

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Issac Stephen Levin; Jon Rexford Degenhardt; Atul Suklikar;
Peter A. Thorson
Assignee: Siebel Systems, Inc.
Title: A METHOD AND APPARATUS TO PRESENT
AN INTEGRATED PROCESS MODELER
Application No.: 11/542,281 Filing Date: October 3, 2006
Examiner: Peng Ke Group Art Unit: 2174
Docket No.: OIC0114C1US Confirmation No.: 5720

Austin, Texas
July 7, 2009

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER TO OBVIATE A
DOUBLE PATENTING REJECTION OVER A PATENT

Sir:

Petitioner, Siebel Systems, Inc., a California corporation having a place of business at 2207 Bridgepoint Parkway, San Mateo, California 94404, is the owner of the entire interest in the instant application. Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 7,117,449. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior

patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

In compliance with 37 C.F.R. § 1.20(d), the Commissioner is authorized to charge the fee of \$140.00 to Deposit Account No. 502306 for this Terminal Disclaimer as set forth in the enclosed transmittal letter.

The undersigned represents that he is authorized to sign on behalf of Petitioner.

Respectfully submitted,

/ Samuel G. Campbell III /

Samuel G. Campbell III
Attorney for Applicants
Reg. No. 42,381
512-439-5084 (Telephone)
512-439-5099 (Facsimile)