

Cox Communications, Inc. Exhibit 1013



P24859.A11

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Paul G. BANIAK et al. Group Art Unit: 2642
Application No.: 10/761,382 Examiner: W. DEANE
Filed : January 22, 2004
For : PROFILE MANAGEMENT SYSTEM INCLUDING USER
INTERFACE FOR ACCESSING AND MAINTAINING PROFILE
DATA OF USER SUBSCRIBED TELEPHONY SERVICES

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Service Window, Mail Stop Amendment
Randolph Building
401 Dulany Street
Alexandria, VA 22314

**THIRD SUPPLEMENTAL DECLARATION OF
TERRY L. VIETH PURSUANT TO 37 C.F.R. §1.131**

I, Terry L. Vieth, declare that:

1. I am an inventor of the subject matter recited in the claims of the present application, which is a continuation of U.S. Patent Application No. 09/050,986 (hereinafter the "parent application"), which claims priority of U.S. Provisional Patent Application No. 60/042,680. The claims of the present application were rejected in an Official Action mailed on October 19, 2005. I have personal knowledge of the facts set forth in this declaration.

2. I have previously executed a Declaration of Terry L. Vieth pursuant to 37 C.F.R. §1.131 on December 17, 2002, a Supplemental Declaration of Terry L. Vieth pursuant to 37 C.F.R. §1.131 on August 11, 2003, and a Second Supplemental Declaration of Terry L. Vieth pursuant to 37 C.F.R. §1.131 on May 7, 2004. Copies of these Declarations and their attachments are incorporated herein by reference in their entireties.

3. I am a member of the group of named inventors in the present application. The group conceived within the United States, prior to October 4, 1995 (i.e., prior to the filing date of DULMAN, U.S. Patent No. 5,915,008), the profile management system that the October 19, 2005, rejection asserts is disclosed by Dulman.

4. From prior to October 4, 1995, the group worked diligently until the profile management system was reduced to practice. I attended meetings on at least January 11, 1996; January 22, 1996; and April 15, 1996, in furtherance of the group's work on the profile management system. Exhibit A includes partially redacted meeting minutes, showing a list of attendees at these meetings.

I hereby declare all statements made herein of my own knowledge are true and that all statements made herein 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

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both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of any issued patent.

Executed on: 3-2-6

Terry Vieth Terry L. Vieth