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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
11/618,555	12/29/2006	Forwood C. Wiser	EDG-PT1247	5989
3624	7590	04/02/2009	EXAMINER	
VOLPE AND KOENIG, P.C. UNITED PLAZA, SUITE 1600 30 SOUTH 17TH STREET PHILADELPHIA, PA 19103			PHAM, MINH CHAU THI	
			ART UNIT	PAPER NUMBER
			1797	
			MAIL DATE	DELIVERY MODE
			04/02/2009	PAPER

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

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 11/618,555	Applicant(s) WISER, FORWOOD C.	
	Examiner MINH-CHAU T. PHAM	Art Unit 1797	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) Responsive to communication(s) filed on ____.
- 2a) This action is **FINAL**. 2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) Claim(s) 1-16 is/are pending in the application.
4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) Claim(s) ____ is/are allowed.
- 6) Claim(s) 1-16 is/are rejected.
- 7) Claim(s) ____ is/are objected to.
- 8) Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on ____ is/are: a) accepted or b) objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) 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:
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)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. ____. |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date <u>9/3/08 & 11/14/07 & 10/29/07</u> . | 6) <input type="checkbox"/> Other: ____. |

Art Unit: 1797

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 1-16 are rejected under 35 U.S.C. 103(a) as being unpatentable over Kalous et al (7,459,002 B2), in view of Latham et al (7,455,706 B2).

Kalous et al disclose an apparatus in combination an electronic device (1400 in Fig. 14) having an enclosure enclosing electronic components therein (see Fig. 14) and a scent dispenser (1402) for removing scents from the air in the vicinity of the electronic device wherein the dispenser (1402) has an inlet port (unlabeled item in Fig. 14) into which air enters (1418) and an outlet port (unlabeled item) from which air is exhausted (1420), and wherein the inlet port of the dispenser (1402) is positioned in the vicinity of the electronic device (1400, and the outlet port is coupled to the enclosure of the electronic device (see details of Fig. 14). Kalous et al further disclose the apparatus including ductwork (1404) coupled to the outlet port, and the duct work (1404) dividing air from the outlet port into a first portion (1404a in Fig. 14) of cleaned air to the first enclosure enclosing first electronic device, and a second portion (1404b in Fig. 14) of cleaned air to the second enclosure enclosing second electronic device. See also details of Fig. 14, col. 18, lines 4-64. Claims 1-16 differ from the disclosure of Kalous et al in that there is a filter element for removing particles from the air located in a housing coupled to the enclosure enclosing the electronic device. Kalous et al disclose

Art Unit: 1797

a dispenser (1402) coupled to the enclosure (1400) enclosing the electronic device, but the dispenser (1402) of Kalous et al contains a scented chemical to remove the scent from the air. Latham et al disclose a filter system for electronic equipment enclosure comprising the enclosure (10) with a main housing (12) for storing sensitive electronic equipment (14), and a filter housing (20) coupled to the main housing (12) having filter elements (22 and 24) for removing particles from the air stream when the air flow enters the electronic device (10) (see details of Fig. 3, col. 3, lines 13-41). It would have been obvious to a person having ordinary skill in the art at the time the invention was made to substitute the scent material in the dispenser (1402) of Kalous et al by particle filter elements (22 and 24) as taught by Latham et al since the particle filters would effectively filter and remove any contaminants or particulates in the air stream passing through.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to MINH-CHAU T. PHAM whose telephone number is (571)272-1163. The examiner can normally be reached on Mon/Tues/Thur/Fri 7:00 am - 5:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Duane Smith can be reached on (571) 272-1166. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 1797

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). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Minh-Chau T. Pham/
Examiner, Art Unit 1797
March 30, 2009