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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/109,186	03/28/2002	Hans F. van Rietschote	5760-00400/VRTS 0064	4997

7590 07/06/2006  
Lawrence J. Merkel  
Conley, Rose, & Tayon, P.C.  
P.O. Box 398  
Austin, TX 78767

EXAMINER

CHACE, CHRISTIAN

ART UNIT PAPER NUMBER

2189

DATE MAILED: 07/06/2006

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

Symantec 2001

**Supplemental  
Notice of Allowability**

Application No.

10/109,186

Examiner

Christian P. Chace

Applicant(s)

RIETSCHOTE, HANS F. VAN

Art Unit

2189

**-- 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 Request for reconsideration of IDS filed 6/6/06.
2.  The allowed claim(s) is/are 1-30.
3.  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.**

4.  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.
  5.  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).
6.  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.  Notice of References Cited (PTO-892)
2.  Notice of Draftsperson's Patent Drawing Review (PTO-948)
3.  Information Disclosure Statements (PTO-1449 or PTO/SB/08),  
Paper No./Mail Date 2/27/06
4.  Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
5.  Notice of Informal Patent Application (PTO-152)
6.  Interview Summary (PTO-413),  
Paper No./Mail Date \_\_\_\_\_.
7.  Examiner's Amendment/Comment
8.  Examiner's Statement of Reasons for Allowance
9.  Other \_\_\_\_\_.

**DETAILED ACTION**

***Response to Amendment***

This Office action has been issued in response to request for reconsideration filed 8 June 2006. Applicants requested the IDS submitted 27 February 2006 be considered by examiner. The IDS has been considered, and a signed and initialed copy is attached hereto. Examiner apologizes fro any inconvenience as a result of this oversight.

***Terminal Disclaimer***

The terminal disclaimer filed on 1 March 2006 disclaiming the terminal portion of any patent granted on this application which would extend beyond the expiration date of US Patent applications 10/108,882, 10/109,406, and 10/616,437; has been reviewed and is accepted. The terminal disclaimer has been recorded.

***Information Disclosure Statement***

The information disclosure statement filed 27 February 2006 has been considered by examiner. A signed and initialed copy is attached hereto.

***Allowable Subject Matter***

Claims 1-30 are allowed.

The record is clear as to the reasons for allowance in this case. Accordingly, no further statement is deemed necessary at this time.

***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Christian P. Chace whose telephone number is 571.272.4190. The examiner can normally be reached on MAXI FLEX.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Reginald Bragdon can be reached on 571.272.4204. 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).



Christian P. Chace  
Primary Examiner  
Art Unit 2189

IDS 2/27/06

Application Serial No. 10/109,186 - Filed March 28, 2002

- a.  within 3 months of the filing date of a national application other than a continued prosecution application under § 1.53(d);
- within 3 months of the date of entry of the national stage as set forth in § 1.491 in an International application;
- before the mailing date of a first Office Action on the merits; or
- before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.
- b.  after the events of above paragraph 1a and prior to the mailing date of a final Office Action or Notice of Allowance, and thus:  the certification of paragraph 2 below is provided, or  a fee of \$180.00 is required.
- c.  after the mailing date of a final Office Action or a Notice of Allowance and prior to payment of the issue fee, and thus: the certification of paragraph 2 below is provided and a fee of \$180.00 is authorized below.

2. It is hereby certified:

- that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in § 1.56(c) more than thirty (30) days prior to the filing of the information disclosure statement;
- that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of the Statement; 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 or, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in § 1.56 (c) more than three (3) months prior to the filing of the Statement.

3.  Consideration of the following additional information (including any co-pending or abandoned U.S. applications, prior uses and/or sales, etc.) is requested:

CR

Copy of Office Action from U.S. Serial No. 10/108,882, mailed December 23, 2005.

4. For each non-English language reference listed on the attached Form PTO-1449:

- reference is made to an English language translation submitted herewith, and/or
- reference is made to a foreign patent office search report (in the English language) submitted herewith, and/or

*N. A. P. G.*

6/25/06