

Fundamentals of U.S. Patent and Trademarks – Searching and Procurement

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Laurén S. Murray, Esq.



Agenda

- U.S. Patent Procurement
- Patent Searching
- U.S. Trademark Procurement
- Trademark Searching
- Overlapping Universes of Intellectual property
- Case Studies (time permitting)



U.S. Patent Procurement

- USPTO's Patent Process Overview
- www.uspto.gov/patentsgetting-started/patent-processoverview

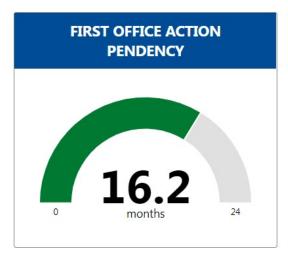
- Determine the type of

 Intellectual Property
 protection that you need
- Determine if your invention is patentable
- What kind of patent do you need?
- 4 Get ready to apply
- Prepare and submit your initial application
- 6 Work with your examiner
- 7 Receive your approval
- 8 Maintain your patent

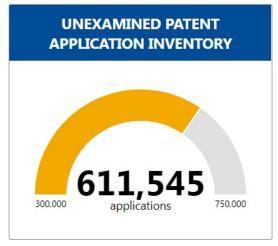
Overview of U.S. Patent Procurement Process

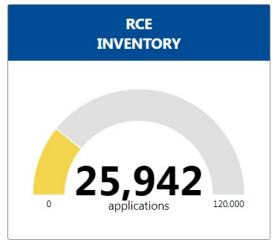
- Prepare application
 - Description
 - Drawings
 - Claims
- Application is Examined
 - Prior Art Search
 - (Usually) Issues Office Action
- File Response
 - Amendments, AND/OR
 - Arguments
- (Possibly) Final Office Action
- (Possibly) Amendment, Request Continued Examination, or Appeal

U.S. Patent Procurement – how long will it take?



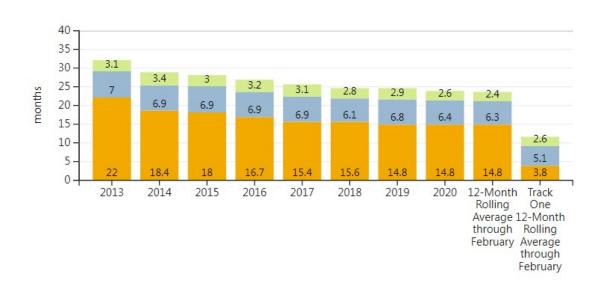






www.uspto.gov/dashboards/patents/main.dashxml

Office Time and Applicant Time - Traditional Total Pendency



Office and applicant time - traditional total pendency represents a detailed look at the traditional total pendency measure, and the Track One Prioritized Examination Process. The data is cumulative for the year and breaks out time into three categories: prosecution time with the office, time awaiting first action, and prosecution time with the applicant.

- Prosecution Time with Office
- Prosecution Time with Applicant
- Time awaiting First Action

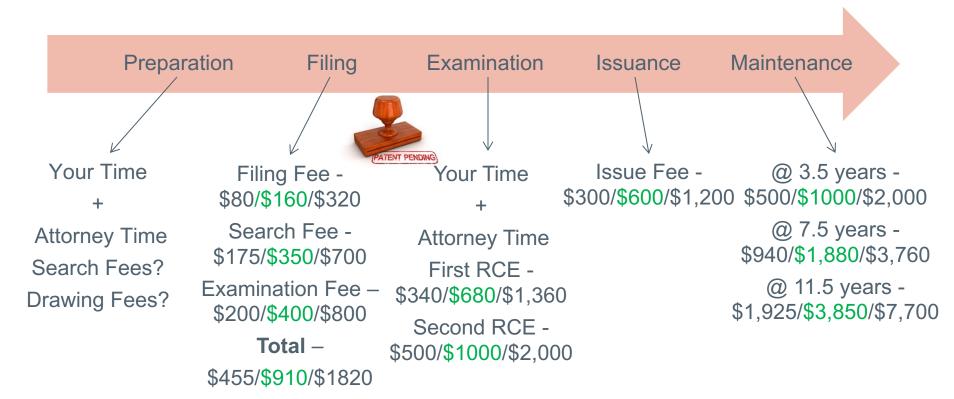


U.S. Patent Procurement – How much will it cost?





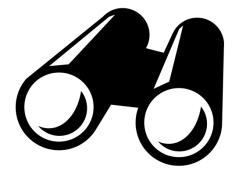
U.S. Patent Procurement – a financial timeline



- Fees for a U.S. non-provisional patent application without extras fees for claims or pages
- Micro Entity/Small Entity/Large Entity

Patent Searching

- Types of Searches
 - Patentability
 - Validity
 - Infringement
 - Clearance
 - State of the Art
- Tools and Techniques
 - USPTO's Seven Step Search Strategy
 - USPTO Search Example



Types of Prior Art Searches – Patentability Search

- To determine if an invention is patentable / claim scope
- Look for prior art disclosing the invention or something similar
- Any "public domain" knowledge











10

Collecting Information About Inventions

- Invention Disclosure Form (IDF)
 - Title of the invention
 - Name and contact information for each inventor
 - Field of the invention
 - Current state of the art, including any problems with current solutions
 - Objections and goals of the invention
 - Detailed explanation of the invention, including:
 - Advantages over the current state of the art
 - Alternative embodiments
 - Include drawings, flowcharts, logic diagrams, and electrical schematics
 - Any prior disclosure of the invention
- Interview the Inventor(s)



Types of Prior Art Searches – Validity Search

- To determine the validity of an issued patent
- Look for prior art documents that would invalidate one or more claims in the issued patent



Types of Prior Art Searches – Validity Search (example)

What is claimed is:

1. An apparatus, comprising:

a vehicle ("ego-vehicle") configured to be autonomously navigated in a peloton along a roadway, wherein the peloton comprises the ego-vehicle and at least one additional vehicle, wherein the ego-vehicle comprises: a vehicle navigation system which is configured to:

based on a comparison of driving ranges of each of the ego-vehicle and the at least one additional vehicle, determine a particular configuration of the peloton, which comprises a particular peloton position in which the ego-vehicle is navigated relative to the at least one additional vehicle, which reduces a difference of the relative driving ranges of the ego-vehicle and the at least one additional vehicle; and

generate a set of control commands which cause the vehicle to be navigated in the peloton at the particular peloton position, according to the particular configuration of the peloton.

Related U.S. Application Data

(60) Provisional application No. 62/232,853, filed on Sep. 25, 2015.

(12) United States Patent Aikin et al.

(54) PELOTON

(71) Applicant: Apple Inc., Cupertino, CA (US)

(72) Inventors: Randol W. Aikin, Sunnyvale, CA (US);

Malcolm J. Northcott, Felton, CA

(US)

(73) Assignee: Apple Inc., Cupertino, CA (US)

(*) Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 U.S.C. 154(b) by 0 days.

(21) Appl. No.: 15/275,160

(22) Filed: Sep. 23, 2016

Related U.S. Application Data

(60) Provisional application No. 62/232,853, filed on Sep. 25, 2015

(51) Int. Cl.

GBIS 13:00 (2006.01)

GBIS 13:93 (2006.01)

GB5D 1/00 (2006.01)

GB5D 1/02 (2006.01)

BB60L 11/18 (2006.01)

CPC G05D 1/0293 (2013.01); B60L 11/1801 (2013.01); B60L 11/1816 (2013.01); G05D 1/0295 (2013.01)

(58) Field of Classification Search

CPC G05D 1/00; G05D 1/0293; G05D 1/0295; B60L 11/00; B60L 11/1801; B60L 11/1816; G01C 21/00; G01C 21/26; G01C 21/34; G08G 1/22

See application file for complete search history.

(10) Patent No.: US 10,108,202 B1

(45) Date of Patent: Oct. 23, 2018

(56) References Cited

U.S. PATENT DOCUMENTS

6,032,097	A *	2/2000	Iihoshi G08G 1/22
			180/168
6,813,561	B2 *	11/2004	MacNeille G01C 21/26
			342/357.34
8,676,466	B2 *	3/2014	Mudalige G08G 1/22
			370/252
8,774,981	B2 *	7/2014	Paz-Meidan B25J 5/00
			700/245
9,396,661	B2 *	7/2016	Okamoto G08G 1/22
9,799,224	B2 *	10/2017	Okamoto G08G 1/22
2004/0193372	AI*	9/2004	MacNeille G01C 21/26
			701/468
2014/0210646	Al*	7/2014	Subramanya B61L 29/28
			340/928

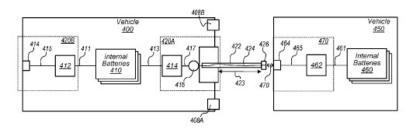
* cited by examiner

Primary Examiner — Yonel Beaulieu
(74) Attorney, Agent, or Firm — Robert C. Kowert;
Meyertons, Hood, Kiylin, Kowert & Goetzel, P.C.

(57) ABSTRACT

A vehicle configured to be autonomously navigated in a peloton along a roadway, wherein the peloton comprises at least the vehicle at least one additional vehicle, is configured to determine a position of the vehicle in the peloton which reduces differences in relative driving ranges among the vehicles included in the peloton. The vehicles can dynamically adjust peloton positions while navigating to reduce driving range differences among the vehicles. The vehicle can include a power management system which enables the vehicle to be electrically coupled to a battery included in another vehicle in the peloton, so that driving range differences between the vehicles can be reduced via load sharing via the electrical connection. The vehicle can include a power connector arm which extends a power connector to couple with an interface of another vehicle.

20 Claims, 5 Drawing Sheets



Types of Prior Art Searches – Infringement Search

- To determine whether a patent claim would be infringed
- Compare a proposed product or service to non-expired U.S. patents

-	United States Patent Aikin et al.	(10) Patent 1 (45) Date of		US 10.108,202 B1 t: Oct. 23, 2018	
(54)	PELOTON	(56)	Referen	aces Cited	September 23, 2016
(71)	Applicant: Apple Inc., Cupertino, CA (US)	U.S.	PATENT	DOCUMENTS	+
(72)	Inventors: Randol W. Aikin, Sunnyvale, CA (US);	6,032,097 A *	2/2000	Iihoshi G08G 1/22 180/168	20 years
	Malcolm J. Northcott, Felton, CA (US)	100000000000000000000000000000000000000		MacNeille G01C 21/26 342/357.34	+
(73)	Assignee: Apple inc., Cupertino, CA (GS)	8,676,466 B2 * 8,774,981 B2 *		Mudalige	0 days
(*)	Notice: Subject to any disclaimer, the term of this	9,396,661 B2 *		700/245 Okamoto	0 days
	patent is extended or adjusted under 35 U.S.C. 154(b) by 0 days.	9,799,224 B2 * 2004/0193372 A1 *	10/2017		=
(21)	Appl. No.: 15075,100	2014/0210646 A1*	7/2014	701/468 Subramanya	September 23, 2036
(22)	File f: Sep. 23, 2016	* cited by examine	r		
222	Related U.S. Application Data		nt, or Fir	m — Robert C. Kowert;	
(60)	Provisional application No. 62/232,853, filed on Sep. 25, 2015.	Meyertons, Hood, 1		owert & Goetzel, P.C.	

Types of Prior Art Searches – Clearance Search

- To determine if an action is a "safe" practice of the prior art ("safe" = reduced risk of patent infringement liability)
- Try to find that the invention has been "dedicated to the public"



- Scope
 - Expired or Lapsed Patents
 - Abandoned Published Patent Applications

Types of Prior Art Searches – State of the Art Search

- To determine the "lay of the land" in a technical space
- Look at the broad, general inventive concept without specific implementation details





USPTO's 7-Step Search Strategy

- 1. Brainstorm Terms
- 2. Find Cooperative Patent Classification (CPC)
- 3. Verify CPC
- Retrieve Issued U.S. Patents with CPC, Review and Narrow Results
- Review Each Relevant Patent in Depth including References Cited by the Examiner and the Applicant
- 6. Retrieve U.S. Patent Applications with CPC, Review and Narrow Results
- 7. Broaden Your Search

www.uspto.gov/learning-and-resources/support-centers/patent-and-trademark-resource-centers-ptrc/resources/seven



 Invention: Umbrella with a new rib design to eliminate collapsing or inverting due to winds

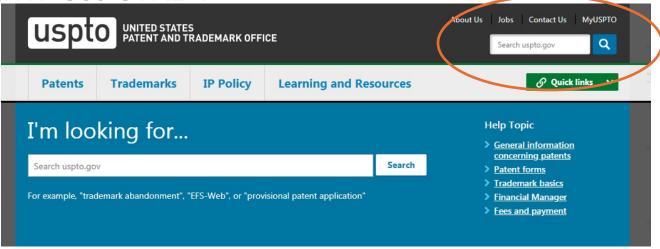
Step 1: Brainstorm Terms

- Umbrella
- Rib
- Parasol
- Sunshade
- Wind-resistant



Step 2: Find CPC

- www.uspto.gov
- Search for "CPC scheme umbrella"
- Scan results for the best match: "A45B 25/22 Devices for increasing the resistance of umbrellas to wind"
- HINT: Adjust indentation level
- HINT: Use CTRL+F



Step 3: Verify Relevancy of CPC

A45B 25/20

A45B 25/22

D - A45B 25/24

D A45B 25/26

D A45B 25/28

D A45B 25/30

D - A45B 27/00

D A45B 27/02

. . Windows in covers

- . Devices for increasing the resistance of umbrellas to wind
- . Protective coverings for umbrellas when closed
- . . Ventilated coverings
- . Drip receptacles for umbrellas; Attaching devices therefor
- Name-plates; Badges; Labelling or marking devices; Means for attaching same (attached to the umbrella stick A45B 9/06)

Ladies' or like fans

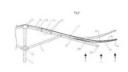
. with mechanical hand-drive

A45B 25/22

Devices for increasing the resistance of umbrellas to wind

Definition statement

This place covers:







Step 4: Retrieve Issued U.S. Patents with CPC

www.uspto.gov/patent

in Field 1:

in Field 2: All Fields

Search

AND

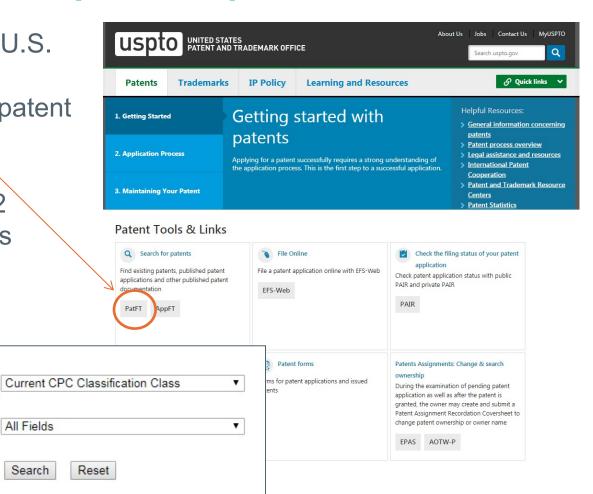
- Use PatFT tool
- Search String: CPC/A45B25/22
- HINT: No spaces

Query [Help]

Term 2:

Term 1: A45B25/22

Select years [Help] 1976 to present [full-text]



USPTO Search Example – Step 4 (continued)

Step 4 (cont.): Review and Narrow Results of >100 patents, including U.S. Patent No. 10,092,069

- HINT: Click "Images"
 Button
- HINT: Click "Full Pages" Button

(12) United States Patent Haythornthwaite et al.

(54) UMBRELLA HAVING AN ANTI-INVERSION MECHANISM

(71) Applicant: Shedrain Corporation, Portland, OR (US)

Inventors: David Haythornthwaite, Fujian Province (CN); Andrew Haythornthwaite, Fujian Province

73) Assignee: SHEDRAIN CORPORATION, Portland, OR (US)

(*) Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 U.S.C. 154(b) by 0 days.

(21) Appl. No.: 15/409,088

(22) Filed: Jan. 18, 2017

(65) Prior Publication Data
US 2017/0196324 A1 Jul. 13, 2017

Related U.S. Application Data

- (63) Continuation-in-part of application No. 14/614,906, filed on Feb. 5, 2015, now Pat. No. 9,668,553.
- (60) Provisional application No. 62/377,042, filed on Aug. 19, 2016, provisional application No. 62/423,708, filed on Nov. 17, 2016.

(51) Int. Cl.

A45B 25/22 (2006.01)

A45B 25/86 (2006.01)

A45B 25/18 (2006.01)

A45B 25/14 (2006.01)

A45B 25/12 (2006.01)

(52) U.S. Cl.

 (10) Patent No.: US 10,092,069 B2 (45) Date of Patent: Oct. 9, 2018

(56) References Cited

U.S. PATENT DOCUMENTS

864.572 A 8/1907 Stimmel
1,107.431 A 1/1916 Rabe
1,369.996 A 3/1921 Westbeld
1,405.824 A 2/1922 Evans A45B 25:02

1,434.942 A 11/1922 Brandt
1,743.043 A 1/1930 Melean
1,743.043 A 1/1930 Melean
1,944.292 A 6/1934 Livingston
2,185.587 A 1/1940 Carlisle
(Continued)

FOREIGN PATENT DOCUMENTS

2381177 6/2000 390403 2/1924 (Continued)

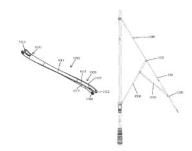
Primary Examiner — Noah Chandler Hawk (74) Attorney, Agent, or Firm — Leason Ellis LLP

() ABSTRAC

An umbrella has a plurality of ribs attached to a runner by main struts. The umbrella has an anti-inversion mechanism formed of a plurality of anti-inversion struts. Each antiinversion strut is pivotally coupled to one respective main strut and is pivotally consected to a floating-joint member that is freely movable along a length of one respective rib. The anti-inversion mechanism also includes a stop that is fixedly attached to the rib and restricts the degree of travel of the floating-joint member along the rib and is positioned to prevent the respective rib from inverting in response to an applied force.

17 Claims, 33 Drawing Sheets

21



Step 5: Review Each Relevant Patent in Depth including References Cited during Examination

HINT: List of the references cited by the Examiner and the Applicant starts on the front page of the patent

Step 6: Retrieve U.S. Patent Applications with CPC, Review and Narrow Results

- Use AppFT tool
- Example: CPC/A45B25/22

U.S. PATENT DOCUMENTS 864.572 A 8/1907 Stimmel 1.167.431 A 1/1916 Raabe 1.369,996 A 3/1921 Westbeld 1.405.824 A * 2/1922 Evans A45B 25/02 135/29 1.434.942 A 11/1922 Brandt 1.743,043 A 1/1930 Mclean 1.964,292 A 6/1934 Livingston 2,185,587 A 1/1940 Carlisle (Continued)

References Cited

FOREIGN PATENT DOCUMENTS

CN 2381177 6/2000 DE 390403 2/1924 (Continued)

(56)

USPTO Search – Step 7

Step 7: Broaden Your Search

 Consider inventor(s) and assignees of relevant patents

Searching US Patent Collection ... Results of Search in US Patent Collection db for: AN/shedrain: 16 patents. Hits 1 through 16 out of 16 Jump To Refine Search an/shedrain PAT. NO. Title 1 10,092,069 T Umbrella having an anti-inversion mechanism 2 9.756.912 T Wind resistant umbrella 3 D789.074 TButton for a handle 4 9,668,554 Umbrella having an anti-inversion mechanism 5 9,668,553 T Umbrella having an anti-inversion mechanism 6 9.609.926 Umbrella having improved shaft and rib assembly 7 D773,799 Button for a handle 8 9,301,582 T Umbrella having improved shaft and rib assembly 9 <u>D699,543</u> T <u>Handle</u> 10 D691,446 T Handle 11 D689,280 Tumbrella having reflective material 12 D652,203 Tumbrella having reflective material 13 7.996,961 T Pliable handle 14 7,634,839 T Pliable handle 15 7,234,205 T Pliable handle 16 6,968,599 T Pliable handle

Searching US Patent Collection ...

Results of Search in US Patent Collection db for:

IN/Haythornthwaite: 33 patents.

Refine Search in/Haythornthwaite

Hits 1 through 33 out of 33



	PAT. NO.	Title
1		T Umbrella having an anti-inversion mechanism
2	9,838,749	System and methods for providing content to vehicles
3	9,756,912	Wind resistant umbrella
4	D789,074	Button for a handle
5	9,668,554	T Umbrella having an anti-inversion mechanism
6	9,668,553	T Umbrella having an anti-inversion mechanism
7	9,609,926	Umbrella having improved shaft and rib assembly
8	D773,799	Button for a handle
		Umbrella having improved shaft and rib assembly
10	8,858,038	<u>Lighting apparatus with peak/flat adjustment</u>
11	D713,637	T Pocket umbrella and container
12	D699,543	T Handle
13	D691,446	T <u>Handle</u>
14	<u>8,453,660</u>	Foldable pocket umbrella
		Umbrella handle
		T Eating utensil
17	6,453,063	Automatic focused ion beam imaging system and method
		Automated method of circuit analysis
	A CONTRACTOR OF THE PARTY OF TH	Vacuum filter element
		<u>Container</u>
		Condiment dispenser
22		Combination beverage can carrier device and drinking accessory
		T Glass razor blade and handle
		T Tennis ball
		Tennis racquet with flexible membrane frame
		Sports racquet utilizing non-circular strings
		T Heater
28	D281,810	T Heater

USPTO Search – Step 7

Step 7: Broaden Your Search

- Keyword Searching
 - HINT: Use OR between synonyms
 - HINT: Place phrases and terms of art in quotation marks
 - HINT: Use truncation symbols (\$)
- Other sources:
 - Search the Espacenet patent database @ http://worldwide.espacenet.com
 - Search Non-Patent Literature Disclosures

Results of Search in US Patent Collection db for: ((wind AND rib) AND (umbrella OR parasol)): 389 patents. Hits 1 through 50 out of 389 Next 50 Hits Jump To Refine Search (wind AND rib) AND (umbrella OR parasol) PAT. NO. 1 10,101,045 Apparatus for both humidification and air cleaning 2 10.101.044 Humidification and air cleaning apparatus 3 10,092,069 Umbrella having an anti-inversion mechanism 4 10.092.034 Domed water pipe with supporting tray 5 10.088,111 T Collapsible LED fixture 6 10.077.893 TRemovable anchoring system and uses thereof 10.076.400 TEmbolic protection device and method 8 10.072.858 Apparatus for both humidification and air cleaning 9 10,072,857 Apparatus for both humidification and air cleaning 10 10,054,323 T Apparatus for both humidification and air cleaning 11 10.034,491 Domed water pipe with supporting tray 12 10,016,033 Adjustable canopy umbrella with auditory pin locking and centering system 13 9.986,798 Umbrellas with inflatable portions 14 9.968.167 Unique twelve-different-application umbrella system, having pivotable pole 15 9.964,259 Collapsible LED fixture 16 9.943.148 Protector for rib tip of umbrella 17 9,901,149 Canopies and canopy support structures 18 9.861.168 Free arm umbrella 19 9.844.250 Anti-turning umbrella frame 20 9.839.268 Wind-resistant umbrella frame structure 21 9,822,545 Deployable shading structure

Searching US Patent Collection...

K&L GATES

Trademarks

JUST DO IT.®



Int. Cl.: 17

Prior U.S. Cl.: 12

United States Patent and Trademark Office Reg. No. 1, Registered Mr

TRADEMARK PRINCIPAL REGISTER



OWENS-CORNING FIBERGLAS CORPORA-TION (DELAWARE CORPORATION) FIBERGLASS TOWER

FOR: FIBROUS GLASS RESIDENTIAL INSU-LATION, IN CLASS 17 (U.S. CL. 12). FIRST USE 0-0-1956; IN COMMERCE 0-0-1956. THE DRAWING IS LINED TO I THE COLOR PINK. SEC. 2(F).

SER. NO. 247,707, FILED 1-25-1980.

ROBERT PEVERADA, EXAMINING ALLOW-



NBC chimes

United States of America

NON-VISUAL PLAY-DOH SCENT MARK

Reg. No. 5,467,089 Hasbro, Inc. (RHO

Hasbro, Inc. (RHODE ISLAND CORPORATION)

1027 Newport Avenue

Registered May 15, 2018 Pawtucket, RHODE ISLAND 02862

Int. Cl.: 28 CLASS 28: Toy modeling compounds

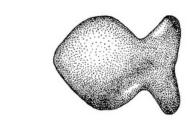
Trademark FIRST USE 9-12-1955; IN COMMERCE 9-12-1955

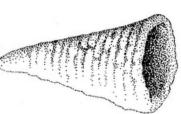
The mark is a scent of a sweet, slightly musky, vanilla fragrance, with slight overtones of

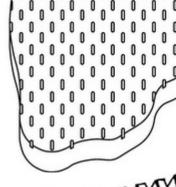
Principal Register cherry, combined with the smell of a salted, wheat-based dough

SEC.2(F)

SER. NO. 87-335,817, FILED 02-14-2017











Trade Dress



United States of America United States Patent and Trademark Office



Reg. No. 4,277,914

APPLE INC. (CALIFORNIA CORPORATION) 1 INFINITE LOOP

Registered Jan. 22, 2013 #MS 36-4TM

Int. Cl.: 35

CUPERTINO, CA 95014

SERVICE MARK

FOR: RETAIL STORE SERVICES FEATURING COMPUTERS, COMPUTER SOFTWARE, COMPUTER PERIPHERALS, MOBILE PHONES, CONSUMER ELECTRONICS AND RELATED ACCESSORIES, AND DEMONSTRATION OF PRODUCTS RELATING THERETO, IN CLASS

35 (U.S. CLS. 100, 101 AND 102).

PRINCIPAL REGISTER

FIRST USE 9-0-2006; IN COMMERCE 9-0-2006.

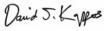
THE MARK CONSISTS OF THE DESIGNAND LAYOUT OF A RETAIL STORE. THE STORE FEATURES A CLEAR GLASS STOREFRONT SURROUNDED BY A PANELED FACADE CONSISTING OF LARGE, RECTANGULAR HORIZONTAL PANELS OVER THE TOP OF THE GLASS FRONT, AND TWO NARROWER PANELS STACKED ON EITHER SIDE OF THE STOREFRONT, WITHIN THE STORE, RECTANGULAR RECESSED LIGHTING UNITS TRAVERSE THE LENGTH OF THE STORE'S CEILING. THERE ARE CANTILEVERED SHELVES BELOW RECESSED DISPLAY SPACES ALONG THE SIDE WALLS, AND RECTANGULAR TABLES ARRANGED IN A LINE IN THE MIDDLE OF THE STORE PAR-ALLEL TO THE WALLS AND EXTENDING FROM THE STOREFRONT TO THE BACK OF THE STORE. THERE IS MULTI-TIERED SHELVING ALONG THE SIDE WALLS, AND A OBLONG TABLE WITH STOOLS LOCATED AT THE BACK OF THE STORE, SET BELOW VIDEO SCREENS FLUSH MOUNTED ON THE BACK WALL. THE WALLS, FLOORS, LIGHTING, AND OTHER FIXTURES APPEAR IN DOTTED LINES AND ARE NOT CLAIMED AS INDIVIDUAL FEATURES OF THE MARK; HOWEVER, THE PLACEMENT OF THE VARIOUS ITEMS ARE CONSIDERED TO BE PART OF THE OVERALL MARK.

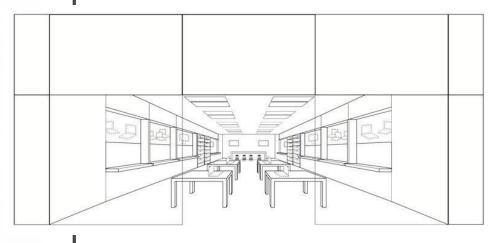


SEC. 2(F).

SER. NO. 85-036,990, FILED 5-12-2010.

MICHAEL W. BAIRD, EXAMINING ATTORNEY

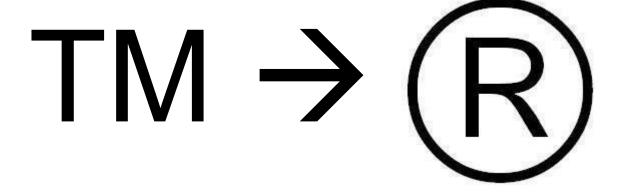






Trademark Procurement

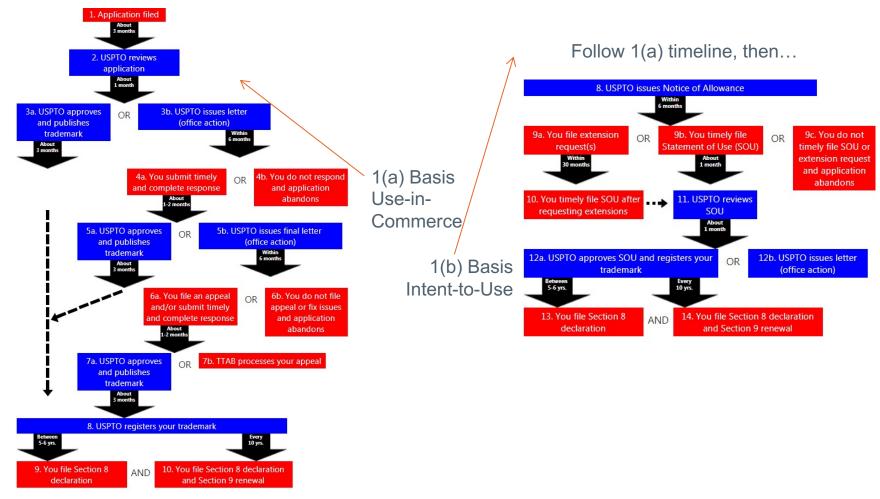
- USPTO's Trademark Process
- www.uspto.gov/trademarks-gettingstarted/trademark-process



- Is a trademark application right for you?
- 2 Get ready to apply
- Prepare and submit your application
- Work with the assigned USPTO examining attorney
- Receive approval/denial of your application
- 6 Maintain your registration

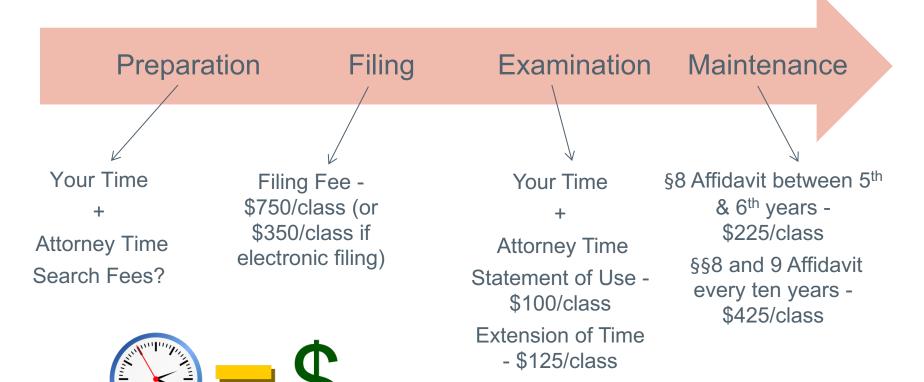


Trademark Procurement - flowcharts



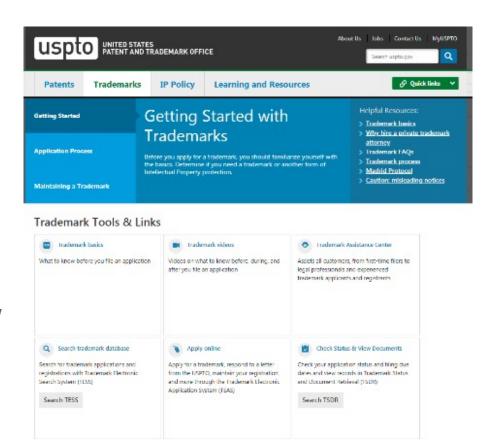
www.uspto.gov/trademark/trademark-timelines/trademark-application-and-post-registration-process-timelines

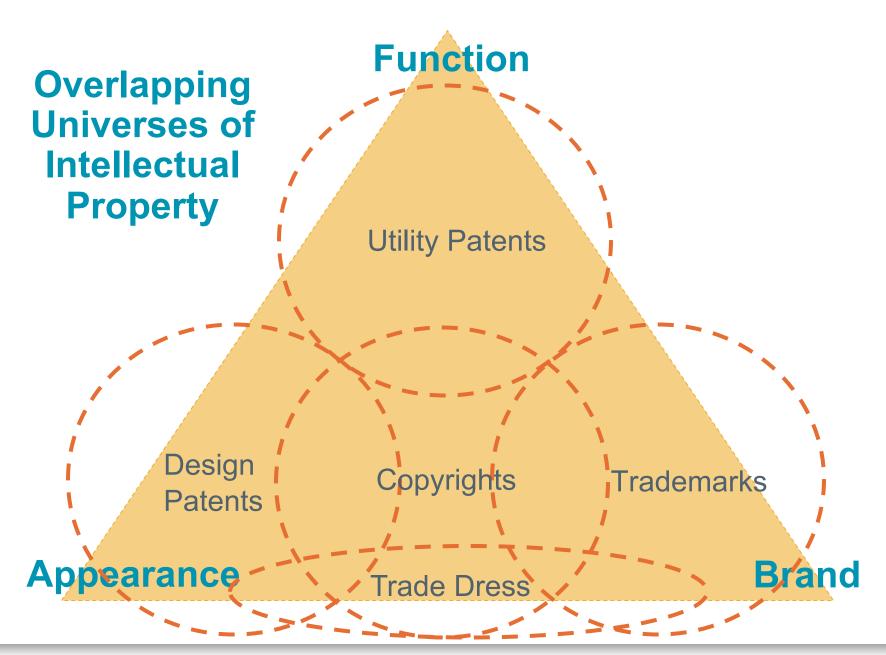
Trademark Procurement – a financial timeline



Trademark Searching

- www.uspto.gov/trademark
- Exact mark
- Part(s) of the mark
 - HINT: Try sounds-like searching
 - Combine part(s) of the mark with an International Classification (IC) (Find @ www.wipo.int/classifications/ nice/en/)
 - Combine part(s) of the mark with goods or services
- Other sources: common law use (search online)







Case Study #1 – Beatbots LLC

- Founded by a CMU grad student
- Website: http://beatbots.net/
- Products and Services
 - Robots
 - Software
 - Apparel
- Intellectual Property







33

- Utility Patents (search at www.uspto.gov)
- Design Patents (search at www.uspto.gov)
- Trademarks (search at www.uspto.gov)
- Copyrights (search at www.copyright.gov)

Beatbots's Brand



- Trademarks
 - Registered U.S. trademark BEATBOTS in International Classes 9 (electrical and scientific aparatus), 25 (apparel), and 28 (games and playthings)
 - Foreign trademarks
 - Unregistered marks

Beatbots's Blennie

- A wobbling robot that exhibits vestibulo-ocular reflex
- http://beatbots.net/blennie
- Intellectual Property
 - Utility Patent: U.S. Patent No. 9,358,475, which claims priority to a provisional patent application
 - Design Patent: U.S. Design Patent No. D714,881
 - Trademarks?
 - Copyright?
 - Trade Dress?





(12) United States Patent Michalowski et al.

(10) Patent No.: (45) Date of Patent: US 9.358.475 B2

Jun. 7, 2016

(54) ROBOT

(71) Applicant: Beatbots, LLC, San Francisco, CA (US)

Inventors: Marek P. Michalowski, San Francisco, CA (US); Gregory R. Katz, San Francisco, CA (US); Thiago G. Hersan, Pittsburgh, PA (US); Alea C. Teeters, Daly City, CA (US)

(73) Assignee: BEATBOTS, LLC, San Francisco, CA

Subject to any disclaimer, the term of this patent is extended or adjusted under 35 U.S.C. 154(b) by 0 days.

(21) Appl. No.: 14/568,821

Dec. 12, 2014

Prior Publication Data (65)

US 2015/0165336 A1 Jun. 18, 2015

Related U.S. Application Data

Provisional application No. 61/915,249, filed on Dec.

(51) Int. Cl. A63H 13/18 (2006.01)A63H 29/22 (2006.01)A63H 13/00 (2006.01)A63H 3/40 (2006.01)A63H 15/06 (2006.01)

(52) U.S. Cl. CPC A63H 29/22 (2013.01); A63H 3/40 (2013.01); A63H 13/00 (2013.01); A63H 15/06 (2013.01); Y10S 901/46 (2013.01); Y10S 901/48

(58) Field of Classification Search

.... 446/273-275, 279, 280, 286-288, 446/324-326, 330, 351, 353, 379, 431, 457 See application file for complete search history.

(56)References Cited

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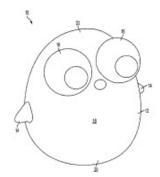
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D714,881	S	10/2014	Michalowski et al.
D714,883	S	10/2014	Michalowski et al.
		(Con	tinued)

Primary Examiner - Nini Legesse (74) Attorney, Agent, or Firm - K&L Gates LLP

(57)ABSTRACT

A robot is disclosed. The robot can comprise a body comprising a curved base and a multi-directional center of mass shifter assembly positioned within the body. The multi-directional center of mass shifter assembly can comprise a weight, a first actuator drivingly coupled to the weight, and a second actuator drivingly coupled to the first actuator. Actuation of the first actuator can be configured to rotate the weight relative to a first axis, and actuation of the second actuator can be configured to rotate the weight relative to a second axis, which is transverse to the first axis. The robot can comprise an inertial measurement unit, a controller, and/or an eye movable relative to the body. The position of the eye can be adjusted by an eye actuation assembly.

14 Claims, 12 Drawing Sheets



(2013.01)

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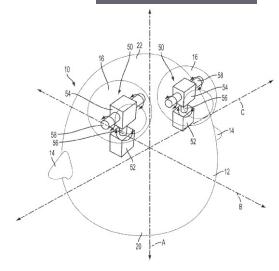


FIG. 5 11. A robot, comprising:

a body comprising an inertial measurement unit, wherein the inertial measurement unit is configured to detect a direction of movement of the body;

an eye movable relative to the body, wherein the eye comprises an actuation assembly comprising:

a first actuator comprising a first output drive; a second actuator coupled to the first output drive. wherein the second actuator comprises a second output drive, and wherein the second output drive is transverse to the first output drive: and

a controller in communication with the inertial measurement unit and the actuation assembly, wherein the controller is configured to control the actuation assembly to move the eye in the opposite direction of the direction of movement of the body detected by the inertial measurement unit.

(12) United States Design Patent (10) Patent No.:

(10) Patent No.: (45) Date of Patent: US D714,881 S ** Oct. 7, 2014

K&L GATES

(54) TOY

(71) Applicant: BeatBots LLC, San Francisco, CA (US)

(72) Inventors: Marek Plotr Michalowski, San Francisco, CA (US); Gregory R. Katz,

Deerfield, IL (US)

(73) Assignee: Beatbots LLC, San Francisco, CA (US)

(**) Term: 14 Years

Michalowski et al.

(21) Appl. No.: 29/473,682

(22) Filed: Nov. 25, 2013

(51) LOC (10) Cl. 21-01

(52) U.S. Cl.

USPC **D21/576**; D21/606; D21/623

58) Field of Classification Search USPC D6/598; D11/158; D21/576–585, 597,

D21/604-608, 622-623, 630, 658-659; 446/72-73, 97-98, 268, 369; D30/160 See application file for complete search history.

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	D419,209	S	*	1/2000	Hampton et al	D21/658
	D546,906	S	*	7/2007		
	D559,338	S	*	1/2008	Kittelson et al	D21/604
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	D663,790	S	*	7/2012	Williams	D21/606
* ci	ted by exar	nin	er			

Primary Examiner - Sandra Morris

(74) Attorney, Agent, or Firm - K&L Gates LLP

7) CLAIM

The ornamental design for a toy, as shown and described.

DESCRIPTION

FIG. 1 is a front-left perspective view of a toy.

FIG. 2 is a front elevation view thereof.

FIG. 3 is a rear elevation view thereof.

FIG. 4 is a left elevation view thereof.

FIG. 5 is a right elevation view thereof.

FIG. 6 is a top plan view thereof.

FIG. 7 is a bottom plan view thereof.

FIG. 8 is a front-left perspective view of a second embodiment of the toy;

FIG. 9 is a front elevation view thereof.

FIG. 10 is a front elevation view thereof in an alternate posi-

tion.

FIG. 11 is a front elevation view thereof in a second alternate position.

FIG. 12 is a front elevation view thereof in a third alternate position.

FIG. 13 is a rear elevation view thereof.

FIG. 14 is a left elevation view thereof.

FIG. 15 is a right elevation view thereof.

FIG. 16 is a top plan view thereof.

FIG. 17 is a bottom plan view thereof.

FIG. 18 is a front-left perspective view of a third embodiment of the toy;

FIG. 19 is a front elevation view thereof.

FIG. 20 is a rear elevation view thereof.

FIG. 21 is a left elevation view thereof.

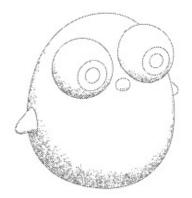
FIG. 22 is a right elevation view thereof.

FIG. 23 is a top plan view thereof; and,

FIG. 24 is a bottom plan view thereof.

In all figures, broken lines illustrate environmental structures and form no part of the claimed design.

1 Claim, 24 Drawing Sheets



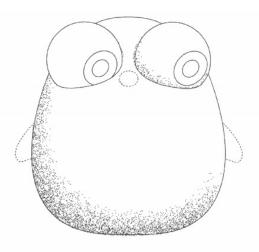


FIG. 11

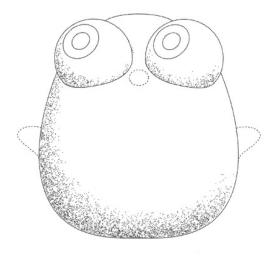
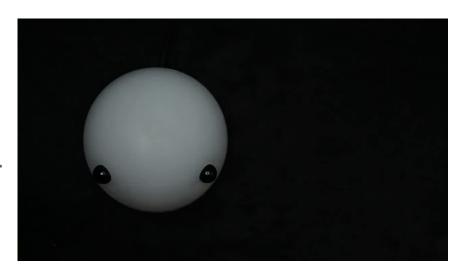


FIG. 12

Beatbots's Ploomi

- A glowing, touch-sensitive, interactive robotic character
- http://beatbots.net/ploomi
- Intellectual Property
 - Utility Patent: U.S. Patent No. 9,421,688, which claims priority to a provisional patent application
 - Design Patent: U.S. Design Patent No. D714,883
 - Trademarks?
 - Copyright?
 - Trade Dress?





(12) United States Patent Michalowski et al.

(54) ROBOT

(71) Applicant: Beatbots, LLC, San Francisco, CA (US)

(72) Inventors: Marek P. Michalowski, San Francisco, CA (US); Gregory R. Katz, San Francisco, CA (US); Thiago G. Hersan, Pitsburgh, PA (US)

(73) Assignee: Beatbots, LLC, San Francisco, CA (US)

(*) Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 U.S.C. 154(b) by 0 days.

(21) Appl. No.: 14/568,846

(22) Filed: Dec. 12, 2014

(65) Prior Publication Data

US 2015/0165625 A1 Jun. 18, 2015

Related U.S. Application Data

(60) Provisional application No. 61/915,253, filed on Dec. 12, 2013.

(51) Int. Cl. B25J 9/16 (2006.01) G06N 3/00 (2006.01)

(52) U.S. CI. CPC B25J 9/1694 (2013.01); G05B 2219/40253 (2013.01); G05B 2219/40414 (2013.01); G05B 2219/40625 (2013.01); G06N 3/008 (2013.01); Y10S 901/47 (2013.01); Y10S 901/50 (2013.01)

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(10) Patent No.: US 9,421,688 B2

(45) Date of Patent: Aug. 23, 2016

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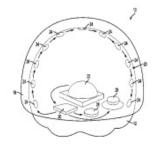
* cited by examiner

Primary Examiner — Nicholas Kiswanto (74) Attorney, Agent, or Firm — K&L Gates LLP

(57) ABSTRACT

A robot is disclosed. The robot can comprise a body and an emotion-expressing system. The emotion-expressing system can comprise a touch sensor embedded within the body, a feedback generator, and a controller in communication with the touch sensor and the feedback generator. The controller can be configured to determine the emotional state of the robot based on feedback from the touch sensor, and the feedback generator can be configured to generate feedback indicative of the emotional state.

20 Claims, 6 Drawing Sheets



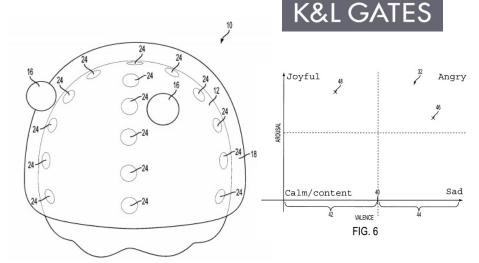


FIG. 1

- 1. An emotionally-expressive robot configured to respond to touches by an interactant, wherein the emotionally-expressive robot comprises:
- a body comprising a deformable portion and a non-planar outer surface; and
 - an emotion-expressing system, comprising:
- an internal touch sensor embedded within the body, wherein the deformable portion of the body is positioned intermediate the internal touch sensor and at least a portion of the non-planar outer surface, and wherein the internal touch sensor is configured to detect externally-applied forces at a plurality of non-planar locations on the non-planar outer surface through the deformable portion;
 - a feedback generator; and
- a controller in communication with the internal touch sensor and the feedback generator, wherein the controller is configured to determine an emotional state of the robot based on feedback from the internal touch sensor, and wherein the feedback generator is configured to generate feedback indicative of the emotional state.

K&L GATES

Michalowski et al.

(12) United States Design Patent (10) Patent No.:

References Cited U.S. PATENT DOCUMENTS

See application file for complete search history.

Field of Classification Search

(56)

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D446,830	S	*	8/2001	Choh et al	D21/578

... D6/598; D11/158; D21/576-585, 597,

D21/622-623, 630, 658-659; 446/72-73,

446/97-98, 268, 369; D30/160

D449,083	s		10/2001	Choh et al.	D21/597
D546,906	S	٠	7/2007	Aliaga	D21/630
D598,507	S	+	8/2009	Manzanares	D21/623

US D714,883 S

Oct. 7, 2014

* cited by examiner

Primary Examiner - Sandra Morris

(45) Date of Patent:

(74) Attorney, Agent, or Firm - K&L Gates LLP

CLAIM

The ornamental design for a toy, as shown and described.

DESCRIPTION

FIG. 1 is a front-right perspective view of a toy. FIG. 2 is a rear-right perspective view thereof. FIG. 3 is a front elevation view thereof. FIG. 4 is a rear elevation view thereof. FIG. 5 is a left elevation view thereof.

FIG. 6 is a right elevation view thereof. FIG. 7 is a top plan view thereof. FIG. 8 is a bottom plan view thereof.

FIG. 9 is a front-left perspective view of a second embodiment of the toy.

FIG. 10 is a front elevation view thereof.

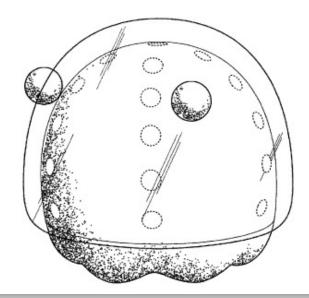
FIG. 11 is a rear elevation view thereof.

FIG. 12 is a left elevation view thereof.
FIG. 13 is a right elevation view thereof.

FIG. 14 is a top plan view thereof; and,

FIG. 15 is a bottom plan view thereof.
In all figures, broken lines illustrate environmental structures and form no part of the claimed design.

1 Claim, 15 Drawing Sheets



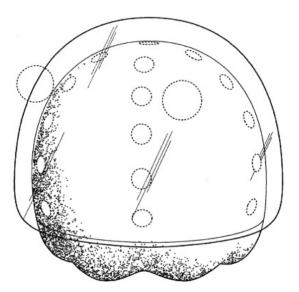


FIG. 1

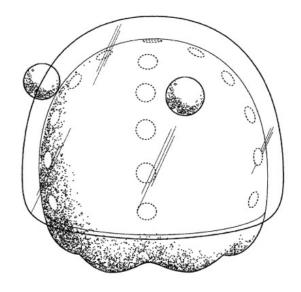


FIG. 9

40

Beatbots's metrognōm

- A metronome and a metrognome
- http://beatbots.net/metrognom
- Intellectual Property
 - Design Patent: U.S. Design Patent No. D714,888
 - Trademarks?
 - Copyright Registration Nos. VAu001149651 (color drawing), VAu001149660 (line drawing), VAu001149726 (sculpture)
 - Trade Dress?



K&L GATES

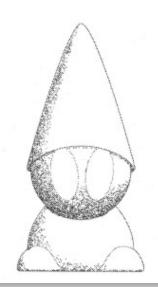
(12) United States Design Patent (10) Patent No.: Kasznica et al.

(45) Date of Patent:

US D714,888 S ** Oct. 7, 2014

(54)	TOY		D496,077 S * 9/2004 Rutherford et al			
(71)	Applicant:	BeatBots LLC, San Francisco, CA (US)	D504,708 S * 5/2005 Wang			
(72)	Inventors:	Justine Kasznica, Pittsburgh, PA (US); Marek Piotr Michalowski, San Francisco, CA (US); Gregory R. Katz, Deerfield, IL (US)	D546,906 S * 7/2007 Aliaga			
(73)	Assignee:	Beatbots LLC, San Francisco, CA (US)	(17) morning may be a second of the second o			
(**)	Term:	14 Years	(57) CLAIM			
(21)	Appl. No.:	29/473,688	The ornamental design for a toy, as shown and described.			
(22)	Filed:	Nov. 25, 2013	procommon			
(51)	LOC (10)	Cl 21-01	DESCRIPTION			
(52)	U.S. Cl. CPC USPC		FIG. 1 is a front-left perspective view of a toy. FIG. 2 is a front elevation view thereof. FIG. 3 is a front elevation view thereof in an alternate posi-			
(58)	Field of C CPC USPC	lassification Search	tion. FIG. 4 is a front elevation view thereof in a second alternate position. FIG. 5 is a rear elevation view thereof. FIG. 6 is a left elevation view thereof. FIG. 7 is a right elevation view thereof. FIG. 8 is a top plan view thereof; and, FIG. 9 is a bottom plan view thereof.			
(56)		References Cited				
	U.	S. PATENT DOCUMENTS	In all figures, broken lines illustrate environmental structures and form no part of the claimed design.			
		* 10/1990 Paris	1 Claim, 9 Drawing Sheets			

1 Claim, 9 Drawing Sheets



Case Study #2: Uber Technologies Inc.

- Provider of a mobile application that allows users to request transportation services and automatically sends the closest available Uber driver to the user
- Founded in 2009
- Currently available in over 60 countries
- www.uber.com



Uber's Intellectual Property

- Issued U.S. Utility Patents
- Issued U.S. Design Patents
- Issued foreign patents (Canada and Europe)
- Pending U.S. and foreign patent applications
- Registered U.S. Trademarks, including:
 - UBER
 - UBEREATS
 - UBERRUSH
 - UBERX
 - EVERYONE'S PRIVATE DRIVER
 - UBERCAB



(12) United States Patent Zych

US 10,156,849 B1 (10) Patent No.:

(45) Date of Patent: Dec. 18, 2018

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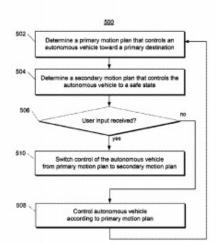
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Primary Examiner - Adam D Tissot (74) Attorney, Agent, or Firm - Dority & Manning, PA

ABSTRACT

The present disclosure provides systems and methods that enable human supervision of a highly capable automated driving system. In particular, the systems and methods of the present disclosure enable a human (e.g., a passenger, driver/ operator, or remote supervisor of an autonomous vehicle) to easily and quickly transition control of the autonomous vehicle from a primary motion plan that controls the vehicle towards a primary destination to a secondary motion plan that controls the vehicle to a safe state. As such, the systems and methods of the present disclosure enable advanced human supervision of autonomous vehicle behavior in which a human can cause an autonomous vehicle to operate in a risk-reduced manner or otherwise maneuver to a safe state, without requiring the human to actually assume manual control of the vehicle.

18 Claims, 4 Drawing Sheets



(54) HUMAN SUPERVISION OF AN AUTOMATED DRIVING SYSTEM

- (71) Applicant: Uber Technologies, Inc., San Francisco, CA (US)
- (72) Inventor: Noah Zych, Pittsburgh, PA (US)
- (73) Assignee: Uber Technologies, Inc., San Francisco, CA (US)
- (*) Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 U.S.C. 154(b) by 0 days.
- (21) Appl. No.: 15/638,739
- (22) Filed: Jun. 30, 2017
- (51) Int. Cl. G05D 1/00 (2006.01)G05D 1/02 (2006.01)G06Q 10/06 (2012.01)
- (52) U.S. Cl. CPC G05D 1/0214 (2013.01); G06Q 10/06315
- (58) Field of Classification Search G05D 1/0214; G06Q 10/06315 See application file for complete search history.

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K&L GATES

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Independent Claim 1 in U.S. Patent No. 10,156,849

What is claimed is:

1. A computing system, comprising:

one or more processors; and

one or more non-transitory computer-readable media that collectively store instructions that, when executed by the one or more processors, cause the computing system to perform operations, the operations comprising:

prior to receiving a user input:

determining a primary motion plan that controls an autonomous vehicle towards a first destination;

determining a secondary motion plan that controls the autonomous vehicle to a second destination that is different than the first destination; and

controlling the autonomous vehicle according to the primary motion plan;

receiving the user input; and

in response to receipt of the user input, switching a control of the autonomous vehicle from the primary motion plan to the secondary motion plan that was determined prior to receipt of the user input;

wherein the computing system comprises multiple redundant motion planning systems, the multiple redundant motion planning systems comprising:

a primary motion planning system that determines the primary motion plan; and

a secondary motion planning system that determines the secondary motion plan; and

wherein the primary motion planning system and the secondary motion planning system share sensor data but separately determine the primary motion plan and the secondary motion plan.

(12) United States Design Patent (10) Patent No.:

Hilhorst et al.

US D837,229 S

(45) Date of Patent:

Jan. 1, 2019

(54) COMPUTING DEVICE DISPLAY SCREEN WITH GRAPHICAL USER INTERFACE FOR PROVIDING GEOGRAPHIC-BASED SERVICE INFORMATION

(71) Applicant: Uber Technologies, Inc., San Francisco, CA (US)

(72) Inventors: Didier Patrick Hilhorst, San Francisco, CA (US); Bryant Jow, San Francisco, CA (US); Peter Ng, San Francisco, CA

(73) Assignee: Uber Technologies, Inc., San

Francisco, CA (US)

15 Years Term:

(21) Appl. No.: 29/578,954

(22)Sep. 26, 2016 (51) LOC (11) Cl. ...

(52) U.S. Cl. USPC D14/485

(58) Field of Classification Search D14/485-495 CPC G01C 21/3664; G06F 3/0482; G06F

See application file for complete search history.

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D756,382	S	٠	5/2016	Bing	D14/485

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D769,930 5	S		10/2016	Agrawal	
D772,255 5	s		11/2016	Taylor	D14/486
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D775,636 5	8	٠	1/2017	Tsujimoto	D14/485
D777,768 5	S		1/2017	Persson	
D778,311 5	S		2/2017	Denis	
D779,552 5	s		2/2017	Kim	
D781,311 5	3	۰	3/2017	Rad	D14/485
D782,497 S	S	٠	3/2017	Barry	D14/485
D788,157 5	S		5/2017	Kim	
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CLAIM

The ornamental design of a computing device display screen with graphical user interface for providing geographic-based service information, as shown and described.

DESCRIPTION

The FIGURE illustrates a computing device display screen with graphical user interface for providing geographic-based service information.

The broken lines, which depict the computing device and a portion(s) or element(s) of a graphical user interface, are provided for the purpose of illustrating environment and/or context, and form no part of the claimed design.

1 Claim, 1 Drawing Sheet



K&L GATES

U.S. Patent US D837,229 S Jan. 1, 2019



(12) United States Design Patent (10) Patent No.:

US D760,283 S

Horiuchi et al.

(45) Date of Patent: ** Jun. 28, 2016

	WITH GRAPHICAL USER INTERFACE						
(71)		UBER TECHNOLOGIES, INC., San Francisco, CA (US)					

(54) COMPUTING DEVICE DISPLAY SCREEN

(72) Inventors: Carol Horiuchi, Brisbane, CA (US); Shalin Amin, San Francisco, CA (US)

(73) Assignee: Uber Technologies, Inc., San Francisco, CA (US)

(**) Term: 14 Years

(21) Appl. No.: 29/509,772

(22) Filed: Nov. 20, 2014 (51) LOC (10) CL (52) U.S. Cl. D14/489

USPC . (58) Field of Classification Search

USPC D14/485-495 CPC ... G06F 3/048; G06F 3/0481; G06F 3/04812; G06F 3/04815; G06F 3/04817; G06F 3/0482; G06F 3/0483: G06F 3/0484: G06F 3/04842: G06F 3/04845; G06F 3/04847; G06F 3/0485; G06F 3/04855; G06F 3/0486; G06F 3/0487; G06F 3/0488; G06F 3/04883; G06F 3/04886 See application file for complete search history.

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Primary Examiner - Melanie H Tung Assistant Examiner - Bao-Yen Nguyen

(74) Attorney, Agent, or Firm - Mahamedi Paradice LLP

CLAIM

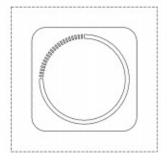
The ornamental design for a computing device display screen with graphical user interface, as shown and described.

DESCRIPTION

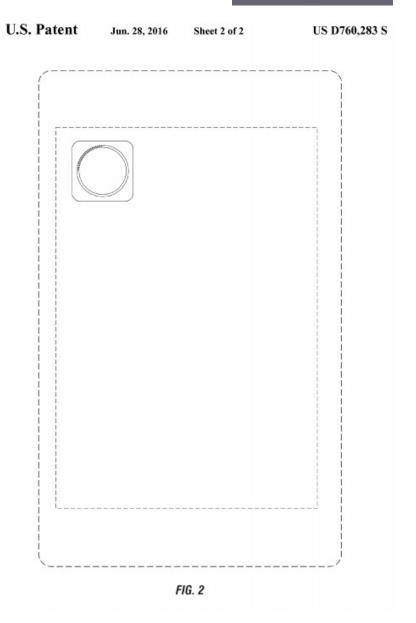
FIG. 1 is an enlarged front view of a computing device display screen with graphical user interface, under a first embodiment; and,

FIG. 2 is a front view of a computing device display screen with graphical user interface, under a second embodiment. The broken lines showing a portion of a computer device display screen in FIGS. 1 and 2 represent environmental subject matter that forms no part of the claimed design.

1 Claim, 2 Drawing Sheets









United States Design Patent
(10) Patent No.: US D724,620 S
Hansen et al. (45) Date of Patent: ## Mar. 17, 2015

(54) COMPUTING DEVICE DISPLAY SCREEN WITH GRAPHICAL USER INTERFACE
(71) Applicant: Uber Technologies, Inc., San Francisco, CA (US)
(72) Inventors: Richard Gary Hansen, San Francisco,

Francisco, CA (US)

(73) Assignee: Uber Technologies, Inc., San Francisco,

CA (US)

14 Years

Nov. 8, 2012

(58) Field of Classification Search

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(**) Term:

(22) Filed:

(51) LOC (10) Cl. (52) U.S. Cl.

USPC

USPC

(21) Appl. No.: 29/436,687

CA (US); Travis Cordell Kalanick, San

D14/485-495; D5/63; D19/5-8;

D20/11; 345/440-442; 348/14.03; 715/212, 215, 221, 706, 733, 763, 770,

715/211

D14/489

D14/489

715/773, 777, 779, 782, 783, 786, 792, 793,

715/809, 810, 846, 849, 867, 977, 976, 835,

See application file for complete search history.

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Primary Examiner — Karen S Acker

(74) Attorney, Agent, or Firm - Mahamedi Paradice LLP

57) CLAIM

The ornamental design for a computing device display screen with graphical user interface, as shown and described.

DESCRIPTION

FIG. 1 is an enlarged front view of a computing device display screen with graphical user interface, under a first embodiment; and.

FIG. 2 is a front view of a computing device display screen with graphical user interface, under a second embodiment. The broken lines showing portions of a computing device display screen in FIGS. 1 and 2 represent environmental subject matter that forms no part of the claimed design. The broken line within the solid line perimeter of the design in FIG. 2 represents a portion of the computing device display screen with graphical user interface that forms no part of the claimed design.

1 Claim, 2 Drawing Sheets



U.S. Patent Mar. 17, 2015 Sheet 2 of 2 US D724,620 S

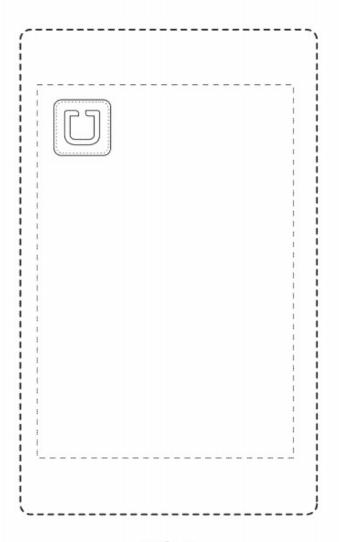


FIG. 2

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THANK YOU!

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