

REMARKS

Claims 1-42 are currently pending in this application. Claim 30 has been withdrawn.

Restriction Requirement

The Examiner has required restriction to one of the following groups under 35 U.S.C. § 121:

Group I, claim 30, drawn to a kit of parts for the assembly of a control device, classified in class 280, subclass 288.4; and

Group II, claims 1-29 and 31-42, drawn to a control device, classified in class 74, subclass 502.2.

Applicant respectfully traverses this Restriction Requirement, but in order to expedite prosecution, elects Group II including claims 1-29 and 31-42.

Restriction is proper where claims in a single application are directed to multiple inventions that are independent or distinct and there would be serious burden on the Examiner if restriction were not required. *See* MPEP § 803. The present application contains 42 claims, only one of which is directed to nonelected Group I. Furthermore, the claims are closely related in scope, with Group I being directed to kit of parts for assembly of a control device, and Group II being directed to a control device. Applicant respectfully submits that no serious burden exists in

examining both groups of claims, which would be more efficient than separating the claims for examination in different applications.

The Action also indicated that the present application includes claims directed to the following patentably distinct species:

Figures 2-5;

Figures 6 and 7;

Figure 8;

Figure 9;

Figures 10 and 11;

Figure 12;

Figure 13;

Figure 14;

Figure 15;

Figures 16-16c; and

Figure 17.

Applicant respectfully traverses this Restriction Requirement, but in order to expedite prosecution, elects the species as shown in Figures 2-5 and submits that at least claims 1-18, 28, 29, 31-33, 36-42 read on the elected species.

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Application No.: 12/039,810

Conclusion

In view of the foregoing, Applicant respectfully requests withdrawal of the Restriction Requirement and examination of all of the pending claims.

If the Examiner believes that an interview would advance prosecution of the application, the Examiner is respectfully requested to contact the undersigned to schedule an interview at the Examiner's convenience.

Respectfully submitted,

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