

## Structure

## Overview

- Assess your position and lesson plan
- Structure your presentation to avoid argument
- Provide a sensible written agenda that invites preparation

## Agenda



## Lesson Plan

- | 100/100  | 100  |
|--|--|
| <ul style="list-style-type: none"> <li>Nice class</li> <li>Other elements missing</li> <li>Elements are not combined</li> <li>Class is not in front</li> <li>Class of 1st order elements</li> <li>Reference to a table</li> <li>Selling a narrow discussion</li> </ul> | <ul style="list-style-type: none"> <li>Flow considered?</li> <li>Combination defines common sense</li> <li>Intuitive</li> <li>Discussion leads to a difference in combination</li> <li>Describing or changing principle of operation for primary reference</li> <li>Effective index</li> </ul> |

## Argument-Free Flow

- General background
- Figures from application (always)
- Words of the claims (always)
- Figures from references (sometimes)
- Office action (rarely)

## Audience



### Key Stats



## PatentCore or Other



### Adapt Immediately

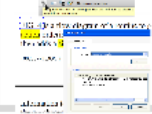


## Analysis

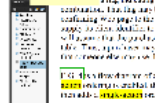
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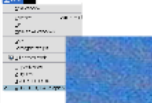
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## Acknowledgments

At PTG: John Dill, Finchas Lander, Beth Rowell, Jeff Smith, Wynn Coggins, Jay Kramer, Joan Hennings, Dave Kappas, Nick Geddes, Bob Stroh, Dave Hirschfeld, Dave Wiley, Scott Williams, Joseph Wiman, Jennifer Rardin Byrne, Dennis Forbes.

On the Street: Mark Haynes, Fred Zuzak, Hans Trosch, Ben Brown, Rick Nydegger, Emma Wolf.

Slides from Webinar on February 27, 2013  
PTO Examiner Interviewing Techniques and Tips in  
the Era of Hoteling, WebEx and Videoconferencing

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## Lesson Plan

- Background
- Not clear
  - Over-reliance on history
  - Elements recombined
  - Claims reinterpreted
  - Cannot tell how examiner is applying the art
  - Reference to a whole
  - Selling a narrow distinction

- FIG
- Flow combination
  - Combination of office common sense
  - Handlight
  - Most often leads to a different combination
  - Summarizing or changing principle of operation
  - Primary reference
  - Offspring/variation

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## PatentCore or Other



## Adapt Immediately

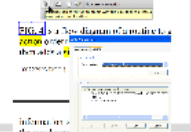


# Analysis

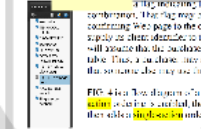
## Embed Titles



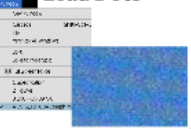
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# Structure

## Overview

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## Lesson Plan

102/103

- Not close
- One element missing
- Elements recombined
- Claim misinterpreted
- Cannot tell how examiner is applying the ref
- Reference as a whole
- Selling a narrow distinction

103

- How combined?
- Combination defies common sense-hindsight
- Motivation leads to a different combination
- Destroying or changing principle of operation for primary reference
- Objective indicia

## Argument-Free Flow

- General background
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- Words of the claims (always)
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- Office action (rarely)

# Overview

- Assess your position and lesson plan
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# Lesson Plan

## I02/I03

- Not close
- One element missing
- Elements recombined
- Claim misinterpreted
- Cannot tell how examiner is applying the ref
- Reference as a whole
- Selling a narrow distinction

## I03

- How combined?
- Combination defies common sense-hindsight
- Motivation leads to a different combination
- Destroying or changing principle of operation for primary reference
- Objective indicia

# Agenda

The screenshot shows a Cisco WebEx Meeting Center window. The title bar includes 'Meeting Center' and various menu options like File, Edit, Share, View, Audio, Participant, Meeting, Window, and Help. The status bar at the top right shows 'Thu 8:47 AM ebeffel' and a search icon. The main content area is divided into two panes. The left pane displays a document titled 'Atty Docket No.: AIPLA ECLC Webinar'. The document content includes a header 'IN THE UNITED STATES PATENT AND TRADEMARK OFFICE', followed by a table with application details, and an 'INTERVIEW AGENDA' section. The right pane shows a video call with Jacob Choi (Host, internal) and a smaller inset of Ernie Beffel (me). Below the video call is a chat window with a 'Send to:' dropdown menu set to 'Jacob Choi (Host & Presenter, internal)'.

Meeting Center File Edit Share View Audio Participant Meeting Window Help  
Cisco WebEx Meeting Center - Recording Session  
Meeting Number: 990 899 476 | Connected

Quick Start Meeting Info 2013-02-27 Int... watch?v=q-bNfHt... New Whiteboard Participants

Atty Docket No.: AIPLA ECLC Webinar

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Webinar Demonstration	Group Art Unit: 2821
Application No.: 90/007,946	Examiner: Jacob Choi
Confirmation No.: 0000	CUSTOMER NO.: 22470
Filed: 16 Feb 2006	
Title: METHOD AND SYSTEM FOR PLACING A PURCHASE ORDER VIA A COMMUNICATIONS NETWORK	

Informal submission  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

INTERVIEW AGENDA

Sir:

For an on February 27, 2013, applicants propose the following agenda:

- Discuss figures 2, 4 and 1A.
- Discuss meaning of "single action" in closing paragraph of application, which appears after discussion of figure 8.
- Review the wording of independent claims 1 and 11.
- We may look at the Joseph reference, especially column 8.

Ernie Beffel (me)  
Jacob Choi (Host, internal)

Audio  
Chat

Send to: Jacob Choi (Host & Presenter, internal)  
Select a participant in the Send to menu first, type chat message, and send...

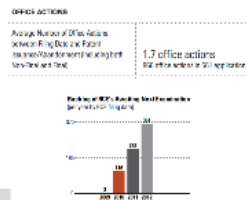
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### Key Stats



## PatentCore or Other



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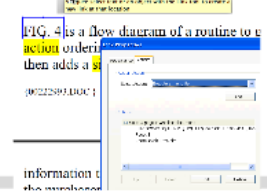


## Analysis

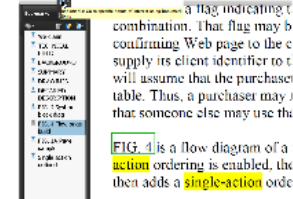
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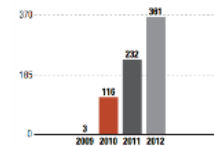


## Key Stats

### OFFICE ACTIONS

Average Number of Office Actions between Filing Date and Patent Issuance/Abandonment (including both Non-Final and Final) **1.7 office actions**  
966 office actions in 561 applications

### Backlog of AEC's Awaiting Next Examination (per year by AEC filing date)



## PatentCore or Other

Database Search Results for:  
**CHOI, JACOB Y**  
Simple Search: 2011-2016, 2009

**FILTER RESULTS**

By Design: ☐ All Design Applications ☐ By Date:

### BREAK DOWN OF ANALYZED APPLICATIONS

All Known Published Applications	Applications with Disclosed Prior Art*
257 Patent Design Applications	251 Patent Design Applications
227 Unpublished Applications	225 Unpublished Applications
10 Pending Applications	10 Pending Applications
694 Total Applications	671 Total Applications

\* Most PatentCore analysis is based on the applications who publish before the AEC.

## Adapt Immediately



IKEA job interview

MAKE A CHAIR  
AND TAKE A SEAT



CANARY PETE

# PatentCore or Other

Examiner Search Results for

**CHOI, JACOB Y**

Group Art Units: [2821](#), [2875](#), [2885](#)

## FILTER RESULTS

### By Designs

See information for applications:

**Designs included** ▼

### By Time

See information for applications with  
significant activity in last: **choose** ▼

OR since:

**SUBMIT**

**RESET FILTERS**

## BREAK DOWN OF ANALYZED APPLICATIONS

### All Known Published Applications

392 Patent Granted Applications

232 Abandoned Applications

10 Pending Applications

**634 Total Applications**

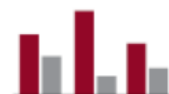
### Applications with Electronic File Histories\*

336 Patent Granted Applications

225 Abandoned Applications

10 Pending Applications

**571 Total Applications**



[View Year-by-Year  
Breakdown »](#)

*\* Most PatentCore analysis is based on the applications with available electronic file histories.*

# Key Stats

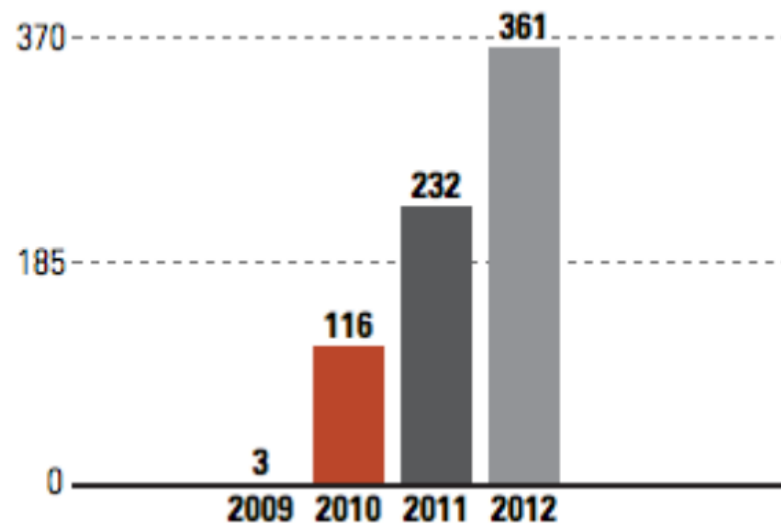
## OFFICE ACTIONS

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Issuance/Abandonment (Including both  
Non-Final and Final)

**1.7 office actions**

966 office actions in 561 applications

**Backlog of RCE's Awaiting Next Examination**  
(per year by RCE filing date)

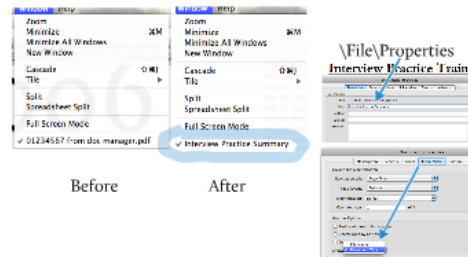


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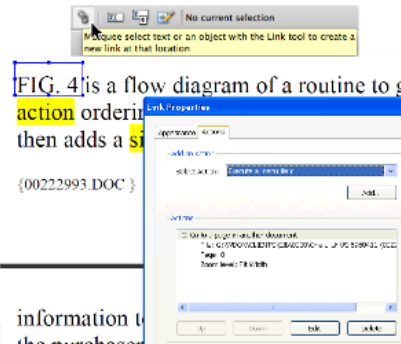


# Analysis

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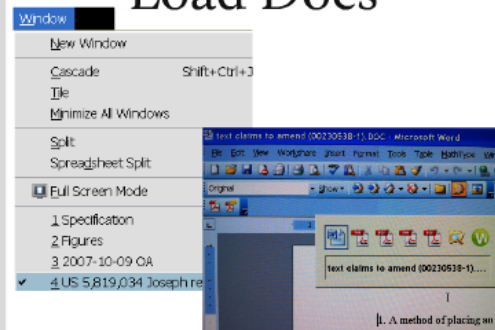
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a flag indicating the combination. That flag may be used to confirm the Web page to the client and supply its client identifier to the server. The server will assume that the purchaser is the one in the table. Thus, a purchaser may use the flag to indicate that someone else may use the

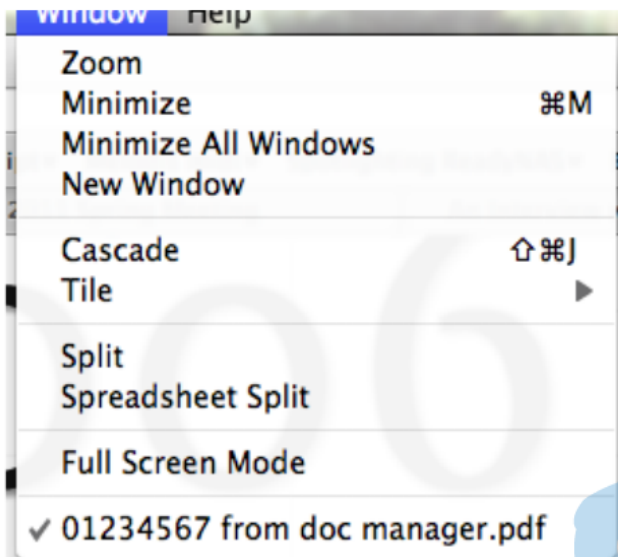
FIG. 4 is a flow diagram of a action ordering is enabled, the then adds a single-action orde

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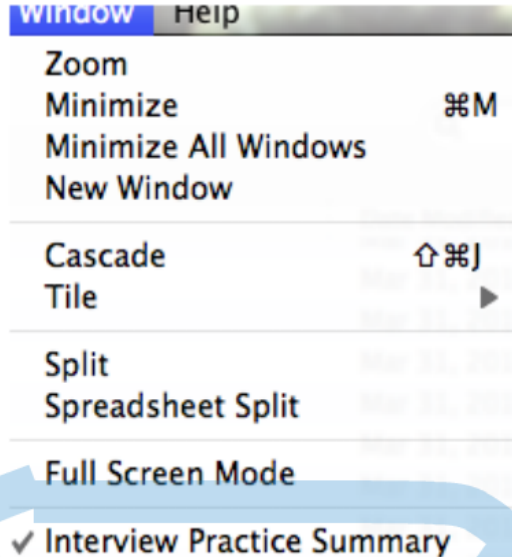




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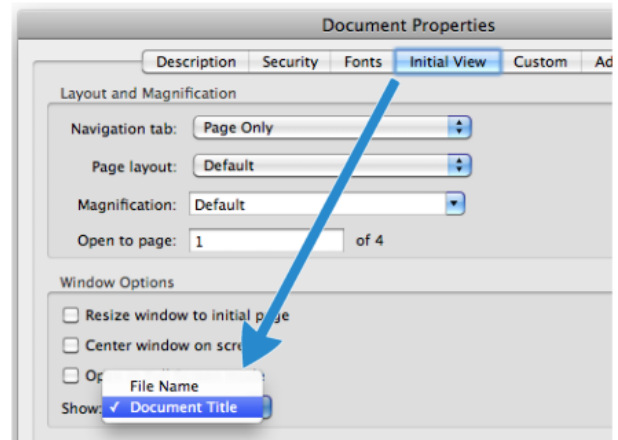
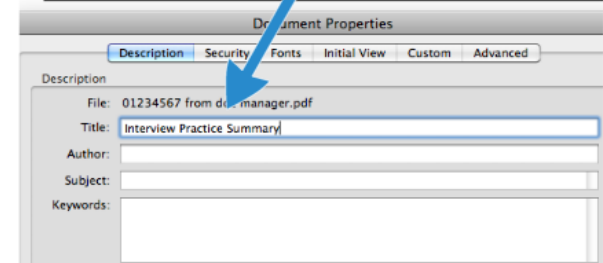


Before

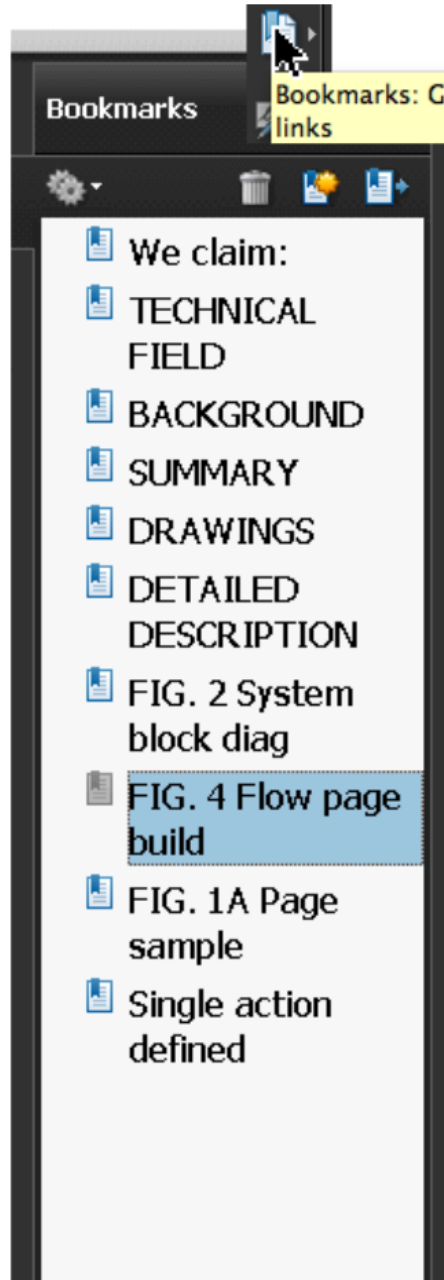


After

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Interview Practice Traini



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a flag indicating the combination. That flag may be confirming Web page to the client supply its client identifier to the will assume that the purchased table. Thus, a purchaser may indicate that someone else may use the

FIG. 4 is a flow diagram of a action ordering is enabled, the then adds a single-action order



# Cross-Links

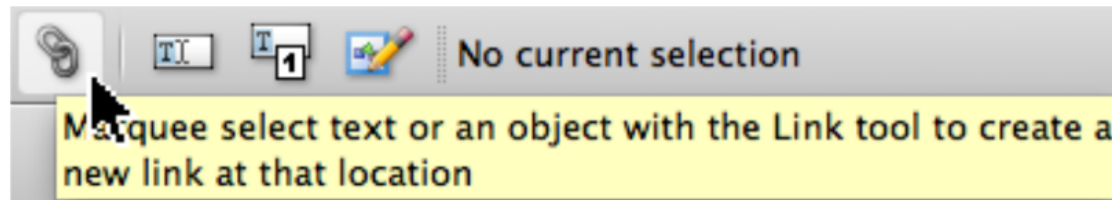
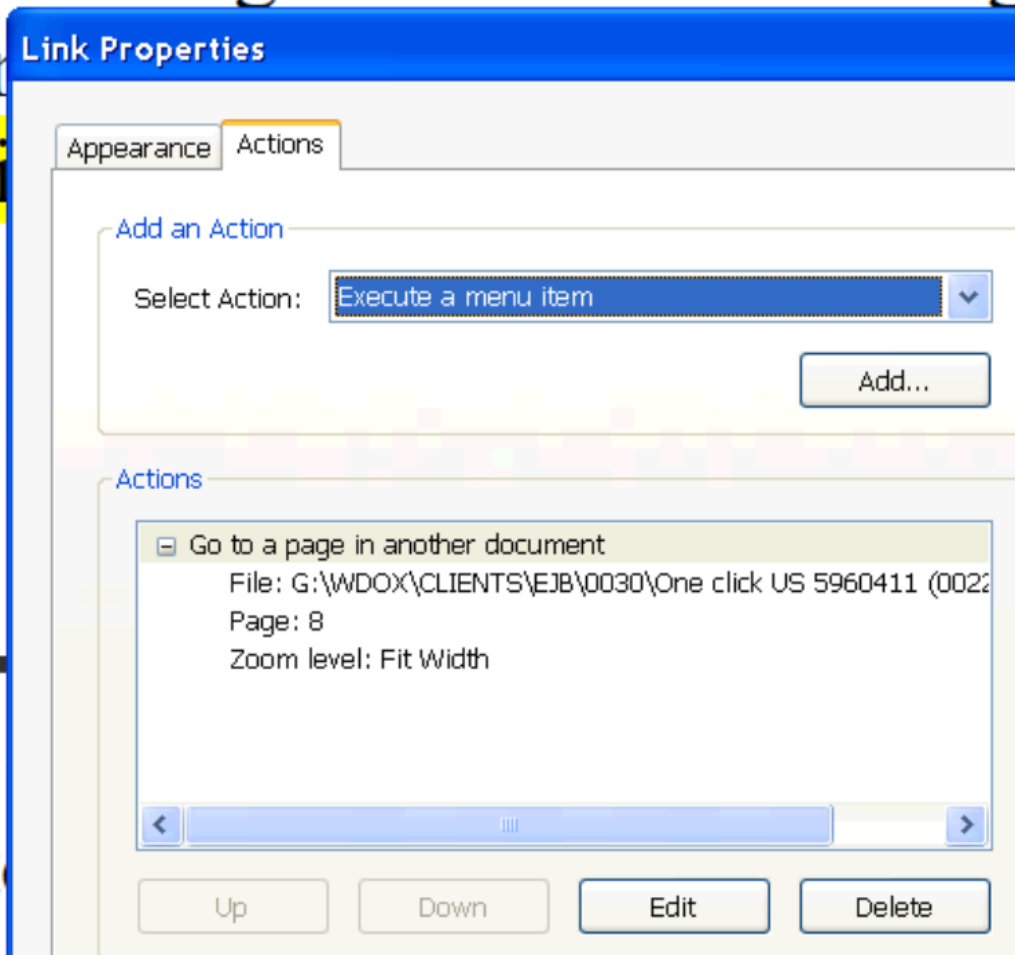


FIG. 4 is a flow diagram of a routine to generate action ordering information then adds a signature {00222993.DOC }

information to  
the purchased



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Window

New Window

Cascade

Shift+Ctrl+J

Tile

Minimize All Windows

Split

Spreadsheet Split

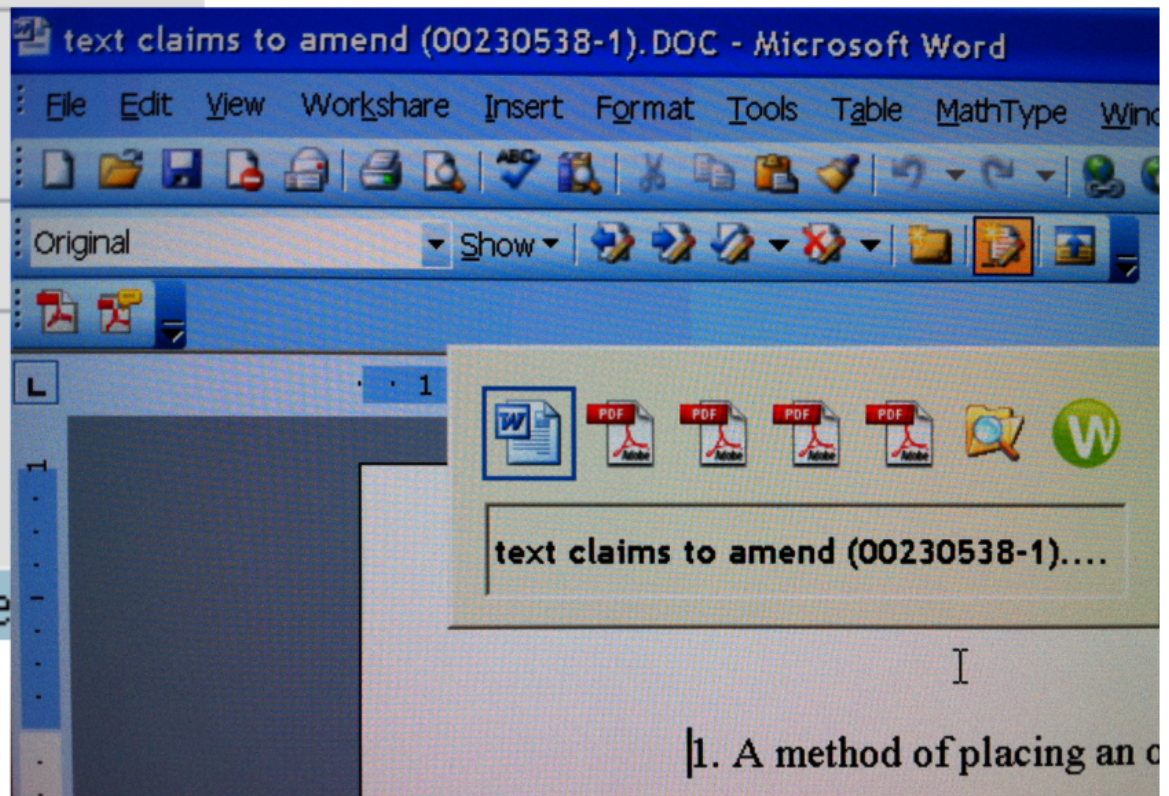
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1 Specification

2 Figures

3 2007-10-09 OA

✓ 4 US 5,819,034 Joseph re



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# Acknowledgments

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