the user profiles of other users. In fact, Applicant submits that doing so would be inconsistent with Gang's teachings, since Gang teaches to base musical recommendations to a user on ratings of songs provided by the user, not based on other users' tastes.

Thus, for at least the foregoing reasons, Applicant submits that neither Hawkins nor Gang, either alone or in combination, can render Applicant's claim 4 obvious, and that claim 4 is thus allowable. Claim 5 depends directly from claim 4, and is therefore allowable as depending from an allowable independent claim.

Conclusion

The present application is now in condition for allowance and such action is respectfully requested. The Examiner is encouraged to contact Applicant's representative regarding any remaining issues in an effort to expedite allowance and issuance of the present application.

Respectfully submitted,

WITHROW & TERRANOVA, P.L.L.C.

By: /Eric P. Jensen/

Eric P. Jensen
Registration No. 37,647
100 Regency Forest Drive, Suite 160
Cary, NC 27518
Telephone: (919) 238-2300

Date: April 22, 2010
Attorney Docket: 1116-065B

Electronic Acknowledgement Receipt	
EFS ID:	7463685
Application Number:	12114286
International Application Number:	
Confirmation Number:	2773
Title of Invention:	SYSTEM AND METHOD FOR SHARING PLAYLISTS
First Named Inventor/Applicant Name:	Martin Weel
Customer Number:	71739
Filer:	Benjamin Withrow/Sarah Fass
Filer Authorized By:	Benjamin Withrow
Attorney Docket Number:	1116-065B
Receipt Date:	22-APR-2010
Filing Date:	02-MAY-2008
Time Stamp:	09:24:00
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	no
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File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1		1116-065B_Response_to_OA_ mailed_1-22-10.pdf	54089 <small>cd84bc702e9d44554c080f0ddb961564716722ad</small>	yes	8

	Multipart Description/PDF files in .zip description		
	Document Description	Start	End
	Amendment/Req. Reconsideration-After Non-Final Reject	1	1
	Claims	2	4
	Applicant Arguments/Remarks Made in an Amendment	5	8
Warnings:			
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Total Files Size (in bytes):		54089	
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286	
	Filing Date		2008-05-02	
	First Named Inventor	Martin Weel		
	Art Unit	2454		
	Examiner Name	Mohamed A. Wasel		
	Attorney Docket Number	1116-065B		

U.S.PATENTS							Remove	
Examiner Initial*	Cite No	Patent Number	Kind Code ¹	Issue Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear		
	1	6675268	B1	2004-01-06	DeKoning et al.			
	2	6853841	B1	2005-02-08	St. Pierre			
	3	7134040	B2	2006-11-07	Ayres			
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286	
	Filing Date		2008-05-02	
	First Named Inventor	Martin Weel		
	Art Unit	2454		
	Examiner Name	Mohamed A. Wasel		
	Attorney Docket Number	1116-065B		

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Examiner Signature		Date Considered	
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¹ See Kind Codes of USPTO Patent Documents at www.USPTO.GOV or MPEP 901.04. ² Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). ³ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁴ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁵ Applicant is to place a check mark here if English language translation is attached.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number	12114286
	Filing Date	2008-05-02
	First Named Inventor	Martin Weel
	Art Unit	2454
	Examiner Name	Mohamed A. Wasel
	Attorney Docket Number	1116-065B

CERTIFICATION STATEMENT

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

☐ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

OR

☒ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

☐ See attached certification statement.

☐ Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

☐ None

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/R. Chad Bevins/	Date (YYYY-MM-DD)	2010-03-10
Name/Print	R. Chad Bevins	Registration Number	51468

This collection of information is required by 37 CFR 1.97 and 1.98. 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 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, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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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 inspections 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.

Electronic Acknowledgement Receipt	
EFS ID:	7184908
Application Number:	12114286
International Application Number:	
Confirmation Number:	2773
Title of Invention:	SYSTEM AND METHOD FOR SHARING PLAYLISTS
First Named Inventor/Applicant Name:	Martin Weel
Customer Number:	71739
Filer:	R. Chad Bevins/Julie Smith
Filer Authorized By:	R. Chad Bevins
Attorney Docket Number:	1116-065B
Receipt Date:	10-MAR-2010
Filing Date:	02-MAY-2008
Time Stamp:	20:00:33
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	no
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File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Information Disclosure Statement (IDS) Filed (SB/08)	1116-065B_IDS_7.pdf	612001 f8df8e375a898685ed9beb0d4bedbe49bc3c3f1a	no	4

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If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
12/114,286	05/02/2008	Martin Weel	1116-065B	2773
71739 7590 01/22/2010 WITHROW & TERRANOVA CT 100 REGENCY FOREST DRIVE , SUITE 160 CARY, NC 27518			EXAMINER WASEL, MOHAMED A	
			ART UNIT 2454	PAPER NUMBER
			MAIL DATE 01/22/2010	DELIVERY MODE 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.

Office Action Summary	Application No. 12/114,286		Applicant(s) WEEL, MARTIN	
	Examiner MOHAMED WASEL		Art Unit 2454	

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

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

1) ☒ Responsive to communication(s) filed on 02 May 2008.

2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.

3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

4) ☒ Claim(s) 1-12 is/are pending in the application.

4a) Of the above claim(s) _____ is/are withdrawn from consideration.

5) ☐ Claim(s) _____ is/are allowed.

6) ☒ Claim(s) 1-12 is/are rejected.

7) ☐ Claim(s) _____ is/are objected to.

8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

9) ☐ The specification is objected to by the Examiner.

10) ☒ The drawing(s) filed on 02 May 2008 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
 Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
 Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

12) ☐ 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:
 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)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) Paper No(s)/Mail Date <u>7/23/2008 (both IDS's), 7/22/2009 & 11/20/2009</u> .	4) <input type="checkbox"/> Interview Summary (PTO-413) Paper No(s)/Mail Date. _____. 5) <input type="checkbox"/> Notice of Informal Patent Application 6) <input type="checkbox"/> Other: _____.
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DETAILED ACTION

This action is responsive to application filed on May 2, 2008. Claims 1-12 are pending and presented for examination.

Information Disclosure Statement

The information disclosure statement (IDS) submitted on 7/23/2008, 7/22/2009 and 11/20/2009 have been considered by the examiner.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Claims 1-3 and 6-12 are rejected under 35 U.S.C. 102(e) as being anticipated by Hawkins et al (hereinafter referred to as "Hawkins"), US Patent Application Pub. No. 2005/0210507.

1. As per claim 1, Hawkins teaches a method comprising:

receiving, at a remote control, a playlist from a remote source (**Paragraph(s) [0006], [0015]**); and

presenting the playlist to a first user associated with the remote control such that the first user is enabled to select at least one item from the playlist for playback by a media player device associated with the remote control (**Paragraph(s) [0007], [0015], [0031]**).
2. As per claim 2, Hawkins teaches the method wherein the playlist is further communicated from the remote source to the media player device (**Paragraph(s) [0015]**).
3. As per claim 3, Hawkins teaches the method further comprising communicating the playlist from the remote control to the media player device (**Paragraph(s) [0015]**).
4. As per claim 6, Hawkins teaches the method wherein the remote source is a central server (**Paragraph(s) [0015]**).

5. As per claim 7, Hawkins teaches the method wherein the remote source is a peer-to-peer network formed by a plurality of user devices, and receiving the playlist comprises receiving the playlist from one of the plurality of user devices (**Paragraph(s) [0036]**).
6. As per claim 8, Hawkins teaches the method wherein each of the plurality of user devices forming the peer-to-peer network is a user device selected from a group consisting of: a media player device and a remote control (**Paragraph(s) [0015]**).
7. As per claim 9, Hawkins teaches the method wherein the remote source is the media player device (**Paragraph(s) [0017]**).
8. As per claim 10, Hawkins teaches a remote control comprising:
 - a communication interface communicatively coupling the remote control to a remote source via a network (**Paragraph(s) [0015], [0020]**); and
 - a control system associated with the communication interface (**Paragraph(s) [0020]**) and adapted to:
 - receive a playlist from the remote source (**Paragraph(s) [0006], [0015]**); and
 - present the playlist to a first user associated with the remote control such that the first user is enabled to select at least one item from the playlist for playback by a media player device associated with the remote control (**Paragraph(s) [0007], [0015], [0031]**).
9. As per claim 11, Hawkins teaches a method comprising:
 - receiving, at a media player device, a playlist from a remote source (**Paragraph(s) [0006], [0015]**); and
 - communicating the playlist from the media player device to a remote control associated with the media player device (**Paragraph(s) [0015]**), wherein, at the remote control, the playlist is presented to a first user associated with the remote control and used by the first user to select at least one item from the playlist for playback by the media player device (**Paragraph(s) [0007], [0015], [0031]**).
10. As per claim 12, Hawkins teaches a media player device comprising:
 - a communication interface communicatively coupling the media player device to a remote source via a network (**Paragraph(s) [0015]**); and

a control system associated with the communication interface (**Paragraph(s) [0020]**) and adapted to:

receive a playlist from the remote source (**Paragraph(s) [0006], [0015]**); and
communicate the playlist from the media player device to a remote control associated with the media player device (**Paragraph(s) [0015]**), wherein, at the remote control, the playlist is presented to a first user associated with the remote control and used by the first user to select at least one item from the playlist for playback by the media player device (**Paragraph(s) [0007], [0015], [0031]**).

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 4 and 5 are rejected under 35 U.S.C. 103(a) as being unpatentable over Hawkins et al (hereinafter referred to as "Hawkins"), US Patent Application Pub. No. 2005/0210507 in view of Gang et al (hereinafter referred to as "Gang"), US Patent No. 7,075,000

11. As per claim 4, Hawkins teaches the method wherein the remote source stores a plurality of playlists including the playlist and the plurality of playlists are associated with a plurality of users (**Paragraph(s) [0024]**).

Hawkins fails to explicitly teach comparing each of a plurality of user profiles of the plurality of users with a target user profile of the first user associated with the remote control to select a matching user profile from the plurality of user profiles and effecting selection of a playlist of a matching user associated with the matching user profile from the plurality of playlist as the playlist to be communicated to the remote control.

However, Gang discloses comparing each of a plurality of user profiles of the plurality of users with a target user profile of the first user associated with the remote control to select a matching user

profile from the plurality of user profiles (**col. 2 lines 28-41, col. 5 lines 35-49, col. 11 lines 10-20**) and effecting selection of a playlist of a matching user associated with the matching user profile from the plurality of playlist as the playlist to be communicated to the remote control (**col. 3 lines 34-39**).

Therefore, it would have been obvious to one of the ordinary skill in the art at the time of the applicants' invention to combine the teachings of Hawkins and Gang because it provides an efficient way of matching a playlist of a target user profile with other users to better determine a playlist of interest to the user based on the other users recommendations.

12. As per claim 5, Hawkins teaches the method wherein the matching user profile is one of the plurality of user profiles (**Paragraph(s) [0036]**) most similar to the target user profile (**Paragraph(s) [0007]**).

Conclusion

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Please refer to form PTO-892 (Notice of Reference Cited) for a list of relevant prior art.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mohamed Wasel whose telephone number is (571) 272-2669. The examiner can normally be reached on Mon-Fri (8:00 am - 5:30 pm).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nathan Flynn can be reached on (571) 272-1915. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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)? If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Mohamed Wasel/
Patent Examiner, Art Unit 2454
January 16, 2010

Notice of References Cited	Application/Control No. 12/114,286		Applicant(s)/Patent Under Reexamination WEEL, MARTIN	
	Examiner MOHAMED WASEL		Art Unit 2454	Page 1 of 2

U.S. PATENT DOCUMENTS

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name	Classification
*	A	US-5,790,426 A	08-1998	Robinson, Gary B.	702/179
*	B	US-5,884,282 A	03-1999	Robinson, Gary B.	705/27
*	C	US-6,317,722 B1	11-2001	Jacobi et al.	705/14.51
*	D	US-2004/0002938 A1	01-2004	Deguchi, Yuichiro	707/1
*	E	US-2004/0057348 A1	03-2004	Shteyn et al.	369/030.38
*	F	US-2005/0210507 A1	09-2005	Hawkins et al.	725/046
*	G	US-2005/0240494 A1	10-2005	Cue et al.	705/027
*	H	US-2006/0059260 A1	03-2006	Kelly et al.	709/225
*	I	US-2006/0143236 A1	06-2006	Wu, Michael	707/104.1
*	J	US-7,075,000 B2	07-2006	Gang et al.	84/600
*	K	US-2006/0294201 A1	12-2006	Kito et al.	709/217
*	L	US-2007/0247979 A1	10-2007	Brillon et al.	369/030.06
*	M	US-2008/0033821 A1	02-2008	Jacobi et al.	705/014

FOREIGN PATENT DOCUMENTS

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

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

Notice of References Cited	Application/Control No. 12/114,286		Applicant(s)/Patent Under Reexamination WEEL, MARTIN	
	Examiner MOHAMED WASEL		Art Unit 2454	Page 2 of 2

U.S. PATENT DOCUMENTS

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name	Classification
*	A	US-2008/0133520 A1	06-2008	Hempleman et al.	707/6
*	B	US-2008/0176511 A1	07-2008	Tan et al.	455/3.06
*	C	US-7,613,736 B2	11-2009	Hicken, Wendell T.	707/104.1
*	D	US-2009/0292376 A1	11-2009	Kazem et al.	700/94
	E	US-			
	F	US-			
	G	US-			
	H	US-			
	I	US-			
	J	US-			
	K	US-			
	L	US-			
	M	US-			


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	S					
	T					

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Dates in MM-YYYY format are publication dates. Classifications may be US or foreign.

<i>Index of Claims</i> 	Application/Control No. 12114286	Applicant(s)/Patent Under Reexamination WEEL, MARTIN
	Examiner MOHAMED WASEL	Art Unit 2454

✓	Rejected	-	Cancelled	N	Non-Elected	A	Appeal
=	Allowed	÷	Restricted	I	Interference	O	Objected

<input type="checkbox"/> Claims renumbered in the same order as presented by applicant <input type="checkbox"/> CPA <input type="checkbox"/> T.D. <input type="checkbox"/> R.1.47										
CLAIM		DATE								
Final	Original	01/16/2010								
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	2	✓								
	3	✓								
	4	✓								
	5	✓								
	6	✓								
	7	✓								
	8	✓								
	9	✓								
	10	✓								
	11	✓								
	12	✓								

Search Notes 	Application/Control No. 12114286	Applicant(s)/Patent Under Reexamination WEEL, MARTIN
	Examiner MOHAMED WASEL	Art Unit 2454

SEARCHED			
Class	Subclass	Date	Examiner
709	217, 219 and 231	1/16/2010	MW

SEARCH NOTES		
Search Notes	Date	Examiner
US-PGPUB, USPAT, EPO & JPO (EAST) - SEE SEARCH HISTORY	1/16/2010	MW

INTERFERENCE SEARCH			
Class	Subclass	Date	Examiner
709	217 and 219	1/16/2010	MW

/M. W./ Examiner.Art Unit 2454	
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BIB DATA SHEET

CONFIRMATION NO. 2773

SERIAL NUMBER 12/114,286	FILING or 371(c) DATE 05/02/2008 RULE	CLASS 707	GROUP ART UNIT 2454	ATTORNEY DOCKET NO. 1116-065B		
APPLICANTS Martin Weel, Modjeska, CA; ** CONTINUING DATA ***** This application is a DIV of 10/840,110 05/05/2004 ** FOREIGN APPLICATIONS ***** ** IF REQUIRED, FOREIGN FILING LICENSE GRANTED ** 05/08/2008						
Foreign Priority claimed <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No 35 USC 119(a-d) conditions met <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Verified and /MOHAMED WASEL/ Acknowledged Examiner's Signature		<input type="checkbox"/> Met after Allowance Initials	STATE OR COUNTRY CA	SHEETS DRAWINGS 6	TOTAL CLAIMS 12	INDEPENDENT CLAIMS 4
ADDRESS WITHROW & TERRANOVA CT 100 REGENCY FOREST DRIVE , SUITE 160 CARY, NC 27518 UNITED STATES						
TITLE SYSTEM AND METHOD FOR SHARING PLAYLISTS						
FILING FEE RECEIVED 1240	FEES: Authority has been given in Paper No. _____ to charge/credit DEPOSIT ACCOUNT No. _____ for following:		<input type="checkbox"/> All Fees <input type="checkbox"/> 1.16 Fees (Filing) <input type="checkbox"/> 1.17 Fees (Processing Ext. of time) <input type="checkbox"/> 1.18 Fees (Issue) <input type="checkbox"/> Other _____ <input type="checkbox"/> Credit			

EAST Search History

EAST Search History (Prior Art)

Ref #	Hits	Search Query	DBs	Default Operator	Plurals	Time Stamp
L1	17172	709/217-219,231.ccls.	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 14:11
L2	127	playlist same shar\$3 same match\$	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 14:12
L3	3	2 same compar\$3	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 14:12
L4	24	playlist near6 shar\$.clm.	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 14:13
L5	9	((MARTIN) near2 (WEEL)).INV.	US-PGPUB; USPAT	ADJ	ON	2010/01/16 14:14
L6	1	L5 and 4	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 14:14
L7	16	playlist same match\$ same compar\$.clm.	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 14:14
L8	2	5 and 7	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 14:15
L9	5	(shar\$3 near5 playlist near5 plural\$ near6 user)	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 14:28
L10	50	("20020007418" "20020032019" "20020144259" "20020151327" "20020166123" "20020173273" "20020174243" "20020174426" "20020194260" "20030093790" "20030147624" "20030182315" "20030217102" "20030225834" "20030227478" "20040055014" "20040086120" "20040246372"	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 14:33

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L11	13	10 and (shar\$ with playlist)	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 14:33
L12	10	11 not 5	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 14:34
L13	8	("20030229900" "20040031058" "20050251807" "20060212444" "20070025194" "20070168388" "20070219996" "6882299"). PN.	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 14:34
L14	1	13 and (shar\$ with playlist)	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 14:34

L15	21	("20010053994" "20020049760" "20020168938" "20030014759" "20030204439" "20030236843" "20040078382" "20040133914" "20040162830" "20040181604" "20040205028" "20050165888" "20050262204" "20060256669" "5616876" "6041311" "6088722" "6865600" "7000188" "7081579" "7325043").PN.	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 14:35
L16	2	("20020194619" "20060218180").PN.	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 14:35
L17	1	2 and 1	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 14:35
L18	7	((("20050210507") or ("20050240494") or ("20070247979") or ("20040057348") or ("20040002938") or ("20080033821") or ("20060059260")).PN.	US-PGPUB; USPAT; USOCR	OR	OFF	2010/01/16 14:57
L19	21	(shar\$3 near7 (playlist or play- list or music) near8 match\$3)	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 15:03
L20	1	19 near10 compar\$	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 15:03
L22	179	play\$list with (peer-to-peer or peer-2-peer or p2p or social or community)	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 15:05
L23	38	22 and (@ad<="20040505" or @rlad<="20040505")	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 15:06
L24	61	playlist near4 select\$ near5 server near6 (client or user)	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 15:07
L27	3	24 same match\$	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 15:08
L28	1	24 same interest\$	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 15:08

L29	1	"6317722".pn.	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 16:44
L30	115	("4870579" "4996642" "5235509" "5459306" "5583763" "5745681" "5749081" "5774670" "5790935" "5905973" "5909492").PN. OR ("6317722").URPN.	US-PGPUB; USPAT; USOCR	ADJ	ON	2010/01/16 16:45
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L32	60	31 and recommend\$	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 16:46
L33	24	31 and (collaborat\$ with filter \$3)	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 16:46
L34	13	33 and community	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 16:50
L35	13	34 and compar\$	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 16:52
L36	22	("20030021441" "4996642" "5790426" "5884282" "6041311" "6064980" "6092049" "6317722" "6370513" "6412012" "6438579" "6636836" "6801909").PN. OR ("7075000").URPN.	US-PGPUB; USPAT; USOCR	ADJ	ON	2010/01/16 17:22
L37	3	36 and (shar\$ near6 (play\$list or music))	US-PGPUB; USPAT; USOCR	ADJ	ON	2010/01/16 17:23
L38	3	36 and (shar\$ near6 (play\$list or music))	US-PGPUB; USPAT	ADJ	ON	2010/01/16 17:23
S1	1	12/114286	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 14:01
S2	9	((MARTIN) near2 (WEEL)).INV.	US-PGPUB; USPAT	ADJ	ON	2010/01/16 14:01
S3	20	playlist near3 shar\$3.ab.	US-PGPUB; USPAT; EPO; JPO	ADJ	ON	2010/01/16 14:01

1/ 16/ 2010 5:25:35 PM

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Receipt date: 07/22/2009

Doc code: IDS

Doc description: Information Disclosure Statement (IDS) Filed

PTO/SB/08a (01-09)

Approved for use through 02/28/2009. OMB 0651-0031

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

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number	12114286
	Filing Date	2008-05-02
	First Named Inventor	Martin Weel
	Art Unit	2464 2454
	Examiner Name	TBA Mohamed Waseel
	Attorney Docket Number	1116-065B

U.S.PATENTS							Remove
Examiner Initial*	Cite No	Patent Number	Kind Code ¹	Issue Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear	
	1	5616876		1997-04-01	Cluts		
	2	6041311		2000-03-21	Chislenko et al.		
	3	6088722		2000-07-11	Herz et al.		
	4	6865600	B1	2005-03-08	Brydon et al.		
	5	7325043	B1	2008-01-29	Rosenberg et al.		
	6	7000188	B1	2006-02-14	Eustace		
	7	7081579	B2	2006-07-25	Alcalde et al.		
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286
	Filing Date		2008-05-02
	First Named Inventor	Martin Weel	
	Art Unit	2461 2454	
	Examiner Name	TBA Mohamed Wasel	
	Attorney Docket Number	1116-065B	

Examiner Initial*	Cite No	Publication Number	Kind Code ¹	Publication Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear
	1	20010053994	A1	2001-12-20	Atcheson et al.	
	2	20020049760	A1	2002-04-25	Scott et al.	
	3	20020168938	A1	2002-11-14	Chang	
	4	20030014759	A1	2003-01-16	Van Stam	
	5	20030204439	A1	2003-10-30	Cullen, III	
	6	20060256669	A1	2006-11-16	Sakuma et al.	
	7	20030236843	A1	2003-12-25	Weber et al.	
	8	20050262204	A1	2005-11-24	Szeto et al.	
	9	20040078382	A1	2004-04-22	Mercer et al.	
	10	20040133914	A1	2004-07-08	Smith et al.	

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286	
	Filing Date		2008-05-02	
	First Named Inventor	Martin Weel		
	Art Unit	2101 2454		
	Examiner Name	TBA Mohamed Wasel		
	Attorney Docket Number	1116-065B		

	11	20040162830	A1	2004-08-19	Shirwadkar et al.	
	12	20040181604	A1	2004-09-16	Immonen	
	13	20040205028	A1	2004-10-14	Verosub et al.	
	14	20050165888	A1	2005-07-28	Elliott	

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	First Named Inventor	Martin Weel
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	1	7043477	B2	2006-05-09	Mercer et al.	
	2	6526411	B1	2003-02-25	Ward	
	3	6946988	B2	2005-09-20	Edwards et al.	
	4	6990497	B2	2006-01-24	O'Rourke et al.	
	5	7020710	B2	2006-03-28	Weber et al.	
	6	7292588	B2	2007-11-06	Milley et al.	
	7	6456234	B1	2002-09-24	Johnson	
	8	7171018	B2	2007-01-30	Rhoads et al.	

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	Art Unit	2464 2454		
	Examiner Name	FBA Mohamed Wasel		
	Attorney Docket Number	1116-065B		

	9	7218611	B2	2007-05-15	Mimura et al.	
	10	7249367	B2	2007-07-24	Bove, Jr. et al.	
	11	6195657	B1	2001-02-27	Rucker et al.	

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	2	20020174426	A1	2002-11-21	Gutta et al.	
	3	20030147624	A1	2003-08-07	Trajkovic et al.	
	4	20050234995	A1	2005-10-20	Plastina et al.	
	5	20050187976	A1	2005-08-25	Goodman et al.	
	6	20050267944	A1	2005-12-01	Little, II	

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	First Named Inventor	Martin Weel	
	Art Unit	2164 2164 2454	
	Examiner Name	FBA FBA Mohamed Wasel	
	Attorney Docket Number	1116-065B	

	7	20060020662	A1	2006-01-26	Robinson	
	8	20060087926	A1	2006-04-27	Hwang	
	9	20060167576	A1	2006-07-27	Rosenberg	
	10	20020032019	A1	2002-03-14	Marks et al.	
	11	20020151327	A1	2002-10-17	Levitt	
	12	20020166123	A1	2002-11-07	Schrader et al.	
	13	20020173273	A1	2002-11-21	Spurgat et al.	
	14	20020174243	A1	2002-11-21	Spurgat et al.	
	15	20020194260	A1	2002-12-19	Headley et al.	
	16	20030093790	A1	2003-05-15	Logan et al.	
	17	20030182315	A1	2003-09-25	Plastina et al.	

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	18	20030225834	A1	2003-12-04	Lee et al.	
	19	20030227478	A1	2003-12-11	Chatfield	
	20	20040086120	A1	2004-05-06	Akins, III et al.	
	21	20040246372	A1	2004-12-09	Megeid	
	22	20040249708	A1	2004-12-09	Jacobs et al.	
	23	20040255340	A1	2004-12-16	Logan	
	24	20040267899	A1	2004-12-30	Rahman et al.	
	25	20050060264	A1	2005-03-17	Schrock et al.	
	26	20050091693	A1	2005-04-28	Amine et al.	
	27	20050113946	A9	2005-05-26	Janik	
	28	20050120373	A1	2005-06-02	Thomas et al.	

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	29	20080016205	A1	2008-01-17	Svensden	
	30	20060135059	A1	2006-06-22	Hill	
	31	20020007418	A1	2002-01-17	Hegde et al.	
	32	20030217102	A1	2003-11-20	Jystad et al.	
	33	20040055014	A1	2004-03-18	Edelson	
	34	20050071881	A1	2005-03-31	Deshpande	
	35	20050240494	A1	2005-10-27	Cue et al.	
	36	20060294212	A1	2006-12-28	Kikkawa et al.	
	37	20050251565	A1	2005-11-10	Weel	
	38	20050251566	A1	2005-11-10	Weel	
	39	20050251576	A1	2005-11-10	Weel	

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	2	"Music Downloads - Over 2 Million Songs - Try It Free - Yahoo! Music," http://music.yahoo.com/ymu/default.asp , copyright 2006 Yahoo! Inc., printed February 7, 2007, 1 page.		<input checked="" type="checkbox"/>
	3	"Billboard Music Charts - Latest Music News - Music Videos," http://www.billboard.com/bbcom/index.jsp , printed February 7, 2007, 2 pages.		<input checked="" type="checkbox"/>
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	5	"InferNote is an exploration tool for your music collection," http://www.itweaks.com/infdoc/index.html , copyright 2004 otherslikeyou.com Inc., printed February 7, 2007, 13 pages.		<input checked="" type="checkbox"/>
	6	"Rhapsody - Full-length music, videos and more - FREE," http://www.rhapsody.com/welcome.html , copyright 1948-2007 Muze Inc., copyright 2001-2007 Listen.com, printed February 7, 2007, 1 page.		<input checked="" type="checkbox"/>

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8	Goombah - Preview," http://www.goombah.com/preview.html , printed January 8, 2008, 5 pages.	<input checked="" type="checkbox"/>
9	"Apple - iPod + iTunes," http://www.apple.com/itunes/ , copyright 2007 Paramount Pictures, printed February 7, 2007, 2 pages.	<input checked="" type="checkbox"/>
10	"Roxio The Boom Box Music and recording reviews - CNET Reviews," http://reviews.cnet.com/music-and-recording/roxio-the-boom-box/4505-3669_7-3141440... , printed November 15, 2007, 4 pages.	<input checked="" type="checkbox"/>
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14	JEFF MASCIA ET AL., "Lifetrak: Music In Tune With Your Life," copyright 2006 ACM, 11 pages.	<input checked="" type="checkbox"/>
15	JUN WANG ET AL., "Music Recommender System for Wi-Fi Walkman," Number ICT-2003-01 in the ICT Group Technical Report Series, 23 pages.	<input checked="" type="checkbox"/>
16	"Musicstrands.com Because Music is Social," copyright 2006 MusicStrands, Inc., 2 pages.	<input checked="" type="checkbox"/>
17	"MyStrands for Windows," http://www.mystrands.com/overview.vm , copyright 2003-2007 MediaStrands, Inc., printed February 7, 2007, 3 pages.	<input checked="" type="checkbox"/>

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	First Named Inventor	Martin Weel
	Art Unit	2161 2454
	Examiner Name	TDA Mohamed Wasel
Attorney Docket Number		1116-065B

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19	"LAUNCHcast Radio - Yahoo! Messenger," http://messenger.yahoo.com/launch.php , copyright 2007 Yahoo! Inc., printed November 8, 2007, 1 page.	<input checked="" type="checkbox"/>
20	"Apple - iPod classic," http://www.apple.com/ipodclassic/ , printed October 26, 2007, 1 page.	<input checked="" type="checkbox"/>
21	"Yahoo! Messenger - Chat, Instant message, SMS, PC Calls and More," http://messenger.yahoo.com/webmessengerpromo.php , copyright 2007 Yahoo! Inc., printed October 26, 2007, 1 page.	<input checked="" type="checkbox"/>

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	2	20030229900	A1	2003-12-11	Reisman		
	3	20040031058	A1	2004-02-12	Reisman		
	4	20070219996	A1	2007-09-20	Jarvinen		
	5	20070168388	A1	2007-07-19	Plastina et al.		

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	First Named Inventor	Martin Weel		
	Art Unit	2161 2454		
	Examiner Name	TDA Mohamed Wasel		
	Attorney Docket Number	1116-065B		

	6	20070025194	A1	2007-02-01	Morse et al.	
	7	20060212444	A1	2006-09-21	Handman et al.	

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Signature	/R. Chad Bevins/	Date (YYYY-MM-DD)	2009-11-20
Name/Print	R. Chad Bevins	Registration Number	51,468

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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.
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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 inspections 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.

Electronic Acknowledgement Receipt	
EFS ID:	6497373
Application Number:	12114286
International Application Number:	
Confirmation Number:	2773
Title of Invention:	SYSTEM AND METHOD FOR SHARING PLAYLISTS
First Named Inventor/Applicant Name:	Martin Weel
Customer Number:	71739
Filer:	R. Chad Bevins/Julie Smith
Filer Authorized By:	R. Chad Bevins
Attorney Docket Number:	1116-065B
Receipt Date:	20-NOV-2009
Filing Date:	02-MAY-2008
Time Stamp:	15:24:12
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	no
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File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Information Disclosure Statement (IDS) Filed (SB/08)	1116-065B_IDS_5.PDF	770838 4439fc63ca9411a501c72a20707d2faa300228c1	no	4

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If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

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Doc code: IDS

Doc description: Information Disclosure Statement (IDS) Filed

PTO/SB/08a (01-09)

Approved for use through 02/28/2009. OMB 0651-0031

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286
	Filing Date		2008-05-02
	First Named Inventor	Martin Weel	
	Art Unit	2161	
	Examiner Name	TBA	
	Attorney Docket Number	1116-065B	

U.S.PATENTS							Remove
Examiner Initial*	Cite No	Patent Number	Kind Code ¹	Issue Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear	
	1	5616876		1997-04-01	Cluts		
	2	6041311		2000-03-21	Chislenko et al.		
	3	6088722		2000-07-11	Herz et al.		
	4	6865600	B1	2005-03-08	Brydon et al.		
	5	7325043	B1	2008-01-29	Rosenberg et al.		
	6	7000188	B1	2006-02-14	Eustace		
	7	7081579	B2	2006-07-25	Alcalde et al.		
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286
	Filing Date		2008-05-02
	First Named Inventor	Martin Weel	
	Art Unit	2161	
	Examiner Name	TBA	
	Attorney Docket Number	1116-065B	

Examiner Initial*	Cite No	Publication Number	Kind Code ¹	Publication Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear
	1	20010053994	A1	2001-12-20	Atcheson et al.	
	2	20020049760	A1	2002-04-25	Scott et al.	
	3	20020168938	A1	2002-11-14	Chang	
	4	20030014759	A1	2003-01-16	Van Stam	
	5	20030204439	A1	2003-10-30	Cullen, III	
	6	20060256669	A1	2006-11-16	Sakuma et al.	
	7	20030236843	A1	2003-12-25	Weber et al.	
	8	20050262204	A1	2005-11-24	Szeto et al.	
	9	20040078382	A1	2004-04-22	Mercer et al.	
	10	20040133914	A1	2004-07-08	Smith et al.	

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286	
	Filing Date		2008-05-02	
	First Named Inventor	Martin Weel		
	Art Unit		2161	
	Examiner Name	TBA		
	Attorney Docket Number		1116-065B	

	11	20040162830	A1	2004-08-19	Shirwadkar et al.	
	12	20040181604	A1	2004-09-16	Immonen	
	13	20040205028	A1	2004-10-14	Verosub et al.	
	14	20050165888	A1	2005-07-28	Elliott	

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Examiner Initial*	Cite No	Foreign Document Number ³	Country Code ²	Kind Code ⁴	Publication Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear	T ⁵
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NON-PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T ⁵
	1	"Pandora Internet Radio - Find New Music, Listen to Free Web Radio," http://www.pandora.com/ , copyright 2005-2007 Pandora Media, Inc., printed February 7, 2007, 1 page.	<input type="checkbox"/>

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number	12114286
	Filing Date	2008-05-02
	First Named Inventor	Martin Weel
	Art Unit	2161
	Examiner Name	TBA
	Attorney Docket Number	1116-065B

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number	12114286
	Filing Date	2008-05-02
	First Named Inventor	Martin Weel
	Art Unit	2161
	Examiner Name	TBA
	Attorney Docket Number	1116-065B

CERTIFICATION STATEMENT

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

☐ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

OR

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☐ See attached certification statement.

☐ Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

☒ None

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/R. Chad Bevins/	Date (YYYY-MM-DD)	2009-07-22
Name/Print	R. Chad Bevins	Registration Number	51,468

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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.
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Electronic Acknowledgement Receipt	
EFS ID:	5745543
Application Number:	12114286
International Application Number:	
Confirmation Number:	2773
Title of Invention:	SYSTEM AND METHOD FOR SHARING PLAYLISTS
First Named Inventor/Applicant Name:	Martin Weel
Customer Number:	71739
Filer:	R. Chad Bevins/Julie Smith
Filer Authorized By:	R. Chad Bevins
Attorney Docket Number:	1116-065B
Receipt Date:	22-JUL-2009
Filing Date:	02-MAY-2008
Time Stamp:	09:47:53
Application Type:	Utility under 35 USC 111(a)

Payment information:

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File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Information Disclosure Statement (IDS) Filed (SB/08)	1116-065B_IDS_4.PDF	943061 d1ec9cb28d9dc036fea30359d6af934a168269df	no	6

Warnings:

Information:

2	NPL Documents	pandora.pdf	258406 d12229ed001010bc1bb287a550b90a50d859f7be	no	1
Warnings:					
Information:					
Total Files Size (in bytes):				1201467	
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APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
12/114,286	05/02/2008	Martin Weel	1116-065B

CONFIRMATION NO. 2773

71739

CONCERT TECHNOLOGY AND WITHROW & TERRANOVA
100 REGENCY FOREST DRIVE , SUITE 160
CARY, NC 27518

PUBLICATION NOTICE



OC000000031823253

Title:SYSTEM AND METHOD FOR SHARING PLAYLISTS

Publication No.US-2008-0208379-A1

Publication Date:08/28/2008

NOTICE OF PUBLICATION OF APPLICATION

The above-identified application will be electronically published as a patent application publication pursuant to 37 CFR 1.211, et seq. The patent application publication number and publication date are set forth above.

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286
	Filing Date		2008-05-02
	First Named Inventor	Martin Weel	
	Art Unit	2161	
	Examiner Name	TBA	
	Attorney Docket Number	1116-065B	

U.S. PATENTS						Remove
Examiner Initial*	Cite No	Patent Number	Kind Code ¹	Issue Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear
	1	7043477	B2	2006-05-09	Mercer et al.	
	2	6526411	B1	2003-02-25	Ward	
	3	6946988	B2	2005-09-20	Edwards et al.	
	4	6990497	B2	2006-01-24	O'Rourke et al.	
	5	7020710	B2	2006-03-28	Weber et al.	
	6	7292588	B2	2007-11-06	Milley et al.	
	7	6456234	B1	2002-09-24	Johnson	
	8	7171018	B2	2007-01-30	Rhoads et al.	

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286	
	Filing Date		2008-05-02	
	First Named Inventor	Martin Weel		
	Art Unit	2161		
	Examiner Name	TBA		
	Attorney Docket Number	1116-065B		

	9	7218611	B2	2007-05-15	Mimura et al.	
	10	7249367	B2	2007-07-24	Bove, Jr. et al.	
	11	6195657	B1	2001-02-27	Rucker et al.	

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	1	20020144259	A1	2002-10-03	Gutta et al.	
	2	20020174426	A1	2002-11-21	Gutta et al.	
	3	20030147624	A1	2003-08-07	Trajkovic et al.	
	4	20050234995	A1	2005-10-20	Plastina et al.	
	5	20050187976	A1	2005-08-25	Goodman et al.	
	6	20050267944	A1	2005-12-01	Little, II	

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number	12114286
	Filing Date	2008-05-02
	First Named Inventor	Martin Weel
	Art Unit	2161
	Examiner Name	TBA
	Attorney Docket Number	1116-065B

	7	20060020662	A1	2006-01-26	Robinson	
	8	20060087926	A1	2006-04-27	Hwang	
	9	20060167576	A1	2006-07-27	Rosenberg	
	10	20020032019	A1	2002-03-14	Marks et al.	
	11	20020151327	A1	2002-10-17	Levitt	
	12	20020166123	A1	2002-11-07	Schrader et al.	
	13	20020173273	A1	2002-11-21	Spurgat et al.	
	14	20020174243	A1	2002-11-21	Spurgat et al.	
	15	20020194260	A1	2002-12-19	Headley et al.	
	16	20030093790	A1	2003-05-15	Logan et al.	
	17	20030182315	A1	2003-09-25	Plastina et al.	

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286	
	Filing Date		2008-05-02	
	First Named Inventor	Martin Weel		
	Art Unit	2161		
	Examiner Name	TBA		
	Attorney Docket Number	1116-065B		

	18	20030225834	A1	2003-12-04	Lee et al.	
	19	20030227478	A1	2003-12-11	Chatfield	
	20	20040086120	A1	2004-05-06	Akins, III et al.	
	21	20040246372	A1	2004-12-09	Megeid	
	22	20040249708	A1	2004-12-09	Jacobs et al.	
	23	20040255340	A1	2004-12-16	Logan	
	24	20040267899	A1	2004-12-30	Rahman et al.	
	25	20050060264	A1	2005-03-17	Schrock et al.	
	26	20050091693	A1	2005-04-28	Amine et al.	
	27	20050113946	A9	2005-05-26	Janik	
	28	20050120373	A1	2005-06-02	Thomas et al.	

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286	
	Filing Date		2008-05-02	
	First Named Inventor	Martin Weel		
	Art Unit	2161		
	Examiner Name	TBA		
	Attorney Docket Number	1116-065B		

	29	20080016205	A1	2008-01-17	Svendsen	
	30	20060135059	A1	2006-06-22	Hill	
	31	20020007418	A1	2002-01-17	Hegde et al.	
	32	20030217102	A1	2003-11-20	Jystad et al.	
	33	20040055014	A1	2004-03-18	Edelson	
	34	20050071881	A1	2005-03-31	Deshpande	
	35	20050240494	A1	2005-10-27	Cue et al.	
	36	20060294212	A1	2006-12-28	Kikkawa et al.	
	37	20050251565	A1	2005-11-10	Weel	
	38	20050251566	A1	2005-11-10	Weel	
	39	20050251576	A1	2005-11-10	Weel	

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		12114286
	Filing Date		2008-05-02
	First Named Inventor	Martin Weel	
	Art Unit	2161	
	Examiner Name	TBA	
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	1	"MyStrands Labs: Patent-pending Technologies," http://labs.mystrands.com/patents.html , printed February 7, 2007, 5 pages.	<input checked="" type="checkbox"/>
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	3	"Billboard Music Charts - Latest Music News - Music Videos," http://www.billboard.com/bbcom/index.jsp , printed February 7, 2007, 2 pages.	<input checked="" type="checkbox"/>
	4	"CNN.com - Breaking News, U.S., World, Weather, Entertainment & Video News," http://www.cnn.com , copyright 2007 Cable News Network LP, LLLP, printed February 7, 2007, 3 pages.	<input checked="" type="checkbox"/>
	5	"InferNote is an exploration tool for your music collection," http://www.itweaks.com/infdoc/index.html , copyright 2004 otherslikeyou.com Inc., printed February 7, 2007, 13 pages.	<input checked="" type="checkbox"/>
	6	"Rhapsody - Full-length music, videos and more - FREE," http://www.rhapsody.com/welcome.html , copyright 1948-2007 Muze Inc., copyright 2001-2007 Listen.com, printed February 7, 2007, 1 page.	<input checked="" type="checkbox"/>

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	Filing Date		2008-05-02
	First Named Inventor	Martin Weel	
	Art Unit	2161	
	Examiner Name	TBA	
	Attorney Docket Number	1116-065B	

7	"National and Local Weather Forecast, Radar, Map and Report," http://www.weather.com/ , copyright 1995-2007 The Weather Channel Interactive, Inc., printed February 7, 2007, 3 pages.	<input checked="" type="checkbox"/>
8	Goombah - Preview," http://www.goombah.com/preview.html , printed January 8, 2008, 5 pages.	<input checked="" type="checkbox"/>
9	"Apple - iPod + iTunes," http://www.apple.com/itunes/ , copyright 2007 Paramount Pictures, printed February 7, 2007, 2 pages.	<input checked="" type="checkbox"/>
10	"Roxio The Boom Box Music and recording reviews - CNET Reviews," http://reviews.cnet.com/music-and-recording/roxio-the-boom-box/4505-3669_7-3141440... , printed November 15, 2007, 4 pages.	<input checked="" type="checkbox"/>
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12	"Start Listening with Last.fm," http://www.last.fm/ , 1 page.	<input checked="" type="checkbox"/>
13	"MSN - Music," http://music.msn.com/help/sync , copyright 2007 Microsoft, printed November 16, 2007, 1 page.	<input checked="" type="checkbox"/>
14	JEFF MASCIA ET AL., "Lifetrak: Music In Tune With Your Life," copyright 2006 ACM, 11 pages.	<input checked="" type="checkbox"/>
15	JUN WANG ET AL., "Music Recommender System for Wi-Fi Walkman," Number ICT-2003-01 in the ICT Group Technical Report Series, 23 pages.	<input checked="" type="checkbox"/>
16	"Musicstrands.com Because Music is Social," copyright 2006 MusicStrands, Inc., 2 pages.	<input checked="" type="checkbox"/>
17	"MyStrands for Windows," http://www.mystrands.com/overview.vm , copyright 2003-2007 MediaStrands, Inc., printed February 7, 2007, 3 pages.	<input checked="" type="checkbox"/>

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	Filing Date		2008-05-02
	First Named Inventor	Martin Weel	
	Art Unit	2161	
	Examiner Name	TBA	
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18	"UpTo11.net - Music Recommendations and Search," http://www.upto11.net/ , copyright 2005-2006 Upto11.net, printed February 7, 2007, 1 page.	<input checked="" type="checkbox"/>
19	"LAUNCHcast Radio - Yahoo! Messenger," http://messenger.yahoo.com/launch.php , copyright 2007 Yahoo! Inc., printed November 8, 2007, 1 page.	<input checked="" type="checkbox"/>
20	"Apple - iPod classic," http://www.apple.com/ipodclassic/ , printed October 26, 2007, 1 page.	<input checked="" type="checkbox"/>
21	"Yahoo! Messenger - Chat, Instant message, SMS, PC Calls and More," http://messenger.yahoo.com/webmessengerpromo.php , copyright 2007 Yahoo! Inc., printed October 26, 2007, 1 page.	<input checked="" type="checkbox"/>

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number	12114286
	Filing Date	2008-05-02
	First Named Inventor	Martin Weel
	Art Unit	2161
	Examiner Name	TBA
	Attorney Docket Number	1116-065B

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☐ See attached certification statement.

☐ Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

☒ None

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A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/R. Chad Bevins/	Date (YYYY-MM-DD)	2008-07-23
Name/Print	R. Chad Bevins	Registration Number	51468

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EFS ID:	3660896
Application Number:	12114286
International Application Number:	
Confirmation Number:	2773
Title of Invention:	SYSTEM AND METHOD FOR SHARING PLAYLISTS
First Named Inventor/Applicant Name:	Martin Weel
Customer Number:	71739
Filer:	R. Chad Bevins/Kelly Farrow
Filer Authorized By:	R. Chad Bevins
Attorney Docket Number:	1116-065B
Receipt Date:	23-JUL-2008
Filing Date:	02-MAY-2008
Time Stamp:	08:36:00
Application Type:	Utility under 35 USC 111(a)

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Document Number	Document Description	File Name	File Size(Bytes) /Message Digest	Multi Part /.zip	Pages (if appl.)
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	Filing Date		2008-05-02	
	First Named Inventor	Martin Weel		
	Art Unit	2161		
	Examiner Name	TBA		
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	1	20050251807	A1	2005-11-10	Weel		
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	4	20070219996	A1	2007-09-20	Jarvinen		
	5	20070168388	A1	2007-07-19	Plastina et al.		

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	Examiner Name	TBA		
	Attorney Docket Number	1116-065B		

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	First Named Inventor	Martin Weel
	Art Unit	2161
	Examiner Name	TBA
	Attorney Docket Number	1116-065B

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☐ Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

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Signature	/R. Chad Bevins/	Date (YYYY-MM-DD)	2008-07-23
Name/Print	R. Chad Bevins	Registration Number	51468

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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.
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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.
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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.

Electronic Acknowledgement Receipt	
EFS ID:	3660902
Application Number:	12114286
International Application Number:	
Confirmation Number:	2773
Title of Invention:	SYSTEM AND METHOD FOR SHARING PLAYLISTS
First Named Inventor/Applicant Name:	Martin Weel
Customer Number:	71739
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APPLICATION NUMBER	FILING or 371(c) DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	TOT CLAIMS	IND CLAIMS
12/114,286	05/02/2008	2161	1240	1116-065B	12	4

CONFIRMATION NO. 2773

71739

CONCERT TECHNOLOGY AND WITHROW & TERRANOVA
100 REGENCY FOREST DRIVE , SUITE 160
CARY, NC 27518

FILING RECEIPT



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Date Mailed: 05/19/2008

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Applicant(s)

Martin Weel, Modjeska, CA;

Assignment For Published Patent Application

COMPACT, INC., Durham, NC

Power of Attorney: The patent practitioners associated with Customer Number 71739

Domestic Priority data as claimed by applicant

This application is a DIV of 10/840,110 05/05/2004

Foreign Applications

If Required, Foreign Filing License Granted: 05/08/2008

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US 12/114,286**

Projected Publication Date: 08/28/2008

Non-Publication Request: No

Early Publication Request: No

Title

SYSTEM AND METHOD FOR SHARING PLAYLISTS

Preliminary Class

707

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page 2 of 3

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Martin Weel
For: **SYSTEM AND METHOD FOR SHARING PLAYLISTS**
Filed concurrently herewith.
Serial Number to be assigned.

Commissioner for Patents
PO Box 1450
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Sir:

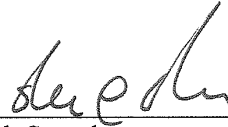
The undersigned, assignee of the entire interest in and to an application of Martin Weel for U.S. Letters Patent for **SYSTEM AND METHOD FOR SHARING PLAYLISTS**, by an assignment document recorded at Reel/Frame 019610/0690, hereby appoints the firm of Withrow & Terranova, P.L.L.C., Customer No. 71739, comprising Benjamin S. Withrow, Reg. No. 40,876, Steven N. Terranova, Reg. No. 43,185, John R. Witcher, Reg. No. 39,877, Richard C. Bevins, Reg. No. 51,468, Anthony J. Josephson, Reg. No. 45,742, and Eric P. Jensen, Reg. No. 37,647, as my attorneys and/or agents with full power of substitution and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, and to transact all business in the Patent and Trademark Office connected therewith.

Furthermore, in accordance with 37 CFR §3.73(b), the undersigned hereby states that the documentary evidence of a chain of title from the original owner to the assignee, i.e. assignment document referenced above, has been reviewed and the undersigned certifies that, to the best of assignee's knowledge and belief, title is in assignee who seeks to prosecute this application.

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ConPact, Inc.

BY:



Hugh Svendsen
Chief Executive Officer

Date: 5/2/2008

File No.: 1116-065A/B

SYSTEM AND METHOD FOR SHARING PLAYLISTSRelated Applications

[0001] This patent application is a Divisional of U.S. Patent Application Serial
5 No. 10/840,110, filed May 5, 2004, entitled "System and Method for Sharing
Playlists," which is hereby incorporated herein by reference in its entirety. This
patent application is also related to U.S. Patent Application Serial No.
10/840,104, filed May 5, 2004, entitled "Hybrid Set-Top Box for Digital
Entertainment Network"; U.S. Patent Application Serial No. 10/840,109, filed May
10 5, 2004, entitled "Playlist Downloading for Digital Entertainment Network"; U.S.
Patent Application Serial No. 10/840,108, filed May 5, 2004, entitled "Device
Discovery for Digital Entertainment Network"; and U.S. Patent Application Serial
No. 12/019,015, filed January 24, 2008, entitled "Device Discovery for Digital
Entertainment Network", which is a divisional of the above-referenced U.S.
15 Patent Application No. 10/840,108, all of which are hereby incorporated by
reference in their entireties.

Field Of The Invention

[0002] The present invention relates generally to the sharing of playlists. The
20 present invention relates more particularly to a system and method for sharing
playlists wherein a dedicated media player is configured to receive, store, and
display playlists and to play selections from playlists.

Background Of The Invention

25 **[0003]** Playlists for music and movies are well known. A playlist is a list of a
user's favorite selections. Popular personal computer (PC) media playing
programs, such as Windows Media Player (a trademark of Microsoft
Corporation), offer the capability for a user to compile a playlist. The user may
subsequently select items to be played from the playlist and the media playing
30 program then plays the selected items. The use of such a playlist simplifies the
selection process and thus makes listening to music or viewing movies easier

and more enjoyable.

[0004] Typically, such selection is accomplished by viewing a playlist within the media playing program and by designating which selection is to be played. The selection to be played may be designated by clicking on it with a mouse, for
5 example.

[0005] Playlists also facilitate the playing of a plurality of selections in a particular order. That is, the playlist may be compiled in an order in which the playing of selections therefrom is desired. The selections may then be automatically played sequentially from the playlist. Typically, selections may also
10 be played randomly from a playlist.

[0006] Playlists are typically compiled by reviewing a list of selections available for play and then choosing those selections that the user would like to have on the playlist. Thus, a user may review songs that are stored on a personal computer's hard drive and compile a playlist therefrom, for example.

[0007] The playlist may subsequently be edited or updated as new selections become available and/or the user's preferences change. Thus, a user's playlist may reflect a group of selections that was compiled over an extended length of time, such as several years.

[0008] The sharing of playlists is also known. Popular file sharing programs, such as Kazaa (a trademark of Sharman Networks), facilitate the sharing of
20 playlists. Using such systems, it is possible for a user to download a list of songs or movies that another individual has compiled. This list may then be used to make or modify a playlist for the user.

[0009] Although such playlists and playlist sharing systems have proven
25 generally suitable for their intended purposes, they possess inherent deficiencies, which detract from their overall effectiveness and desirability. For example, according to contemporary methodology, playlists are only communicated to and used with general purpose computers, such as IBM compatible personal computers (PCs) and Apple computers.

[0010] Further, there is no contemporary system for easily identifying people
30 who have similar interest, such that their playlist can be downloaded. Rather,

according to contemporary methodology, playlists are obtained by searching on keywords, such as the titles of selections contained within the playlists. However, the mere fact that the person's playlist has a particular selection in it does not necessarily mean that the playlist contains other selections that a user may
5 enjoy.

[0011] As such, although the prior art has recognized, to a limited extent, the problems of finding and using playlists, the proposed solutions have, to date, been ineffective in providing a satisfactory remedy. Therefore, it is desirable to provide a system and method for sharing playlists, wherein the playlists are
10 communicated to, stored in, and displayed upon player devices other than general purpose computers. It is also desirable to provide a method for identifying playlists that are likely to contain selections that will be enjoyed by a user.

15 Brief Summary Of The Invention

[0012] While the apparatus and method has or will be described for the sake of grammatical fluidity with functional explanations, it is to be expressly understood that the claims, unless expressly formulated under 35 USC 112, are not to be construed as necessarily limited in any way by the construction of
20 "means" or "steps" limitations, but are to be accorded the full scope of the meaning and equivalents of the definition provided by the claims under the judicial doctrine of equivalents, and in the case where the claims are expressly formulated under 35 USC 112 are to be accorded full statutory equivalents under 35 USC 112.

25 **[0013]** The present invention specifically addresses and alleviates the above mentioned deficiencies associated with the prior art. More particularly, according to one aspect the present invention comprises a system for sharing playlists, wherein the system comprises a dedicated media player that is configured to receive a playlist and to display the playlist. Selections from the playlist may thus
30 be chosen and played, as desired.

[0014] As used herein, a dedicated media player is defined as a media player

other than a general purpose computer. Further details on the use of this term and examples of dedicated media players are provided below.

[0015] According to another aspect, the present invention comprises a system for sharing playlists, wherein the system comprises a network and a player
5 device. The player device typically comprises either a dedicated media player or a remote control for a dedicated media player.

[0016] The player device is in communication with the network and the player device is configured to receive a playlist, store the playlist, display the playlist, and play a selection from the playlist.

10 **[0017]** The network may comprise any desired type of network. Preferably, the network comprises a wide area network (WAN), such as the Internet. However, the network may alternatively comprise a local area network (LAN).

[0018] Player devices include music players, video players, and remote controls for music players and video players. More specific examples of player
15 devices include MP3 players, cellular telephones, set top boxes, a stereos, televisions, car stereos, video monitors, and video storage player devices, as well as remote controls for any of these devices. One example of a video storage player device is TiVo (a trademark of TiVo, Inc.).

[0019] The player device may be a portable player device that is configured to
20 receive streaming audio. The player device may also be a non-portable player device that is configured to receive streaming audio and/or a remote control therefor.

[0020] The player device may comprise a network adapter, such as an Ethernet card, to facilitate communication with a network. The player device may
25 comprise either a wired or wireless network adapter. Examples of wireless network adapters include those that comply with the Bluetooth (a trademark of Bluetooth SIG, Inc.) standard and those that comply with the WiFi (a trademark of the WiFi Alliance) standard.

[0021] The player device preferably comprises an LCD display for displaying
30 the playlist. However, any other suitable type of display may similarly be utilized.

[0022] The player device is preferably configured to facilitate searching for

playlists. That is, the player device upon which the playlists are stored and displayed is preferably also capable of locating, requesting and retrieving playlists, preferably by merely pushing a button.

5 **[0023]** Alternatively, playlists may be located and requested via the use of a general purpose computer or the like. Playlists do not have to be requested by the same device that receives the playlist. For example, a general purpose computer may be used to request playlists that are then communicated from other general purpose computers or other dedicated media players to the user's player device.

10 **[0024]** According to one aspect, the present invention comprises a server upon which a plurality of playlists is stored and the player device is configured to receive playlists from the server. Thus, the player device may participate in the network as a client according to a client/server model of the network.

15 **[0025]** According to another aspect, the present invention does not include a server. Rather, the present invention comprises a plurality of other player devices and/or general purpose computers upon which a plurality of playlists are stored and the user's player device is configured to receive playlists from the other player devices and/or general purpose computers. Thus, the user's player device may participate in the network as a peer according to a peer-to-peer model of the
20 network.

25 **[0026]** Preferably, the player device is configured to store a plurality of different playlists. Thus, the user may select a particular playlist according to the user's location, whom the user is with, the type of player device the selection is to be played upon, or the preference of the user based upon any objective or subjective criteria or merely based upon a whim.

30 **[0027]** According to another aspect, the present invention comprises a player device defined by a dedicated media player and/or a remote control for the media player, wherein the player device comprises a receiving circuit for receiving playlists and a display for displaying the playlists.

30 **[0028]** According to another aspect, the present invention comprises a server within which is stored a plurality of playlists. The server is configured to

communicate the playlist to a player device that is not a general purpose computer.

[0029] According to another aspect, the present invention comprises a method for sharing playlists, wherein the method comprises communicating a
5 playlist to a player device comprising a dedicated media player and/or a remote control for the dedicated media player.

[0030] According to another aspect, the present invention comprises a method for sharing playlists, wherein the method comprises communicating a playlist to a player device that is not a general purpose computer.

10 **[0031]** Preferably, the method comprises defining a user profile for a recipient of the playlist and matching that user profile to a user profile of another person, wherein the communicated playlist is the playlist of the other person.

[0032] The profile preferably includes the type of music listened to, at least one artist, at least one selection, at least one instrument, at least one record
15 company, a region, a country, a state, a city, a school, and/or an ethnicity. Thus, a user may enhance the likelihood of finding a playlist that contains selections enjoyed by another person living in the same city as the user and having the same ethnicity, for example.

[0033] According to another aspect, the present invention comprises a
20 method of defining a playlist, wherein the method comprises defining a user profile and the user profile is used to determine selections that may be enjoyed by a user.

[0034] The user profile is preferably compared to user profiles of others to determine a match. Then, a playlist of the other person for which a match was
25 determined is communicated to the user and used to at least partially define a playlist for the user.

[0035] Optionally, the user profile is used to define a statistical aggregate of other users and the playlist is determined by the statistical aggregate. Thus, the
30 playlist represent an average of the selections enjoyed by a group of other people.

[0036] Optionally, the user profile comprises a list of selections enjoyed by the

user and a frequency of which these selections are played. For example, the user profile may comprise a list of selections enjoyed by the user and a rating of the selections by the user.

5 **[0037]** The method optionally comprises defining a period of time and using the period of time to determine which selections were popular then. The playlist comprises at least some of these selections.

10 **[0038]** As one example, the method further comprises defining a playlist, which comprises at least some selections that were popular during approximately the last week. As a further example, the method further comprises defining a playlist, which comprises at least some selections that were popular during approximately the last month. As yet a further example, the method further comprises defining a playlist, which comprises at least some selections that were popular during approximately the last year.

15 **[0039]** Thus, a user may enhance the likelihood of finding a playlist that contains selections enjoyed by another person, wherein the selections were released within the last month, for example.

20 **[0040]** The playlist may optionally be edited to add or remove selections therefrom.

25 **[0041]** The user's playlist may optionally be updated by adding selections that have been added to the playlist of another. Similarly, the user's playlist may optionally be updated by removing selections that have been removed from the playlist of another. Such updating may optionally be performed automatically.

30 **[0042]** Optionally, selections may automatically be added to a playlist when those selections are played in excess of a predetermined rate by the player. Similarly, selections may automatically be deleted from a playlist when those selections are played less than a predetermined rate by the player.

35 **[0043]** Optionally, one or more selections on a playlist may be designated as private. Any selections on the playlist that are designated as private are not shared with others.

40 **[0044]** Optionally, any selections on the playlist that are not compatible with the player with which the playlist is associated are removed therefrom.

Compatibility may be due to hardware limitations of the player. For example, an MP3 player may not be able to play other formats of audio and may not be able to play the audio tracks of a video selection (such as a movie). Therefore, if such material is included in a playlist, it may automatically be deleted therefrom.

5 Optionally, such deletion may require user approval.

[0045] Further, a music player may have limitations that the user desires to be taken into account when a playlist is made or updated. For example, a portable audio player may not be able to adequately reproduce bass sounds. Thus, a user may prefer that a playlist for that device not contain selections for which good
10 base reproduction is considered to be desirable. Therefore, if such material is initially included in a playlist, it may automatically be deleted therefrom.

Optionally, such deletion may require user approval.

[0046] Further, the present invention may be configured so as to remove selections from a playlist that are not considered by the user to be compatible
15 with the location. That is, some selections may not play well do to ambient acoustics. Further, some selections may not be appropriate for a given location. For example, selections that contain material that is not considered by the user to be suitable for minors may be omitted from a player that is located in a family area.

20 **[0047]** Either individual selections or categories of selections may be removed from a playlist in the above described manner. Thus, an entire genre may be removed from a playlist, if desired.

[0048] Optionally, one or more selections on a playlist may be designated as preferred, so as to indicate that the selections are particularly enjoyable for the
25 user. Indeed, a user's playlist may contain only those selections that have been designated as preferred on the playlists of others.

[0049] According to the present invention, playlists may be made and used with a variety of different types of media players. For example, playlists comprising audio selections such as music, speeches, comedy routines, and the
30 like may be made and used with audio players. Similarly, playlists comprising movies, filmstrips, videos, and the like may be made and used with video

players.

[0050] Indeed, audio playlist may contain video selections and vice-versa. As those skilled in the art will appreciate, in some instances it may be desirable to the play the audio tracks of a movie on an audio player and it may similarly be
5 desirable to play songs (without any accompanying video) on a video player. For example, it may be desirable to play the soundtrack from a movie on an audio player.

[0051] The present invention is not limited to audio and video selection. According to the present invention, playlists of games, software applications, or
10 any other desired items or information might similarly be made and used. For example, lists of nightclubs or restaurants that have been enjoyed by others may be obtained by using profiles according to the present invention.

[0052] According to another aspect, the present invention comprises a method for managing media content on a network, wherein the method
15 comprises using information about a user's previous playing to define a playlist and communicating the playlist to a player device other than a general purpose computer with which the playlist can be stored, displayed, and selections made for playing therefrom.

[0053] According to another aspect, the present invention comprises a
20 method for defining a playlist, wherein the method comprises finding at least one other person with similar tastes and communicating a list of selections played by the other user to a player device other than a general purpose computer. The playlist may be updated by communicating an updated list of selections played by the other person to the player device.

25 **[0054]** According to another aspect, the present invention comprises a method for defining a playlist for a user, wherein the method comprises finding at least one other person with similar tastes by matching a profile of the user to a profile of the other person.

[0055] According to another aspect, the present invention comprises a data
30 structure comprising a playlist defined by a method comprising communicating the playlist to a player device that is not a general purpose computer.

[0056] According to another aspect, the present invention comprises a data structure comprising a playlist defined by a method comprising defining a user profile and using the user profile to determine selections that may be enjoyed by a user.

5 **[0057]** According to another aspect, the present invention comprises a computer readable media having stored thereon a data structure comprising a playlist defined by a method comprising communicating the playlist to a player device that is not a general purpose computer.

[0058] According to another aspect, the present invention comprises a
10 computer readable media having stored thereon a data structure comprising a playlist defined by a method comprising defining a user profile and using the user profile to determine selections that may be enjoyed by a user.

[0059] According to another aspect, the present invention comprises a computer readable media having stored thereon a method for defining a playlist,
15 wherein the method comprises communicating the playlist to a player device that is not a general purpose computer.

[0060] According to another aspect, the present invention comprises a computer readable media having stored thereon a method for defining a playlist, wherein the method comprises defining a user profile and using the user profile
20 to determine selections that may be enjoyed by a user.

[0061] These, as well as other advantages of the present invention, will be more apparent from the following description and drawings. It is understood that changes in the specific structure shown and described may be made within the scope of the claims, without departing from the spirit of the invention.

25

Brief Description Of The Drawings

[0062] The invention and its various embodiments can now be better understood by turning to the following detailed description of the preferred embodiments which are presented as illustrated examples of the invention
30 defined in the claims. It is expressly understood that the invention as defined by the claims may be broader than the illustrated embodiments described below.

[0063] FIG. 1 is a block diagram of an exemplary system for sharing playlists according to the present invention, wherein a server provides playlist to a dedicated media player and wherein the playlists have been obtained from client computers or other devices;

5 **[0064]** FIG. 2 is a block diagram of another exemplary system for sharing playlists according to the present invention, wherein a server provides playlist to a remote control of a dedicated media player and wherein the playlists have been obtained from client computers or other devices;

[0065] FIG. 3 is a flowchart showing an exemplary method for obtaining
10 playlists, such as a method that may be practiced when using the systems of FIG. 1 or FIG. 2;

[0066] FIG. 4 is a block diagram of another exemplary system for sharing playlists according to the present invention, wherein a peer provides a playlist to a dedicated media player without the use of a server;

15 **[0067]** FIG. 5 is a block diagram of another exemplary system for sharing playlists according to the present invention, wherein a peer provides a playlist to a remote control of a dedicated media player without the use of a server; and

[0068] FIG. 6 is a flowchart showing another exemplary method for obtaining
20 playlists, such as a method that may be practiced when using the systems of FIG. 4 or FIG. 5.

Detailed Description Of The Preferred Embodiments

[0069] Many alterations and modifications may be made by those having ordinary skill in the art without departing from the spirit and scope of the
25 invention. Therefore, it must be understood that the illustrated embodiment has been set forth only for the purposes of example and that it should not be taken as limiting the invention as defined by the following claims. For example, notwithstanding the fact that the elements of a claim are set forth below in a certain combination, it must be expressly understood that the invention includes
30 other combinations of fewer, more or different elements, which are disclosed herein even when not initially claimed in such combinations.

[0070] The words used in this specification to describe the invention and its various embodiments are to be understood not only in the sense of their commonly defined meanings, but to include by special definition in this specification structure, material or acts beyond the scope of the commonly defined meanings. Thus if an element can be understood in the context of this specification as including more than one meaning, then its use in a claim must be understood as being generic to all possible meanings supported by the specification and by the word itself.

[0071] The definitions of the words or elements of the following claims therefore include not only the combination of elements which are literally set forth, but all equivalent structure, material or acts for performing substantially the same function in substantially the same way to obtain substantially the same result. In this sense it is therefore contemplated that an equivalent substitution of two or more elements may be made for any one of the elements in the claims below or that a single element may be substituted for two or more elements in a claim. Although elements may be described above as acting in certain combinations and even initially claimed as such, it is to be expressly understood that one or more elements from a claimed combination can in some cases be excised from the combination and that the claimed combination may be directed to a subcombination or variation of a subcombination.

[0072] Insubstantial changes from the claimed subject matter as viewed by a person with ordinary skill in the art, now known or later devised, are expressly contemplated as being equivalently within the scope of the claims. Therefore, obvious substitutions now or later known to one with ordinary skill in the art are defined to be within the scope of the defined elements.

[0073] The claims are thus to be understood to include what is specifically illustrated and described above, what is conceptionally equivalent, what can be obviously substituted and also what essentially incorporates the essential idea of the invention.

[0074] Thus, the detailed description set forth below in connection with the appended drawings is intended as a description of the presently preferred

embodiments of the invention and is not intended to represent the only forms in which the present invention may be constructed or utilized. The description sets forth the functions and the sequence of steps for constructing and operating the invention in connection with the illustrated embodiments. It is to be understood, however, that the same or equivalent functions may be accomplished by different embodiments that are also intended to be encompassed within the spirit of the invention.

[0075] Although generally discussed herein as being applicable to music and music players, those skilled in the art will appreciate that the system and method for sharing playlists of present invention is likewise applicable to video and video players, as well as games and game players. Indeed, the system and method for sharing playlists of the present invention may find application in a wide variety of information, data, and software arenas. Thus, discussion herein as being applicable to music and music players is by way of example only, and not by way of limitation.

[0076] The present invention is illustrated in FIGS. 1-6, which depict presently preferred embodiments thereof. Referring now to FIG. 1, according to one aspect the present invention comprises a server 11 upon which a plurality of playlists from a plurality of different users is stored.

[0077] Each client 13-16 may communicate a playlist to the server via a network, such as the Internet 12. The clients 13-16 may be general purpose computers or may be devices other than general purpose computers. The clients 13-16 may be any combination of general purpose computers and devices other than general purpose computers. Thus, the clients 13-16 may be dedicated media players that are network compatible.

[0078] For example, the clients 13-16 may be dedicated music players that are configured according to the present invention so as to communicate with the Internet. In this instance, the clients are not general purpose computers. That is, their primary purpose is that of playing music and not of running a wide variety of different types of applications programs, such as is the case with general purpose computers.

[0079] As used herein, the term "dedicated" indicates the primary function of a device and the device typically does not perform any other of the functions that a general purpose computer may perform, such as word processing, general data base management and general Internet browsing. However, it is contemplated
5 the a dedicated device may perform some such functions and still remain a dedicated device in the same sense that some cellular telephones facilitate some degree of general purpose computer functionality, such as limited Internet browsing and email, yet they remain primarily telephones and not general purpose computers.

10 **[0080]** Thus, examples of dedicated media players include music players such as MP3 players, video players such as set top boxes, video recording devices such as TiVo and game players such as X-Box (a trademark of Microsoft Corporation) and PlayStation (a trademark of Sony Computer Equipment, Inc.).

[0081] According to one aspect of the present invention, playlists are
15 communicated via the network to a dedicated media player 17 and the dedicated media player 17 is not a general purpose computer. According to another aspect of the present invention, the media player 17 may be a general purpose computer and playlist are obtained by matching user profiles, as discussed in detail below.

20 **[0082]** After the playlist has been communicated to the dedicated media player 17, the playlist may be displayed thereon and thus used to choose which selection therefrom is to be played.

[0083] Referring now to FIG. 2, rather than communicating a playlist to the dedicated media player 17, the playlist may alternatively be communicated to a
25 remote control 18 for the dedicated media player.

[0084] After the playlist has been communicated to the remote control 18, the playlist may be displayed thereon and thus used to choose which selection therefrom is to be played by the dedicated media player 17.

[0085] Optionally, playlists that were communicated to the dedicated media
30 player 17 (as shown in FIG. 1) may be further communicated to a remote control therefore. This communication may be from the dedicated media player 17 or

from any other source (such as from the server 11 via the Internet 12).

[0086] Similarly, playlists that were communicated to the remote control 18 (as shown in FIG. 2) may be further communicated to the dedicated media player 17 associated therewith. This communication may be from the remote control 18
5 or from any other source (such as from the server 11 via the Internet 12).

[0087] Thus, playlists may be stored in, displayed upon, and used to make selections from either the dedicated media player 17, the remote control 18, or both.

[0088] Of course, in some instances the dedicated media player 17 will not
10 have a remote control. For example, portable media players, such as MP3 players, will not typically have a remote control. In such instances, the playlist is generally communicated only to the dedicated media player 17 itself. In any instance, other devices, including both dedicated devices and general purpose computers, may receive additional copies of the playlists.

[0089] Referring now to FIG. 3, a user preferably fills out a questionnaire so
15 as to define a user profile as shown in block 31. The user profile contains information that will facilitate matching of the user to another user having similar tastes and interests, as discussed above.

[0090] The user's profile is communicated to a server (such as server 11 of
20 FIGS. 1 and 2), as shown in block 32. At the server, the user's profile is compared to the profiles of other users as shown in block 33. An attempt is made to match the user's profile to the profile of one or more other users, so as to identify other users having similar tastes and interests.

[0091] The playlists of one or more other users, whose profiles best match the
25 user's profile, are communicated to the user's device as shown in block 34. Any desired method or algorithm for such matching may be used. For example, each time the responses to two questionnaires match, a number could be added to a score for that particular matching process. The matching processes that result in the highest scores could be considered close enough matches to cause a playlist
30 to be sent. Alternatively, any matching process that result in a score that exceeds a predetermined threshold value may be considered a match.

[0092] Optionally, the responses could be weighted such that some responses contribute more to the matching score than other responses. For example, it may be desirable to have matches for selections, artists, or style count more than matches for location or time.

5 **[0093]** The user's device may be, for example, the dedicated media player 17 of FIGS. 1 and 2 or may alternatively be the remote control 18 for FIG. 2. The playlist may be communicated to both the dedicated media player 17 and the remote control 18, as discussed above.

[0094] Both FIGS. 1 and 2 show an exemplary use of the present invention in a client/server network. However, the present invention may also be used in a peer-to-peer network, as discussed below.

[0095] Referring now to FIG. 4, a plurality of clients 43-46 communicates via a network, such as the Internet 42, with a dedicated media player 47. As before, the clients 43-46 may be either general purpose computers or devices other than
15 general purpose computers.

[0096] Since there is no server in this instance, the dedicated player 47 must communicate with the clients 43-46 on a peer-to-peer basis. For example, the user's profile may be communicated to each of the clients 43-46 and when a match is found, the playlist of the client is communicated back to the user's
20 dedicated media player 47, as shown in FIG. 4.

[0097] Alternatively, the dedicated media player 47 may poll each of a plurality of different clients to request their user profiles. The dedicated media player 47 may perform a comparison of the user profiles. Then, the playlists associated with the best matches of the user's profile to the profile of the clients
25 43-46 are requested and communicated to the dedicated media player.

[0098] Referring now to FIG. 5, rather than communicating a playlist to the dedicated media player 47, the playlist may alternatively be communicated to a remote control 48 for the dedicated media player. Thus, the clients 43-46 may communicate their user profiles to the remote control 48, where the comparison
30 is performed and where playlists may be stored and used. As before, playlists may subsequently be forwarded to another device, such as the dedicated media

player 47.

[0099] After the playlist has been communicated to the remote control 48, the playlist may be displayed thereon and thus used to choose which selection therefrom is to be played.

5 **[0100]** As before, playlists that were communicated to the dedicated media player 47 (as shown in FIG. 4) may optionally be further communicated to a remote control therefore. This communication may be from the dedicated media player 47 or from any other source (such as from one of the clients 43-46 via the Internet 42).

10 **[0101]** Similarly, playlists that were communicated to the remote control 48 (as shown in FIG. 5) may be further communicated to the dedicated media player 47 associated therewith. This communication may be from the remote control 48 or from any other source (such as from one of the clients 43-46 via the Internet 12).

15 **[0102]** Referring now to FIG. 6, one example of how a user's profile may be used to obtain playlists is shown. In a peer-to-peer network, such as those shown in FIGS. 4 and 5, a user again fills out a questionnaire as shown in block 61. However, this time the questionnaire is communicated to a peer as shown in block 62. The user's profile is compared to other profiles stored in the peer, as
20 shown in block 63.

[0103] The process is continued until at least one match is found, as shown in block 65. The process may be continued until any desired number of matches are found or until it is determined that further searching is not likely to result in matches.

25 **[0104]** When it is desirable to continue the searching process, another peer is identified as shown in block 66 and the user's profile is compared to the other profiles as shown in block 63.

[0105] Thus, one or more playlists, corresponding to those profiles that best match the user's profile, are communicated to the user's device as shown in
30 block 67.

[0106] The present invention provides the ability for non-computer devices to

display and play playlists from a central computer running on the Internet. These playlists can be created on one device and shared or sent to another device immediately for playing.

5 **[0107]** People in the community can be found by comparing listing habits of the community. Once people are found in the community to have similar tastes, playlist can then be shared between the users and then played on their own personal playing devices in real time.

10 **[0108]** Thus, the present invention provides a system and method for sharing playlists, wherein the playlists are communicated to, stored in, and displayed upon player devices other than general purpose computers. The present invention also provides a method for identifying playlists that are likely to contain selections that will be enjoyed by a user.

15 **[0109]** It is understood that the exemplary system and method for sharing playlists described herein and shown in the drawings represents only presently preferred embodiments of the invention. Indeed, various modifications and additions may be made to such embodiments. Thus, various modifications and additions may be obvious to those skilled in the art and may be implemented to adapt the present invention for use in a variety of different applications.

Claims

What is claimed is:

1. A method comprising:
 - 5 receiving, at a remote control, a playlist from a remote source; and
presenting the playlist to a first user associated with the remote control
such that the first user is enabled to select at least one item from the playlist for
playback by a media player device associated with the remote control.
- 10 2 The method of claim 1 wherein the playlist is further communicated from
the remote source to the media player device.
3. The method of claim 1 further comprising communicating the playlist from
the remote control to the media player device.
- 15 4. The method of claim 1 wherein the remote source stores a plurality of
playlists including the playlist and the plurality of playlists are associated with a
plurality of users, and the method further comprising:
 - 20 comparing each of a plurality of user profiles of the plurality of users with a
target user profile of the first user associated with the remote control to select a
matching user profile from the plurality of user profiles; and
effecting selection of a playlist of a matching user associated with the
matching user profile from the plurality of playlist as the playlist to be
communicated to the remote control.
- 25 5. The method of claim 4 wherein the matching user profile is one of the
plurality of user profiles most similar to the target user profile.
6. The method of claim 1 wherein the remote source is a central server.

7. The method of claim 1 wherein the remote source is a peer-to-peer network formed by a plurality of user devices, and receiving the playlist comprises receiving the playlist from one of the plurality of user devices.

5 8. The method of claim 7 wherein each of the plurality of user devices forming the peer-to-peer network is a user device selected from a group consisting of: a media player device and a remote control.

9. The method of claim 1 wherein the remote source is the media player
10 device.

10. A remote control comprising:
a communication interface communicatively coupling the remote control to
a remote source via a network; and

15 a control system associated with the communication interface and
adapted to:

receive a playlist from the remote source; and

present the playlist to a first user associated with the remote control

20 such that the first user is enabled to select at least one item from the
playlist for playback by a media player device associated with the remote
control.

11. A method comprising:

receiving, at a media player device, a playlist from a remote source; and

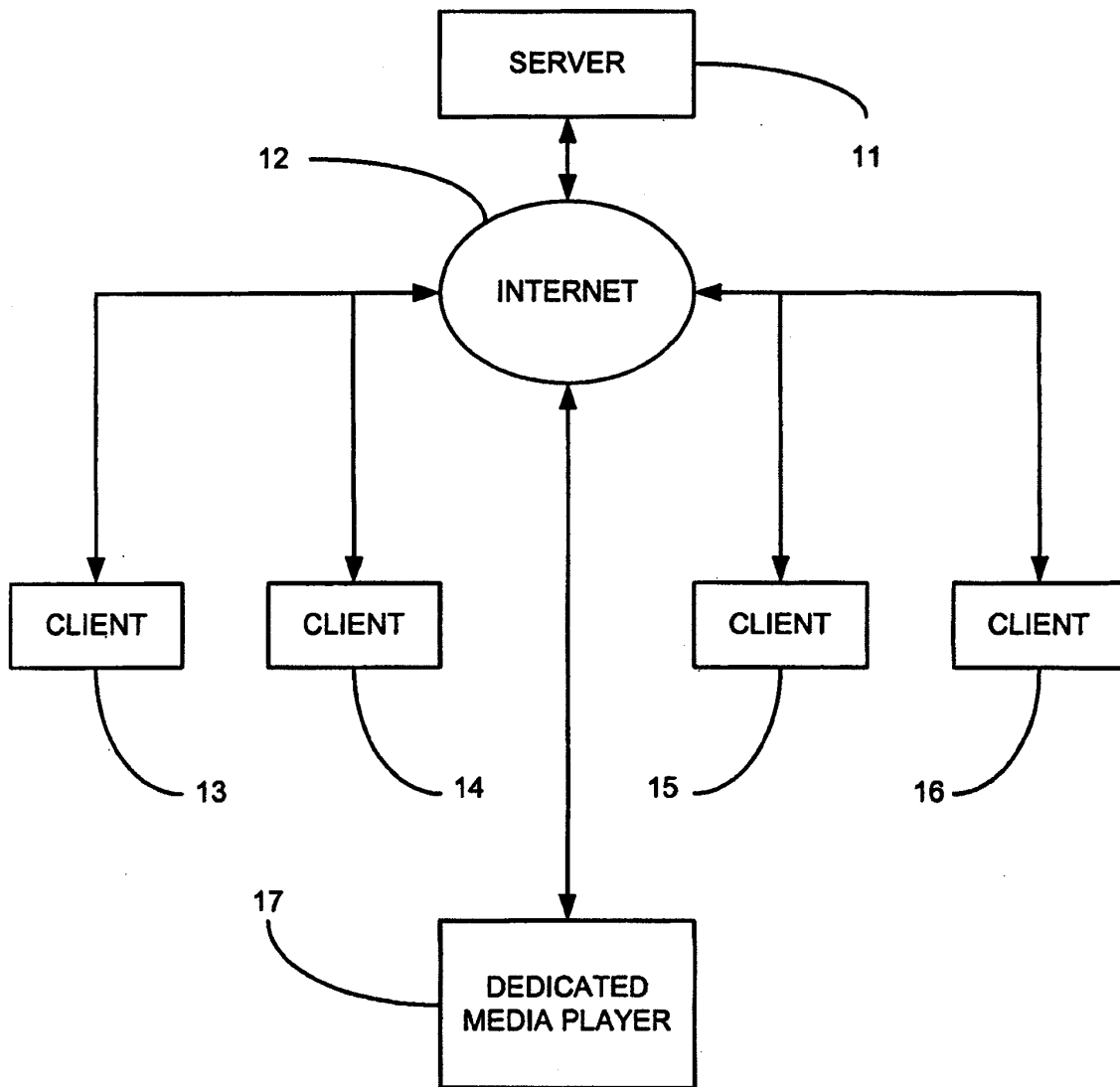
25 communicating the playlist from the media player device to a remote
control associated with the media player device, wherein, at the remote control,
the playlist is presented to a first user associated with the remote control and
used by the first user to select at least one item from the playlist for playback by
the media player device.

30

12. A media player device comprising:
- a communication interface communicatively coupling the media player device to a remote source via a network; and
 - a control system associated with the communication interface and
- 5 adapted to:
- receive a playlist from the remote source; and
 - communicate the playlist from the media player device to a remote control associated with the media player device, wherein, at the remote control, the playlist is presented to a first user associated with the remote
- 10 control and used by the first user to select at least one item from the playlist for playback by the media player device.

Abstract of the Disclosure

A system for sharing playlists utilizes a network, such as the Internet. A player device other than a general purpose computer, such as a dedicated media player or a remote control for a dedicated media player, is in communication with the server over the network. The player device is configured to receive a playlist, 5 queue the playlist, display the playlist, and play a selection from the playlist. A user profile may be used to identify playlists that are likely to contain selections of interest to the user.

**FIG. 1**

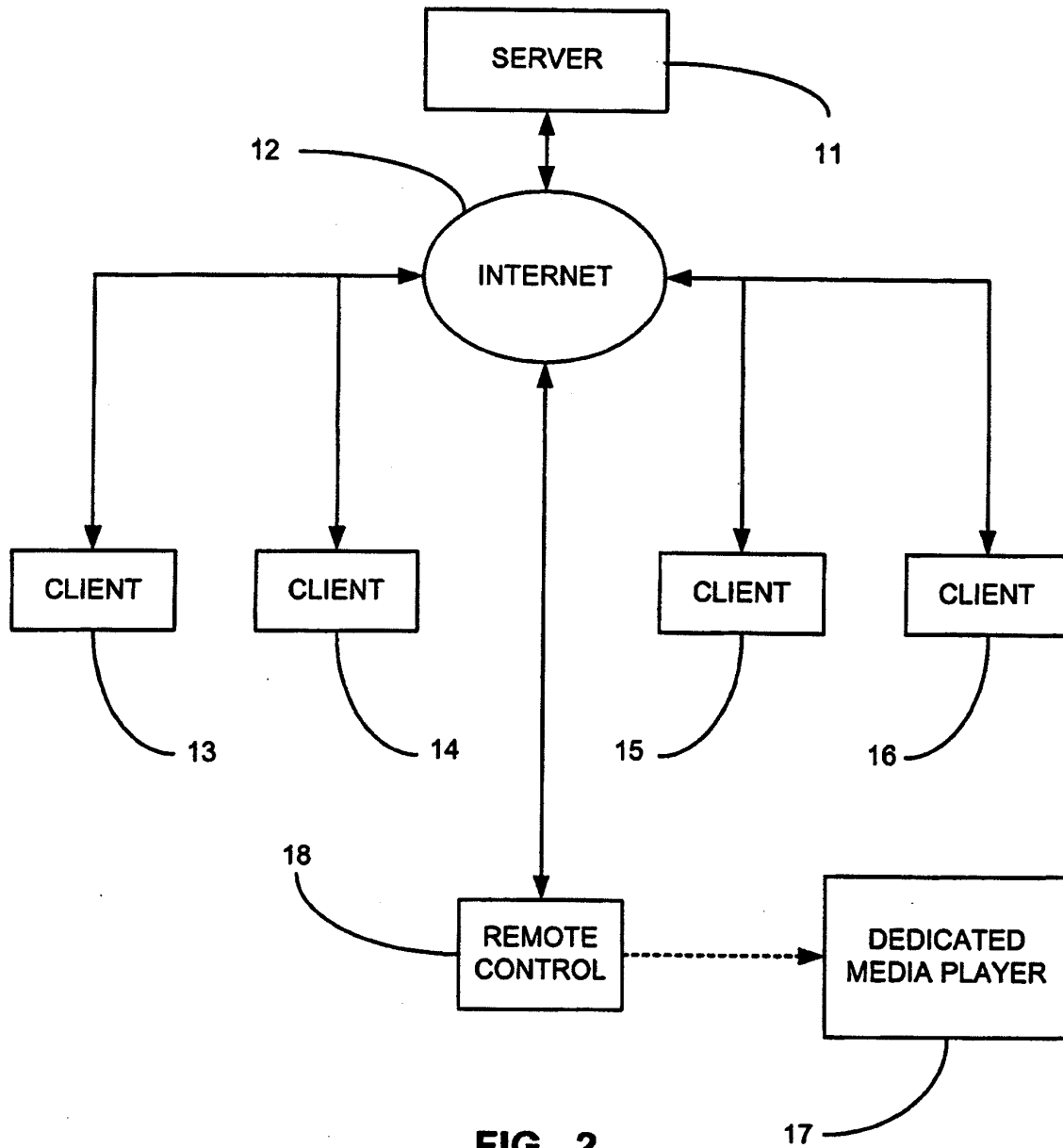
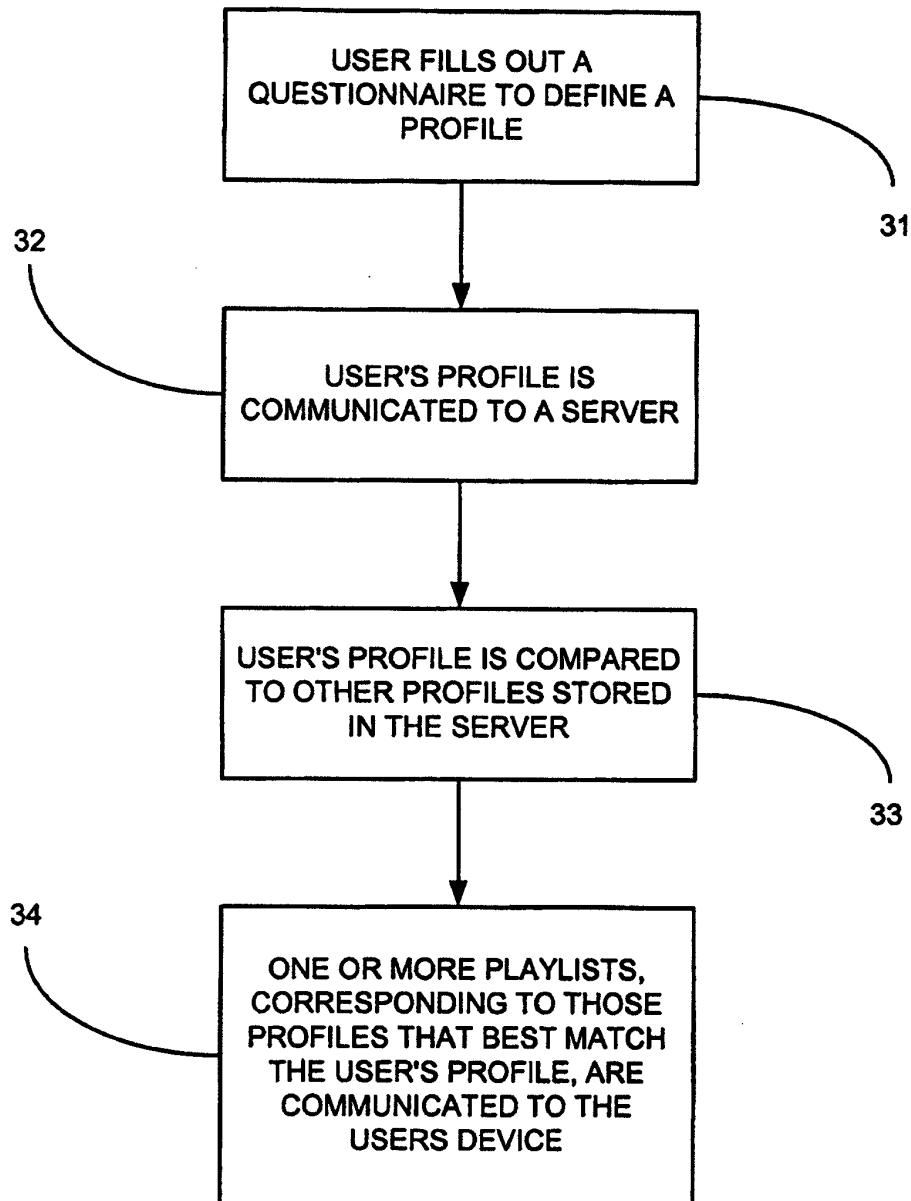
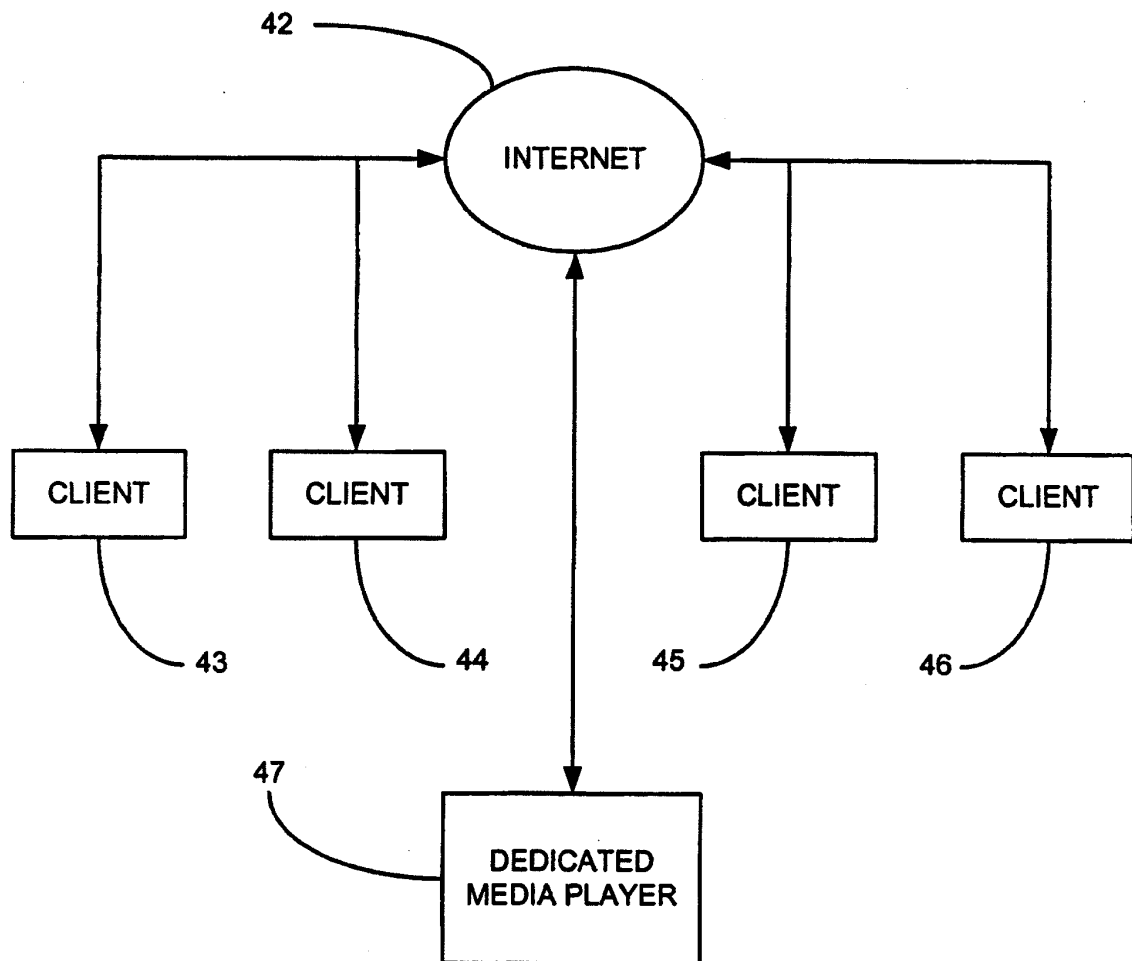


FIG. 2

**FIG. 3**

**FIG. 4**

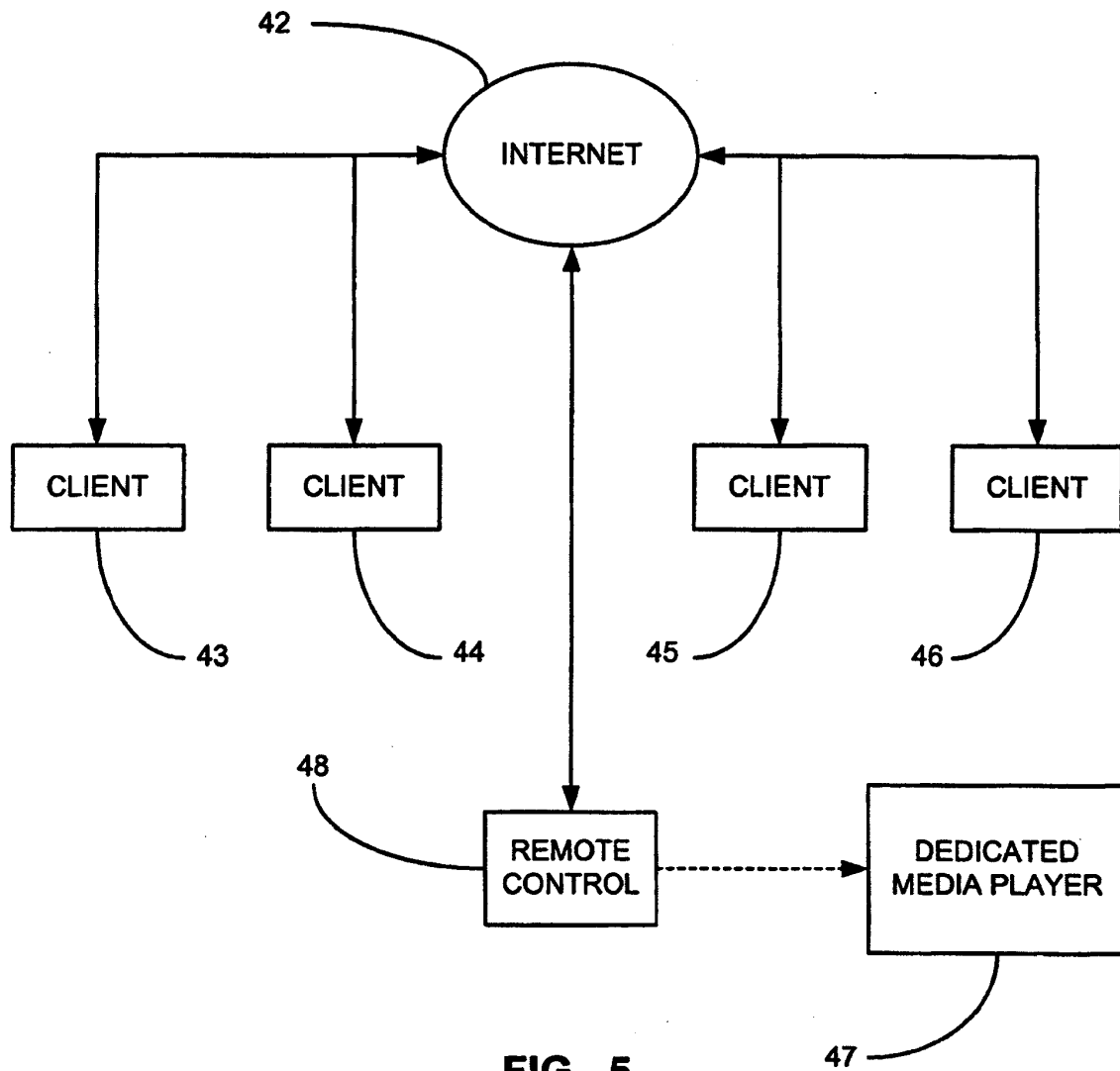
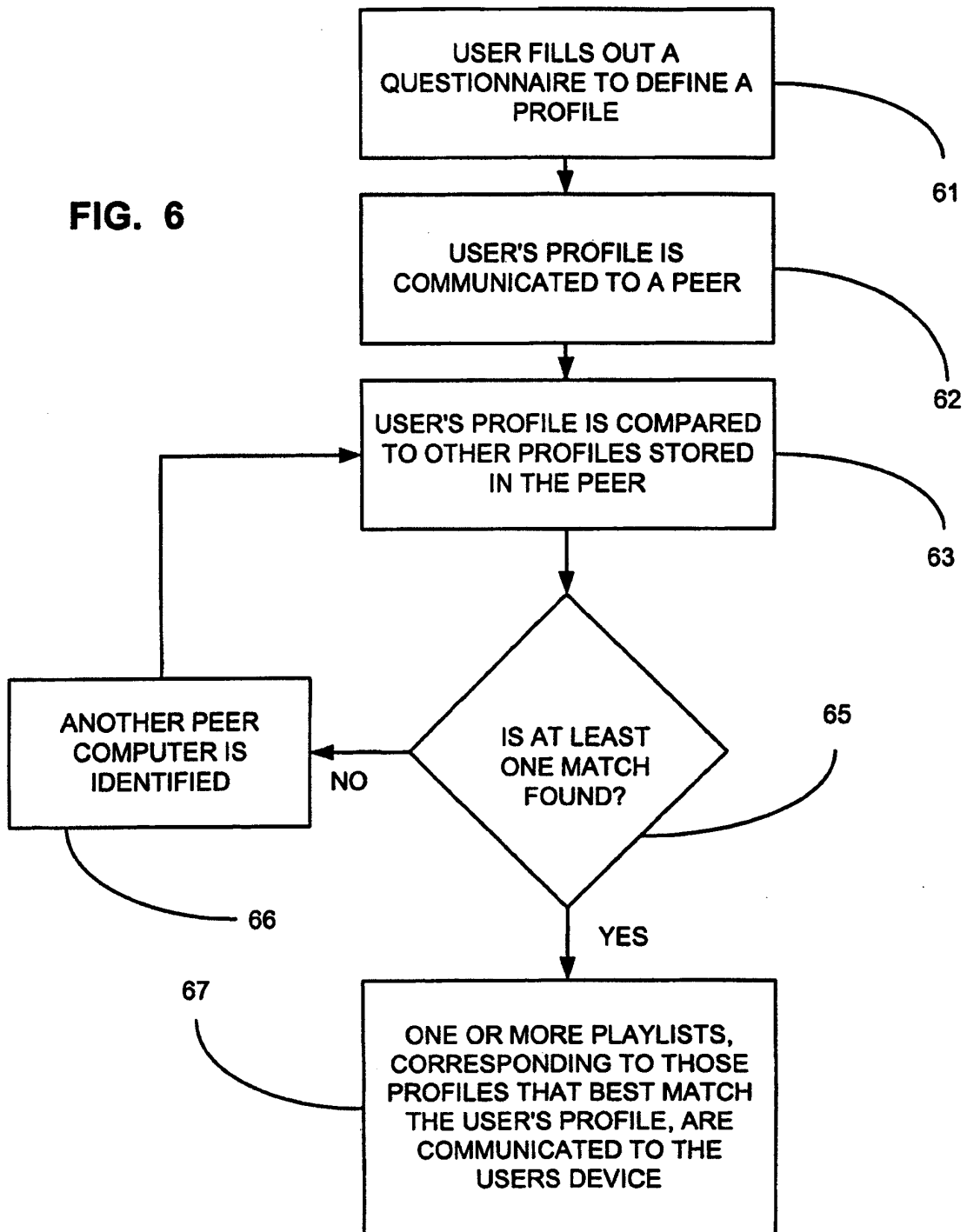
**FIG. 5**

FIG. 6

Electronic Patent Application Fee Transmittal				
Application Number:				
Filing Date:				
Title of Invention:		SYSTEM AND METHOD FOR SHARING PLAYLISTS		
First Named Inventor/Applicant Name:		Martin Weel		
Filer:		Benjamin Withrow/Kelly Farrow		
Attorney Docket Number:		1116-065B		
Filed as Large Entity				
Utility Filing Fees				
Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Basic Filing:				
Utility application filing	1011	1	310	310
Utility Search Fee	1111	1	510	510
Utility Examination Fee	1311	1	210	210
Pages:				
Claims:				
Independent claims in excess of 3	1201	1	210	210
Miscellaneous-Filing:				
Petition:				

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Patent-Appeals-and-Interference:				
Post-Allowance-and-Post-Issuance:				
Extension-of-Time:				
Miscellaneous:				
Total in USD (\$)				1240

Electronic Acknowledgement Receipt

EFS ID:	3247121
Application Number:	12114286
International Application Number:	
Confirmation Number:	2773
Title of Invention:	SYSTEM AND METHOD FOR SHARING PLAYLISTS
First Named Inventor/Applicant Name:	Martin Weel
Customer Number:	71739
Filer:	Benjamin Withrow/Kelly Farrow
Filer Authorized By:	Benjamin Withrow
Attorney Docket Number:	1116-065B
Receipt Date:	02-MAY-2008
Filing Date:	
Time Stamp:	15:24:17
Application Type:	Utility under 35 USC 111(a)

Payment information:

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Payment Type	Credit Card
Payment was successfully received in RAM	\$ 1240
RAM confirmation Number	619
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Document Number	Document Description	File Name	File Size(Bytes) /Message Digest	Multi Part /.zip	Pages (if appl.)
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1	Application Data Sheet	1116-065B_ADS.PDF	781475	no	4
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2	Oath or Declaration filed	1116-065_Declaration.pdf	124134	no	2
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Warnings:					
Information:					
3	Power of Attorney	1116-065B_POA.pdf	115367	no	2
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4		1116-065B_Application.pdf	111806	yes	22
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	Document Description		Start	End	
	Specification		1	18	
	Claims		19	21	
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If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

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If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

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Application Data Sheet 37 CFR 1.76		Attorney Docket Number	1116-065B
		Application Number	
Title of Invention	SYSTEM AND METHOD FOR SHARING PLAYLISTS		
<p>The application data sheet is part of the provisional or nonprovisional application for which it is being submitted. The following form contains the bibliographic data arranged in a format specified by the United States Patent and Trademark Office as outlined in 37 CFR 1.76.</p> <p>This document may be completed electronically and submitted to the Office in electronic format using the Electronic Filing System (EFS) or the document may be printed and included in a paper filed application.</p>			

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☐ Portions or all of the application associated with this Application Data Sheet may fall under a Secrecy Order pursuant to 37 CFR 5.2 (Paper filers only. Applications that fall under Secrecy Order may not be filed electronically.)

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Applicant 1					Remove
Applicant Authority		<input checked="" type="radio"/> Inventor		<input type="radio"/> Legal Representative under 35 U.S.C. 117	<input type="radio"/> Party of Interest under 35 U.S.C. 118
Prefix	Given Name	Middle Name	Family Name	Suffix	
	Martin		Weel		
Residence Information (Select One) <input checked="" type="radio"/> US Residency <input type="radio"/> Non US Residency <input type="radio"/> Active US Military Service					
City	Modjeska	State/Province	CA	Country of Residence i	US
Citizenship under 37 CFR 1.41(b) i		US			
Mailing Address of Applicant:					
Address 1	65 Enterprise				
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City	Aliso Viejo	State/Province	CA		
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All Inventors Must Be Listed - Additional Inventor Information blocks may be generated within this form by selecting the Add button.					
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<input type="checkbox"/> An Address is being provided for the correspondence Information of this application.			
Customer Number	71739		
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Application Information:

Title of the Invention	SYSTEM AND METHOD FOR SHARING PLAYLISTS		
Attorney Docket Number	1116-065B	Small Entity Status Claimed	<input type="checkbox"/>
Application Type	Nonprovisional		
Subject Matter	Utility		
Suggested Class (if any)		Sub Class (if any)	
Suggested Technology Center (if any)			
Total Number of Drawing Sheets (if any)	6	Suggested Figure for Publication (if any)	6

Application Data Sheet 37 CFR 1.76		Attorney Docket Number	1116-065B
		Application Number	
Title of Invention	SYSTEM AND METHOD FOR SHARING PLAYLISTS		

Publication Information:	
<input type="checkbox"/>	Request Early Publication (Fee required at time of Request 37 CFR 1.219)
<input type="checkbox"/>	Request Not to Publish. I hereby request that the attached application not be published under 35 U.S.C. 122(b) and certify that the invention disclosed in the attached application has not been and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

Representative Information:

Representative information should be provided for all practitioners having a power of attorney in the application. Providing this information in the Application Data Sheet does not constitute a power of attorney in the application (see 37 CFR 1.32). Enter either Customer Number or complete the Representative Name section below. If both sections are completed the Customer Number will be used for the Representative Information during processing.			
Please Select One:	<input checked="" type="radio"/> Customer Number	<input type="radio"/> US Patent Practitioner	<input type="radio"/> US Representative (37 CFR 11.9)
Customer Number	71739		

Domestic Priority Information:

This section allows for the applicant to claim benefit under 35 U.S.C. 119(e), 120, 121, or 365(c). Providing this information in the application data sheet constitutes the specific reference required by 35 U.S.C. 119(e) or 120, and 37 CFR 1.78(a)(2) or CFR 1.78(a)(4), and need not otherwise be made part of the specification.			
Prior Application Status	Pending	Remove	
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
	Division of	10840110	2004-05-05
Additional Domestic Priority Data may be generated within this form by selecting the Add button.			Add

Foreign Priority Information:

This section allows for the applicant to claim benefit of foreign priority and to identify any prior foreign application for which priority is not claimed. Providing this information in the application data sheet constitutes the claim for priority as required by 35 U.S.C. 119(b) and 37 CFR 1.55(a).			
			Remove
Application Number	Country ⁱ	Parent Filing Date (YYYY-MM-DD)	Priority Claimed
			<input checked="" type="radio"/> Yes <input type="radio"/> No
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Assignee Information:

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Assignee 1	Remove
If the Assignee is an Organization check here. <input checked="" type="checkbox"/>	

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Application Data Sheet 37 CFR 1.76		Attorney Docket Number		1116-065B	
		Application Number			
Title of Invention		SYSTEM AND METHOD FOR SHARING PLAYLISTS			
Organization Name		ConPact, Inc.			
Mailing Address Information:					
Address 1		7011 Fayetteville Road, Suite 210			
Address 2					
City		Durham		State/Province	NC
Country i	US		Postal Code		27713
Phone Number				Fax Number	
Email Address					
Additional Assignee Data may be generated within this form by selecting the Add button. Add					

Signature:

A signature of the applicant or representative is required in accordance with 37 CFR 1.33 and 10.18. Please see 37 CFR 1.4(d) for the form of the signature.					
Signature	/R. Chad Bevins/			Date (YYYY-MM-DD)	2008-05-02
First Name	R. Chad	Last Name	Bevins	Registration Number	51468

This collection of information is required by 37 CFR 1.76. 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 23 minutes to complete, including gathering, preparing, and submitting the completed application data sheet 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, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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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 inspections 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.



PTO/SB/01 (08-03)

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**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION
(37 CFR 1.63)**Declaration
Submitted
With Initial
Filing

OR

Declaration
Submitted after Initial
Filing (surcharge
(37 CFR 1.16 (e))
required)

Attorney Docket Number 021055.0004US1

First Named Inventor Martin Weel

COMPLETE IF KNOWN

Application Number 10/840,110

Filing Date May 5, 2004

Art Unit 2126

Examiner Name

I hereby declare that:

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

System and Method for Sharing Playlists

(Title of the Invention)

the specification of which



is attached hereto

OR



was filed on (MM/DD/YYYY)

05/05/2004

as United States Application Number or PCT International

Application Number

10/840,11

and was amended on (MM/DD/YYYY)

(if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				Yes	No
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. 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 21 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, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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DECLARATION — Utility or Design Patent Application

Direct all correspondence to: <input type="checkbox"/> Customer Number: <input type="text" value="34284"/>		OR <input type="checkbox"/> Correspondence address below	
Name			
Address			
City		State	ZIP
Country	Telephone	Fax	
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
NAME OF SOLE OR FIRST INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) <i>Martin</i>		Family Name or Surname <i>Weel</i>	
Inventor's Signature <i>[Signature]</i>		Date <i>9/23/09</i>	
Residence: City <i>Modjeska</i>	State <i>CA</i>	Country <i>USA</i>	Citizenship <i>USA</i>
Mailing Address <i>MusicStream, LLC 65 Enterprise</i>			
City <i>Aliso Viejo</i>	State <i>CA</i>	ZIP <i>92656</i>	Country
NAME OF SECOND INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
Inventor's Signature		Date	
Residence: City	State	Country	Citizenship
Mailing Address			
City	State	ZIP	Country
<input type="checkbox"/> Additional inventors or a legal representative are being named on the _____ supplemental sheet(s) PTO/SB/02A or 02LR attached hereto.			

[Page 2 of 2]

05/02/2008

PTO/SB/06 (12-04)

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PATENT APPLICATION FEE DETERMINATION RECORD

Substitute for Form PTO-875

Application or Docket Number

12/114,286**APPLICATION AS FILED – PART I**

(Column 1)

(Column 2)

FOR	NUMBER FILED	NUMBER EXTRA
BASIC FEE (37 CFR 1.16(a), (b), or (c))	N/A	N/A
SEARCH FEE (37 CFR 1.16(k), (l), or (m))	N/A	N/A
EXAMINATION FEE (37 CFR 1.16(o), (p), or (q))	N/A	N/A
TOTAL CLAIMS (37 CFR 1.16(i))	12	*
INDEPENDENT CLAIMS (37 CFR 1.16(h))	4	* 1
APPLICATION SIZE FEE (37 CFR 1.16(s))	If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR	
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(j))		

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

SMALL ENTITY

OR

OTHER THAN SMALL ENTITY

RATE (\$)	FEE (\$)
N/A	
N/A	
N/A	
X 25=	
X 100=	
N/A	
TOTAL	

OR

RATE (\$)	FEE (\$)
N/A	310
N/A	510
N/A	210
X 50=	
X 200=	210
N/A	
TOTAL	1,240

APPLICATION AS AMENDED – PART II

(Column 1)

(Column 2)

(Column 3)

AMENDMENT A		CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
	Total (37 CFR 1.16(i))	*	Minus	**	=
	Independent (37 CFR 1.16(h))	*	Minus	***	=
	Application Size Fee (37 CFR 1.16(s))				
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))				

SMALL ENTITY

OR

OTHER THAN SMALL ENTITY

RATE (\$)	ADDITIONAL FEE (\$)
X =	
X =	
N/A	
TOTAL	
ADD'T FEE	

OR

OR

OR

OR

OR

OR

RATE (\$)	ADDITIONAL FEE (\$)
X =	
X =	
N/A	
TOTAL	
ADD'T FEE	

(Column 1)

(Column 2)

(Column 3)

AMENDMENT B		CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
	Total (37 CFR 1.16(i))	*	Minus	**	=
	Independent (37 CFR 1.16(h))	*	Minus	***	=
	Application Size Fee (37 CFR 1.16(s))				
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))				

RATE (\$)	ADDITIONAL FEE (\$)
X =	
X =	
N/A	
TOTAL	
ADD'T FEE	

OR

OR

OR

OR

OR

OR

OR

OR

RATE (\$)	ADDITIONAL FEE (\$)
X =	
X =	
N/A	
TOTAL	
ADD'T FEE	

* 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.

This collection of information is required by 37 CFR 1.16. 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, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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