

(Also referred to as FORM PTO-1465)

REQUEST FOR *EX PARTE* REEXAMINATION TRANSMITTAL FORM

Address to:

**Mail Stop *Ex Parte* Reexam
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

Attorney Docket No.: 13557.112021

Date: February 15, 2011

1. ☒ This is a request for *ex parte* reexamination pursuant to 37 CFR 1.510 of patent number RE38,104 issued April 29, 2003. The request is made by third party requester.
2. ☒ a. The name and address of the person requesting reexamination is:
- Google Inc.
1600 Amphitheatre Parkway
Mountain View, CA 94043
3. ☐ a. A check in the amount of \$ _____ is enclosed to cover the reexamination fee, 37 CFR 1.20(c)(1);
☒ b. The Director is hereby authorized to charge additional fees as set forth in 37 CFR 1.20(c)(1) to Deposit Account No. 11-0980; or
☒ c. Payment by credit card.
4. ☒ Any refund should be made by ☐ check or ☒ credit to Deposit Account No. 11-0980. 37 CFR 1.26(c). If payment is made by credit card, refund must be made to credit card account.
5. ☒ A copy of the patent to be reexamined having a double column format on one side of a separate paper is enclosed. 37 CFR 1.510(b)(4)
6. ☐ CD-ROM or CD-R in duplicate, Computer Program (Appendix) or large table
☐ Landscape Table on CD
7. ☐ Nucleotide and/or Amino Acid Sequence Submission
If applicable, items a. - c. are required.
 a. ☐ Computer Readable Form (CRF)
 b. Specification Sequence Listing on:
 i ☐ CD-ROM (2 copies) or CD-R (2 copies); or
 ii ☐ paper
 c. ☐ Statements verifying identity of above copies
8. ☒ A copy of any disclaimer, certificate of correction or reexamination certificate issued in the patent is included.
9. ☒ Reexamination of claim(s) 11-41 is requested.
10. ☒ A copy of every patent or printed publication relied upon is submitted herewith including a listing thereof on Form PTO/SB/08, PTO-1449, or equivalent.
11. ☐ An English language translation of all necessary and pertinent non-English language patents and/or printed publications is included.

I hereby certify that this paper is being filed via EFS-Web on February 15, 2011:
 MS Ex Parte Reexam, Central Reexamination Unit, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: February 15, 2011

Signature: /Robert T. Neufeld/
 Robert T. Neufeld Reg. No. 48,394

12. ☒ The attached detailed request includes at least the following items:
- A statement identifying each substantial new question of patentability based on prior patents and printed publications. 37 CFR 1.510(b)(1)
 - An identification of every claim for which reexamination is requested, and a detailed explanation of the pertinency and manner of applying the cited art to every claim for which reexamination is requested. 37 CFR 1.510(b)(2)
13. ☐ A proposed amendment is included (only where the patent owner is the requester). 37 CFR 1.510(e)
14. ☒ a. It is certified that a copy of this request (if filed by other than the patent owner) has been served in its entirety on the patent owner as provided in 37 CFR 1.33(c).
The name and address of the party served and the date of service are:

Finnegan Henderson Farabow Garrett & Dunner LLP
901 New York Avenue, NW
Washington DC 20001-4413

Date of Service: February 15, 2011 ; or

- ☐ b. A duplicate copy is enclosed since service on patent owner was not possible.

15. Correspondence Address: Direct all communication about the application to:

- ☒ The address associated with Customer Number:

20786

OR

☐ Firm or
Individual Name

Address

City	State	Zip
Country	Telephone	Email

Firm or
Individual Name

Address

City	State	Zip
Country	Telephone	Email

16. ☒ The patent is currently the subject of the following concurrent proceeding(s):

- ☐ a. Copending reissue Application No. _____ .
- ☐ b. Copending reexamination Control No. _____ .
- ☐ c. Copending Interference No. _____ .
- ☒ d. Copending litigation styled:

Oracle America, Inc. v. Google Inc., Civil Action No.: 3:10-cv-03561 WHA

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

<u>/Robert T. Neufeld/</u> Authorized Signature For Third Party Requester, Google, Inc.	<u>February 15, 2011</u> Date
<u>Robert T. Neufeld</u> Typed/Printed Name	<u>48,394</u> Registration Number, if applicable