

REMARKS/ARGUMENTS

After the foregoing Amendment, claims 1-12 are currently pending in this application. Claims 5, 8, and 9 are amended.

Double Patenting Rejection

Claims 1-8 are rejected under the judicially created doctrine of nonstatutory double patenting as being unpatentable over the claims of U.S. Patent No. 7,961,822. A Terminal Disclaimer is submitted herewith to overcome this rejection. Withdrawal of the August 30, 2011 double patenting rejection is therefore respectfully requested.

Claim Rejections - 35 USC § 112

Claims 9-12 are rejected under 35 U.S.C. § 112, second paragraph. Claim 9 is amended, so withdrawal of the 35 U.S.C. § 112, second paragraph, rejection of claim 9 is respectfully requested. Claims 10-12 are dependent upon claim 9, so withdrawal of the 35 U.S.C. § 112, second paragraph, rejection of claims 10-12 is also respectfully requested.

Applicant: Gary R. Lomp
Application No.: 13/150,371

Conclusion

If the Examiner believes that any additional minor formal matters need to be addressed in order to place this application in condition for allowance, or that a telephonic interview will help to materially advance the prosecution of this application, the Examiner is invited to contact the undersigned by telephone at the Examiner's convenience.

In view of the foregoing amendment and remarks, Applicant respectfully submits that the present application is in condition for allowance and a notice to that effect is respectfully requested.

Respectfully submitted,

Gary R. Lomp

By /John Porrazza/
John Porrazza
Registration No. 68,126

Volpe and Koenig, P.C.
United Plaza
30 South 17th Street
Philadelphia, PA 19103-4009
Telephone: (215) 568-6400
Facsimile: (215) 568-6499

JP/SBS/lat/jmn
Enclosures (2)