

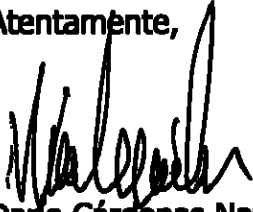
Señores
SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO
DIVISIÓN DE NUEVAS CREACIONES
E. S. D.

Ref.: Expediente No. 05-059.685
Solicitud de patente PCT CAPA DE INTEGRACIÓN
DE MEDIOS.
Solicitante: Microsoft Corporation.

Darío Cárdenas Navas, identificado como aparece al pie de mi firma y obrando en mi condición de apoderado de la sociedad Microsoft Corporation mencionada en la referencia, en respuesta al Oficio No. 10681 notificado por fijación en lista el 22 de Septiembre de 2.006, me permito adjuntar a este escrito el reporte de examen preliminar Internacional sus anexos y su correspondiente traducción (Art. 36.2.b) del tratado PCT.

En virtud de lo anterior, solicito a ese Despacho proceder a ordenar la publicación de la patente en referencia.

Atentamente,



Darío Cárdenas Navas
c.c. 17.066.629 de Bogotá
t.p. 1.250.JAG

JAG/amg
F. P-342

From the INTERNATIONAL BUREAU

PCT

NOTIFICATION CONCERNING
TRANSMITTAL OF COPY OF INTERNATIONAL
PRELIMINARY REPORT ON PATENTABILITY
(CHAPTER I OF THE PATENT COOPERATION
TREATY)
(PCT Rule 44bis.1(c))

To:

MICHALIK, Albert, S.
Suite 193
704-228th Avenue NE
Sammamish, WA 98074
ETATS-UNIS D'AMERIQUE

Date of mailing (day/month/year)
04 May 2006 (04.05.2006)

Applicant's or agent's file reference
4121 3 06 2 33. 26

IMPORTANT NOTICE

International application No.
PCT/US2004/024570

International filing date (day/month/year)
28 July 2004 (28.07.2004)

Priority date (day/month/year)
23 October 2003 (23.10.2003)

Applicant

MICROSOFT CORPORATION

The International Bureau transmits herewith a copy of the international preliminary report on patentability (Chapter I of the Patent Cooperation Treaty)

The International Bureau of WIPO
34, chemin des Colombettes
1211 Geneva 20, Switzerland

Authorized officer

Ellen Moyse

PATENT COOPERATION TREATY

PCT

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY
(Chapter I of the Patent Cooperation Treaty)

(PCT Rule 44bis)

1035 1158

Applicant's or agent's file reference 4121	FOR FURTHER ACTION	See item 4 below
International application No. PCT/US2004/024570	International filing date (day/month/year) 28 July 2004 (28.07.2004)	Priority date (day/month/year) 23 October 2003 (23.10.2003)
International Patent Classification (8th edition unless older edition indicated) See relevant information in Form PCT/ISA/237		
Applicant MICROSOFT CORPORATION		

1. This international preliminary report on patentability (Chapter I) is issued by the International Bureau on behalf of the International Searching Authority under Rule 44 bis.1(a).

2. This REPORT consists of a total of 4 sheets, including this cover sheet.

In the attached sheets, any reference to the written opinion of the International Searching Authority should be read as a reference to the international preliminary report on patentability (Chapter I) instead.

3. This report contains indications relating to the following items:

- | | | |
|-------------------------------------|--------------|---|
| ☒ | Box No. I | Basis of the report |
| ☐ | Box No. II | Priority |
| ☐ | Box No. III | Non-establishment of opinion with regard to novelty, inventive step and industrial applicability |
| ☐ | Box No. IV | Lack of unity of invention |
| ☒ | Box No. V | Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement |
| ☐ | Box No. VI | Certain documents cited |
| ☐ | Box No. VII | Certain defects in the international application |
| ☐ | Box No. VIII | Certain observations on the international application |

4. The International Bureau will communicate this report to designated Offices in accordance with Rules 44bis.3(c) and 93bis.1 but not, except where the applicant makes an express request under Article 23(2), before the expiration of 30 months from the priority date (Rule 44bis.2).

The International Bureau of WIPO 34, chemin des Colombettes 1211 Geneva 20, Switzerland Facsimile No. +41 22 740 14 35	Date of issuance of this report 24 April 2008 (24.04.2008)
	Authorized officer Ellen Moyse Telephone No. +41 22 338 89 75

PATENT COOPERATION TREATY

REC'D 07 OCT 2005

WIPO

PCT

From the
INTERNATIONAL SEARCHING AUTHORITY

To:
ALBERT S. MICHALIK
704-228TH AVENUE NE, SUITE 193
SANDHAMISH, WA 98074

PCT

WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY

(PCT Rule 43bis.1)

Date of mailing
(day/month/year)

05 OCT 2005

Applicant's or agent's file reference

4121

FOR FURTHER ACTION

See paragraph 2 below

International application No.

PCT/US04/24570

International filing date (day/month/year)

28 July 2004 (28.07.2004)

Priority date (day/month/year)

23 October 2003 (23.10.2003)

International Patent Classification (IPC) or both national classification and IPC

IPC(7): G09G 5/08 and US CL: 345/619-631

Applicant

MICROSOFT CORPORATION

1. This opinion contains indications relating to the following items:

- ☒ Box No. I Basis of the opinion
- ☐ Box No. II Priority
- ☐ Box No. III Non-establishment of opinion with regard to novelty, inventive step and industrial applicability
- ☐ Box No. IV Lack of unity of invention
- ☒ Box No. V Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; objections and explanations supporting such statement
- ☐ Box No. VI Certain documents cited
- ☐ Box No. VII Certain defects in the international application
- ☐ Box No. VIII Certain observations on the international application

2. FURTHER ACTION

If a demand for international preliminary examination is made, this opinion will be considered to be a written opinion of the International Preliminary Examining Authority ("IPEA") except that this does not apply where the applicant chooses an Authority other than this one to be the IPEA and the chosen IPEA has notified the International Bureau under Rule 66.1bb(4) that written opinions of this International Searching Authority will not be so considered.

If this opinion is, as provided above, considered to be a written opinion of the IPEA, the applicant is invited to submit to the IPEA a written reply together, where appropriate, with amendments, before the expiration of 3 months from the date of mailing of Form PCT/ISA/220 or before the expiration of 22 months from the priority date, whichever expires later.

For further options, see Form PCT/ISA/220.

3. For further details, see notes to Form PCT/ISA/220.

Name and mailing address of the ISA/US

Mail Stop PCT, Asian ISA/US
Commissioner for Patents
P.O. Box 1430
Alexandria, Virginia 22313-1430

Facsimile No. (571) 273-2201

Date of completion of this
opinion

21 September 2005 (21.09.2005)

Authorized officer

KENNETH A. WIEDER

Telephone No. 703 305-7608

Form PCT/ISA/237 (cover sheet) (April 2005)

WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY

International application No.

PCT/US04/24570

1037

24570

Box No. I Basis of this opinion

1. With regard to the language, this opinion has been established on the basis of:

- ☒ the international application in the language in which it was filed
☐ a translation of the international application into _____, which is the language of a translation furnished for the purposes of international search (Rules 12.3(a) and 23.1(b)).

2. With regard to any nucleotide and/or amino acid sequence disclosed in the international application and necessary to the claimed invention, this opinion has been established on the basis of:

a. type of material

- ☐ a sequence listing
☐ table(s) related to the sequence listing

b. format of material

- ☐ on paper
☐ in electronic form

c. time of filing/furnishing

- ☐ contained in the international application as filed.
☐ filed together with the international application in electronic form.
☐ furnished subsequently to this Authority for the purposes of search.

3. ☐ In addition, in the case that more than one version or copy of a sequence listing and/or table(s) relating thereto has been filed or furnished, the required statements that the information in the subsequent or additional copies is identical to that in the application as filed or does not go beyond the application as filed, as appropriate, were furnished.

4. Additional comments:

WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY

International application No.
PCT/USD4/24570

1038

Box No. V Reasoned statement under Rule 43 bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement

1. Statement

Novelty (N)	Claims 1-67	YES
	Claims NONE	NO
Inventive step (IS)	Claims 1-67	YES
	Claims NONE	NO
Industrial applicability (IA)	Claims NONE	YES
	Claims 1-67	NO

2. Citations and explanations:

Claims 1-67 meet the criteria set out in PCT Article 33(2)-(3), and thus have industrial applicability because the subject matter claimed can be made or used in industry.

Claims 1-67 lack industrial applicability as defined by PCT Article 33(4), because the claimed invention directed to non-statutory subject matter. That is, the method claims are clearly software as supported by applicant's specification and they clearly read on a software implementation. Such an implementation or a computer program is never claimed. As such, the claims in question (independent claims 1,36 and 65, and all dependent claims thereof) recite functional descriptive material, that is, software per se, and as such are *prima facie* nonstatutory. Further, claims 1,36 and 65 are not technologically embodied, as a "computing environment" in the above claims could be a room with a computing device in it.