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FEB 14 2005

DIRECTOR'S OFFICE
TECHNOLOGY CENTER 2600

In re Application of
Eliot I. Berstein, et al.
Application No. 09/630,939
Filed: August 2, 2000

DECISION ON REQUEST

For: **SYSTEM AND METHOD FOR
PROVIDING AN ENHANCED DIGITAL
IMAGE FILE**

Click here for suspension request
sent to Commissioner stating the
reasons for suspension.

This is a decision on the request for continued suspension filed September 22, 2004.

Applicants request a second period of suspension for 6 months. The reason for the request is that incorrect inventors may have been listed, incorrect assignments may have been filed and potentially pertinent disclosure not submitted.

37 C.F.R. § 1.103 Suspension of action by the Office, states in part:

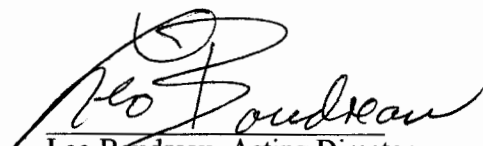
(a) Suspension for cause . On request of the applicant, the Office may grant a suspension of action by the Office under this paragraph for good and sufficient cause. The Office will not suspend action if a reply by applicant to an Office action is outstanding. Any petition for suspension of action under this paragraph must specify a period of suspension **not exceeding six months**. Any petition for suspension of action under this paragraph must also include:

- (1) A showing of good and sufficient cause for suspension of action; and
- (2) The fee set forth in § 1.17(h), unless such cause is the fault of the Office.
[emphasis added]

709 [R-2] Suspension of Action, states in part:...

Suspension of action under 37 CFR 1.103(a)-(d) at the applicant's request will cause a reduction in patent term adjustment accumulated (if any) under 37 CFR 1.703. The reduction is equal to the number of days beginning on the date a request for suspension of action was filed and ending on the date of the termination of the suspension. See 37 CFR 1.704(c)(1).

Pursuant to applicant's request, suspension on this application is **GRANTED**. Ex parte prosecution is **SUSPENDED FOR A PERIOD OF 6 MONTHS** from the mailing date of this letter. At the end of this period, applicant is required to notify the examiner and request continuance of prosecution or a further suspension. See MPEP § 709.


Leo Boudreau, Acting Director
Technology Center 2600
Communications

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By Candice Bernstein at 3:06 pm, 2/21/05

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