AO 120 (Rev. 08/10)

TO:	Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK

In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court Eastern District of Texas on the following

☐ Trademarks or ☑ Patents. (☐ the patent action involves 35 U.S.C. § 292.):

DOCKET NO.	DATE FILED	U.S. DISTRICT COURT
2:22-cv-00422	10/26/2022	Eastern District of Texas

PLAINTIFF	DEFENDANT
Headwater Research LLC	Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc.

	PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1	9,137,701	9/15/2015	Headwater Research LLC
2	9,271,184	2/23/2016	Headwater Research LLC
3	9,521,578	12/13/2016	Headwater Research LLC
4			
5			

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY ☐ Amendment ☐ Answer ☐ Cross Bill ☐ Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1		
2		
3		
4		
5		

In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT

CLERK	(BY) DEPUTY CLERK	DATE

Copy 1—Upon initiation of action, mail this copy to Director **Copy 3—Upon termination of action, mail this copy to Director**
Copy 2—Upon filing document adding patent(s), mail this copy to Director **Copy 4—Case file copy**

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www.uspto.gov

APPLICATION NO.	ISSUE DATE	PATENT NO.	ATTORNEY DOCKET NO.	CONFIRMATION NO.
14/675,113	09/15/2015	9137701	RALEP032C1C3	1065

106963 7590 08/26/2015

Headwater Partners I LLC
555 Twin Dolphin Drive, Suite 310
Redwood Shores, CA 94065

ISSUE NOTIFICATION

The projected patent number and issue date are specified above.

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b)
(application filed on or after May 29, 2000)

The Patent Term Adjustment is 0 day(s). Any patent to issue from the above-identified application will include an indication of the adjustment on the front page.

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) WEB site (http://pair.uspto.gov).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (571)-272-7702. Questions relating to issue and publication fee payments should be directed to the Application Assistance Unit (AAU) of the Office of Data Management (ODM) at (571)-272-4200.

APPLICANT(s) (Please see PAIR WEB site http://pair.uspto.gov for additional applicants):

Gregory G. Raleigh, Woodside, CA;
Headwater Partners I LLC, Redwood City, CA;
James Lavine, Corte Madera, CA;
Alireza Raissinia, Monte Sereno, CA;

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99) Change(s) applied to document,	Application Number	14675113
	Filing Date	2015-03-31
	First Named Inventor	Raleigh
	Art Unit	2464
	Examiner Name	Ngo, Ricky Quoc
	Attorney Docket Number	RALEP032C1C3

/J.E.B./
8/3/2015

	218	8353001		2013-01-08	Herrod, Allan	
	219	8195093		~~2013-06-05~~	Garrett, Darrin et al.	June 5, 2012
	220	8036600		2011-10-11	Garrett, Darrin et al.	
	221	8301513		2012-10-30	Peng, Shih-Ta et al.	
	222	8230061		2012-07-24	Hassan, Amer A. et al.	
	223	8204794		2012-06-19	Peng, Shih-Ta et al.	
	224	8350700		2013-01-08	Fast, Raymond D. et al.	
	225	8204190		2012-06-19	Bang, Jung-Hee et al.	
	226	7865182		2011-01-04	Macaluso, Anthony G.	
	227	7962622		2011-06-14	Friend, John et al.	
	228	7583964		2009-09-01	Wong, Gregory A.	

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PTO/SB/08a (01-10)
Approved for use through 07/31/2012. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT
(Not for submission under 37 CFR 1.99)

Application Number	14675113
Filing Date	2015-03-31
First Named Inventor	Gregory G. Raleigh
Art Unit	2412
Examiner Name	DEFAUW, THAD N
Attorney Docket Number	RALEP032C1C3

U.S.PATENTS Remove

Examiner Initial*	Cite No	Patent Number	Kind Code[1]	Issue Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
	1	8713535	B2	2014-04-29	Malhotra et al.	

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Examiner Initial*	Cite No	Publication Number	Kind Code[1]	Publication Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
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Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T[5]

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)		
	Application Number	14675113
	Filing Date	2015-03-31
	First Named Inventor	Gregory G. Raleigh
	Art Unit	2412
	Examiner Name	DEFAUW, THAD N
	Attorney Docket Number	RALEP032C1C3

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EXAMINER SIGNATURE

Examiner Signature	/Thad Defauw/	Date Considered	08/10/2015

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1] See Kind Codes of USPTO Patent Documents at www.USPTO.GOV or MPEP 901.04. [2] Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). [3] For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. [4] Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. [5] Applicant is to place a check mark here if English language translation is attached.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /T.D./

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (**Not for submission under 37 CFR 1.99)**	Application Number	14675113
	Filing Date	2015-03-31
	First Named Inventor	Gregory G. Raleigh
	Art Unit	2412
	Examiner Name	DEFAUW, THAD N
	Attorney Docket Number	RALEP032C1C3

CERTIFICATION STATEMENT

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

☐ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

OR

☒ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

☐ See attached certification statement.

☒ Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

☐ None

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/James E. Harris/	Date (YYYY-MM-DD)	2015-08-05
Name/Print	James E. Harris	Registration Number	40013

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.

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5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.

6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).

7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.

8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspections or an issued patent.

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PTO/SB/08a (01-10)
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT
(Not for submission under 37 CFR 1.99)

Application Number	14675113
Filing Date	2015-03-31
First Named Inventor	Gregory G. Raleigh
Art Unit	2412
Examiner Name	DEFAUW, THAD N
Attorney Docket Number	RALEP032C1C3

U.S.PATENTS Remove

Examiner Initial*	Cite No	Patent Number	Kind Code[1]	Issue Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
	1	6578076	B1	2003-06-10	Putzolu, David Matthew	
	2	6757717	B1	2004-06-29	Goldstein, Leonid	
	3	7007295	B1	2006-02-28	Rose et al.	
	4	7084775	B1	2006-08-01	Smith, Michael R.	
	5	7133695	B2	2006-11-07	Beyda, William J.	
	6	7260382	B1	2007-08-21	Lamb et al.	
	7	7271765	B2	2007-09-18	Stilp et al.	
	8	7627872	B2	2009-12-01	Hebeler et al.	

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	Attorney Docket Number	RALEP032C1C3

	9	7684370	B2	2010-03-23	Kezys, Vytautas Robertas	
	10	7685530	B2	2010-03-23	Sherrard et al.	
	11	7760137	B2	2010-07-20	Martucci et al.	
	12	7843843	B1	2010-11-30	Papp III et al.	
	13	7925778	B1	2011-04-12	Wijnands et al.	
	14	9049010		2015-06-02	Jueneman et al.	
	15	7937450	B2	2011-05-03	Janik, Craig M.	
	16	8010082	B2	2011-08-30	Sutaria et al.	
	17	8019846	B2	2011-09-13	Roelens et al.	
	18	8050705	B2	2011-11-01	Sicher et al.	
	19	8086791	B2	2011-12-27	Caulkins, Jason	

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First Named Inventor	Gregory G. Raleigh
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Examiner Name	DEFAUW, THAD N
Attorney Docket Number	RALEP032C1C3

	20	8103285	B2	2012-01-24	Kalhan, Amit	
	21	8155666	B2	2012-04-10	Alizadeh-Shabdiz, Farshid	
	22	8174378	B2	2012-05-08	Richman et al.	
	23	8208788	B2	2012-06-26	Ando et al.	
	24	8233433	B2	2012-07-31	Kalhan, Amit	
	25	8259692	B2	2012-09-04	Bajko, Gabor	
	26	8326828	B2	2012-12-04	Zhou et al.	
	27	8406736	B2	2013-03-26	Das et al.	
	28	8489110	B2	2013-07-16	Frank et al.	
	29	8495181	B2	2013-07-23	Venkatraman et al.	
	30	8532610	B2	2013-09-10	Manning Cassett et al.	

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First Named Inventor	Gregory G. Raleigh
Art Unit	2412
Examiner Name	DEFAUW, THAD N
Attorney Docket Number	RALEP032C1C3

	31	8571598	B2	2013-10-29	Valavi, John J.	
	32	8631428	B2	2014-01-14	Scott et al.	
	33	8634425	B2	2014-01-21	Gorti et al.	
	34	8739035	B2	2014-05-27	Trethewey, Jim	
	35	8761711	B2	2014-06-24	Grignani et al.	
	36	8804517	B2	2014-08-12	Oerton, Kevin John	
	37	8825109	B2	2014-09-02	Montemurro et al.	
	38	8831561	B2	2014-09-09	Sutaria et al.	
	39	8880047	B2	2014-11-04	Konicek et al.	
	40	8930238	B2	2015-01-06	Coffman et al.	
	41	8949597	B1	2015-02-03	Reeves et al.	

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	First Named Inventor	Gregory G. Raleigh
	Art Unit	2412
	Examiner Name	DEFAUW, THAD N
	Attorney Docket Number	RALEP032C1C3

	42	8977284	B2	2015-03-10	Reed, Mark J.	
	43	9014973	B2	2015-04-21	Ruckart, John	

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Examiner Initial*	Cite No	Publication Number	Kind Code[1]	Publication Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
	1	20040259534	A1	2004-12-23	Chaudhari et al.	
	2	20060072451	A1	2006-04-06	Ross, Alan D.	
	3	20120166604	A1	2012-06-28	Fortier et al.	
	4	20130326356	A9	2013-12-05	Zheng et al.	
	5	20070293191	A1	2007-12-20	Mir et al.	
	6	20070294410	A1	2007-12-20	Pandya et al.	
	7	20080050715	A1	2008-02-28	Golczewski et al.	

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	Art Unit	2412
	Examiner Name	DEFAUW, THAD N
	Attorney Docket Number	RALEP032C1C3

	8	20060136882	A1	2006-06-22	Noonan et al.	
	9	20090197612	A1	2009-08-06	Kiiskinen, Arto	
	10	20100151866	A1	2010-06-17	Karpov et al.	
	11	20110145920	A1	2011-06-16	Mahaffey et al.	

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Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T[5]
	1	Ahmed et al., "A Context-Aware Vertical Handover Decision Algorithm for Multimode Mobile Terminals and Its Performance," BenQ Mobile, Munich Germany; University of Klagenfurt, Klagenfurt, Austria; 2006	☐
	2	Kassar et al., "An overview of vertical handover decision strategies in heterogeneous wireless networks," ScienceDirect, University Pierre & Marie Curie, Paris, France, 6/5/2007	☐

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /T.D./

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	First Named Inventor	Gregory G. Raleigh
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	Attorney Docket Number	RALEP032C1C3

	3	Sadeh et al., "Understanding and Capturing People's Privacy Policies in a Mobile Social Networking Application," ISR School of Computer Science, Carnegie Mellon University, 2007	☐
	4	Schiller et al., "Location-Based Services," The Morgan Kaufmann Series in Data Management Systems, 2004	☐

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EXAMINER SIGNATURE

Examiner Signature	/Thad Defauw/	Date Considered	08/10/2015

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1] See Kind Codes of USPTO Patent Documents at www.USPTO.GOV or MPEP 901.04. [2] Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). [3] For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. [4] Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. [5] Applicant is to place a check mark here if English language translation is attached.

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (**Not for submission under 37 CFR 1.99)**	Application Number	14675113
	Filing Date	2015-03-31
	First Named Inventor	Gregory G. Raleigh
	Art Unit	2412
	Examiner Name	DEFAUW, THAD N
	Attorney Docket Number	RALEP032C1C3

CERTIFICATION STATEMENT

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

☐ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

OR

☒ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

☐ See attached certification statement.

☒ Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

☐ None

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/James E. Harris/	Date (YYYY-MM-DD)	2015-07-29
Name/Print	James E. Harris	Registration Number	40013

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether the Freedom of Information Act requires disclosure of these record s.

2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.

3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.

4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).

5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.

6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).

7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.

8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspections or an issued patent.

9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /T.D./

Receipt date: 07/29/2015
PTO/SB/08a (01-10)
Approved for use through 07/31/2012. OMB 0651-0031
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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT
(Not for submission under 37 CFR 1.99)

Application Number	14675113
Filing Date	2015-03-31
First Named Inventor	Gregory G. Raleigh
Art Unit	2412
Examiner Name	DEFAUW, THAD N
Attorney Docket Number	RALEP032C1C3

U.S.PATENTS Remove

Examiner Initial*	Cite No	Patent Number	Kind Code[1]	Issue Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
	1					

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Examiner Initial*	Cite No	Publication Number	Kind Code[1]	Publication Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
	1	20080282319	A1	2008-11-13	Fontijn et al.	
	2	20070005795	A1	2007-01-04	Gonzalez, Ruben	
	3	20060143066	A1	2006-06-29	Calabria	

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FOREIGN PATENT DOCUMENTS Remove

Examiner Initial*	Cite No	Foreign Document Number[3]	Country Code[2] i	Kind Code[4]	Publication Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear	T[5]
	1	101080055	CN	A	2007-11-28	Tencent Technology (Shenzhen) Co., Ltd.		☐

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	Examiner Name	DEFAUW, THAD N
	Attorney Docket Number	RALEP032C1C3

	2	101335666	CN	A	2008-12-31	Hangzhou H3C Technologies Co., Ltd.		☐
	3	1508734	CN	A	2004-06-30	Chinese Creative Corp.		☐
	4	1567818	CN	A	2005-01-19	Huawei Tech. Co. Ltd.		☐
	5	2009111913	JP		2009-05-21	Kyocera Communications Systems		☐
	6	2009232107	JP	A	2009-10-08	Fujitsu Ltd.		☐
	7	2006012610	WO	A2	2006-02-02	Citrix Systems, Inc.		☐

If you wish to add additional Foreign Patent Document citation information please click the Add button Add

NON-PATENT LITERATURE DOCUMENTS Remove

Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T5
	1		☐

If you wish to add additional non-patent literature document citation information please click the Add button Add

EXAMINER SIGNATURE

Examiner Signature	/Thad Defauw/	Date Considered	08/10/2015

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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	Examiner Name	DEFAUW, THAD N
	Attorney Docket Number	RALEP032C1C3

[1] See Kind Codes of USPTO Patent Documents at www.USPTO.GOV or MPEP 901.04. [2] Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). [3] For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. [4] Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. [5] Applicant is to place a check mark here if English language translation is attached.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /T.D./

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	Filing Date	2015-03-31
	First Named Inventor	Gregory G. Raleigh
	Art Unit	2412
	Examiner Name	DEFAUW, THAD N
	Attorney Docket Number	RALEP032C1C3

CERTIFICATION STATEMENT

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

☒ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

OR

☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

☐ See attached certification statement.

☒ Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

☐ None

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/James E. Harris/	Date (YYYY-MM-DD)	2015-07-29
Name/Print	James E. Harris	Registration Number	40013

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /T.D./

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail **Mail Stop ISSUE FEE**
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
or Fax (571)-273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

106963 7590 07/17/2015
Headwater Partners I LLC
555 Twin Dolphin Drive, Suite 310
Redwood Shores, CA 94065

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission
I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

Ann Taylor	(Depositor's name)
	(Signature)
August 6, 2015	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
14/675,113	03/31/2015	Gregory G. Raleigh	RALEP032C1C3	1065

TITLE OF INVENTION: DEVICE-ASSISTED SERVICES FOR PROTECTING NETWORK CAPACITY

APPLN. TYPE	ENTITY STATUS	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	SMALL	$480	$0	$0	$480	10/19/2015

EXAMINER	ART UNIT	CLASS-SUBCLASS
DEFAUW, THAD N	2412	370-235000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).
- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
- ☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list
(1) The names of up to 3 registered patent attorneys or agents OR, alternatively,
(2) The name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.
1 James E. Harris
2
3

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE: Headwater Partners I LLC
(B) RESIDENCE: (CITY and STATE OR COUNTRY): Redwood City, CA

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are submitted:
- ☒ Issue Fee
- ☐ Publication Fee (No small entity discount permitted)
- ☐ Advance Order - # of Copies _____

4b. Payment of Fee(s): **(Please first reapply any previously paid issue fee shown above)**
- ☐ A check is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☒ The director is hereby authorized to charge the required fee(s), any deficiency, or credits any overpayment, to Deposit Account Number 505876 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)
- ☐ Applicant certifying micro entity status. See 37 CFR 1.29
- ☐ Applicant asserting small entity status. See 37 CFR 1.27
- ☐ Applicant changing to regular undiscounted fee status.

NOTE: Absent a valid certification of Micro Entity Status (see forms PTO/SB/15A and 15B), issue fee payment in the micro entity amount will not be accepted at the risk of application abandonment.
NOTE: If the application was previously under micro entity status, checking this box will be taken to be a notification of loss of entitlement to micro entity status.
NOTE: Checking this box will be taken to be a notification of loss of entitlement to small or micro entity status, as applicable.

NOTE: This form must be signed in accordance with 37 CFR 1.31 and 1.33. See 37 CFR 1.4 for signature requirements and certifications.

Authorized Signature _____ Date August 4, 2015
Typed or printed name James E. Harris Registration No. 40013

PTOL-85 Part B (10-13) Approved for use through 10/31/2013. OMB 0651-0033 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Electronic Patent Application Fee Transmittal

Application Number:	14675113
Filing Date:	31-Mar-2015
Title of Invention:	WIRELESS END-USER DEVICE WITH DIFFERENTIATED NETWORK ACCESS FOR BACKGROUND AND FOREGROUND DEVICE APPLICATIONS
First Named Inventor/Applicant Name:	Gregory G. Raleigh
Filer:	James E. Harris/Ann Taylor
Attorney Docket Number:	RALEP032C1C3

Filed as Small Entity

Filing Fees for Utility under 35 USC 111(a)

Description	Fee Code	Quantity	Amount	Sub-Total in USD($)
Basic Filing:				
Pages:				
Claims:				
Miscellaneous-Filing:				
Petition:				
Patent-Appeals-and-Interference:				
Post-Allowance-and-Post-Issuance:				
Utility Appl Issue Fee	2501	1	480	480

Description	Fee Code	Quantity	Amount	Sub-Total in USD($)
Extension-of-Time:				
Miscellaneous:				
			Total in USD ($)	**480**

Electronic Acknowledgement Receipt	
EFS ID:	23135188
Application Number:	14675113
International Application Number:	
Confirmation Number:	1065
Title of Invention:	WIRELESS END-USER DEVICE WITH DIFFERENTIATED NETWORK ACCESS FOR BACKGROUND AND FOREGROUND DEVICE APPLICATIONS
First Named Inventor/Applicant Name:	Gregory G. Raleigh
Customer Number:	106963
Filer:	James E. Harris/Ann Taylor
Filer Authorized By:	James E. Harris
Attorney Docket Number:	RALEP032C1C3
Receipt Date:	06-AUG-2015
Filing Date:	31-MAR-2015
Time Stamp:	14:18:03
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	yes
Payment Type	Deposit Account
Payment was successfully received in RAM	$480
RAM confirmation Number	515
Deposit Account	505876
Authorized User	TAYLOR, ANN
The Director of the USPTO is hereby authorized to charge indicated fees and credit any overpayment as follows: Charge any Additional Fees required under 37 C.F.R. Section 1.16 (National application filing, search, and examination fees) Charge any Additional Fees required under 37 C.F.R. Section 1.17 (Patent application and reexamination processing fees)	

Charge any Additional Fees required under 37 C.F.R. Section 1.19 (Document supply fees)

Charge any Additional Fees required under 37 C.F.R. Section 1.20 (Post Issuance fees)

Charge any Additional Fees required under 37 C.F.R. Section 1.21 (Miscellaneous fees and charges)

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Issue Fee Payment (PTO-85B)	P032C1C3_IssueFee.pdf	222416 7ca686b1bf65edf0e3083335824f350df5ff424b	no	1
Warnings:					
Information:					
2	Fee Worksheet (SB06)	fee-info.pdf	30750 227f71a08adfafa929de0efa1edfb6dfaed81a02	no	2
Warnings:					
Information:					
		Total Files Size (in bytes):	253166		

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

<u>New Applications Under 35 U.S.C. 111</u>
If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

<u>National Stage of an International Application under 35 U.S.C. 371</u>
If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

<u>New International Application Filed with the USPTO as a Receiving Office</u>
If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

PTO/SB/08a (01-10)
Approved for use through 07/31/2012. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

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	Filing Date	2015-03-31
	First Named Inventor	Gregory G. Raleigh
	Art Unit	2412
	Examiner Name	DEFAUW, THAD N
	Attorney Docket Number	RALEP032C1C3

U.S.PATENTS						Remove
Examiner Initial*	Cite No	Patent Number	Kind Code[1]	Issue Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
	1	8713535	B2	2014-04-29	Malhotra et al.	
If you wish to add additional U.S. Patent citation information please click the Add button.						Add

U.S.PATENT APPLICATION PUBLICATIONS						Remove
Examiner Initial*	Cite No	Publication Number	Kind Code[1]	Publication Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
	1					
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FOREIGN PATENT DOCUMENTS							Remove	
Examiner Initial*	Cite No	Foreign Document Number[3]	Country Code[2] ¡	Kind Code[4]	Publication Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear	T[5]
	1							☐
If you wish to add additional Foreign Patent Document citation information please click the Add button							Add	

NON-PATENT LITERATURE DOCUMENTS			Remove
Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T[5]

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (**Not for submission under 37 CFR 1.99)**		
	Application Number	14675113
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	Attorney Docket Number	RALEP032C1C3

	1		☐

If you wish to add additional non-patent literature document citation information please click the Add button Add

EXAMINER SIGNATURE

Examiner Signature		Date Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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☐ See attached certification statement.

☒ Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

☐ None

SIGNATURE

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Signature	/James E. Harris/	Date (YYYY-MM-DD)	2015-08-05
Name/Print	James E. Harris	Registration Number	40013

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.

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9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

Electronic Patent Application Fee Transmittal					
Application Number:	14675113				
Filing Date:	31-Mar-2015				
Title of Invention:	WIRELESS END-USER DEVICE WITH DIFFERENTIATED NETWORK ACCESS FOR BACKGROUND AND FOREGROUND DEVICE APPLICATIONS				
First Named Inventor/Applicant Name:	Gregory G. Raleigh				
Filer:	James E. Harris/Ann Taylor				
Attorney Docket Number:	RALEP032C1C3				
Filed as Small Entity					
Filing Fees for Utility under 35 USC 111(a)					
Description		**Fee Code**	**Quantity**	**Amount**	**Sub-Total in USD($)**
Basic Filing:					
Pages:					
Claims:					
Miscellaneous-Filing:					
Petition:					
Patent-Appeals-and-Interference:					
Post-Allowance-and-Post-Issuance:					
Extension-of-Time:					

Description	Fee Code	Quantity	Amount	Sub-Total in USD($)
Miscellaneous:				
Submission- Information Disclosure Stmt	2806	1	90	90
		Total in USD ($)		**90**

Electronic Acknowledgement Receipt	
EFS ID:	23129221
Application Number:	14675113
International Application Number:	
Confirmation Number:	1065
Title of Invention:	WIRELESS END-USER DEVICE WITH DIFFERENTIATED NETWORK ACCESS FOR BACKGROUND AND FOREGROUND DEVICE APPLICATIONS
First Named Inventor/Applicant Name:	Gregory G. Raleigh
Customer Number:	106963
Filer:	James E. Harris/Ann Taylor
Filer Authorized By:	James E. Harris
Attorney Docket Number:	RALEP032C1C3
Receipt Date:	05-AUG-2015
Filing Date:	31-MAR-2015
Time Stamp:	21:11:24
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	yes
Payment Type	Deposit Account
Payment was successfully received in RAM	$90
RAM confirmation Number	8773
Deposit Account	505876
Authorized User	TAYLOR, ANN
The Director of the USPTO is hereby authorized to charge indicated fees and credit any overpayment as follows:	

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Information Disclosure Statement (IDS) Form (SB08)	P032C1C3_IDS.pdf	611807 b6fed26a83ca4208b27da668448312ed08cb5fda	no	4
Warnings:					
Information:					
2	Fee Worksheet (SB06)	fee-info.pdf	30924 957d7492925325cdaf134c211fce27de76a3a90d	no	2
Warnings:					
Information:					
		Total Files Size (in bytes):	642731		

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111
If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371
If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office
If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

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APPLICATION NUMBER	FILING or 371(c) DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	TOT CLAIMS	IND CLAIMS
14/675,113	03/31/2015	2412	1130	RALEP032C1C3	25	1

CONFIRMATION NO. 1065

106963
Headwater Partners I LLC
555 Twin Dolphin Drive, Suite 310
Redwood Shores, CA 94065

CORRECTED FILING RECEIPT

OC000000078373584

Date Mailed: 07/30/2015

Receipt is acknowledged of this non-provisional patent application. The application will be taken up for examination in due course. Applicant will be notified as to the results of the examination. Any correspondence concerning the application must include the following identification information: the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please submit a written request for a Filing Receipt Correction. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections**

Inventor(s)

Gregory G. Raleigh, Woodside, CA;
James Lavine, Corte Madera, CA;
Alireza Raissinia, Monte Sereno, CA;

Applicant(s)

Headwater Partners I LLC, Redwood City, CA;

Power of Attorney: The patent practitioners associated with Customer Number 106963

Domestic Priority data as claimed by applicant

This application is a CON of 14/082,040 11/15/2013
which is a DIV of 13/134,028 05/25/2011 PAT 8589541
which is a CIP of 13/134,005 05/25/2011 PAT 8635335
and is a CIP of 12/695,021 01/27/2010 PAT 8346225
and claims benefit of 61/348,022 05/25/2010
and claims benefit of 61/381,159 09/09/2010
and claims benefit of 61/381,162 09/09/2010
and claims benefit of 61/384,456 09/20/2010
and claims benefit of 61/389,547 10/04/2010
and claims benefit of 61/385,020 09/21/2010
and claims benefit of 61/387,243 09/28/2010
and claims benefit of 61/387,247 09/28/2010
and claims benefit of 61/407,358 10/27/2010
and claims benefit of 61/418,507 12/01/2010
and claims benefit of 61/418,509 12/01/2010
and claims benefit of 61/420,727 12/07/2010
and claims benefit of 61/422,565 12/13/2010

and claims benefit of 61/422,572 12/13/2010
and claims benefit of 61/422,574 12/13/2010
and claims benefit of 61/435,564 01/24/2011
and claims benefit of 61/472,606 04/06/2011
and said 12/695,021 01/27/2010
claims benefit of 61/252,151 10/15/2009
and claims benefit of 61/252,153 10/15/2009
and is a CIP of 12/380,780 03/02/2009 PAT 8839388
and said 13/134,005 05/25/2011
is a CIP of 12/380,780 03/02/2009 PAT 8839388
and is a CIP of 12/380,778 03/02/2009 PAT 8321526
and said 12/380,780 03/02/2009
claims benefit of 61/206,354 01/28/2009
and claims benefit of 61/206,944 02/04/2009
and claims benefit of 61/207,393 02/10/2009
and claims benefit of 61/207,739 02/13/2009
and said 12/380,778 03/02/2009
claims benefit of 61/206,354 01/28/2009
and claims benefit of 61/206,944 02/04/2009
and claims benefit of 61/207,393 02/10/2009
and claims benefit of 61/207,739 02/13/2009
and said 13/134,028 05/25/2011
is a CIP of 12/695,019 01/27/2010 PAT 8275830
and is a CIP of 12/695,020 01/27/2010 PAT 8406748
and is a CIP of 12/694,445 01/27/2010 PAT 8391834
and is a CIP of 12/694,451 01/27/2010 PAT 8548428
and is a CIP of 12/694,455 01/27/2010 PAT 8402111
and is a CIP of 12/695,980 01/28/2010 PAT 8340634
and said 12/695,019 01/27/2010
claims benefit of 61/270,353 07/06/2009
and claims benefit of 61/264,126 11/24/2009
and said 12/695,020 01/27/2010
claims benefit of 61/275,208 08/25/2009
and claims benefit of 61/237,753 08/28/2009
and said 12/694,455 01/27/2010
claims benefit of 61/264,120 11/24/2009

Foreign Applications for which priority is claimed (You may be eligible to benefit from the **Patent Prosecution Highway** program at the USPTO. Please see http://www.uspto.gov for more information.) - None.
Foreign application information must be provided in an Application Data Sheet in order to constitute a claim to foreign priority. See 37 CFR 1.55 and 1.76.

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If Required, Foreign Filing License Granted: 04/13/2015
The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US 14/675,113**
Projected Publication Date: Not Applicable
Non-Publication Request: No

Early Publication Request: Yes
**** SMALL ENTITY ****
Title

WIRELESS END-USER DEVICE WITH DIFFERENTIATED NETWORK ACCESS FOR BACKGROUND AND FOREGROUND DEVICE APPLICATIONS

Preliminary Class

370

Statement under 37 CFR 1.55 or 1.78 for AIA (First Inventor to File) Transition Applications: No

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Title 37, Code of Federal Regulations, 5.11 & 5.15

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PTO/SB/08a (01-10)
Approved for use through 07/31/2012. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (**Not for submission under 37 CFR 1.99)**		
	Application Number	14675113
	Filing Date	2015-03-31
	First Named Inventor	Gregory G. Raleigh
	Art Unit	2412
	Examiner Name	DEFAUW, THAD N
	Attorney Docket Number	RALEP032C1C3

U.S.PATENTS						Remove
Examiner Initial*	Cite No	Patent Number	Kind Code[1]	Issue Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
	1	6578076	B1	2003-06-10	Putzolu, David Matthew	
	2	6757717	B1	2004-06-29	Goldstein, Leonid	
	3	7007295	B1	2006-02-28	Rose et al.	
	4	7084775	B1	2006-08-01	Smith, Michael R.	
	5	7133695	B2	2006-11-07	Beyda, William J.	
	6	7260382	B1	2007-08-21	Lamb et al.	
	7	7271765	B2	2007-09-18	Stilp et al.	
	8	7627872	B2	2009-12-01	Hebeler et al.	

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	Examiner Name	DEFAUW, THAD N
	Attorney Docket Number	RALEP032C1C3

	9	7684370	B2	2010-03-23	Kezys, Vytautas Robertas	
	10	7685530	B2	2010-03-23	Sherrard et al.	
	11	7760137	B2	2010-07-20	Martucci et al.	
	12	7843843	B1	2010-11-30	Papp III et al.	
	13	7925778	B1	2011-04-12	Wijnands et al.	
	14	9049010		2015-06-02	Jueneman et al.	
	15	7937450	B2	2011-05-03	Janik, Craig M.	
	16	8010082	B2	2011-08-30	Sutaria et al.	
	17	8019846	B2	2011-09-13	Roelens et al.	
	18	8050705	B2	2011-11-01	Sicher et al.	
	19	8086791	B2	2011-12-27	Caulkins, Jason	

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	Attorney Docket Number	RALEP032C1C3

	20	8103285	B2	2012-01-24	Kalhan, Amit	
	21	8155666	B2	2012-04-10	Alizadeh-Shabdiz, Farshid	
	22	8174378	B2	2012-05-08	Richman et al.	
	23	8208788	B2	2012-06-26	Ando et al.	
	24	8233433	B2	2012-07-31	Kalhan, Amit	
	25	8259692	B2	2012-09-04	Bajko, Gabor	
	26	8326828	B2	2012-12-04	Zhou et al.	
	27	8406736	B2	2013-03-26	Das et al.	
	28	8489110	B2	2013-07-16	Frank et al.	
	29	8495181	B2	2013-07-23	Venkatraman et al.	
	30	8532610	B2	2013-09-10	Manning Cassett et al.	

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	Attorney Docket Number	RALEP032C1C3

	31	8571598	B2	2013-10-29	Valavi, John J.	
	32	8631428	B2	2014-01-14	Scott et al.	
	33	8634425	B2	2014-01-21	Gorti et al.	
	34	8739035	B2	2014-05-27	Trethewey, Jim	
	35	8761711	B2	2014-06-24	Grignani et al.	
	36	8804517	B2	2014-08-12	Oerton, Kevin John	
	37	8825109	B2	2014-09-02	Montemurro et al.	
	38	8831561	B2	2014-09-09	Sutaria et al.	
	39	8880047	B2	2014-11-04	Konicek et al.	
	40	8930238	B2	2015-01-06	Coffman et al.	
	41	8949597	B1	2015-02-03	Reeves et al.	

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	First Named Inventor	Gregory G. Raleigh
	Art Unit	2412
	Examiner Name	DEFAUW, THAD N
	Attorney Docket Number	RALEP032C1C3

	42	8977284	B2	2015-03-10	Reed, Mark J.	
	43	9014973	B2	2015-04-21	Ruckart, John	

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Examiner Initial*	Cite No	Publication Number	Kind Code[1]	Publication Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
	1	20040259534	A1	2004-12-23	Chaudhari et al.	
	2	20060072451	A1	2006-04-06	Ross, Alan D.	
	3	20120166604	A1	2012-06-28	Fortier et al.	
	4	20130326356	A9	2013-12-05	Zheng et al.	
	5	20070293191	A1	2007-12-20	Mir et al.	
	6	20070294410	A1	2007-12-20	Pandya et al.	
	7	20080050715	A1	2008-02-28	Golczewski et al.	

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)		
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	Examiner Name	DEFAUW, THAD N
	Attorney Docket Number	RALEP032C1C3

	8	20060136882	A1	2006-06-22	Noonan et al.	
	9	20090197612	A1	2009-08-06	Kiiskinen, Arto	
	10	20100151866	A1	2010-06-17	Karpov et al.	
	11	20110145920	A1	2011-06-16	Mahaffey et al.	

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	1							☐

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Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T[5]
	1	Ahmed et al., "A Context-Aware Vertical Handover Decision Algorithm for Multimode Mobile Terminals and Its Performance," BenQ Mobile, Munich Germany; University of Klagenfurt, Klagenfurt, Austria; 2006	☐
	2	Kassar et al., "An overview of vertical handover decision strategies in heterogeneous wireless networks," ScienceDirect, University Pierre & Marie Curie, Paris, France, 6/5/2007	☐

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (**Not for submission under 37 CFR 1.99)**		
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	Art Unit	2412
	Examiner Name	DEFAUW, THAD N
	Attorney Docket Number	RALEP032C1C3

	3	Sadeh et al., "Understanding and Capturing People's Privacy Policies in a Mobile Social Networking Application," ISR School of Computer Science, Carnegie Mellon University, 2007	☐
	4	Schiller et al., "Location-Based Services," The Morgan Kaufmann Series in Data Management Systems, 2004	☐

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EXAMINER SIGNATURE

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)		
	Application Number	14675113
	Filing Date	2015-03-31
	First Named Inventor	Gregory G. Raleigh
	Art Unit	2412
	Examiner Name	DEFAUW, THAD N
	Attorney Docket Number	RALEP032C1C3

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☐ See attached certification statement.

☒ Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

☐ None

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/James E. Harris/	Date (YYYY-MM-DD)	2015-07-29
Name/Print	James E. Harris	Registration Number	40013

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	2	20070005795	A1	2007-01-04	Gonzalez, Ruben	
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	1	101080055	CN	A	2007-11-28	Tencent Technology (Shenzhen) Co., Ltd.		☐

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	2	101335666	CN	A	2008-12-31	Hangzhou H3C Technologies Co., Ltd.		☐
	3	1508734	CN	A	2004-06-30	Chinese Creative Corp.		☐
	4	1567818	CN	A	2005-01-19	Huawei Tech. Co. Ltd.		☐
	5	2009111919	JP		2009-05-21	Kyocera Communications Systems		☐
	6	2009232107	JP	A	2009-10-08	Fujitsu Ltd.		☐
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[19] 中华人民共和国国家知识产权局

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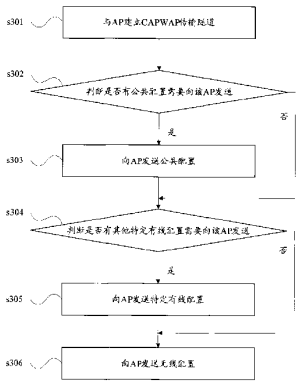
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[71] 申请人 杭州华三通信技术有限公司
地址 310053 浙江省杭州市高新技术产业开发区之江科技工业园六和路 310 号华为杭州生产基地
[72] 发明人 史 扬 张志飞
[74] 专利代理机构 北京挺立专利事务所
代理人 龚家骅
权利要求书 3 页 说明书 13 页 附图 4 页

[54] 发明名称

一种配置发送的方法、接入控制设备和接入点

[57] 摘要

本发明公开了一种配置发送方法，包括如下步骤：接入点接入时，获取需要向所述接入点发送的至少一个配置文件，该配置文件中包括供接入点进行接入的配置信息；向接入点发送该配置文件。 本发明还提供了一种接入控制设备和接入点。 通过使用本发明，实现了 CAPWAP 能够灵活支持新的配置下发需求，特别是 ACL，Qos 等有线相关的配置需求，保证 CAPWAP 协议的扩展性，实现有线和无线网络的统一管理，同时避免因为扩展 TLV 带来的繁琐的工作。



1、一种配置发送方法，其特征在于，包括如下步骤：

接入点接入时，获取需要向所述接入点发送的至少一个配置文件，所述配置文件中包括供所述接入点进行接入的配置信息；

向所述接入点发送所述配置文件。

2、如权利要求 1 所述配置发送方法，其特征在于，所述配置文件为：

包括公共配置信息的公共配置文件、包括特定有线配置信息的有线配置文件中的至少一种。

3、如权利要求 1 所述配置发送方法，其特征在于，所述向接入点发送配置文件的步骤具体为：

将所述配置文件通过至少一个配置数据请求 CFG Data Request 消息向接入点发送；

接收到所述接入点响应的配置数据响应 CFG Data Response 消息时，若所述配置文件的发送未完成，继续发送下一 CFG Data Request 消息直至所述发送完成。

4、如权利要求 1 所述配置发送方法，其特征在于，所述向接入点发送配置文件的步骤具体为：

将所述配置文件预先存储在接入点能够连接的网络设备上；

通知所述接入点所述网络设备的地址，以供所述接入点获取所述配置文件。

5、如权利要求 1 所述配置发送方法，其特征在于，所述向接入点发送配置文件后还包括：

根据无线接入点控制与配置协议，在向所述接入点发送的协议消息中填加无线配置信息；

向所述接入点发送所述包括无线配置信息的协议消息。

6、一种配置发送方法，其特征在于，包括如下步骤：

获取接入控制设备发送的至少一个配置文件，所述配置文件中包括接入所述接入控制设备所需的配置信息；

根据所述配置文件中的配置信息，更新本地的配置。

7、如权利要求 6 所述配置发送方法，其特征在于，所述获取接入控制设备发送的配置文件的步骤具体为：

接收所述接入控制设备通过至少一个 CFG Data Request 消息发送的所述配置文件；

接收所述 CFG Data Request 消息完毕时，向所述接入控制设备响应 CFG Data Response 消息；

所述配置文件的发送未完成时，继续接收下一 CFG Data Request 消息并响应 CFG Data Response 消息直至所述发送完成。

8、如权利要求 6 所述配置发送方法，其特征在于，所述获取接收接入控制设备发送的配置文件的步骤具体为：

接收所述接入控制设备通知的存储有配置文件的网络设备的地址；

根据所述网络设备的地址，获取所述配置文件。

9、如权利要求 6 所述配置发送方法，其特征在于，在所述根据配置文件中的配置信息，更新本地的配置的步骤后，还包括步骤：

接收所述接入控制设备发送的包括无线配置信息的协议消息；

根据无线接入点控制与配置协议以及所述无线配置信息更新本地的无线配置。

10、一种配置发送方法，其特征在于，包括如下步骤：

接入点接入时，获取需要向所述接入点发送的至少一个配置文件，所述配置文件中包括供所述接入点进行接入的配置信息；

向所述接入点发送所述配置文件。

11、如权利要求 10 所述配置发送方法，其特征在于，所述配置文件中包括公共配置信息、有线配置信息、无线配置信息中的一种或多种。

12、一种接入控制设备，其特征在于，包括：

配置获取模块，用于接入点接入时，获取需要向所述接入点发送的至少一个配置文件；

配置发送模块，用于将所述配置获取模块获取的配置文件，向所述接入点发送。

13、如权利要求 12 所述接入控制设备，其特征在于，还包括:

配置存储模块，用于存储向接入点发送的配置文件，并在需要时向所述配置发送模块发送，所述配置文件中包括公共配置信息、有线配置信息、无线配置信息中的一种或多种。

14、如权利要求 12 所述接入控制设备，其特征在于，还包括:

接收模块，用于当所述配置发送模块通过CFG Data Request消息发送配置文件时，接收接入点响应的CFG Data Response消息并通知所述配置存储模块，以继续所述配置文件的发送直至完成。

15、一种接入点，其特征在于，包括:

终端获取模块，用于获取接入控制设备发送的至少一个配置文件;

终端配置模块，用于根据所述终端获取模块接收到的配置文件，更新本地的配置。

16、如权利要求 15 所述接入点，其特征在于，所述终端配置模块进一步包括:

解析子模块，用于解析所述配置文件并获得可执行的配置命令;

处理子模块，用于根据所述解析子模块获得的配置命令更新本地的配置。

17、如权利要求 15 所述接入点，其特征在于，还包括:

终端发送模块，用于接收来自接入控制设备的用来发送配置文件的 CFG Data Request 消息，并用于当所述终端获取模块完成对于接收接入控制设备发送的 CFG Data Request 消息的接收时，向所述接收接入控制设备响应 CFG Data Response 消息。

一种配置发送的方法、接入控制设备和接入点

技术领域

本发明涉及通信技术领域，尤其涉及一种配置发送的方法、接入控制设备和接入点。

背景技术

802.11 WLAN（Wireless Local Area Network，无线局域网）网络提供了一种局域网的无线连接服务。AP（Access Point，接入点）是无线局域网的一个重要组成设备，是一个无线收发设备，用于将从有线网络（例如 Internet）接收到的数据转换成无线信号发送，将接收到的无线信号转换成数据并转发到有线网络。

802.11 WLAN 网络目前已经广泛地应用于企业等用户。这些用户的 AP 设备数量多、安全敏感、对 Qos（Quality of Service，服务质量）有严格要求，需要有效地管理手段来保证网络可管理性，降低用户的操作管理成本。

针对企业用户的需求，IETF 组织成立了专门的 WG（Work Group，工作组）制定 CAPWAP（Configuration and Provisioning for Wireless Access Points，无效接入点控制与配置）协议草案，预计在很快将成为正式的标准。传统意义的 AP 如目前家庭普遍使用的 AP 设备，用于完成 802.11 协议定义的完整功能。CAPWAP WG 提出了 Fit AP 的概念，Fit AP 主要完成实时性功能如消息确认、发送 Beacon 帧等，而对 AP 的管理、用户认证等功能需要通过 AC（Access Controller，接入控制设备）协同完成。

CAPWAP 协议定义了 AP 和 AC 之间将建立控制和数据隧道来完成网络的控制和转发。在向无线用户提供接入之前，AC 必须完成对 AP 的参数配置以完成控制平面的建立。现有技术中 AC 向 AP 发送配置的流程如图 1 所示，包括:

步骤 s101、AP 向网络中广播 Discover Request（发现请求）消息，寻找

网络中存在的 AC。

此步骤为 AP 寻找 AC 的阶段。AP 以广播方式发送 Discover Request 消息，寻找网络中可以使用的 AC。

步骤 s102、接收到该 Discover Request 消息的 AC 向该 AP 返回 Discover Response（发现响应）消息。

AC 接收到 AP 的 Discover Request 消息后，向该 AP 发送 Discover Response 消息作为响应。

步骤 s103、AP 向 AC 发送 Join Request（加入请求）消息。

AP 接收到 AC 发送的 Discover Response 消息后，与该 AC 建立 DLTS（Datagram Transport Layer Security，数据报传输层安全性）连接，并向 AC 发送向 AC 发送 Join Request 消息。

步骤 s104、AC 向 AP 发送 Join Response（加入响应）消息。

AC 接收到 AP 的 Join Request 消息后，向该 AP 发送 Join Response 消息作为响应，通知 AP 可以开始对其提供服务。

步骤 s105、AC 与 AP 之间建立 CAPWAP 隧道。

步骤 s106～s107、AP 与 AC 之间通过 Configuration status request（配置状态请求）和 Configuration status Response（配置状态响应）消息进行交互，实现 AC 对 AP 的配置下发。

步骤 s108～s109、AP 与 AC 之间通过 Configuration Update Request（配置更新请求）和 Configuration Update Response（配置更新响应）消息进行交互，实现 AC 对 AP 的配置更新。

上述步骤 s106～s109 中，Configuration status request、Configuration status Response、Configuration Update Request 和 Configuration Update Response 消息中通过携带 TLV（Type Length Value，类项长度值）来实现对 Radio，WLAN service，Qos 等配置。CAPWAP 协议中定义的 TLV 格式如图 2 所示，其中 Type 项（16bit）和 Length 项（16bit）分别标识了 Value 一项中携带的内容和长度。

现有技术中这个配置方法主要是面向无线属性的配置，没有对有线相关属性的配置。而 WLAN 网络并不是一个独立于有线网络的另一个网络，特别

是当 AP 也进行本地数据转发，如即 CAWPAP 定义的 Local Bridge（本地桥接）模式），AP 需要知道整个网络中的 ACL（Access Control List，访问控制列表）、Qos 等策略。

如果对于有线相关的配置下发仍然通过扩展新的 TLV 方式来实现，必然增加很大工作量，而且 CAPWAP 要进行大量的 TLV 扩展。有线和无线配置紧密耦合的方式必然影响 CAPWAP 协议的扩展性。另外，在 TLV 的扩展上，特定的 TLV 扩展对应了特定的软件版本。而在配置时要求 AC 和 AP 同时支持相同版本的 TLV，如果 AC 和 AP 版本不配套将影响 TLV 配置的下发。因此在对 TLV 的扩展不是进行有线配置下发的有效方法。

发明内容

本发明要解决的问题是提供一种配置发送方法、接入控制设备和接入点，以实现 CAPWAP 协议下 AC 根据不同 AP 的需求向 AP 发送不同的有线和无线配置。

为达到上述目的，本发明实施例的技术方案提供一种配置发送方法，包括如下步骤：

接入点接入时，获取需要向所述接入点发送的至少一个配置文件，所述配置文件中包括供所述接入点进行接入的配置信息；

向所述接入点发送所述配置文件。

其中，所述配置文件为：

包括公共配置信息的公共配置文件、包括特定有线配置信息的有线配置文件中的至少一种。

其中，所述向接入点发送配置文件的步骤具体为：

将所述配置文件通过至少一个配置数据请求 CFG Data Request 消息向接入点发送；

接收到所述接入点响应的配置数据响应 CFG Data Response 消息时，若所述配置文件的发送未完成，继续发送下一 CFG Data Request 消息直至所述发送完成。

其中，所述向接入点发送配置文件的步骤具体为：

将所述配置文件预先存储在接入点能够连接的网络设备上；

通知所述接入点所述网络设备的地址，以供所述接入点获取所述配置文件。

其中，所述向接入点发送配置文件后还包括：

根据无线接入点控制与配置协议，在向所述接入点发送的协议消息中填加无线配置信息；

向所述接入点发送所述包括无线配置信息的协议消息。

本发明实施例的技术方案还提供一种在接入控制设备上执行的计算机程序，包括若干指令用以执行上述配置发送方法。

本发明实施例的技术方案还提供一种存储介质，存储上述在接入控制设备上执行的计算机程序。

本发明实施例的技术方案还提供一种计算机设备，包括用以执行上述配置发送方法的软件及与软件配合的硬件。

本发明实施例的技术方案还提供一种配置发送方法，包括如下步骤：

获取接入控制设备发送的至少一个配置文件，所述配置文件中包括接入所述接入控制设备所需的配置信息；

根据所述配置文件中的配置信息，更新本地的配置。

其中，所述获取接入控制设备发送的配置文件的步骤具体为：

接收所述接入控制设备通过至少一个 CFG Data Request 消息发送的所述配置文件；

接收所述 CFG Data Request 消息完毕时，向所述接入控制设备响应 CFG Data Response 消息；

所述配置文件的发送未完成时，继续接收下一 CFG Data Request 消息并响应 CFG Data Response 消息直至所述发送完成。

其中，所述获取接收接入控制设备发送的配置文件的步骤具体为：

接收所述接入控制设备通知的存储有配置文件的网络设备的地址；

根据所述网络设备的地址，获取所述配置文件。

其中，在所述根据配置文件中的配置信息，更新本地的配置的步骤后，还包括步骤:

接收所述接入控制设备发送的包括无线配置信息的协议消息;

根据无线接入点控制与配置协议以及所述无线配置信息更新本地的无线配置。

本发明实施例的技术方案还提供一种在接入点上执行的计算机程序，包括若干指令用以执行上述配置发送方法。

本发明实施例的技术方案还提供一种存储介质，存储上述在接入点上执行的计算机程序。

本发明实施例的技术方案还提供一种计算机设备，包括用以执行上述配置发送方法的软件及与软件配合的硬件。

本发明实施例的技术方案还提供一种配置发送方法，包括如下步骤:

接入点接入时，获取需要向所述接入点发送的至少一个配置文件，所述配置文件中包括供所述接入点进行接入的配置信息;

向所述接入点发送所述配置文件。

其中，所述配置文件中包括公共配置信息、有线配置信息、无线配置信息中的一种或多种。

本发明实施例的技术方案还提供一种接入控制设备，包括:

配置获取模块，用于接入点接入时，获取需要向所述接入点发送的至少一个配置文件;

配置发送模块，用于将所述配置获取模块获取的配置文件，向所述接入点发送。

其中，还包括:

配置存储模块，用于存储向接入点发送的配置文件，并在需要时向所述配置发送模块发送，所述配置文件中包括公共配置信息、有线配置信息、无线配置信息中的一种或多种。

其中，还包括:

接收模块，用于当所述配置发送模块通过CFG Data Request消息发送配置

文件时，接收接入点响应的CFG Data Response消息并通知所述配置存储模块，以继续所述配置文件的发送直至完成。

本发明实施例的技术方案还提供一种接入点，包括：

终端获取模块，用于获取接入控制设备发送的至少一个配置文件；

终端配置模块，用于根据所述终端获取模块接收到的配置文件，更新本地的配置。

其中，所述终端配置模块进一步包括：

解析子模块，用于解析所述配置文件并获得可执行的配置命令；

处理子模块，用于根据所述解析子模块获得的配置命令更新本地的配置。

其中，还包括：

终端发送模块，用于接收来自接入控制设备的用来发送配置文件的 CFG Data Request 消息，并用于当所述终端获取模块完成对于接收接入控制设备发送的 CFG Data Request 消息的接收时，向所述接收接入控制设备响应 CFG Data Response 消息。

本发明实施例的技术方案还提供一种网络，包括前述的接入控制设备以及前述的接入点。

与现有技术相比，本发明具有以下优点：

实现了 CAWPAP 能够灵活支持新的配置下发需求，特别是 ACL，Qos 等有线相关的配置需求，保证 CAPWAP 协议的扩展性，实现有线和无线网络的统一管理，同时避免因为扩展 TLV 带来的繁琐的工作。

附图说明

图 1 是现有技术中 AC 向 AP 发送配置的流程图；

图 2 是现有技术中 CAPWAP 协议中定义的 TLV 格式示意图；

图 3 是本发明的实施例中配置发送方法的流程图；

图 4 是本发明的实施例中 CAPWAP 协议控制消息的格式示意图；

图 5 是本发明的实施例中 AC 与 AP 间配置发送的信令流程图；

图 6 是本发明的实施例中接入控制设备的结构示意图；

图 7 是本发明的实施例中接入点的结构示意图。

具体实施方式

以下结合附图和实施例，对本发明的实施方式做进一步说明。

本发明中的实施例中，将AC向AP发送配置的过程分为了三个部分:

第一部分为向AP发送公共配置。该公共配置为所有的AP在配置时都会使用的相同配置，主要包括有线配置，也可能包括部分无线配置。对于这部分配置可以存储在一个公共配置文件中。

第二部分为向AP发送有线配置。

对于特定的AP，除了公共配置外，可能还存在其他特别的有线配置。该有线配置可以根据AC对不同AP的控制策略在配置内容上有所不同，因此需要保存为不同的配置文件。或因不同厂商的AP支持的配置命令格式不同，而需要保存为不同的配置文件。AC可以将使用同一配置格式及配置策略的配置保存在独立的配置文件中，并在需要时独立下发，从而管理支持不同配置方式的AP。

第三部分为向AP发送无线配置。

该部分即当前的CAPWAP协议过程，具体的，AC可以通过与AP的消息交互，如通过在Configuration Status Request/Configuration Status Response，Configuration Update Request/Configuration Update Response中携带相关的无线配置的TLV，实现无线配置的发送。

以上三个配置发送过程对于特定的AP不一定全部存在，如对于某些AP可能不需要进行公共配置的发送，对于另外的某些AP可能不需要进行特定有线配置的发送。

本发明的实施例中一种配置发送的方法以AC对AP依次进行公共配置、有线配置、无线配置的发送为例，其中公共配置和有线配置的发送位于AC与AP的Join过程后、通过Configuration Status Request/Configuration Status Response消息交互进行无线配置下发前。如图3所示，该配置发送包括以下步骤:

步骤s301、AC与AP建立CAPWAP隧道。

步骤s302、AC判断是否有公共配置需要向AP发送，需要发送时进行步骤s303，否则进行步骤s304。

对于被管理的AP，像ACL，Qos等策略配置（一般称为全局配置），与该AC相连接的所有AP一般会共用相同的配置。这些配置，可以保存在一个公共配置文件中，如appublic.cfg，并在AP与AC建立CAPWAP隧道后，作为第一个配置下发给AP。

在该公共配置文件的格式上，可以采用文本文件txt的格式。在该文件中包括对不同的项的具体设置。例如在文件中，对于每一需要进行配置的公共配置中的内容，通过Type和Value项进行表示。其中Type项表示Value一项中所携带的内容的标识，Value项表示具体的配置内容。例如，假设在预先设置的公共配置编制规则中ACL的标识为4096，则需要在公共配置中进行ACL的设置时，将Type项设置为4096，并在Value项中携带需要向AP发送的ACL内容。AP在接收到该公共配置文件后，可以根据Type项的值得知该配置是对ACL的配置，并根据Value项的值对ACL进行配置。当然也可直接通过字符串对不同的配置内容进行标识，并通过Value项的值携带具体的配置。

步骤s303、AC向AP发送该公共配置。

在该公共配置的发送方式上，可以采取以下方式:

方式一: AC可以将appublic.cfg通过多个CFG Data request（配置数据请求）消息发送给AP。

每次AP收到消息后，向AC发送CFG Data response（配置数据响应）消息确认收到了配置。完成配置文件传输后，AP执行配置文件更新本地配置。

该CFG Data request消息和CFG Data response消息的格式可以参考现有CAPWAP协议中的控制消息的格式。现有CAPWAP协议中的控制消息的格式如图4所示，包括Message Type（消息类型）项、Sequence Number（顺序号）项、Message Element Length（消息信元长度）项、Flags（标识）项以及Message Element（消息信元）项。其中，通过Message Type项标识了控制消息的类型与功能，Sequence Number项用于对接收到的Request消息和返回的Response消息进行对应，Message Element Length项为Message Element项的长度，Flags项

为0，Message Element项为控制消息的相关具体内容。对于Message Type项，现有的CAPWAP协议中已经对一些控制消息进行了定义，如1代表Discovery Request消息，2代表Discovery Response消息等，因此通过扩展该Message Type项并使用新的标识，可以对CFG Data Request和CFG Data Response消息进行定义。

进行消息类型的定义后，AC可以根据和AP预先约定的发送方式，将公共配置向AP发送，例如AC约定每次向AP发送1000bit的内容，则AC将公共配置文件中前1000bit的内容添加在CFG Data Request消息中向AP发送，并在消息的末尾设置标识位。AP接收该CFG Data Request消息完毕后，向AC发送CFG Data Response消息作为响应。接收到该消息后，AC继续向通过CFG Data Request消息向AP发送公共配置，直至所有的公共配置发送完成。

方式二：AC可以通知AP通过其他协议，如tftp（Trivial File Transfer Protocol，普通文件传输协议）协议或ftp（File Transfer Protocol，文件传输协议）协议来获得公共配置。具体的，AC可以通知AP存储有该公共配置文件的tftp或ftp服务器的地址，以及可能需要的登录密码，由AP登录该tftp或ftp服务器，下载配置文件后，执行该配置文件更新本地配置。

步骤s304、AC判断是否有其他特定有线配置需要向该AP发送，需要发送时进行步骤s305，否则进行步骤s306。

除了公共配置外，对于特定的AP还可能还有其他特定有线配置。这些配置并不属于公共配置，可以保存在一个独立的配置文件，该配置文件名称可以对应AP的标示，如AP + AP序列号.cfg。

这些独立的配置文件可以保证系统的兼容性，例如当网络中出现不同厂商的AP，而这些AP支持不同的配置方式（配置文件格式）。系统可以把这些AP的配置保存在各自独立的配置文件中。通过这些不同AP配置的独立下发，可以实现AC同时管理来不同厂商的AP。

步骤s305、AC向AP发送该有线配置。

在该有线配置的发送方式上，可以参考步骤s303中AC在发送公共配置时所采取的不同发送方式。AP在接收到该有线配置文件后，执行该配置文件更

新本地配置。至此，AP完成了公共配置和有线配置的流程。

步骤s306、AC向AP发送无线配置。

该步骤中，通过当前CAPWAP协议中已经定义的与无线相关配置对应的TLV，AC与AP交互Configuration status request、Configuration status Response、Configuration Update Request或Configuration Update Response等消息实现对Radio、WLAN service、Qos等与无线相关的配置。AP收到配置后，更新本地无线配置。至此，AC向AP发送配置的流程结束。

上述实施例中AC对AP依次进行公共配置、有线配置、无线配置的信令流程图如图5所示，

步骤 s501、AP 向网络中广播 Discover Request 消息，寻找网络中存在的 AC。

步骤 s502、接收到该 Discover Request 消息的 AC 向该 AP 返回 Discover Response 消息。

步骤 s503、AP 向 AC 发送 Join Request 消息。

步骤 s504、AC 向 AP 发送 Join Response 消息。

步骤 s505、AC 与 AP 之间建立 CAPWAP 隧道。

步骤 s506～s507、AC 与 AP 之间通过 CFG Data Request 和 CFG Data Response 消息进行交互，实现公共配置和特定有线配置的下发。

步骤 s508～s509、AP 与 AC 之间通过 Configuration status request 和 Configuration status Response 消息进行交互，实现 AC 对 AP 的无线配置下发。

步骤 s510～s511、AP 与 AC 之间通过 Configuration Update Request 和 Configuration Update Response 消息进行交互，实现 AC 对 AP 的无线配置更新。

在上述实施例中，以AC对AP依次进行公共配置、有线配置、无线配置的下发为例，描述了本发明中一种发送配置的方法。该配置发送的顺序主要是基于一般情况下发送配置的顺序，即先公共配置后特定配置、先有线配置后无线配置。但是，在发送配置时所采用的顺序不限于以上顺序。另外，在不同的配置发送步骤，还需要考虑不同配置间的关系。以上述实施例为例，AC需要考虑对于某些AP只发送其特定的有线配置即可，而不需要下公共配置。

另外，在公共配置与特定的有线配置存在冲突时，应该通过设定优先级关系或修改配置文件以达到避免配置冲突的问题。

通过使用上述实施例中提供的配置发送方法，实现了CAWPAP能够灵活支持新的配置下发需求，特别是ACL，Qos等有线相关的配置需求，保证CAPWAP协议的扩展性，实现有线和无线网络的统一管理，同时避免因为扩展TLV带来的繁琐的工作。

本发明的另一实施例中，提供了一种接入控制设备，如图6所示，包括:

配置存储模块10，用于存储需要向AP发送的配置文件。该配置文件具体为：包括公共配置信息的公共配置文件，以及包括特定有线配置的有线配置文件。其中，公共配置文件一般只有一个，其中主要包括有线配置，也可能同时包括无线设置。而有线配置文件可能很多，其文件个数由所需要的不特定有线配置的数量而定，不同的特定有线配置存储在不同的有线配置文件中。在具体的实现中，该存储模块10可能为AC上的存储实体，也可能为AC之外的tftp或ftp服务器等存储实体。

配置获取模块20，用于对不同的AP的状态，获取需要向该AP发送的公共配置和/或有线配置。并将需要向该AP发送的公共配置和/或特定有线配置通知配置发送模块30。

配置发送模块30，用于在接收到配置获取模块20发送的需要向AP发送的公共配置或特定的有线配置时，向AP发送该公共配置或特定的有线配置。发送方式从配置存储模块10中获取需要发送的内容并通过CFG Data Request消息发送；或在配置存储模块10为外部tftp或ftp服务器等存储实体时，通知AP该存储该公共配置或特定有线配置的服务器的地址。

接收模块 40，用于当配置发送模块 30 通过 CFG Data Request 消息发送有线配置时，接收接入点响应的 CFG Data Response 消息。并通知配置发送模块30，以继续公共配置或特定有线配置的发送直至完成。

本发明的另一实施例中，还提供了一种接入点，如图7所示，包括:

终端获取模块 50，用于接收接入控制设备发送的配置文件。获取方法可以为接收接入控制设备发送的 CFG Data Request 消息，或从接收接入控制设

备通知的网络设备通过 tftp 或 ftp 协议获取。

终端配置模块 60，用于根据终端获取模块 50 接收到的配置文件，更新本地的配置。该模块进一步包括解析子模块 61，用于解析配置文件并获得可执行的配置命令；以及处理子模块 62，用于根据解析子模块 61 获得的配置命令更新本地的配置。

终端发送模块 70，用于终端获取模块 50 完成对于接收接入控制设备发送的 CFG Data Request 消息的接收时，向接收接入控制设备响应 CFG Data Response 消息。

通过使用以上实施例所提供的接入控制设备和接入点，实现了 CAWPAP 能够灵活支持新的配置下发需求，特别是 ACL，Qos 等有线相关的配置需求，保证 CAPWAP 协议的扩展性，实现有线和无线网络的统一管理，同时避免因为扩展 TLV 带来的繁琐的工作。

以上方式中，仍然是通过在 Configuration Status Request/Configuration Status Response，Configuration Update Request/Configuration Update Response 中携带相关的无线配置的 TLV，实现无线配置的发送。这样做可以和现有的 CAPWAP 协议相兼容，然而，无线配置部分同样可以纳入到公共配置和特定配置中来，无线配置不再特殊化处理，可以统一到一个公共配置及各个特有配置中，而各个特有配置也不在局限为特定有线配置。本发明通过将各种配置纳入到一个或者多个配置文件中然后下发给 AP，AP 接收以后解析这些文件获取其中的配置命令完成配置工作。其通过一次开发就可以解决以后所有新增配置的问题，因为无论新增什么配置，只需要把它纳入到配置文件中即可，AP 就可以通过解析文件获得配置。

通过以上的实施方式的描述，本领域的技术人员可以清楚地了解到本发明可借助软件加必需的通用硬件平台的方式来实现，当然也可以通过硬件，但很多情况下前者是更佳的实施方式。基于这样的理解，本发明的技术方案本质上或者说对现有技术做出贡献的部分可以以软件产品的形式体现出来，该计算机软件产品存储在一个存储介质中，包括若干指令用以使得一台计算机设备（可以是个人计算机，服务器，或者网络设备等）执行本发明各个实

施例所述的方法。

以上公开的仅为本发明的几个具体实施例，但是，本发明并非局限于此，任何本领域的技术人员能思之的变化都应落入本发明的保护范围。

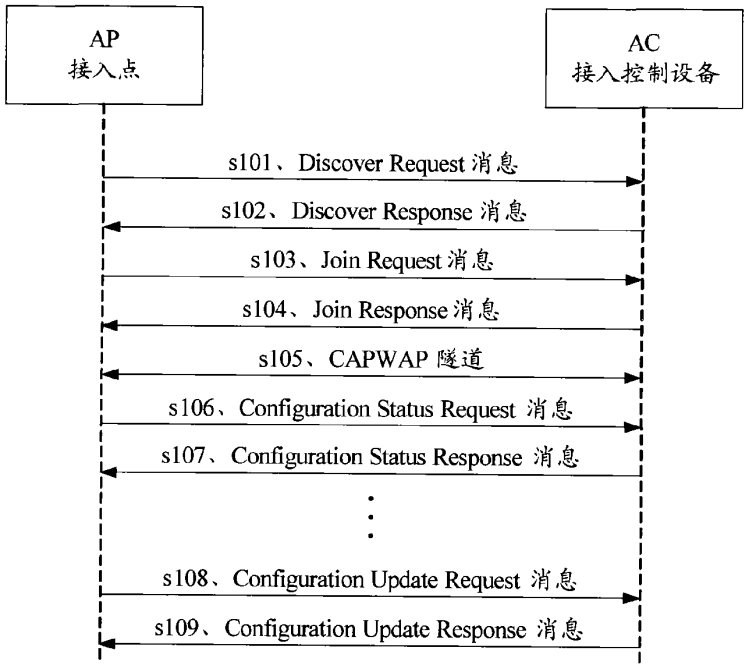

AP
接入点
AC
接入控制设备
s101、Discover Request 消息
s102、Discover Response 消息
s103、Join Request 消息
s104、Join Response 消息
s105、CAPWAP 隧道
s106、Configuration Status Request 消息
s107、Configuration Status Response 消息
s108、Configuration Update Request 消息
s109、Configuration Update Response 消息

图 1

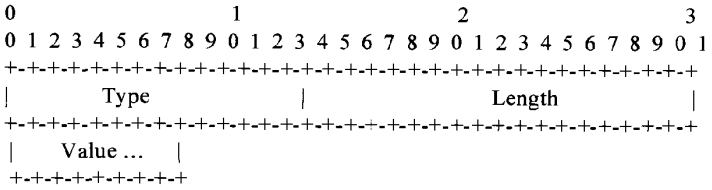

0 1 2 3
0 1 2 3 4 5 6 7 8 9 0 1 2 3 4 5 6 7 8 9 0 1 2 3 4 5 6 7 8 9 0 1
Type
Length
Value ...

图 2

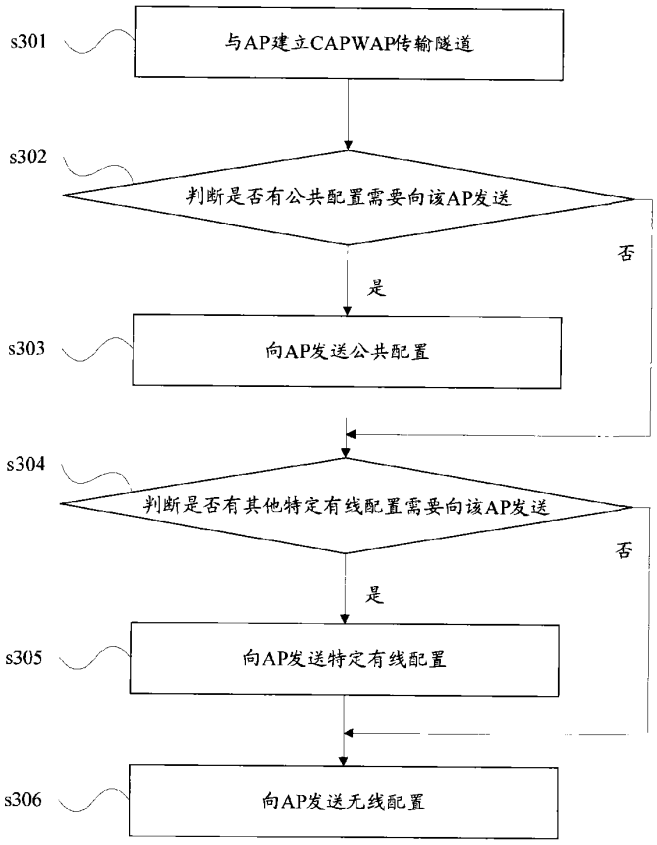


图 3

```
0                   1                   2                   3
0 1 2 3 4 5 6 7 8 9 0 1 2 3 4 5 6 7 8 9 0 1 2 3 4 5 6 7 8 9 0 1
+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+
|                         Message Type                          |
+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+
|    Seq Num    |          Msg Element Length           |  Flags  |
+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+
|  Msg Element [0..N] ...
+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+-+
```

图 4

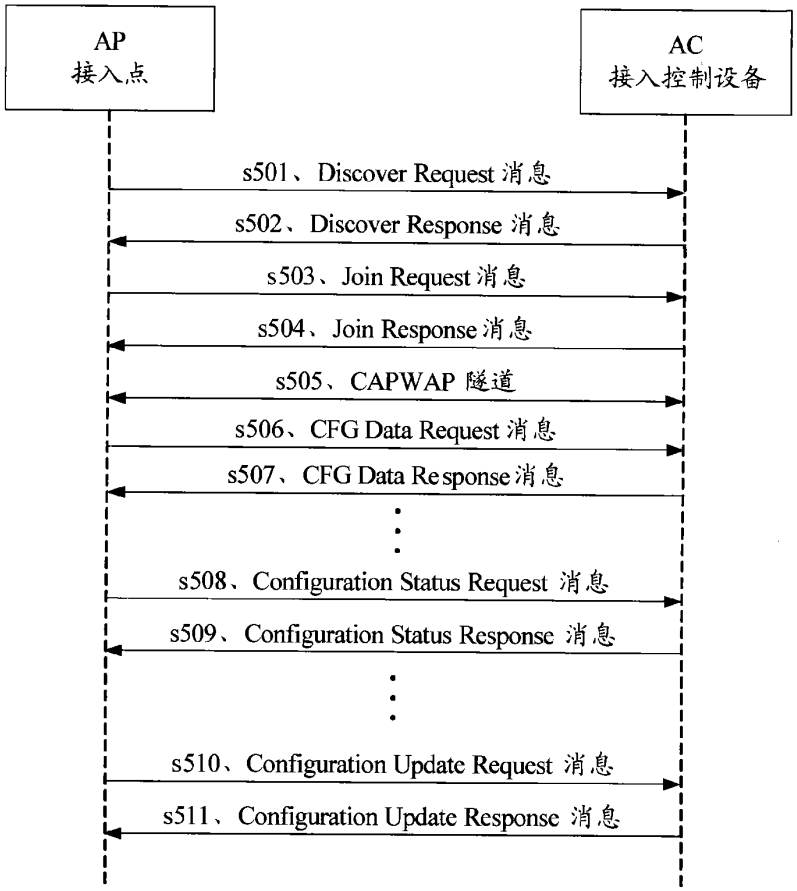

AP
接入点
AC
接入控制设备
s501、Discover Request 消息
s502、Discover Response 消息
s503、Join Request 消息
s504、Join Response 消息
s505、CAPWAP 隧道
s506、CFG Data Request 消息
s507、CFG Data Response 消息
s508、Configuration Status Request 消息
s509、Configuration Status Response 消息
s510、Configuration Update Request 消息
s511、Configuration Update Response 消息

图 5

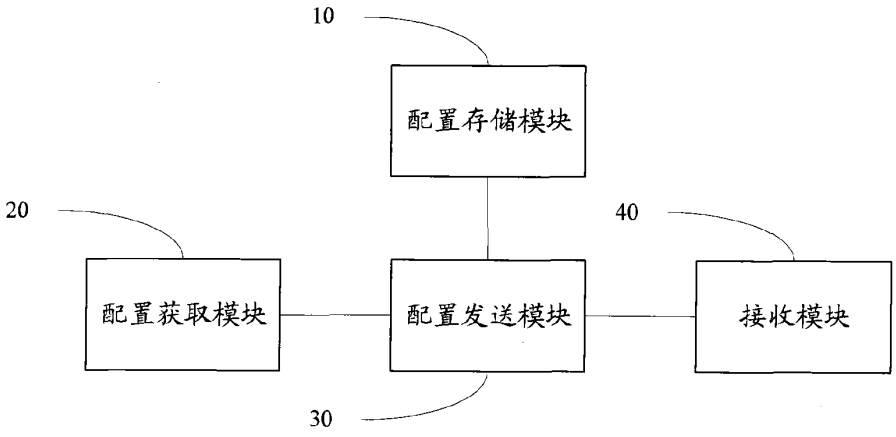

10
配置存储模块
20
40
配置获取模块
配置发送模块
接收模块
30

图 6

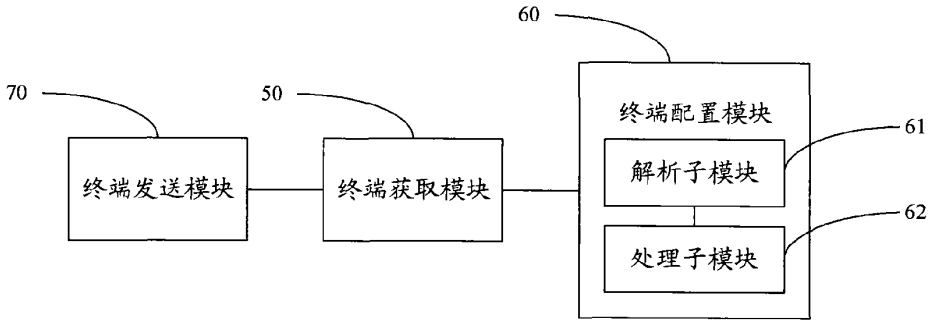

60
70
50
终端配置模块
61
终端发送模块
终端获取模块
解析子模块
62
处理子模块

图 7

[19] 中华人民共和国国家知识产权局

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[71] 申请人 腾讯科技（深圳）有限公司
地址 518057 广东省深圳市高新科技园南区高新南一道飞亚达高科技大厦 5－10 层
[72] 发明人 纪 宇

[74] 专利代理机构 深圳市顺天达专利商标代理有限公司
代理人 郭伟刚 蔡晓红

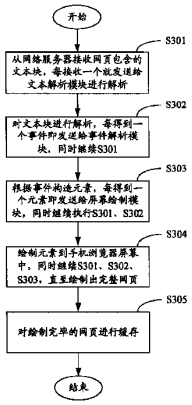
权利要求书 4 页 说明书 12 页 附图 3 页

[54] 发明名称

一种基于手机浏览器快速浏览网页的方法、系统及设备

[57] 摘要

本发明涉及移动通信领域，提供了一种基于手机浏览器快速浏览网页的方法、系统及设备。 所述方法包括以下步骤：A. 所述手机浏览器利用其网络收发模块从网络服务器接收所述网页包含的文本块，且每接收到一个文本块就将其发送给文本解析模块；B. 对所接收到的文本块进行解析，得到与所述文本块对应的事件，且每解析得到一个事件即发送至事件处理模块，同时继续执行步骤 A；C. 根据所述文本块对应的事件构造元素，且每构造出一个元素即发送至屏幕绘制模块，同时继续执行步骤 A 和 B；D. 每接收到一个元素，就将其绘制到手机浏览器的屏幕中，同时继续执行步骤 A、B、C，直至绘制出完整网页。 本发明提高了手机浏览器浏览网页时的显示效率。



1、一种基于手机浏览器快速浏览网页的系统，包括手机浏览器和网络服务器，所述手机浏览器包括网络收发模块、文本解析模块、事件处理模块和屏幕绘制模块，其特征在于，所述网络收发模块、文本解析模块、事件处理模块和屏幕绘制模块以并行的方式运行，包括:

所述手机浏览器利用其网络收发模块从所述网络服务器接收所述网页包含的文本块，且每接收到一个文本块就将其发送给所述手机浏览器中的文本解析模块;

所述文本解析模块与所述网络收发模块相连，对所接收到的文本块进行解析并得到与所述文本块对应的事件，且每解析得到一个事件即发送至事件处理模块中，同时网络收发模块继续接收文本块;

所述事件处理模块与所述文本解析模块相连，根据所述文本块对应的事件构造元素，且每构造出一个元素即发送至屏幕绘制模块，同时网络收发模块继续接收文本块，且文本解析模块继续对所接收到的文本块进行解析;

所述屏幕绘制模块每接收到一个元素，就将其绘制到手机浏览器的屏幕中，同时网络收发模块继续接收文本块，且文本解析模块继续对所接收到的文本块进行解析，以及事件处理模块根据继续根据所接收到的文本块对应的事件构造新的元素。

2、根据权利要求1所述的基于手机浏览器快速浏览网页的系统，其特征在于，所述手机浏览器进一步包括缓存模块，所述缓存模块与所述屏幕绘制模块相连，用于缓存所述屏幕绘制模块绘制的网页。

3、一种手机浏览器，包括网络收发模块、文本解析模块、事件处理模块

和屏幕绘制模块，其特征在于，所述网络收发模块、文本解析模块、事件处理模块和屏幕绘制模块以并行的方式运行，包括:

所述手机浏览器利用其网络收发模块从网络服务器接收所述网页包含的文本块，且每接收到一个文本块就将其发送给所述手机浏览器中的文本解析模块;

所述文本解析模块与所述网络收发模块相连，对所接收到的文本块进行解析并得到与所述文本块对应的事件，且每解析得到一个事件即发送至事件处理模块中，同时网络收发模块继续接收文本块;

所述事件处理模块与所述文本解析模块相连，根据所述文本块对应的事件构造元素，且每构造出一个元素即发送至屏幕绘制模块，同时网络收发模块继续接收文本块，且文本解析模块继续对所接收到的文本块进行解析;

所述屏幕绘制模块每接收到一个元素，就将其绘制到手机浏览器的屏幕中，同时网络收发模块继续接收文本块，且文本解析模块继续对所接收到的文本块进行解析，以及事件处理模块根据继续根据所接收到的文本块对应的事件构造新的元素。

4、根据权利要求3所述的手机浏览器，其特征在于，所述手机浏览器进一步包括缓存模块，所述缓存模块与所述屏幕绘制模块相连，用于缓存所述屏幕绘制模块绘制出的网页。

5、根据权利要求3或4所述的手机浏览器，其特征在于，所述手机浏览器设置有至少一个流量控制模式，用于限制所述手机浏览器在访问网页时所要下载文件的大小。

6、一种基于手机浏览器快速浏览网页的方法，其特征在于，所述方法包括以下步骤:

A.所述手机浏览器利用其网络收发模块从网络服务器接收所述网页包含的文本块，且每接收到一个文本块就将其发送给所述手机浏览器中的文本解析模块；

B.所述文本解析模块对所接收到的文本块进行解析，得到与所述文本块对应的事件，且每解析得到一个事件即发送至事件处理模块中，同时继续执行步骤A；

C.所述事件处理模块根据所述文本块对应的事件构造元素，且每构造出一个元素即发送至屏幕绘制模块，同时继续执行步骤A和B；

D.所述屏幕绘制模块每接收到一个元素，就将其绘制到手机浏览器的屏幕中，同时继续执行步骤A、B、C，直至绘制出完整网页。

7、根据权利要求6所述的基于手机浏览器快速浏览网页的方法，其特征在于，所述步骤B中对文本块进行解析并得到对应事件的过程包括：

B1.从所述文本块中检测到一个文档开始标记，则产生一个开始文档树事件；

B2.继续检测到一个Tag开始标记，则产生一个开始元素事件；

B3.继续检测到一个Tag结束标记，则产生一个结束元素事件；

B4.当检测到一个文档结束标记，则产生一个结束文档树事件，并将所生成的事件发送给所述手机浏览器的事件处理模块进行处理。

8、根据权利要求7所述的基于手机浏览器快速浏览网页的方法，其特征在于，所述步骤C中根据事件构造元素的过程包括：

C1.当收到所述开始文档树事件，则新建一个文档树，并设置当前游标为所述文档树的根节点；

C2.当收到所述开始元素事件，则生成一个新的元素，并将其设置为当前

游标节点的子节点;

C3.当收到所述结束元素事件，则计算当前游标元素的Rect，若所述游标元素的Rect与屏幕Rect存在交集，则产生绘制元素事件;

C4.当收到所述结束文档树事件，则结束当前线程，并将所生成的元素发送到所述手机浏览器的屏幕绘制模块进行绘制。

9、根据权利要求6所述的基于手机浏览器快速浏览网页的方法，其特征在于，所述方法在步骤D之后进一步包括:

E.将所绘制出的网页的对象树存储到所述手机浏览器中，用于用户再次访问时的提取显示。

10、根据权利要求6所述的基于手机浏览器快速浏览网页的方法，其特征在于，所述方法在步骤A之前进一步包括：对所述手机进行内存检测，若内存不足则释放缓存。

一种基于手机浏览器快速浏览网页的方法、系统及设备

技术领域

本发明涉及移动通信领域，更具体地说，涉及一种基于手机浏览器快速浏览网页的方法、系统及设备。

背景技术

随着因特网和移动通信技术的发展和融合，利用手机浏览器浏览网页已日益普及。

现有技术实现手机浏览器浏览网页所采取的方式是，首先下载完显示网页所需的全部文本及图片信息，然后在浏览器中统一显示。由于该现有技术的下载方式受限于网络速度，往往会导致网页显示得非常慢。

另一现有技术则采取将文本图片分步下载并显示的方式，也即：首先下载完文本文件，显示文本文件，然后下载图片，最后再显示完整的网页。该现有技术相对于前一技术，在网页显示效率方面有所提高，但仍不乐观。

因此需要一种新的方法，能够通过手机浏览器快速浏览网页。

发明内容

本发明的目的在于提供一种基于手机浏览器快速浏览网页的系统，旨在解决现有技术在利用手机浏览器浏览网页时显示效率低下的问题。

本发明的目的还在于提供一种基于手机浏览器快速浏览网页的设备，以更好地解决现有技术中存在的上述问题。

本发明的目的还在于提供一种基于手机浏览器快速浏览网页的方法，以更好地解决现有技术中存在的上述问题。

为了实现发明目的，所述基于手机浏览器快速浏览网页的系统包括手机浏览器和网络服务器，所述手机浏览器包括网络收发模块、文本解析模块、事件处理模块和屏幕绘制模块，所述网络收发模块、文本解析模块、事件处理模块和屏幕绘制模块以并行的方式运行，包括：

所述手机浏览器利用其网络收发模块从所述网络服务器接收所述网页包含的文本块，且每接收到一个文本块就将其发送给所述手机浏览器中的文本解析模块；

所述文本解析模块对所接收到的文本块进行解析，得到与所述文本块对应的事件，且每解析得到一个事件即发送至事件处理模块中，同时网络收发模块继续接收文本块；

所述事件处理模块根据所述文本块对应的事件构造元素，且每构造出一个元素即发送至屏幕绘制模块，同时网络收发模块继续接收文本块，且文本解析模块继续对所接收到的文本块进行解析；

所述屏幕绘制模块每接收到一个元素，就将其绘制到手机浏览器的屏幕中，同时网络收发模块继续接收文本块，且文本解析模块继续对所接收到的文本块进行解析，以及事件处理模块根据继续根据所接收到的文本块对应的事件构造新的元素。

所述手机浏览器进一步包括缓存模块，所述缓存模块与所述屏幕绘制模块相连，用于缓存所述屏幕绘制模块绘制的网页。

为了更好地实现发明目的，所述手机浏览器包括网络收发模块、文本解析模块、事件处理模块和屏幕绘制模块，所述网络收发模块、文本解析模块、事

件处理模块和屏幕绘制模块以并行的方式运行，包括:

所述手机浏览器利用其网络收发模块从网络服务器接收所述网页包含的文本块，且每接收到一个文本块就将其发送给所述手机浏览器中的文本解析模块;

所述文本解析模块对所接收到的文本块进行解析，得到与所述文本块对应的事件，且每解析得到一个事件即发送至事件处理模块中，同时网络收发模块继续接收文本块;

所述事件处理模块根据所述文本块对应的事件构造元素，且每构造出一个元素即发送至屏幕绘制模块，同时网络收发模块继续接收文本块，且文本解析模块继续对所接收到的文本块进行解析;

所述屏幕绘制模块每接收到一个元素，就将其绘制到手机浏览器的屏幕中，同时网络收发模块继续接收文本块，且文本解析模块继续对所接收到的文本块进行解析，以及事件处理模块根据继续根据所接收到的文本块对应的事件构造新的元素。

所述手机浏览器进一步包括缓存模块，所述缓存模块与所述屏幕绘制模块相连，用于缓存所述屏幕绘制模块绘制出的网页。

所述手机浏览器设置有至少一个流量控制模式，用于限制所述手机浏览器在访问网页时所要下载文件的大小。

为了更好地实现发明目的，所述基于手机浏览器快速浏览网页的方法包括以下步骤:

A.所述手机浏览器利用其网络收发模块从网络服务器接收所述网页包含的文本块，且每接收到一个文本块就将其发送给所述手机浏览器中的文本解析模块;

B.所述文本解析模块对所接收到的文本块进行解析，得到与所述文本块对应的事件，且每解析得到一个事件即发送至事件处理模块中，同时继续执行步骤A;

C.所述事件处理模块根据所述文本块对应的事件构造元素，且每构造出一个元素即发送至屏幕绘制模块，同时继续执行步骤A和B;

D.所述屏幕绘制模块每接收到一个元素，就将其绘制到手机浏览器的屏幕中，同时继续执行步骤A、B、C，直至绘制出完整网页。

所述步骤B中对文本块进行解析并得到对应事件的过程包括:

B1.从所述文本块中检测到一个文档开始标记，则产生一个开始文档树事件;

B2.继续检测到一个Tag开始标记，则产生一个开始元素事件;

B3.继续检测到一个Tag结束标记，则产生一个结束元素事件;

B4.当检测到一个文档结束标记，则产生一个结束文档树事件，并将所生成的事件发送给所述手机浏览器的事件处理模块进行处理。

所述步骤C中根据事件构造元素的过程包括:

C1.当收到所述开始文档树事件，则新建一个文档树，并设置当前游标为所述文档树的根节点;

C2.当收到所述开始元素事件，则生成一个新的元素，并将其设置为当前游标节点的子节点;

C3.当收到所述结束元素事件，则计算当前游标元素的Rect，若所述游标元素的Rect与屏幕Rect存在交集，则产生绘制元素事件;

C4.当收到所述结束文档树事件，则结束当前线程，并将所生成的元素发送到所述手机浏览器的屏幕绘制模块进行绘制。

所述方法在步骤D之后进一步包括:

E.将所绘制出的网页的对象树存储到所述手机浏览器中，用于用户再次访问时的提取显示。

所述方法在步骤A之前进一步包括：对所述手机进行内存检测，若内存不足则释放缓存。

本发明通过将文本流转换成事件流，并利用手机浏览器中的各个模块以并行的方式对各事件进行解析、处理和绘制，从而提高了手机浏览器浏览网页时的显示效率；另外将所绘制的网页以对象树的形式进行缓存，进一步提高了网页的显示效率；此外还通过检查内存和进行流量控制，保证了浏览的安全性。

附图说明

图1是本发明中基于手机浏览器快速浏览网页的系统结构图;

图2是本发明中基于手机浏览器快速浏览网页的实现示意图;

图3是本发明中基于手机浏览器快速浏览网页的方法流程图。

具体实施方式

为了使本发明的目的、技术方案及优点更加清楚明白，以下结合附图及实施例，对本发明进行进一步详细说明。应当理解，此处所描述的具体实施例仅仅用以解释本发明，并不用于限定本发明。

在本发明中，手机浏览器利用其网络收发模块从网络服务器接收网页包含的文本块，且每接收到一个文本块就将其发送给手机浏览器中的文本解析模块；文本解析模块对所接收到的文本块进行解析，得到与文本块对应的事件，且每解析得到一个事件即发送至事件处理模块中，同时网络收发模块继续接收

文本块；事件处理模块根据文本块对应的事件构造元素，且每构造出一个元素即发送至屏幕绘制模块，同时网络收发模块继续接收文本块，且文本解析模块继续对所接收到的文本块进行解析；屏幕绘制模块每接收到一个元素，就将其绘制到手机浏览器的屏幕中，同时网络收发模块继续接收文本块，且文本解析模块继续对所接收到的文本块进行解析，以及事件处理模块根据继续根据所接收到的文本块对应的事件构造新的元素，直至绘制出完整网页。这种并行处理的方式极大地提高了手机浏览器浏览网页时的显示效率。

图1示出了本发明中基于手机浏览器快速浏览网页的系统结构，包括手机浏览器100和网络服务器200。

其中网络服务器200用于存储网络数据，并当用户通过手机浏览器100发送网页访问请求时，将该网页所包含的网络数据以文本块的形式返回给手机浏览器100。

手机浏览器100包括网络收发模块101、文本解析模块102、事件处理模块103、屏幕绘制模块104和缓存管理模块105，其中：

（1）网络收发模块101与网络服务器200之间进行通信，当用户期望浏览一个网页时，其根据用户的操作发送网页访问请求给网络服务器200，并接收返回的文本块形式的网页数据，然后将网页数据的这些文本块转发至文本解析模块102中进行处理。

（2）文本解析模块102与网络收发模块101和事件处理模块103相连，用于对网络收发模块101转发的文本块进行解析，得到相应的事件。本发明中并不是在网络收发模块101接收完网页的所有数据之后才将其发送到文本解析模块102中进行解析，而是在网络收发模块101接受完第一文本块之后就将其发送给

文本解析模块102，文本解析模块102立刻解析该第一文本块，得到与其对应的第一事件。在文本解析模块102对第一文本块进行解析的同时，网络收发模块101继续接收其他文本块。

（3）事件处理模块103与文本解析模块102、屏幕绘制模块104相连，用于对文本解析模块102解析得到的事件进行进一步处理，构造出与事件对应的元素。本发明中也并不是在文本解析模块102解析完所有的文本块之后才开始进行事件处理，而是在文本解析模块102解析得到第一事件之后就将该第一事件发送给事件处理模块103，事件处理模块103立刻处理该第一事件，构造其对应的第一元素。在事件处理模块103构造第一元素的同时，网络收发模块101继续接收其他文本块，且文本解析模块102继续对接收到的其他文本块进行解析。

（4）屏幕绘制模块104与事件处理模块103和缓存管理模块105相连，用于将事件处理模块103构造得到的元素绘制到手机浏览器100的屏幕上，直至最终绘制出完整的网页。本发明中也并不是在事件处理模块103构造出所有元素之后才开始进行绘制，而是在事件处理模块103构造出第一元素之后就将该第一元素发送给屏幕绘制模块104，屏幕绘制模块104立刻对该第一元素进行判断，若该第一元素的Rect值与屏幕Rect存在交集，则将该第一元素绘制到手机浏览器100的屏幕上。在屏幕绘制模块104绘制第一元素的同时，网络收发模块101继续接收其他文本块，且文本解析模块102继续对接收到的其他文本块进行解析，以及事件处理模块103继续构造其他元素。按照以上的并行处理方式，最终可快速地绘制出完整网页。

关于网络收发模块101、文本解析模块102、事件处理模块103、屏幕绘制模块104相互协作并行处理的具体过程，可参考附图2。

（5）缓存管理模块105与屏幕绘制模块104相连，用于缓存屏幕绘制模块

104所绘制出的网页的对象树，当用户再次访问该网页时则可根据该缓存管理模块105中的网页的对象树进行显示，进一步加快了网页显示的效率。

图2是本发明中基于手机浏览器100快速浏览网页的实现示意图。由该图可知，本发明中接收、解析、构造元素、绘制这四个步骤并不是单纯的串行处理：

各个模块内部所执行的操作是串行的，例如，网络收发模块101按时间顺序以串行方式接收各个文本块，文本解析模块102按时间顺序以串行方式对各个文本块进行解析并得到相应的事件，事件处理模块103按时间顺序以串行方式根据各个事件构造对应的元素，屏幕绘制模块104按时间顺序以串行方式将各元素绘制到手机浏览器100屏幕中的相应位置。

但是在整体上，各个模块对不同文本块的处理过程却是并行的，在本发明的其中一个实施例中，以图2进行说明如下：网络收发模块101接收到第一文本块并发送给文本解析模块102；当文本解析模块102对该第一文本块进行解析以得到第一事件的同时，网络收发模块101在接收第二文本块；当事件处理模块103根据第一事件构造第一元素的同时，网络收发模块101有可能正在接收第三文本块，且文本解析模块102则在对第二文本块进行解析；当屏幕绘制模块104将第一元素绘制到屏幕上的同时，网络收发模块101有可能正在接收第四文本块，且文本解析模块102则在对第三文本块进行解析，以及事件处理模块103正在根据第二事件构造第二元素。

利用以上的并行处理方式，可极大地提高网页显示的速度。例如，现有技术中显示一张网页时，需10秒钟读取完该网页包含的全部网络数据，3秒钟进行解析，3秒钟根据解析得到的事件构造出所有元素，5秒钟完成显示，则显示出来需要21秒。而在本发明中，若手机屏幕是128*128像素，用户访问的网页

经过排版后128像素宽、1024像素高，网络收发模块101只需要2秒钟左右可以读取128像素宽、128像素高的内容，其将此内容传递给文本解析模块102，文本解析模块102利用1秒钟完成解析，事件处理模块103用1秒钟构造元素，屏幕绘制模块104只需2秒钟完成绘制并显示，这样便只需要6秒钟就可以显示完占满用户手机屏幕的内容，在用户阅读内容的同时，继续作后续内容的收取、解析、构造和绘制显示。

图3示出了本发明中基于手机浏览器100快速浏览网页的方法流程。

在执行所有步骤之前，当用户期望浏览一个网页时，则通过手机浏览器100发送网页访问请求，该网页访问请求通过手机浏览器100中的网络收发模块101发送至网络服务器200。

在步骤S301中，网络收发模块101接收网络服务器200返回的上述网页包含的HTTP数据，这些数据以文本块的形式传送给网络收发模块101，网络收发模块101再将所接收到的文本块转发至文本解析模块102中。本发明中网络收发模块101并不是接收完网页的全部数据之后才将其发送，而是每接收到一个文本块则将其发送给文本解析模块102进行处理，同时网络收发模块101继续接收该网页的其他文本块。步骤S301的具体过程包括：若网络收发模块101收取到一个新的网页文档，则产生一个新文档（new Document）事件，自身继续收取文档。本发明中，网络收发模块101收取到一个文本块，则产生一个新文本块（new Document Block）事件，并将其立即发送给文本解析模块102进行解析。收取完所有文本块，则产生一个结束文档（end Document）事件，结束自己的线程。

在步骤S302中，文本解析模块102每次接收到网络收发模块101发送过来的文本块之后，则立刻对其进行解析，得到与该文本块对应的事件，且每解析得

到一个事件即发送至事件处理模块103中，同时继续执行步骤S301接收其他文本块。步骤S302中解析的具体过程包括：（1）对所接收到的文本块进行检测，当检测到一个文档开始标记（如<html>）时，则产生一个开始文档树事件；（2）继续检测到一个Tag开始标记（如<body>）时，则产生一个开始元素事件；（3）继续检测到一个Tag结束标记（如</body>）时，则产生一个结束元素事件；（4）当检测到一个文档结束标记（如</html>）时，则产生一个结束文档树事件。完成上述解析，则得到文本块对应的事件，并将该事件发送给手机浏览器100的事件处理模块103进行处理。在本发明的一个实施例中，若由于网络传输等因素造成网络收发模块101所接到到的是非完整性文档，如一个文档有5K字节，网络中断导致网络收发模块101仅收取了3K，则当文本解析模块102在对其进行解析时也将产生结束文档树事件，并通知事件处理模块103解析结束。

在步骤S303中，事件处理模块103根据文本块对应的事件构造元素，且每构造出一个元素即发送至屏幕绘制模块104中，同时继续执行步骤S301接收其他文本块，以及继续执行步骤S302对所接收到的文本块进行解析。步骤S303中根据事件构造元素的具体过程包括：（1）当事件处理模块103收到文本解析模块102发送的开始文档树事件，则新建一个文档树，并设置当前游标为该文档树的根节点；（2）当事件处理模块103继续接收到文本解析模块102发送的开始元素事件，则生成一个新的元素，并将其设置为当前游标节点的子节点；（3）当事件处理模块103继续接收到文本解析模块102发送的结束元素事件，则对游标元素进行排版，计算出游标元素的Rect，并同时更新此结点的父结点、爷爷结点直至根节点的Rect，如该游标元素的Rect与屏幕Rect（SR）存在交集，则产生一个绘制元素事件，同时调整游标，将游标节点的父结点设置为当前游标节点；（4）当事件处理模块103继续接收到文本解析模块102发送的结束文

档树事件，则结束当前线程，并将所生成的元素发送到手机浏览器100的屏幕绘制模块104中进行绘制。

在步骤S304中，屏幕绘制模块104每接收到事件处理模块103发送的一个绘制元素事件及相应的元素，就将该元素绘制到手机浏览器100屏幕上的对应位置，同时继续执行步骤S301、S302、S303，直至绘制出完整网页。关于对每一个元素进行绘制的具体过程，可参考现有技术。

如上所述，以上步骤S301、S302、S303、S304的执行过程，并不是一个简单的串行过程，在整体上是一个并行处理的过程，在一个步骤执行的同时其他步骤对应的线程也在运行，这样可在最短的时间内绘制出网页并显示给用户。

此外，在步骤S305中，当屏幕绘制模块104绘制出完整网页后，则将该网页的对象树存入缓存管理模块105中，这样当用户再次访问该网页时，则可直接提取该对象树显示出网页，进一步提高了效率。

本发明在实现快速浏览网页的同时，还考虑到安全浏览问题。由于手机在访问内容较多的互联网网页时，很可能会因为网页太大或者手机内存资源受限而造成手机浏览器100程序死机。为了解决这个问题，本发明提供了两种方法：

（1）引入内存检测（Check Memory）机制：在每个需要花费大量内存空间的函数入口都执行该内存检测机制，且在每一次申请内存时，都检查是否申请成功。如果内存检测的返回结果是“出错”（false），说明手机空余内存不足，或者申请内存失败，此种情况下应首先释放缓存，设置已经释放的标志，再回调到失败的函数本身。如果已经释放缓存仍然在内存检测时返回false，则产生内存不足错误，并且提示用户。

（2）在手机浏览器100中引入流量控制，典型的例如，可允许用户在手机浏览器100中设置三种流量控制模式：系统控制，限定单张网页最大流量，以及不下载图片。当用户选择“系统控制”时，每次下载网页或图片前，比较已下载文件和即将下载文件的大小总和与系统预设的允许大小值，如果大于系统预设的允许大小值，则不下载；当用户选择“限制单张网页最大流量”时，每次下载网页或图片前，比较已下载文件和即将下载文件的大小总和与用户设定的单张网页最大流量，大于用户设定值，则不下载；当用户选择“不下载图片”时，则不下载所有图片。

应当作出说明的是，本发明典型的应用但是并不限于在手机浏览器中浏览网页的情形，基于其他相关或类似的电子设备浏览网页时，也可以采用本发明的上述方法。

以上所述仅为本发明的较佳实施例而已，并不用以限制本发明，凡在本发明的精神和原则之内所作的任何修改、等同替换和改进等，均应包含在本发明的保护范围之内。

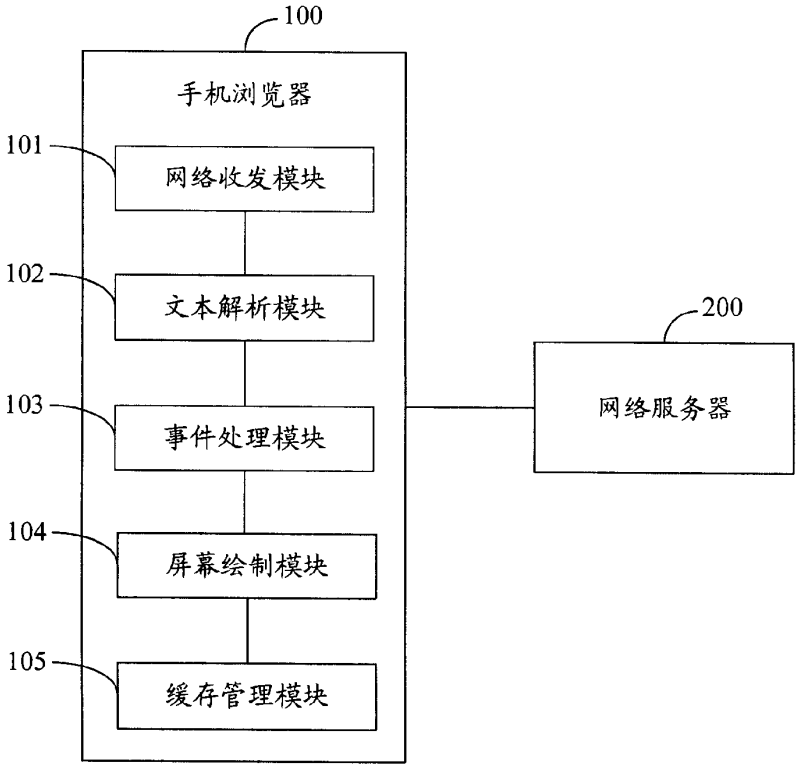

100
手机浏览器
101
网络收发模块
102
文本解析模块
103
事件处理模块
104
屏幕绘制模块
105
缓存管理模块
200
网络服务器

图 1

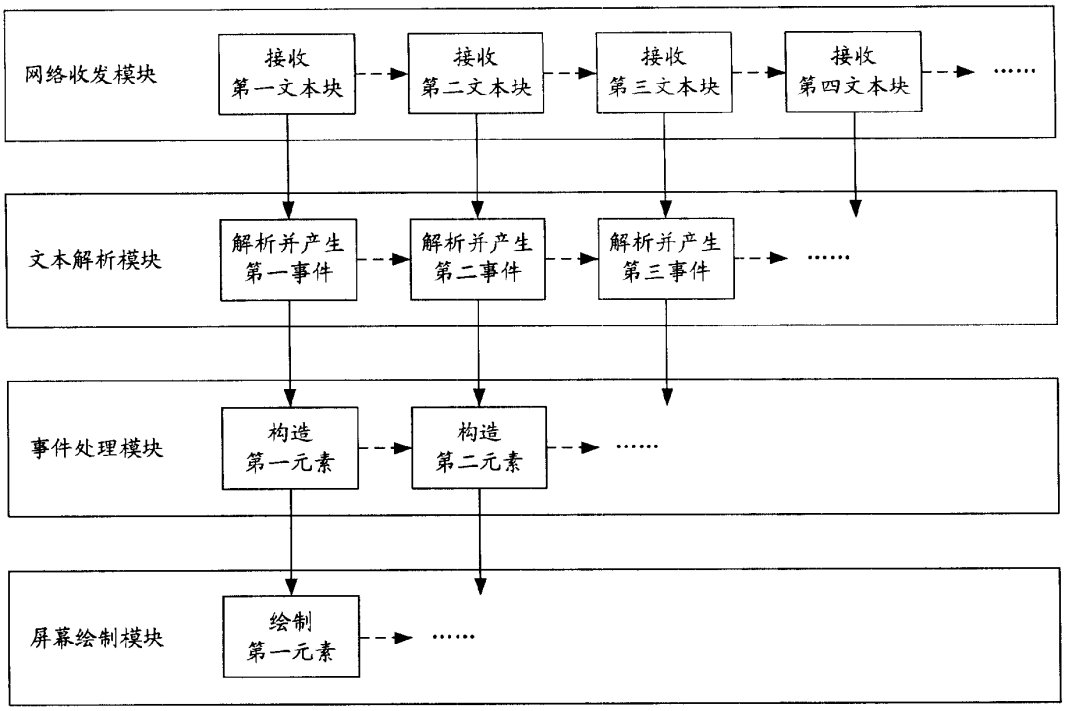

网络收发模块
接收
第一文本块
接收
第二文本块
接收
第三文本块
接收
第四文本块
……
文本解析模块
解析并产生
第一事件
解析并产生
第二事件
解析并产生
第三事件
……
事件处理模块
构造
第一元素
构造
第二元素
……
屏幕绘制模块
绘制
第一元素
……

图 2

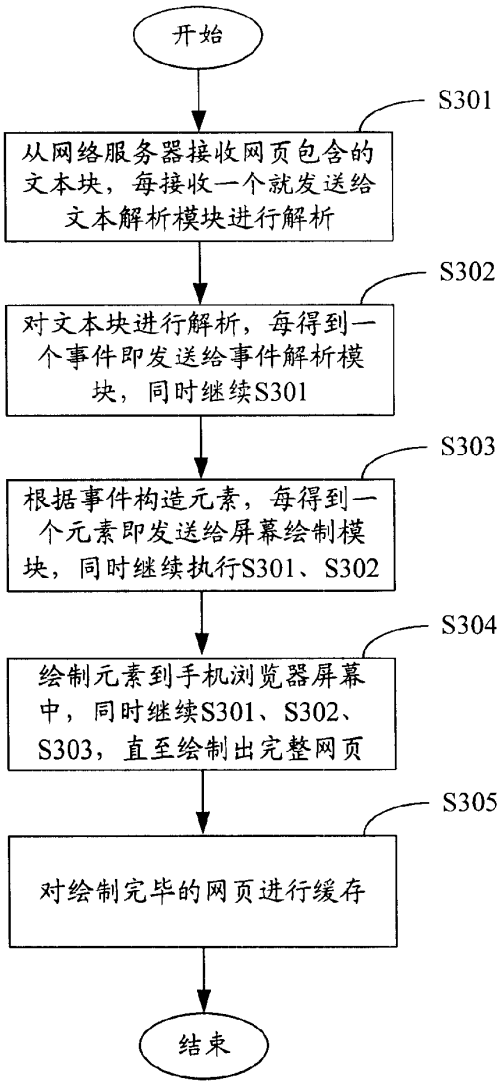

开始
S301
从网络服务器接收网页包含的文本块，每接收一个就发送给文本解析模块进行解析
S302
对文本块进行解析，每得到一个事件即发送给事件解析模块，同时继续S301
S303
根据事件构造元素，每得到一个元素即发送给屏幕绘制模块，同时继续执行S301、S302
S304
绘制元素到手机浏览器屏幕中，同时继续S301、S302、S303，直至绘制出完整网页
S305
对绘制完毕的网页进行缓存
结束

图 3

[19] 中华人民共和国国家知识产权局

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[71] 申请人 华为技术有限公司
地址 518057 广东省深圳市科技园科发路华为用服大厦
[72] 发明人 张 庆 于 泽 严雪松

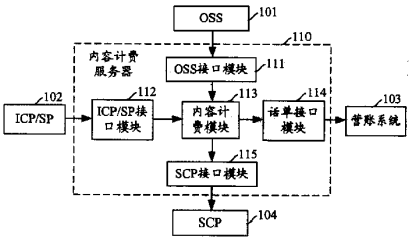
[74] 专利代理机构 北京德琦知识产权代理有限公司
代理人 宋志强 王 琦

权利要求书 3 页 说明书 13 页 附图 1 页

[54] 发明名称 一种数据业务的内容计费方法及其计费系统

[57] 摘要

本发明公开了一种数据业务的内容计费方法，该方法将计费规则定制为计费规则部件，当用户执行数据业务时，根据数据业务、用户信息和互联网内容提供商/业务提供商(ICP/SP)获得的内容计费记录信息，使用相应的计费规则部件，进行内容计费。本发明同时公开了一种业务的内容计费系统，该系统由专用的内容计费服务器来实现，其包含运营支撑系统(OSS)接口模块、ICP/SP 接口模块、内容计费模块、付费接口模块。本发明的这种内容计费方法及其计费系统，具有独立性、灵活性、可扩展性、开放性和分布性的特点，实现了根据数据业务内容进行计费，满足了数据业务中灵活多样的计费要求。



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1、一种数据业务的内容计费方法，其特征在于，该方法包括以下步骤：

1）按照不同数据业务类型的不同计费规则，定制一个或一个以上计费规则部件；

2）预先保存签约数据业务用户的用户信息；

3）当用户执行数据业务时，根据该数据业务、步骤2）所述的用户信息和互联网内容提供商/业务提供商（ICP/SP）获得的内容计费记录信息，使用相应的计费规则部件，进行内容计费。

2、如权利要求1所述的内容计费方法，其特征在于，所述的步骤1）进一步包括：为每个计费规则部件设置一个计费因子，通过对计费因子的组合实现多种计费规则的组合计费。

3、如权利要求1所述的内容计费方法，其特征在于，所述的用户信息至少包括：用户开户信息、付费类型、用户属性、欠费记录；所述的内容计费记录信息至少包括：数据业务类型、该数据业务执行的时间、执行该数据业务的数据流量、该数据业务执行的次数。

4、如权利要求3所述的内容计费方法，其特征在于，所述的步骤3）包括以下步骤：

31）根据数据业务类型，在相应的计费规则部件中取出相应的计费规则，再根据该数据业务执行的时间、执行该数据业务的数据流量、该数据业务执行的次数，使用该计费规则进行计费；

32）判断该用户付费类型是否为预付费，如果是预付费则将计费结果发送给预付费处理设备，预付费处理设备按计费结果从该用户的帐户中扣除费用；否则为后付费用户，将计费结果发送给营帐系统。

5、如权利要求4所述的内容计费方法，其特征在于：当对移动数据业务进行计费时，所述的预付费处理设备为业务控制节点（SCP）。

6、如权利要求4所述的内容计费方法，其特征在于：该方法进一步包括，

步骤3）获得的计费结果由营帐系统根据用户需要生成用户帐单。

7、一种数据业务的内容计费系统，其特征在于，该系统包含内容计费服务器，该内容计费服务器至少包含：

运营支撑系统（OSS）接口模块，将OSS与内容计费模块相连，从OSS中获取签约数据业务用户的用户信息，发送给内容计费模块；

互联网内容提供商/业务提供商（ICP/SP）接口模块，将ICP/SP与内容计费模块相连， ICP/SP将内容计费记录信息发送给内容计费模块；

内容计费模块，根据数据业务类型、数据业务用户的用户信息、内容计费记录对数据业务进行计费，并根据付费类型生成计费结果；

付费接口模块，与内容计费模块相连，根据付费类型将计费结果发送给相应的付费处理设备。

8、如权利要求7所述的内容计费系统，其特征在于，所述的付费接口模块包含：

预付费接口模块，将预付费处理设备与内容计费模块相连，将内容计费模块产生的预付费用户的计费结果发送给预付费处理设备。

话单接口模块，将内容计费模块与营帐系统相连；将内容计费模块产生的后付费用户的计费结果发送给营帐系统。

9、如权利要求8所述的内容计费系统，其特征在于，所述的预付费接口模块为：业务控制节点（SCP）接口模块，将SCP与内容计费模块相连，将内容计费模块产生的预付费用户的计费结果发送给SCP。

10、如权利要求7所述的内容计费系统，其特征在于，所述的内容计费模块至少包含：

计费引擎，与OSS和ICP/SP分别相连，从OSS中获取签约数据业务用户的用户信息，接收ICP/SP发送的内容计费记录信息，并将用户信息和内容计费记录信息发送给批价部件；

批价部件，保存不同数据业务类型的基本费率，根据数据业务类型、数据

业务用户的用户信息、内容计费记录从计费规则部件中取出相应的计费规则，对数据业务进行计费，并根据付费类型生成计费结果；

计费规则部件，根据不同数据业务类型存储不同的计费规则。

11、如权利要求 7 所述的内容计费系统，其特征在于，所述的用户信息至少包括：用户开户信息、付费类型、用户属性、欠费记录；所述的内容计费记录信息至少包括：数据业务类型、该数据业务执行的时间、执行该数据业务的数据流量、该数据业务执行的次数。

12、如权利要求 8 所述的内容计费系统，其特征在于，所述的话单接口模块为话单接口机，其与内容计费模块通过以文件格式传输信息。

13、如权利要求 9 所述的内容计费系统，其特征在于：所述的内容计费服务器与 OSS 为实时的同步消息接口，或以文件形式进行数据传输；内容计费服务器与 ICP/SP、内容计费服务器与 SCP 之间均按照运营商接口规范进行连接。

14、如权利要求 13 所述的内容计费系统，其特征在于，所述内容计费服务器与 ICP/SP 采用消息或文件方式进行交互；内容计费服务器与 SCP 之间采用扩展移动点到点协议（EMPP）协议消息进行交互。

15、如权利要求 8 所述的内容计费系统，其特征在于：话单接口模块与营帐系统以文件传输协议（FTP）或文件传输访问和管理（FTAM）传输信息，在用户需要时营帐系统通过话单接口模块到内容计费服务器取计费结果。

16、如权利要求 7 所述的内容计费系统，其特征在于，所述的内容计费服务器包含一个以上服务器；计费引擎与计费规则部件分布在不同的服务器主机上。

一种数据业务的内容计费方法及其计费系统

技术领域

本发明涉及数据业务的计费技术，特别涉及一种数据业务的内容计费方法及其计费系统。

背景技术

目前，根据通用移动通信系统（UMTS）论坛报告9的分析，3G数据业务分成内容连接类和移动性类两大类，内容连接类可以划分成：移动Internet接入和企业Intranet/Extranet接入；移动性类可以划分成：客户化信息、娱乐；多媒体消息业务；基于位置的业务；另外还有增强话音共6类业务。

这6类业务代表了3G业务的主要需求。今天以话音为主宰的移动通信领域，将来一定会是一个以数据业务为中心的环境。在任何时间任何地点能够接入Internet的内容将明确成为3G的重要任务。

3G计费是3G解决方案的一个重要组成部分。虽然3G业务是多种多样的，前景是诱人的，但如果没有相应的计费解决方案，不建立相应的价值链体系，即运行商无法运营，那么一切都是空谈。

目前传统的计费系统都是针对语音业务来设计的，一般根据呼叫持续的时间、主被叫的距离等因素进行计费。即传统计费与呼叫时长及主被叫位置相关，而与消费的业务内容无关。

目前的3G计费系统，仍然以语音业务的计费为主，其计费策略普遍采用硬编码的方式，即计费公式在代码中写死，一旦计费费率表确定，其计费算法也就相应固定。

硬编码方式的主要缺点在于代码重用性、灵活性差，如果增加新的需求则需要更改大量代码，代码间耦合性大，修改涉及面广，不易维护，也不利于计

费系统的稳定性。针对3G业务对计费灵活性的要求，此种实现方式显然不能满足。

另外一种方法是使用脚本的方式固化计费策略，使用脚本语言实现计费公式。使用脚本语言虽然可以非常灵活的增加新的计费策略，修改计费公式时也不必修改代码，但由于计费公式一般比较复杂，使用脚本实现有很大的困难、可读性很差。除此之外，对脚本语言的解释对系统性能也会产生一定的影响。

现有 3G 计费系统是由移动通信系统原有的设备整合来实现的，即计费功能融合在 SSP 或 SCP 中，由 SSP/SCP 完成对用户的计费功能。

传统的话音业务计费是和用户消费的内容无关的，只与时长（用户的通话时间）、距离（本地通话或长途）有关，因此不必上报业务信息或内容属性等，同时不关心用户消费业务的流量、次数，只需要在 SSP/SCP 侧统计用户的通话时间，由 SSP/SCP 完成对用户的计费功能后，由营帐系统根据计费结果，生成用户帐单，在用户需要时提交给用户。

3G 最吸引人的地方在于“永远在线”的服务，即只要打开手机就可以享受到丰富多采的业务内容，因此仅限于语音业务的传统计费系统明显不能满足多样化业务所带来的多样化内容计费的需求。因此传统的话音计费不能满足内容计费的需要。

且由于现有技术的计费系统通过移动通信系统原有的设备整合来实现，占用了移动通信系统的资源，计费过程繁琐，灵活性差，不能适应日益发展的丰富多采的数据业务的计费需要。

发明内容

有鉴于此，本发明的目的在于提供一种数据业务的内容计费方法，实现根据业务内容进行计费，满足数据业务中灵活多样的计费要求。

本发明的另一个目的在于提供一种数据业务的内容计费系统，节省移动通信系统资源，实现根据业务内容进行计费，满足数据业务中灵活多样的计

费要求。

根据上述目的的一个方面，本发明提供了一种数据业务的内容计费方法，该方法包括以下步骤：

1）按照不同数据业务类型的不同计费规则，定制一个或一个以上计费规则部件；

2）预先保存签约数据业务用户的用户信息；

3）当用户执行数据业务时，根据该数据业务、步骤2）所述的用户信息和互联网内容提供商/业务提供商（ICP/SP）获得的内容计费记录信息，使用相应的计费规则部件，进行内容计费。

其中，所述的步骤1）可以进一步包括：为每个计费规则部件设置一个计费因子，通过对计费因子的组合实现多种计费规则的组合计费。

所述的用户信息至少可以包括：用户开户信息、付费类型、用户属性、欠费记录；所述的内容计费记录信息至少可以包括：数据业务类型、该数据业务执行的时间、执行该数据业务的数据流量、该数据业务执行的次数。

所述的步骤3）可以包括以下步骤：

31）根据数据业务类型，在相应的计费规则部件中取出相应的计费规则，再根据该数据业务执行的时间、执行该数据业务的数据流量、该数据业务执行的次数，使用该计费规则进行计费；

32）判断该用户付费类型是否为预付费，如果是预付费则将计费结果发送给预付费处理设备，预付费处理设备按计费结果从该用户的帐户中扣除费用；否则为后付费用户，将计费结果发送给营帐系统。

当对移动数据业务进行计费时，所述的预付费处理设备可以为业务控制节点（SCP）。

根据上述目的的另一个方面，本发明提供了一种内容计费系统，该系统包含专用的内容计费服务器，该内容计费服务器至少包含：

运营支撑系统（OSS）接口模块，将OSS与内容计费模块相连，从OSS中

获取签约数据业务用户的用户信息，发送给内容计费模块；

互联网内容提供商/业务提供商（ICP/SP）接口模块，将 ICP/SP 与内容计费模块相连， ICP/SP 将内容计费记录信息发送给内容计费模块；

内容计费模块，根据数据业务类型、数据业务用户的用户信息、内容计费记录对数据业务进行计费，并根据付费类型生成计费结果；

付费接口模块，与内容计费模块相连，根据付费类型将计费结果发送给相应的付费处理设备。该付费接口模块可以包含：

预付费接口模块，将预付费处理设备与内容计费模块相连，将内容计费模块产生的预付费用户的计费结果发送给预付费处理设备。

话单接口模块，将内容计费模块与营帐系统相连；将内容计费模块产生的后付费用户的计费结果发送给营帐系统。

其中，所述的预付费接口模块可以为：业务控制节点（SCP）接口模块，将 SCP 与内容计费模块相连，将内容计费模块产生的预付费用户的计费结果发送给 SCP。

所述的内容计费模块至少可以包含：

计费引擎，与 OSS 和 ICP/SP 分别相连，从 OSS 中获取签约数据业务用户的用户信息，接收 ICP/SP 发送的内容计费记录信息，并将用户信息和内容计费记录信息发送给批价部件；

批价部件，保存不同数据业务类型的基本费率，根据数据业务类型、数据业务用户的用户信息、内容计费记录从计费规则部件中取出相应的计费规则，对数据业务进行计费，并根据付费类型生成计费结果；

计费规则部件，根据不同数据业务类型存储不同的计费规则。

所述的用户信息至少可以包括：用户开户信息、付费类型、用户属性、欠费记录；所述的内容计费记录信息至少可以包括：数据业务类型、该数据业务执行的时间、执行该数据业务的数据流量、该数据业务执行的次数。

所述的话单接口模块可以为话单接口机，其与内容计费模块通过以文件格

式传输信息。

所述的内容计费服务器与 OSS 可以为实时的同步消息接口，或以文件形式进行数据传输；内容计费服务器与 ICP/SP、内容计费服务器与 SCP 之间均可以按照运营商接口规范进行连接。

所述内容计费服务器与 ICP/SP 可以采用消息或文件方式进行交互；内容计费服务器与 SCP 之间可以采用扩展移动点到点协议（EMPP）协议消息进行交互。

话单接口模块与营帐系统可以以文件传输协议（FTP）或文件传输访问和管理（FTAM）传输信息，在用户需要时营帐系统通过话单接口模块到内容计费服务器取计费结果。

所述的内容计费服务器可以包含一个以上服务器；计费引擎与计费规则部件分布在不同的服务器主机上。

由本发明的技术方案可见，本发明的这种内容计费系统及其计费方法，将计费规则定制为计费规则部件，当用户执行数据业务时，根据数据业务、用户信息和互联网内容提供商/ 业务提供商（ICP/SP）获得的内容计费记录信息，使用相应的计费规则部件，进行内容计费，实现了根据数据业务内容进行计费，满足了数据业务中灵活多样的计费要求。

附图说明

图 1 为本发明一个较佳实施例的内容计费实现框图；

图 2 为图 1 所示实施例中内容计费模块的实现框图。

具体实施方式

为使本发明的目的、技术方案和优点更加清楚明白，下面结合实施例和附图，对本发明进一步详细说明。

本发明的这种数据业务的内容计费方法，是为了满足 3G 业务的特点，采用根据业务内容进行计费的方式。并根据计费需求的灵活多变，定制不同

的计费规则。也就是说，本发明能够根据计费规则定制不同的计费公式，对计费策略、折扣策略等实现灵活组合、易于扩充。

本发明的这种数据业务的内容计费方法，首先按照不同数据业务类型的不同计费规则，定制一个或一个以上计费规则部件；同时预先保存签约数据业务用户的用户信息，该用户信息可以包括：用户开户信息、付费类型、用户属性、欠费记录等。

其中，在定制计费规则部件时，参考了下列因素：

A、不同 ICP/SP 可能有不同的计费策略；

B、不同业务可能有不同的资费策略，如游戏，不同游戏可能的收费不同；

C、支持按时长计费，如游戏，时间长短收费不同；

D、支持基于内容的流量计费，如下载图片，按照流量计费，但是费率根据不同的图片有所区别；

E、支持按使用次数计费（包括按条、按页面、按次计费），如下载图片、MP3、铃声等；

F、支持按时间段或日期采用不同的计费策略；如某些日期免费促销、每天的某些时间段访问给予一定折扣等；

G、支持平价计费、支持签约费（月租）+按使用次数或时长或流量等计费策略；

H、支持用户个性化的计费，不同用户可以根据自身情况选择不同的资费或计费策略；

I、支持随使用量不同（时长、流量、次数）采用不同的计费策略，其类似于跳档；

J、广告业务，支持用户访问ICP的广告送费服务，又可以分为赠送使用费和赠送使用量两种；

K、支持接入不同的数据网络采用不同的计费策略，考虑QoS等因素；

L、支持在不同区域或地区运用不同的计费策略，有可能在各“热点地区”

向用户收费不同。比如，可以相对于“办公区”的概念，对“生活区”收取更低的费用；

M、支持封顶费用。

除此之外，折扣是SP和网络运营商吸引用户的非常重要的手段，无论是传统的语音业务，还是面向3G的移动数据业务，折扣的地位都是举足轻重的。折扣方式多种多样，目前普遍使用的折扣方式主要有以下几种：

a、时间段折扣——保留现有的日常、星期、节假日折扣方式。这种方式也可以扩展到按流量计费的计费模式中。

b、累计折扣——包括时长累计折扣、流量累计折扣、条目累计折扣、金额累计折扣等4种折扣方式。

c、一次累计折扣——按照一次使用总量、一次使用总金额折扣

d、用户折扣——对某种集团用户进行统一的折扣。可在所有折扣基础上累乘。

e、业务折扣——对某种业务进行统一折扣。

本发明在具体实施中根据上述因素，定制了多个计费规则部件。一种业务的计费可以通过批价部件和一个或多个计费规则部件来实现。计费规则部件可以进行组合计费，同时为一种组合设置一个计费因子，在实际计费过程中用批价部件中的基本费率和计费因子实现多种附加计费规则的组合计费。

在实际应用中，数据业务的计费策略可以用批价部件中保存的基本费率信息+附加计费规则部件的计费因子信息”来描述。

例如：对应于互联网内容提供商的短信业务，那么其基本费率信息可以如表一所示，表一为一种短信业务简单的费率表。

费率 ID	计费模式	计费单位	费率值
1	1（按次计费）	1（次）	10（分）

表一

表一的含义就是对按次计费的业务，每次收 10 分钱。

不同的用户附加的计费因子可能不同，如果要求用户同时享受累积折扣、时间折扣，计费因子信息可以如表二所示，表二为一种短信业务计费因子表。

计费因子 ID	折扣标识	折扣索引	折扣部件
0	3（代表累积折扣）	0	累积折扣
0	5（代表时间折扣）	1	时间折扣

表二

表二对应了两种折扣，相当于将两种折扣组合成了一个计费因子。

上述两个表都是基本信息，实际应用中的表结构不仅限于此。

对应于累积折扣，如表三所示，表三为累积折扣表。

折扣 ID	折扣下限	折扣类型	折扣值
0（对应于计费因子表中的“折扣索引”字段）	30	0（表示百分比折扣）	80

表三

表三的含义就是当用户累积使用业务达到 30 次后，可以享受 8 折优惠

同样的，如表四所示，表四为时间折扣表。

折扣索引	起始时间	结束时间	折扣类型	折扣值
1	22:00:00	23:59:59	0(表示百分比折扣)	50

表四

表四的含义就是在 22：00~23：59 分使用业务的用户，都可以享受 5 折优

惠。

将基本费率信息与计费因子信息相结合，就得到了一种计费策略，这样的一个计费策略就可以和一个业务相绑定。参见表五，表五为短信业务的一种计费策略。

业务 ID	费率索引	计费因子索引
8888	1	0

表五

其中 ID 为 8888 的业务代表短信业务，其计费策略就是：按次计费业务，每次收费 10 分，同时如果用户累积使用 30 次以上，可以享受 8 折优惠，如果在 22：00~23：59 之间享受业务，又可以享受 5 折优惠。

如果一个用户已经使用该业务 30 次，又在 22：30 使用该业务，那么该用户的实际收取金额=1（次）*10（分）*0.8*0.5=4（分）

如果需求产生变动，要求除支持以上两种折扣之外，再增加一种用户折扣，那么计费因子描述表只需进行修改，修改后的计费因子描述表参见表六。

计费因子 ID	折扣标识	折扣索引	折扣部件
0	3	0	累积折扣
0	5	1	时间折扣
0	6	2	用户折扣

表六

这样，启动用户折扣部件，就可以轻而易举的实现动态增加一种折扣类型了，完全不需要做代码的修改，真正达到了动态灵活配置计费规则的目的。其中 6 代表用户折扣。

例如：一个个人移动用户签约了互联网内容提供商的短信业务，当该用户接收短信时，互联网内容提供商向内容计费服务器发送内容计费记录，其中包含了该用户执行的是短信业务、发送短信的条数、发送的时间等信息。内容计费服务器收到该内容计费记录后，取出 OSS 预先存储在内容计费服务器中的该

用户的个人信息，包括该用户的开户信息、付费类型（例如本用户为预付费用户）、该用户属性为个人用户、该用户没有欠费记录、用户已付费情况等信息。内容计费服务器根据该用户执行的是短信业务、发送短信的时间、发送短信的数目已超出预定额度，以及该用户为个人用户、且没有欠费记录，判断该用户应该享有表六所述的三种折扣，因此使用表六中ID号为0的计费因子进行计费，然后内容计费服务器将该计费结果发送给SCP，SCP在该用户的帐户上扣除相应的费用。

当用户执行数据业务时，根据数据业务、用户信息和互联网内容提供商/ 业务提供商（ICP/SP）获得的内容计费记录信息，使用相应的计费规则部件，进行内容计费。其中内容计费记录信息可以包括：数据业务类型、该数据业务执行的时间、执行该数据业务的数据流量、该数据业务执行的次数。

其中内容计费可以由以下步骤来实现：

步骤 A、根据数据业务类型，在相应的计费规则部件中取出相应的计费规则，再根据该数据业务执行的时间、执行该数据业务的数据流量、该数据业务执行的次数，使用该计费规则进行计费；

步骤 B、判断该用户付费类型是否为预付费，如果是预付费则将计费结果发送给预付费处理设备，对于移动数据业务是业务控制节点（SCP），预付费处理设备按计费结果从该用户的帐户中扣除费用；否则为后付费用户，将计费结果发送给营帐系统。

步骤C、营帐系统根据用户需要取出计费结果，生成用户帐单。

参见图1，图1为本发明一个较佳实施例的内容计费实现框图。本实施例是对移动数据业务进行计费。其中内容计费系统由专用的内容计费服务器110来实现，该内容计费服务器110与OSS 101、ICP/SP 102、SCP 104和营帐系统分别相连。内容计费服务器110与OSS 101为实时的同步消息接口，或以文件形式进行数据传输 ，ICP/SP 102、SCP 104之间均按照运营商接口规范进行连接。其中，内容计费服务器110与ICP/SP102采用消息或文件方式进行交互；内容计费服务

器110与SCP 104之间采用EMPP协议消息进行交互。本实施例的接口均按照运营商接口规范设计，有利于与外部其他设备的对接。

本实施例中的内容计费服务器 110 包含了：

运营支撑系统（OSS）接口模块 111，将 OSS 101 与内容计费模块 113 相连，从 OSS 101 中获取签约移动数据业务用户的用户信息，发送给内容计费模块 113；

互联网内容提供商/ 业务提供商（ICP/SP）接口模块 112，将 ICP/SP102 与内容计费模块相连 113，ICP/SP 102 将内容计费记录信息发送给内容计费模块 110。

内容计费模块 113 是内容计费的主要功能模块，参见图 2，图 2 为图 1 所示实施例中内容计费模块的实现框图。内容计费模块 113 包含：计费引擎 201，其通过 OSS 接口模块 111、ICP/SP 接口模块与 OSS101 及 ICP/SP102 分别相连）从 OSS 101 中获取签约移动数据业务用户的用户信息，接收 ICP/SP 102 发送的内容计费记录信息，并将用户信息和内容计费记录信息发送给批价部件 202。

批价部件 202，存储了不同移动数据业务类型的基本费率，根据移动数据业务类型、移动数据业务用户的用户信息、内容计费记录从相应的一个或多个计费规则部件 203 中取出相应的计费规则，对移动数据业务进行计费，并根据付费类型生成计费结果。

本实施例的内容计费服务器110预先定制了多个计费规则部件203，其根据不同移动数据业务类型分别存储不同的计费规则。计费规则部件203可以根据移动数据业务的变化，随时进行增加、删除和修改。可见，本实施例的内容计费系统以组件的方式实现，增加新需求即相当于增加新组件，对原有代码没有影响。同时各组件可以对外提供开放性接口，易于扩展。

总之，内容计费模块 113，根据移动数据业务类型、移动数据业务用户的用户信息、内容计费记录对移动数据业务进行计费，并根据付费类型生成计费结果。

业务控制节点（SCP）接口模块 115，将 SCP 104 与内容计费模块 113 相连，将内容计费模块 113 产生的预付费用户的计费结果发送给业务控制节点 104；

话单接口模块 114，将内容计费模块 113 与营帐系统 103 相连；将内容计费模块 113 产生的后付费用户的计费结果发送给营帐系统 103。

本实施例中的业务控制节点（SCP）接口模块 115 和话单接口模块 114 构成了付费接口模块，根据数据业务的付费类型将计费结果发送给相应的计费处理设备——业务控制节点 104 或营帐系统 103。

话单接口模块 114 与营帐系统以 FTP 或 FTAM 传输信息，在用户需要时营帐系统通过话单接口模块 114 到内容计费服务器 110 取计费结果。话单接口模块 114 可以由一个独立的话单接口机来实现，其与内容计费模块 113 通过以文件格式传输信息。

在本实施例的内容计费服务器 110 计费过程中，用户信息和内容计费记录信息是计费中的重要信息，该用户信息具体可以包括：用户开户信息、付费类型、用户属性、欠费记录；内容计费记录信息具体可以包括：移动数据业务类型、该移动数据业务执行的时间、执行该移动数据业务的数据流量、该移动数据业务执行的次数。

另外，本实施例的内容计费服务器110可以由多个服务器来实现；其中，计费引擎201可以由专用的服务器来实现，批价部件202和计费规则部件203分布在其他的专用的服务器主机上。这样计费引擎201与计费规则部件203分布在不同主机上，能够确保内容计费系统的性能。

本实施例的内容计费系统，使用专用的服务器来实现，不依赖于其他设备，与其他设备的交互采用消息机制或 API 函数调用机制，使内容计费模块具有较高的独立性，可以进行独立的测试，减少了开发与测试的工作量，易于维护。

同时，本实施例可以动态增加或修改计费规则部件的组合，无需修改代码或重启计费系统，具有很大的灵活性，最大限度的满足了计费需求的灵活

多变的特性。

由上述的实施例可见，本发明的这种数据业务的内容计费方法及其计费系统，具有独立性、灵活性、可扩展性、开放性和分布性的特点，实现了根据数据业务内容进行计费，满足了数据业务中灵活多样的计费要求。

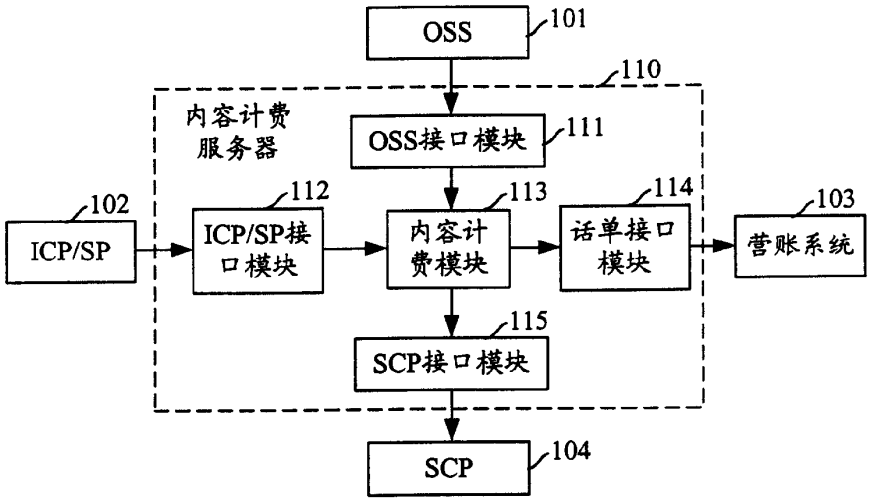

OSS
101
110
内容计费
服务器
OSS接口模块
111
102
ICP/SP
112
ICP/SP接
口模块
113
内容计
费模块
114
话单接口
模块
103
营账系统
115
SCP接口模块
SCP
104

图 1

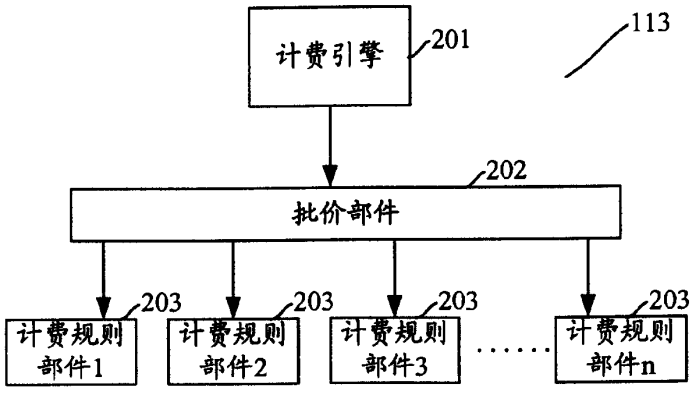

计费引擎
201
113
202
批价部件
203
计费规则
部件1
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计费规则
部件2
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A content charging method of data service and charging system thereof

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Inventors	张庆, 于泽, 严雪松
Applicant	华为技术有限公司
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ABSTRACT

The invention discloses a data service content charging method, customizing the charging rules as charging rule parts, as user executes data service, according to data service, user information and the content charging record obtained by Internet content provider/service provider (ICP/SP), using the corresponding charging rule part to making content charging. At the same time, it discloses a service content charging system, implemented by special content charging server and containing operation supporting system (OSS), ICP/SP interface module, content charging module, and payment interface module. It has the characters of independency, flexibility, extendability, openness and distributivity, realizes the charge according to data service content and meets the flexible and various charging requirements in data service.

DESCRIPTION translated from Chinese

A data service content charging method and charging system

Technical Field

The present invention relates to a data service charging technology, and more particularly to a data content service charging method and charging system.

Background

Currently, according to Universal Mobile Telecommunications System (UMTS) Forum Report 9 analysis, 3G data connection business into content categories and mobility class two categories, content connection type can be divided into: mobile Internet access and corporate Intranet / Extranet access; Mobility category can be divided into: customer information, entertainment; multimedia message service; location-based services; in addition to a total of six class enhanced voice services.

This 6 class of business represents a major demand for 3G services. Today, voice-dominated field of mobile communications, the future will be a data-centric business environment. Content at any time and any place to access the Internet will clearly be an important task of 3G.

3G billing is an important part of the 3G solutions. While 3G services are varied, prospects are tempting, but if there is no corresponding accounting solutions that do not establish the corresponding value chain system, which operators can not operate, then all talk.

Current traditional billing systems are designed for voice traffic, generally based on call duration, distance and other factors calling and called for billing. Namely the traditional billing and call duration and the Lord called location-related, regardless of the business content consumption.

The current 3G billing system, still based billing of voice services, its accounting policy commonly used hard-coded way, that the accounting formula in the code writing dead, once the billing rate tables to determine which accounting method correspondingly fixed.

CLAIMS (16) translated from Chinese

A method of data service billing content, characterized in that the method comprises the following steps: 1) according to the different types of data traffic of different charging rules, the one or more custom charging rules member; 2) pre-stored signed data service user's user information; 3) When the user performs data services, according to the data service, step 2) content of the user information and Internet content providers / service provider (ICP / SP) billing record information obtained using the corresponding charging rule components, content billing.

2. The content charging method according to claim 1, wherein said step a) further comprises: providing a charging member charging rules for each factor, by a combination of factors to achieve a variety of billing combination accounting rules for accounting.

3. The content billing method according to claim 1, wherein the user information includes at least: user account information, payment types, user attributes, arrears records; and the content billing record information including at least : data service type, time the data service for execution of data flow of the data service, the number of times the data service execution.

The content charging method according to claim 3, wherein said step 3) comprises the steps of: 31) in accordance with the type of data service, remove the corresponding charging rule corresponding charging rule member, then the data service based on the time for execution of data flow of the data service, the number of times the data service execution, an accounting rule for accounting; 32) to determine whether the type of user fees prepaid, if the prepaid The results will be sent to the prepaid billing processing equipment, processing equipment by prepaid billing deductions result from the user's account; otherwise, post-paid subscribers will be sent the results to the tent billing system.

5. The content billing method according to claim 4, wherein: when

The main disadvantage is that the hard-coded code reuse, flexibility is poor, if the increase in new demand you need to change a lot of code, the code coupling between large, modification covers a wide, easy to maintain, is not conducive to the stability of the charging system. Billing flexibility for 3G services requirements, such implementations obviously can not meet.

Another way is to use a script curing accounting policy, using a scripting language for accounting formula. While using a scripting language can be very flexible to add new accounting policy, modify the accounting formula also having to modify the code, but is generally more complex due to the accounting formula, using scripts have great difficulty, poor readability. In addition, the interpretation of the scripting language for system performance will have some impact.

Billing systems existing 3G mobile communication system is composed of original equipment integration to achieve, namely accounting functions integrated in the SSP or SCP, the SSP / SCP complete user billing capabilities.

Traditional voice services and content user consumption billing is irrelevant, only the long (user talk time), distance (local or long-distance calls), and therefore do not have to report business information or content attributes, but users do not care about the consumer business traffic times, just in SSP / SCP side statistics users talk time, after the SSP / SCP complete user accounting function, the tent system based on accounting results generated user bill, presented to the user needs users.

3G the most attractive place is "always on" service, as long as open the phone you can enjoy the rich and varied business content, therefore limited to traditional voice services billing system obviously can not meet the diverse business brings diverse content billing requirements. Thus traditional voice billing does not meet the needs of content billing.

And because the prior art billing system via a mobile communication system to achieve the integration of existing equipment, takes up the resources of mobile communication systems, billing process cumbersome, inflexible, unable to meet the growing data business colorful count Fee required.

DISCLOSURE

In view of this, the present invention is to provide a data service content charging methods to achieve billing based on business content, data services to meet flexible billing requirements.

Another object of the present invention is to provide a data service content billing systems, saving mobile communication system resources, billing based on business content, data services to meet flexible billing requirements.

In accordance with one aspect of the above object, the present invention provides a data service billing content, the method comprising the steps of: 1) according to the different types of data traffic of different charging rules, one or more custom charging rules member; 2) the business user subscription data previously stored user information; 3) When the user performs data services, according to the data service, user information and Internet content provider in step 2) above / service provider (ICP / SP) obtained content billing record information, use the appropriate charging rule means content billing.

Wherein said step 1) may further comprise: providing a charging member charging rules for each factor, billing factor by charging a variety of combinations to achieve a combination of charging rules.

The user information may include at least: user account information, payment types, user attributes, arrears records; billing record information of the content may be at least include: the type of data service, the data service time for execution of the data service data traffic, the data service execution times.

Said step 3) may comprise the steps of: 31) in accordance with the type of data billing for mobile data services, prepaid processing equipment for the service control point (SCP).

Content billing method according to claim 6, wherein: the method further comprises, billing the result of step 3) obtained by the tent system according to the user needs to generate user billing.

A data service content billing system, wherein the system comprises content billing server, the content accounting server includes at least: Operations Support System (OSS) interface module, connect OSS and content billing module, Get the OSS in business user subscription data user information to the content billing module; Internet content provider / service provider (ICP / SP) interface module, connect ICP / SP and content billing module, ICP / SP will content billing record information to the billing module content; content billing module, based on the type of data services, data services, user's user information, content billing records billing data services, and generates accounting results based on the type of pay; Pay Interface module is connected to the content billing module, according to the type of charge will send the results to the appropriate billing payment processing equipment.

8. The content metering system according to claim 7, characterized in that said interface module comprises charge: prepaid interface module, the processing of prepaid billing module connected to the device with the content, the content of the billing module generates prepaid user accounting result to a prepaid processing equipment. If a single interface module, connect content billing module and tent systems; the content billing module generates after paying user accounting results to the camp system.

9. The content metering system according to claim 8, characterized in that the said prepaid module interfaces: service control point (SCP) interface module, the contents of the billing module connected to the SCP, the contents of the billing module generating prepaid subscribers accounting result to the SCP.

10. The content billing system according to claim 7, wherein the content of the billing module comprising at least: billing engine, connected respectively OSS and ICP / SP, get a business user subscription data from the OSS user information, content billing record information received ICP / SP transmitted, and user information and content billing record information to grant price components; grant price component, save the basic rate of different types of data traffic, according to the data type of business, data service user's user information, content billing record is removed from the charging rule corresponding charging rule parts, billing for data services, and generates accounting results based on the type of charge, charging rules parts, depending on the type of data service store different charging rules.

11. The content billing system according to claim 7, wherein the user information includes at least: user account information, payment types, user attributes, arrears records; content billing record information includes at least : data service type, time the data service for execution of data flow of the data service, the number of times the data service execution.

12. The content billing system according to claim 8, wherein said interface module for the bill if a single interface machine, its content billing module to transmit information by file format.

13. The content billing system according to claim 9, wherein: the content accounting server and OSS real-time synchronous message interface, or as files for data transmission; the content accounting server and ICP / SP , content billing server between SCP and are in

service, remove the corresponding charging rule corresponding charging rule component, then the data service based on the time for execution of the data flow of the data service, the number of times the data service execution, an accounting rule for accounting; 32) to determine whether the type of user fees prepaid, if prepaid will send the results to the prepaid billing processing equipment, processing equipment by prepaid plan fee deductions result from the user's account; otherwise, post-paid subscribers will be sent the results to the tent billing system.

When billing for mobile data services, prepaid processing device may be the service control point (SCP).

According to another aspect of the above object, the present invention provides a content billing system, which includes a dedicated server content billing, content billing server that includes at least: Operations Support System (OSS) interface module, the OSS and content Billing module is connected, access the user's subscription data service user information from OSS, and sent to the billing module content; Internet content provider / service provider (ICP / SP) interface module, connect ICP / SP and content billing module , ICP / SP will send the contents of the billing record information to the billing module content; content billing module, based on the type of data services, data services, user's user information, content billing records data services billing, and paying according to the type of generation accounting result; pay interface module is connected to the content billing module, according to the type of charge will send the results to the appropriate billing payment processing equipment. The pay-interface module comprising: a prepaid interface module, a prepaid processing billing module connected devices and content, the content billing module generates prepaid subscribers accounting result to a prepaid processing equipment.

If a single interface module, connect content billing module and tent systems; the content billing module generates after paying user accounting results to the camp system.

Wherein the prepaid interface module can be: service control point (SCP) interface module, connect the SCP and content billing module, content billing module generates prepaid subscribers accounting result to the SCP.

The contents of the billing module can at least contain: billing engine, connected respectively OSS and ICP / SP, business users get subscription data user information from OSS, the content billing record information received ICP / SP to send, and user information and content billing record information to grant price components; grant price component, save the basic rate of different types of data traffic, according to the data service type, data service user's user information, content billing records from the accounting rule member Remove the appropriate accounting rules, data service billing, and generates accounting results based on the type of charge; charging rules parts, depending on the data stored in different types of business accounting rules.

The user information may include at least: user account information, payment types, user attributes, arrears records; billing record information of the content may be at least include: the type of data service, the data service time for execution of the data service data traffic, the data service execution times.

The CDRs CDR interface module can interface machine, with content billing module to transmit information to a file format.

The content of the accounting servers and OSS for real-time synchronous message interface, or as files for data transmission; can be carried out according to the operator interface specification between the content accounting server and ICP / SP, content billing server and SCP connection.

The content accounting server and ICP / SP can be used to interact with the message or file mode; the content may be used between the accounting server and SCP (EMPP) mobile PPP protocol message extension to interact.

If a single interface module and tent system can File Transfer Protocol (FTP) or File Transfer Access and Management (FTAM) transmit information when the user needs tent system via CDR interface module to fetch the content accounting server accounting results.

The content of the accounting server may contain one or more servers; billing and charging rules engine components distributed across different server host.

Seen from the aspect of the present invention, the content of the billing system and accounting methods of the present invention, the accounting rules for the charging rules customized parts, when the user performs data services, according to data services, user information and internet content provider content billing record information / service provider (ICP / SP) obtained using the corresponding charging rule parts, content billing, billing realized according to the data service content to meet the data services in flexible terms fee requirements.

accordance with the operator interface specification for the connection.

14. The content billing system as claimed in claim 13, characterized in that the content accounting server and ICP / SP messages or files using interactive manner; moving from point to point by the extended content billing server and SCP Protocol (EMPP) protocol message interaction.

15. The content billing system according to claim 8, wherein: if a single tent system interface module File Transfer Protocol (FTP) or File Transfer Access and Management (FTAM) transmit information when the user needs tent system By bill to content billing server interface modules take accounting results.

16. The content billing system according to claim 7, wherein the content of the accounting server contains more than one server; billing and charging rules engine components distributed across different server host.

Brief Description

Figure 1 is an example of content billing invention a preferred embodiment of realization diagram; Figure 2 is a block diagram of realization content billing module shown in FIG. 1 embodiment.

DETAILED DESCRIPTION

For the purposes of this invention, technical solutions and advantages more apparent, the following Examples and accompanying drawings, the present invention is described in further detail.

This data service content billing method of the present invention is to meet the characteristics of 3G services, the use of billing approach based on business content. And flexible billing based on the ever-changing needs, customize different charging rules. That is, the present invention can be customized according to different accounting rules billing formula, accounting policy, discount strategy flexible combination, easy expansion.

This data service content billing method of the present invention, the first data according to different accounting rules for different types of services, customized billing rule one or more parts; at the same time the business user subscription data previously stored user information, the user information including: user account information, payment types, user attributes, arrears records.

Among them, the custom component charging rules, the reference to the following factors: A, different ICP / SP may have different charging policies; B, different services may have different pricing strategies, such as different games, different games may charge; C, support long time and billing, such as casino games, duration and costs; D, support content-based traffic accounting, such as downloading pictures, according to traffic accounting, but the rates differ depending on the image; E, supported by using the number of billing (including Article, by page, pay-per), such as downloading pictures, MP3, ring tones; F, supported by time period or date using different accounting policies; as certain date free promotion, every day Some time access to give some discounts; G, support parity billing, support contract fee (monthly) + per use or duration or flow and other accounting policies; H, supports billing of individual users, different user You can choose according to their different tariff or billing strategy; I, the amount of support with the use of different (length, flow, frequency) using different accounting policies, which are similar to hop gear; J, advertising, allowing users to access the ICP advertising delivery fee service, and it can be divided Get royalty and Get amounts of the two to use; K, support access to different data networks using different accounting policies, and other factors to consider QoS; different L, support the use in different regions or areas billing policy, it is possible in the "hot spots" in different charge to the user. For example, with respect to the concept of "work area" on the "living area" to charge lower fees; M, support capping costs.

In addition, the discount is a very important means of SP and network operators to attract users, whether traditional voice services, or 3G for mobile data services, and discounts are pivotal position. Discount variety of ways, the current widespread use of rebates are the following: a, period discount - retaining the existing daily, week, holidays rebates. This approach can be extended to a metered charging mode.

b, the cumulative discount - including long cumulative discount, discount the cumulative flow, cumulative entry discount, the cumulative amount of discounts and other four kinds of rebates.

c, a cumulative discount - in accordance with the first use of the total, the total amount of time you use the discount d, user discounts - for certain user groups unified discount. All discounts can be tiring ride basis.

e, business discounts - for certain business unified discount.

In a specific embodiment of the present invention according to the above factors, a number of accounting rules customized components. Charging a business can be achieved by the grant price component and one or more charging rules components. Charging Rules components can be combined billing, and set a billing factor is a combination of the actual billing process using the grant price component of the base rate and billing factor to achieve a combination of a variety of additional charging rules count fee.

Basic Rate Information + billing factor information in practical applications, data services charging policies can be stored in approved price component parts of additional charging rules "to describe.

For example: corresponds to the short message service Internet content providers, its basic rate information as shown in Table I, Table I as a simple SMS tariff.

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Table I Table it is the meaning of the pay-per-service, per charge 10 cents.

Different users additional accounting factor may be different, if the requirements of users while enjoying BONUS time discount factor accounting information as shown in Table II, Table II as a short message service charging factor table.

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Table II Table II correspond to two discount, equivalent to two kinds of discount combined into a billing factor.

Both tables are basic information, practical application of the table structure is not limited to this.

Corresponding to the cumulative discount, as shown in Table III, Table 3 gives the BONUS table.

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Table III Table III cumulative meaning that when users use the business 30 times, you can enjoy 20% discount Similarly, as shown in Table IV. Table IV is the time discount table.

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Table 4 and Table IV meaning that at 22:00 ~ 23:59 minutes using business users, you can enjoy 50% discount.

The basic rate information and billing information combined factors, we get an accounting policy, such a billing policy can and bound to a business. Table V. Table V as an accounting policy SMS service.

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Table V wherein the agent ID to SMS 8888, the accounting policy is: pay-per-service, a charge of 10 points, but if you use more than 30 times the cumulative, you can enjoy a 20% discount, if at 22:00 ~ 23: 59 between enjoying the business, you can enjoy a 50% discount.

If a user has used the service 30 times, and use the service at 22:30, then the user's actual charge amount = 1 (time) * 10 (points) * 0.8 * 0.5 = 4 (points) if demand fluctuates, Requirements In addition to supporting these two discount outside, and then add a user discount factor accounting description then just make changes, the revised accounting factor description in Table VI.

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Table VI Thus, the launch customer discount member, you can easily add a dynamic type of discount, you do not need to modify the code completely, thereby achieving a dynamic and flexible accounting rules configuration purposes. Including six representatives user discounts.

For example: an individual mobile users subscribing to Internet content providers short message service, when the user receives messages, Internet content providers to send content billing records to the content accounting server, which contains the short message service is performed by the user, sending the number of text messages, send the time and other information. After the content accounting server receives the content billing records, remove OSS previously stored in the content accounting server in the user's personal information, including the user's account information, payment types (such as this user prepaid users), the user attributes for individual users, the user has no arrears records, and other information the user has paid. SMS content accounting server is performed based on the user, time to send text messages, send text messages number has exceeded a predetermined amount, and the user for individual users, and no arrears records to determine if the user should have the table of the six Three discount, so use Table 6 ID number is 0 billing factors accounting, billing and content billing server sends the results to the SCP, SCP deduct the cost on the user's account.

When the user performs data services, according to data services, content billing record information of the user information and Internet content providers / service provider (ICP / SP) obtained using the corresponding charging rule parts, content billing. Wherein the content billing record information may include: data service type, time the data service for execution of data flow of the data service, the number of times the data service execution.

Wherein the content billing can be achieved by the following steps: Step A, according to the data type of business, remove the corresponding charging rules in the corresponding parts in the accounting rules, according to the time the data service for execution of data flow of the data service the number of times the data service execution, an accounting rule for accounting; procedure B, determine whether the user charges prepaid type, if it is pre-paid billing results will be sent to the prepaid-processing equipment, for mobile data services is a service control point (SCP), prepaid billing processing apparatus according to the results of deductions from the user's account; otherwise, post-paid subscribers will be sent the results to the tent billing system.

Procedure C, tent system takes the accounting results based on user needs, to generate user billing.

Referring to Figure 1, Figure 1 is a block diagram of an invention implement content billing preferred embodiment. In this embodiment, the mobile data service billing. Wherein the content billing system consists of a dedicated server 110 to implement content billing, content billing server 110 and OSS 101, ICP / SP 102, SCP 104 and tents are connected to the system. Content billing server 110 and OSS 101 is a real-time synchronous message interface, or as files for data

transmission, ICP / SP 102, between SCP 104 in accordance with the operator interface specification for the connection. Wherein the content accounting server 110 and ICP / SP102 messages or files using interactive mode; the content accounting server used between 110 and SCP 104 EMPP protocol messages to interact. Interface to the present embodiment in accordance with the operator interface specification design is conducive to docking and other external devices.

In this embodiment of the content billing server 110 includes: operations support systems (OSS) interface module 111, the OSS 101 is connected with the contents of the billing module 113 to obtain the user's mobile data service contract user information from OSS 101 and send it to content billing module 113; Internet content provider / service provider (ICP / SP) interface module 112, the ICP / SP102 and content billing module connected to 113, ICP / SP 102 content billing record information to the content billing module 110.

Content billing module 113 is the main function module content billing, see Figure 2, Figure 2 is a block diagram shown in Figure 1 to achieve the implementation of the contents of the accounting module. Content billing module 113 comprises: billing engine 201, which, ICP / SP interface module OSS101 and ICP / SP102 respectively connected via OSS interface module 111) to obtain the user's mobile data service contract user information from OSS 101, a receiving ICP / SP 102 content billing record information sent and the user information and content billing record information to grant price component 202.

Grant price component 202 stores a basic rate of different types of mobile data services, mobile data services based on the type of mobile data service user's user information, content billing records removed from the corresponding one or more of the appropriate accounting rules section 203 accounting rules, mobile data services billing, and generate results based on accounting charge type.

Content billing server 110 of the present embodiment a plurality of pre-charging rules customized member 203, which depending on the type of mobile data services are stored in different charging rules. Charging Rules section 203 may vary as mobile data services, at any time to add, delete and modify. Visible, content billing system of the present embodiment by way of implementation of the components, add the new requirement is equivalent to adding new components, there is no effect on the original code. At the same time the components can provide external open interfaces, easy to expand.

In short, content billing module 113, based on the type of mobile data services, mobile data service user's user information, content billing record for mobile data services billing, and generate results based on accounting charge type.

Service control point (SCP) interface module 115, the SCP 104 billing module 113 is connected with the content, content billing module 113 generates prepaid subscribers accounting result to the service control node 104; if a single interface module 114, the content billing module 113 is connected with the camp system 103; the contents of the billing module 113 generates after paying user accounting system 103 sends the results to the tent.

In this embodiment of the service control point (SCP) interface module 115, and then a single interface module 114 constitutes a charge interface module, based on the type of data services paid billing results will be sent to the appropriate accounting treatment equipment - service control node 104 or tent system 103.

If a single interface module 114 and tent systems to FTP or FTAM transfer information when the user needs tent system interface module 114 through the bill to take the accounting content billing server 110 results. If a single interface module 114 may be composed of a separate bill to implement the interface machine, with content billing module 113 to transmit information by file format.

In this embodiment, the content accounting server 110 billing process, user information and content billing record information is important billing information, the user information may include: user account information, payment types, user attributes, arrears record; content billing record information may include: a mobile data service type, time of the mobile data services for execution of the data flow of mobile data services, the number of times the mobile data service execution.

Further, the content accounting server 110 of the present embodiment may be implemented by a plurality of servers; wherein the billing engine 201 may be implemented by a dedicated server, rating and charging rules 202 parts 203 parts distributed in other dedicated server host. Such billing and charging rules engine 201 203 members distributed on different hosts, to ensure the performance of the contents of the billing system.

Examples of content billing system of this embodiment, the use of a dedicated server to achieve, is not dependent on other devices, messaging mechanism or API function calls to interact with other equipment used to make the contents of the billing module with high independence can be independent testing, reducing the effort required to develop and test, easy to maintain.

Also, the present embodiment can dynamically add or modify parts of combination accounting rules, without modifying the code or restart the billing system with great flexibility, and satisfy the changing needs Flexible billing features.

Seen from the above-described embodiment, the data traffic of the invention content billing method and billing system, independence, flexibility, scalability, openness and distribution characteristics, to achieve a data service based on content billing, data services to meet the flexible billing requirements.

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CLASSIFICATIONS

International Classification	H04W4/24, H04M17/00, H04L12/14

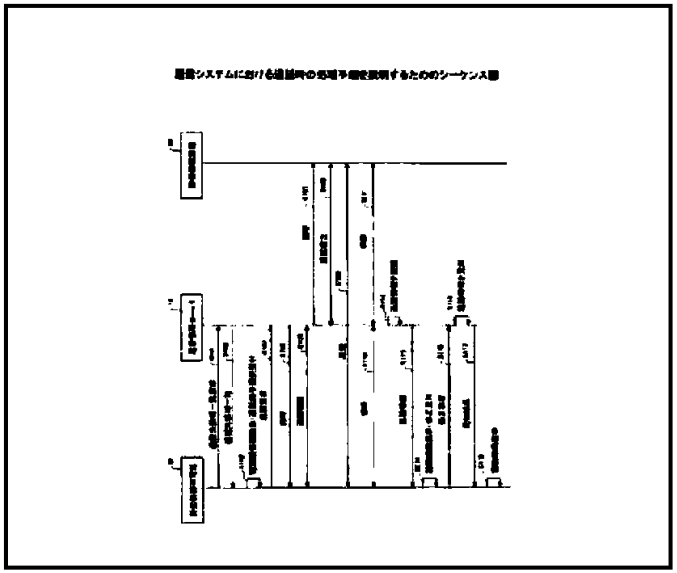
LEGAL EVENTS

Date	Code	Event	Description
14 Oct 2009	C14	Granted	
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(71)Applicant FUJITSU LTD
(72)Inventor TSUJIUCHI HIDETOSHI



(54)SPEECH COMMUNICATION INFORMATION RECORDING PROGRAM, SPEECH COMMUNICATION INFORMATION RECORDING APPARATUS AND SPEECH COMMUNICATION INFORMATION RECORDING METHOD

(57)Abstract
PROBLEM TO BE SOLVED: To provide a speech communication information recording program, a speech communication information recording apparatus and a speech communication information recording method, for appropriately dividing the burden origin of a call charge for one telephone number.
SOLUTION: A computer is made to execute: a procedure of receiving information specifying a call originating telephone number and information specifying a call terminating telephone number from a telephone set on a call originating side; a speech communication relay procedure of establishing speech communication between the telephone set on the call originating side and the telephone set on the call terminating side on the basis of the received information; a billing destination determination procedure of determining a billing destination for the call terminating telephone number using a management means for managing the identification information of the billing destination of the call charge by telephone number; and a billing destination recording procedure of relating the identification information of the determined billing destination and the identification information of the speech communication and recording them in a storage device.

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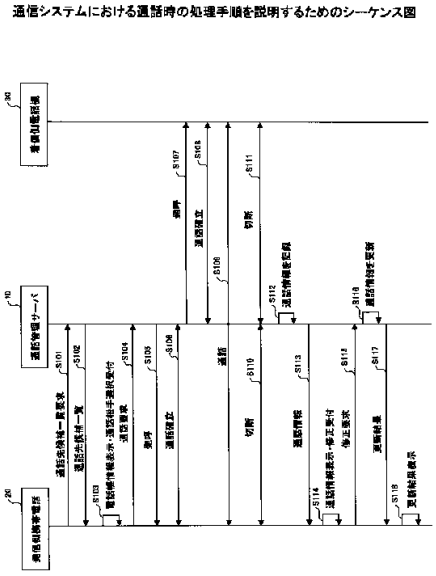
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(71)出願人　000005223
富士通株式会社
神奈川県川崎市中原区上小田中４丁目１番１号
(74)代理人　100070150
弁理士　伊東　忠彦
(72)発明者　辻内　秀敏
神奈川県川崎市中原区上小田中４丁目１番１号　富士通株式会社内

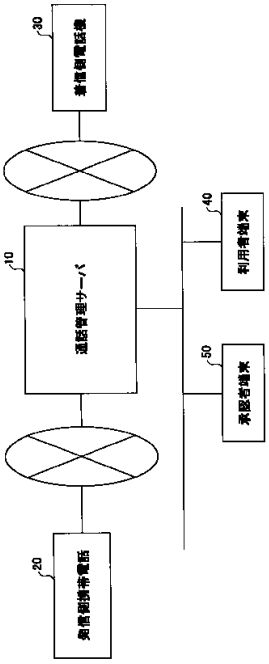
Ｆターム(参考)　5K025 AA01　CC01　CC07　GG10　GG12

(54)【発明の名称】通話情報記録プログラム、通話情報記録装置、及び通話情報記録方法

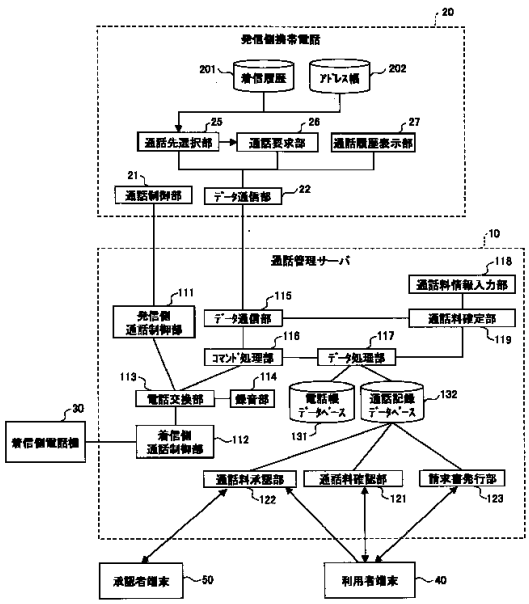
(57)【要約】
【課題】一つの電話番号に対する通話料の負担元を適切に区分することのできる通話情報記録プログラム、通話情報記録装置、及び通話情報記録方法の提供を目的とする。
【解決手段】コンピュータに、発信側の電話機より発信電話番号を特定する情報と着信電話番号を特定する情報とを受信する手順と、受信された情報に基づいて前記発信側の電話機と着信側の電話機との間の通話を確立する通話中継手順と、電話番号ごとに通話料の請求先の識別情報を管理する管理手段を用いて、前記着信電話番号に対する請求先を判定する請求先判定手順と、判定された請求先の識別情報と前記通話の識別情報とを関連付けて記憶装置に記録する請求先記録手順とを実行させることにより上記課題を解決する。
【選択図】図４



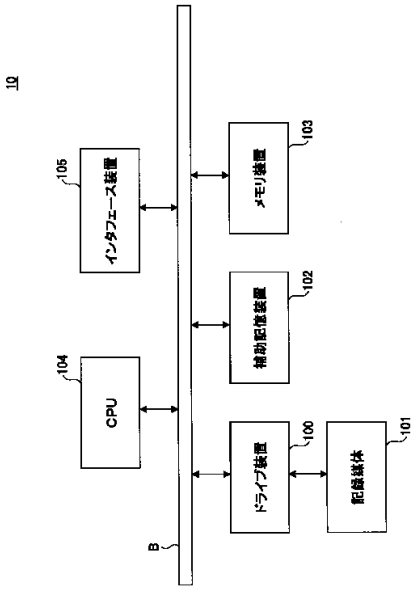
本発明の実施の形態における通信システム構成例を示す図



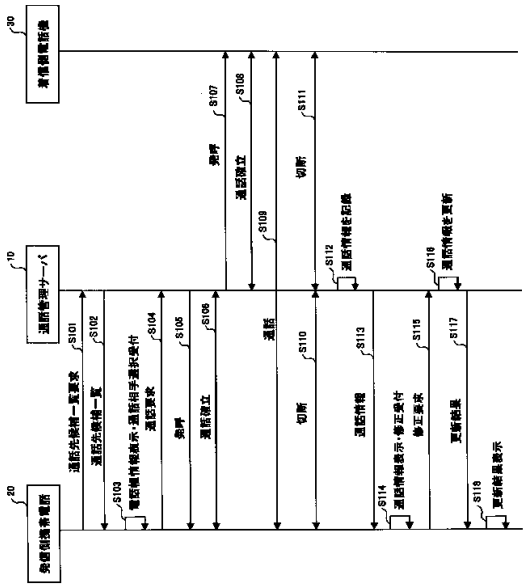
本発明の実施の形態における通信システムの機能構成例を示す図



本発明の実施の形態における通話管理サーバのハードウェア構成例を示す図



通信システムにおける通話時の処理手順を説明するためのシーケンス図

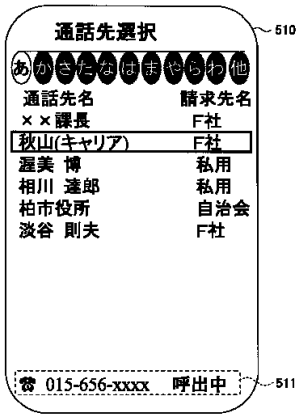


電話帳データベースの構成例を示す図

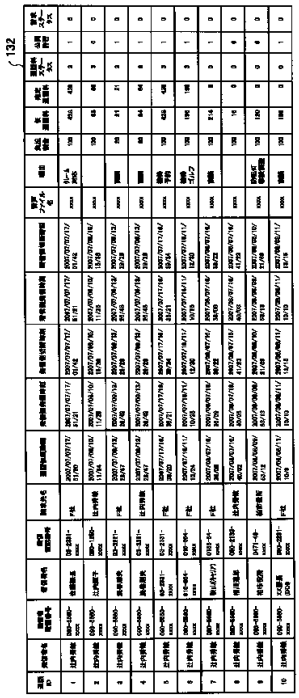
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発信者名	発信者電話番号	通話先名	通話先電話番号	関係	請求先名	メールアドレス
辻内秀敏	090-5560-xxxx	辻内匡子	090-1250-xxxx	妻	辻内秀敏	xxx@xxxxxxx
辻内秀敏	090-5560-xxxx	渡谷則夫	03-3221-xxxx	松上電器	F社	xxx@xxxxxxx
辻内秀敏	090-5560-xxxx	柏市役所	0471-48-xxxx	自治会	柏市役所	xxx@xxxxxxx
辻内秀敏	090-5560-xxxx	佐藤課長	03-2331-xxxx	OO商事	F社	xxx@xxxxxxx
辻内秀敏	090-5560-xxxx	秋山(キャリア)	0156-64-xxxx	F社	F社	xxx@xxxxxxx
辻内秀敏	090-5560-xxxx	相川達郎	050-2133-xxxx	親戚	辻内秀敏	
辻内秀敏	090-5560-xxxx	××課長	090-2231-xxxx	顧客	F社	xxx@xxxxxxx

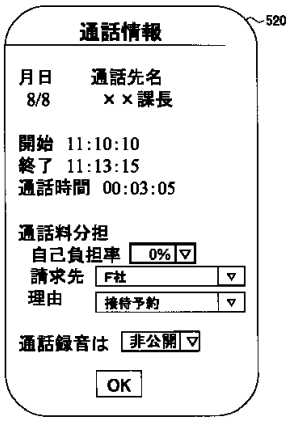
通話先選択画面の表示例を示す図



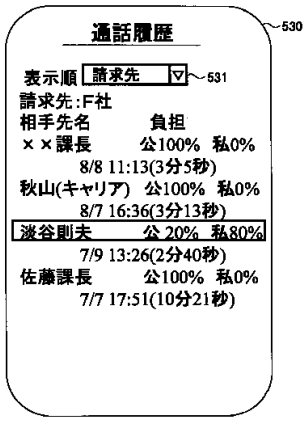
通話記録データベースの構成例を示す図



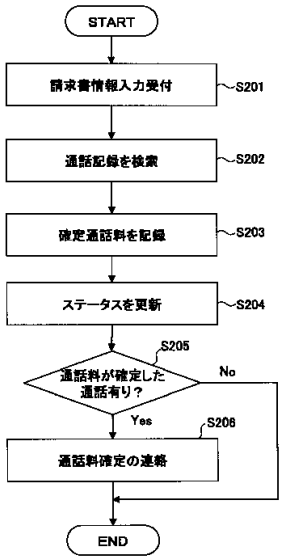
通話情報画面の表示例を示す図



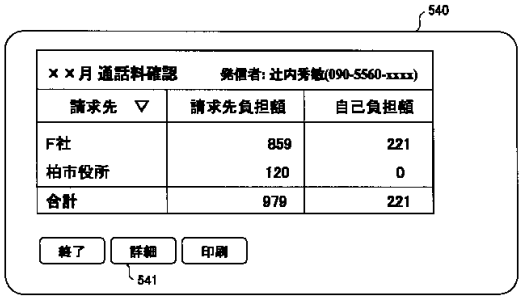
通話履歴画面の表示例を示す図



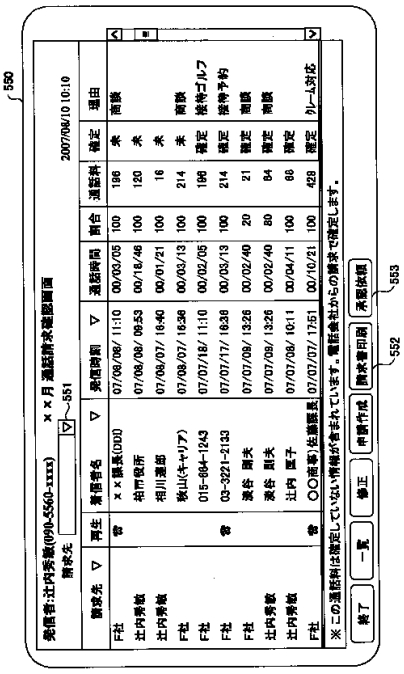
通話料の請求に応じて通話管理サーバによって実行される通話料の確定処理の処理手順を説明するためのフローチャート



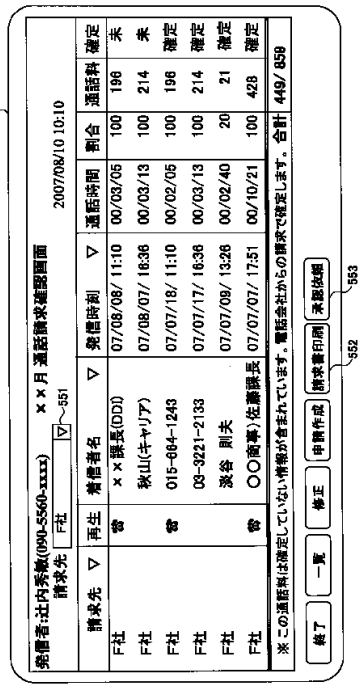
通話料確認画面の表示例を示す図



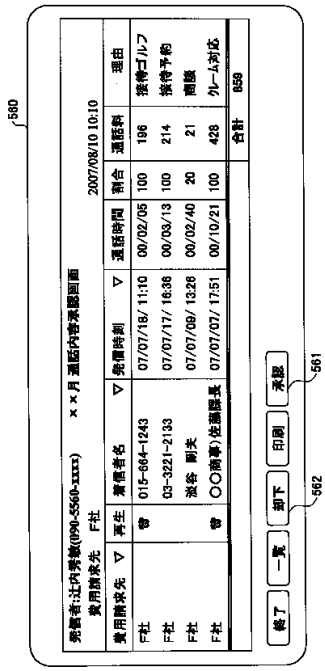
通話料確認詳細画面の表示例を示す図



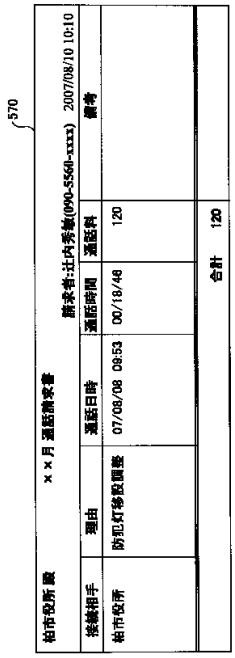
請求先が所属企業に絞り込まれた場合の通話料詳細画面の表示例を示す図



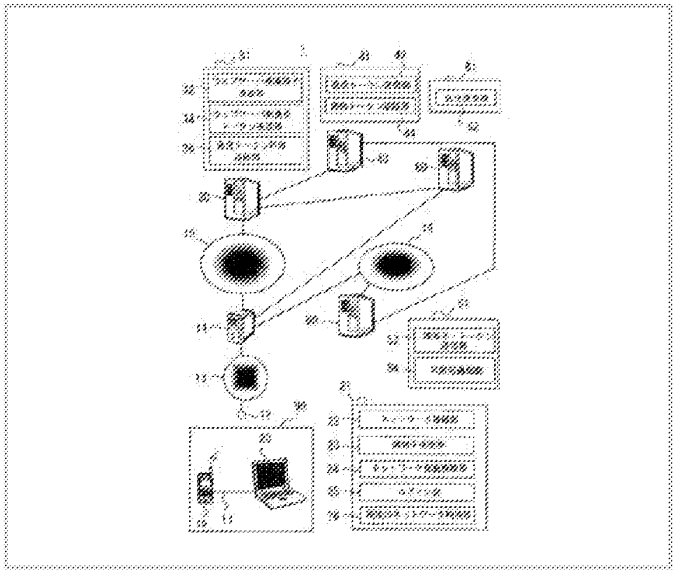
承認画面の表示例を示す図



請求書画面の表示例を示す図



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H04M 11/00 (2006.01)
(21)Application number 2007-284415
(22)Date of filing 31.10.2007
(71)Applicant KYOCERA COMMUNICATION SYSTEMS CO LTD
(72)Inventor MASUDA KEIICHI



(54)SYSTEM, PROGRAM AND RECORDING MEDIUM FOR BILLING DATA COMMUNICATION FEE, AND METHOD OF BILLING DATA COMMUNICATION FEE

(57)Abstract
PROBLEM TO BE SOLVED: To provide a system or the like for billing a data communication fee, which can make account separately between official and private expenses when accessing a predetermined network 16 in a business-related matter, and which is also highly reliable as viewed from the carrier side.
SOLUTION: When a mobile party purchases a communication token T for a given network 16, the mobile party transmits the ID of the mobile phone 10 to a communication token issuing server 40 through the web server 30. The communication token T is generated based on the ID and transmitted to a PC 20 through the web server 30 and the mobile phone 10. After once disconnecting between the mobile phone and the network 15 for contents of the mobile phone, the mobile party tests the use of the predetermined network 16 through an authentication server 50 using the ID and the communication token T. The ID and the communication token T are transmitted to the communication token issuing server 40 and the validity of the communication token T is authenticated. The amount of the fee for data communication of the mobile phone 10, from which the fee for the communication token T is deducted, is charged to a billing destination on the mobile phone 10 side, and the fee for the communication token T is charged to another billing destination.

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		H04M 11/00	302	

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(21)出願番号　特願2007-284415 (P2007-284415)
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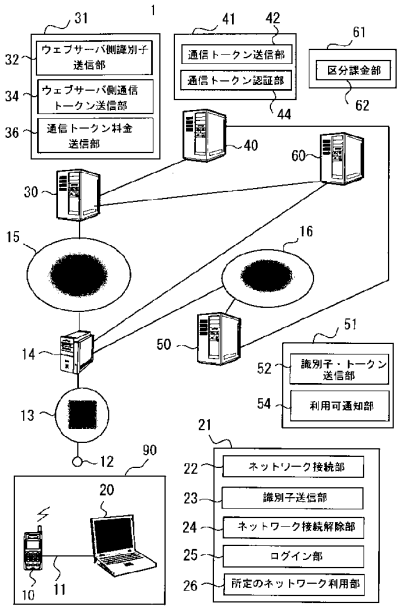
(71)出願人　596100812
京セラコミュニケーションシステム株式会社
京都府京都市伏見区竹田鳥羽殿町６番地
(74)代理人　100108372
弁理士　谷田　拓男
(72)発明者　増田　景一
京都府京都市伏見区竹田鳥羽殿町６番地
京セラコミュニケーションシステム株式会社内

Ｆターム(参考)　5K025 BB08 CC09 DD06 EE19 EE24 FF22 GG10 GG18
5K030 GA15 GA19 HA08 HB08 HB11 HC01 JA10 JT02 KA04 KA06 LB01 MC07

最終頁に続く

(54)【発明の名称】データ通信料金課金システム、プログラム、記録媒体およびデータ通信料金課金方法

(57)【要約】
【課題】業務上所定のネットワーク１６へアクセスする場合に公私分計することができ且つキャリヤ側からみて信頼度が高いデータ通信料金課金システム等を提供する。
【解決手段】所定のネットワーク１６用の通信トークンＴを購入する際、携帯電話器１０のＩＤをウェブサーバ３０経由で通信トークン発行サーバ４０へ送信する。ＩＤに基づき通信トークンＴが生成されウェブサーバ３０及び携帯電話器１０を介してＰＣ２０へ送信される。携帯電話コンテンツ用ネットワーク１５との接続を一旦解除した後、ＩＤ及び通信トークンＴを用い認証サーバ５０を介し所定のネットワーク１６の利用を試す。ＩＤ及び通信トークンＴは通信トークン発行サーバ４０へ送信され通信トークンＴの正当性が認証される。携帯電話器１０のデータ通信に対する料金から通信トークンＴの料金を控除した額が携帯電話器１０側の請求先に課金され通信トークンＴの料金は他の請求先に課金される。
【選択図】　図１



【特許請求の範囲】
【請求項１】
移動通信機能を有する移動通信部と情報処理機能を有する情報処理部とを備えた移動情報端末の該移動通信部に掛かるデータ通信料金を該移動通信部側の請求先と他の請求先とに区分して課金するデータ通信料金課金システムであって、該移動通信部が移動通信部側ネットワークに接続する際の認証課金を行う通信事業者側サーバと、該移動通信部側ネットワークに接続されソフトウェアの配信を行う配信サイトが稼動するウェブサーバと、該ウェブサーバと接続され所定のネットワークの利用権を示す通信トークンを発行する通信トークン発行サーバと、該ウェブサーバと接続され該移動通信部に掛かるデータ通信料金を課金する課金サーバと、該所定のネットワークに接続された認証サーバとを備え、
前記移動情報端末は、
前記移動通信部を介して移動通信部側ネットワークに接続する移動通信部側ネットワーク接続手段と、
前記通信トークンの購入に際し前記移動通信部の識別子を前記ウェブサーバへ送信する識別子送信手段と、
前記ウェブサーバ側から前記移動通信部を介して前記通信トークンが送信された後、前記移動通信部側ネットワーク接続手段により接続された移動通信部側ネットワークとの接続を解除する移動通信部側ネットワーク接続解除手段と、
前記移動通信部の識別子及び前記ウェブサーバ側から送信された通信トークンを用い、前記移動通信部及び前記認証サーバを介して前記所定のネットワークの利用を試みるログイン手段と、
前記認証サーバから前記所定のネットワークの利用を認める通知が送信された場合、該認証サーバを介して該所定のネットワークの利用を行う所定のネットワーク利用手段とを備え、
前記ウェブサーバは、
前記識別子送信手段により送信された識別子を前記通信トークン発行サーバへ送信するウェブサーバ側識別子送信手段と、
前記通信トークン発行サーバから送信された通信トークンを前記移動通信部を介して前記情報処理部へ送信するウェブサーバ側通信トークン送信手段と、
前記課金サーバへ前記ウェブサーバ側通信トークン送信手段により送信された通信トークンの料金を送信する通信トークン料金送信手段とを備え、
前記認証サーバは、
前記ログイン手段により用いられた識別子及び通信トークンを前記通信トークン発行サーバへ送信する識別子・通信トークン送信手段と、
前記通信トークン発行サーバにより前記通信トークンの正当性が認証された場合、前記移動通信部を介して前記情報処理部へ前記所定のネットワークの利用を認める通知を送信する利用可通知手段とを備え、
前記通信トークン発行サーバは、
前記ウェブサーバ側識別子送信手段により送信された識別子に基づき通信トークンを生成して前記ウェブサーバへ送信する通信トークン送信手段と、
前記識別子・通信トークン送信手段により送信された識別子及び通信トークンに基づき該通信トークンの正当性を認証する通信トークン認証手段とを備え、
前記課金サーバは、
前記通信事業者側サーバから送信された所定の期間における前記移動通信部のデータ通信に対する料金から、該所定の期間における前記通信トークン料金送信手段により送信された通信トークンの料金を控除した額を該移動通信部側の請求先に課金し、該通信トークンの料金を他の請求先に課金する区分課金手段とを備えたことを特徴とするデータ通信料金課金システム。
【請求項２】
請求項１記載のデータ通信料金課金システムにおいて、前記移動通信部が無線ＬＡＮを

介して前記所定のネットワークの利用を行う場合、
前記通信トークン料金送信手段により送信された通信トークンの料金は無線ＬＡＮ回線使用料金を含み、
前記ログイン手段は、前記移動通信部の識別子及び前記ウェブサーバ側通信トークン送信手段により送信された該通信トークンを用い無線ＬＡＮ基地局及び前記認証サーバを介して所定のネットワークの利用を試み、
前記利用可通知手段は、前記通信トークン認証手段により前記通信トークンの正当性が認証された場合、無線ＬＡＮ基地局を介して前記情報処理部へ前記所定のネットワークの利用を認める通知を送信することを特徴とするデータ通信料金課金システム。
【請求項３】
請求項１又は２記載のデータ通信料金課金システムにおいて、前記所定のネットワークへの接続が認証を要する場合、前記ウェブサーバが該認証を行うウェブサーバ側認証手段をさらに備えたことを特徴とするデータ通信料金課金システム。
【請求項４】
請求項１乃至３のいずれかに記載のデータ通信料金課金システムにおいて、
前記通信トークン送信手段は、前記ウェブサーバ側識別子送信手段により送信された識別子と所定の鍵と所定の乱数とに基づき該通信トークンを生成して該ウェブサーバへ送信し、該所定の乱数は該識別子と関連付けて記録しておき、
前記通信トークン認証手段は、前記識別子・通信トークン送信手段により送信された識別子及び通信トークンと、前記所定の鍵と、前記通信トークン送信手段により該識別子と関連付けて記録された所定の乱数とに基づき前記通信トークンの正当性を認証することを特徴とするデータ通信料金課金システム。
【請求項５】
請求項１乃至４のいずれかに記載のデータ通信料金課金システムにおいて、前記移動情報端末及び前記課金サーバは該移動通信部の１以上の識別子と該１以上の識別子に各々対応する前記他の請求先との対応表をさらに備え、
前記識別子送信手段は、前記通信トークンの購入に際し前記対応表に基づき前記移動通信部の１以上の識別子の内の一つの識別子を前記ウェブサーバへ送信し、
前記通信トークン料金送信手段は、前記課金サーバへ前記ウェブサーバ側通信トークン送信手段により送信された通信トークンの料金と前記識別子送信手段により送信された識別子とを送信し、
前記区分課金手段は、前記通信事業者側サーバから送信された所定の期間における前記移動通信部のデータ通信に対する料金から、該所定の期間における前記通信トークン料金送信手段により送信された通信トークンの料金を控除した額を該移動通信部側の請求先に課金し、該通信トークンの料金を前記通信トークン料金送信手段により送信された識別子に対応する前記対応表中の他の請求先に課金することを特徴とするデータ通信料金課金システム。
【請求項６】
請求項１乃至５のいずれかに記載のデータ通信料金課金システムにおいて、前記移動通信部側の請求先は該移動通信部の所有者又は利用者側であり、前記他の請求先は該所有者又は該利用者に対して所定の関係を有する側であることを特徴とするデータ通信料金課金システム。
【請求項７】
請求項１乃至６のいずれかに記載のデータ通信料金課金システムにおいて、前記移動通信部は携帯電話器であり、前記情報処理部はパーソナルコンピュータであり、該携帯電話器と該パーソナルコンピュータとは脱着可能に接続されたことを特徴とするデータ通信料金課金システム。
【請求項８】
移動通信機能を有する移動通信部と情報処理機能を有する情報処理部とを備えた移動情報端末が実行するプログラムであって、該情報処理部のコンピュータを、

前記移動通信部を介して移動通信部側ネットワークに接続する移動通信部側ネットワーク接続手段、

前記移動通信部側ネットワークに接続されソフトウェアの配信を行う配信サイトが稼動するウェブサーバへ、所定のネットワークの利用権を示す通信トークンの購入に際し該移動通信部の識別子を送信する識別子送信手段、

前記ウェブサーバ側から前記移動通信部を介して前記通信トークンが送信された後、前記移動通信部側ネットワーク接続手段により接続された移動通信部側ネットワークとの接続を解除する移動通信部側ネットワーク接続解除手段、

前記移動通信部の識別子及び前記ウェブサーバ側から送信された通信トークンを用い、前記移動通信部及び前記所定のネットワークに接続された認証サーバを介して該所定のネットワークの利用を試みるログイン手段、

前記認証サーバから前記所定のネットワークの利用を認める通知が送信された場合、該認証サーバを介して該所定のネットワークの利用を行う所定のネットワーク利用手段として機能させるためのプログラムであり、

前記識別子送信手段により前記ウェブサーバへ送信された識別子は、該ウェブサーバにより、該ウェブサーバと接続され通信トークンを発行する通信トークン発行サーバへ送信され、該通信トークン発行サーバにより、送信された該識別子に基づき通信トークンが生成され、該通信トークンは該ウェブサーバへ送信され、該ウェブサーバにより、送信された該通信トークンは前記移動通信部を介して前記情報処理部へ送信され、該ウェブサーバと接続され前記移動通信部に掛かるデータ通信料金を課金する課金サーバへ、該通信トークンの料金が送信されるものであり、

前記ログイン手段により用いられた識別子及び通信トークンは、前記認証サーバにより前記通信トークン発行サーバへ送信され、該通信トークン発行サーバにより、送信された識別子及び通信トークンに基づき通信トークンの正当性が認証され、該通信トークンの正当性が認証された場合、該認証サーバにより、前記移動通信部を介して前記情報処理部へ該所定のネットワークの利用を認める通知が送信され、

前記課金サーバにより、前記移動通信部が前記移動通信部側ネットワークに接続する際の認証課金を行う通信事業者側サーバから送信された所定の期間における該移動通信部のデータ通信に対する料金から、該所定の期間における前記ウェブサーバにより送信された通信トークンの料金を控除した額が該移動通信部側の請求先に課金され、該通信トークンの料金が他の請求先に課金されることを特徴とするプログラム。

【請求項９】

請求項８記載のプログラムにおいて、前記移動情報端末が無線ＬＡＮを介して前記所定のネットワークの利用を行う場合、

前記ウェブサーバ側から前記課金サーバ側へ送信された通信トークンの料金は無線ＬＡＮ回線使用料金を含み、

前記ログイン手段は、前記移動情報端末の識別子及び前記ウェブサーバ側から送信された通信トークンを用い無線ＬＡＮ基地局及び前記認証サーバを介して前記所定のネットワークの利用を試み、

前記通信トークン発行サーバにより前記通信トークンの正当性が認証された場合、前記認証サーバにより、無線ＬＡＮ基地局を介して前記情報処理部へ前記所定のネットワークの利用を認める通知が送信されることを特徴とするプログラム。

【請求項１０】

請求項８又は９記載のプログラムにおいて、前記移動情報端末及び前記課金サーバは該移動通信部の１以上の識別子と該１以上の識別子に各々対応する前記他の請求先との対応表をさらに備え、

前記識別子送信手段は、前記通信トークンの購入に際し前記対応表に基づき前記移動通信部の１以上の識別子の内の一つの識別子を前記ウェブサーバへ送信し、

前記ウェブサーバにより、前記課金サーバへ、前記移動通信部を介して前記情報処理部へ送信された通信トークンの料金と前記識別子送信手段により送信された識別子とが送信

され、
前記課金サーバにより、前記通信事業者側サーバから送信された所定の期間における前記移動通信部のデータ通信に対する料金から、該所定の期間における前記ウェブサーバにより送信された通信トークンの料金を控除した額を該移動通信部側の請求先に課金し、該通信トークンの料金を前記ウェブサーバにより送信された識別子に対応する前記対応表中の他の請求先に課金することを特徴とするプログラム。
【請求項１１】
移動通信機能を有する移動通信部と情報処理機能を有する情報処理部とを備えた移動情報端末の該移動通信部に掛かるデータ通信料金を課金する課金サーバが該移動通信部に掛かるデータ通信料金を該移動通信部側の請求先と他の請求先とに区分して課金するためのプログラムであって、課金サーバのコンピュータを、
前記移動通信部が移動通信部側ネットワークに接続する際の認証課金を行う通信事業者側サーバから送信された所定の期間における該移動通信部のデータ通信に対する料金から、該移動通信部側ネットワークに接続されソフトウェアの配信を行う配信サイトが稼動するウェブサーバから前記課金サーバへ送信された該所定の期間における所定のネットワークの利用権を示す通信トークンの料金を控除した額を該移動通信部側の請求先に課金し、該通信トークンの料金を他の請求先に課金する区分課金手段として機能させるためのプログラムであり、
前記移動情報端末により、該移動通信部を介して前記移動通信部側ネットワークに接続し、通信トークンの購入に際し該移動通信部の識別子が前記ウェブサーバへ送信され、該ウェブサーバにより、送信された該識別子が該ウェブサーバと接続され通信トークンを発行する通信トークン発行サーバへ送信され、該通信トークン発行サーバにより、送信された該識別子に基づき通信トークンが生成され、該通信トークンは該ウェブサーバへ送信され、該ウェブサーバにより、送信された該通信トークンが該移動通信部を介して該情報処理部へ送信され、前記課金サーバへ該通信トークンの料金が送信されるものであり、
前記移動情報端末により、従前に接続された前記移動通信部側ネットワークとの接続が解除され、前記移動通信部の識別子及び前記ウェブサーバから送信された前記通信トークンを用い、該移動通信部及び前記所定のネットワークに接続された認証サーバを介して該所定のネットワークの利用が試みられ、該認証サーバにより、移動情報端末により用いられた該識別子及び該通信トークンが前記通信トークン発行サーバへ送信され、該通信トークン発行サーバにより、送信された該識別子及び該通信トークンに基づき該通信トークンの正当性が認証された場合、該移動通信部を介して該情報処理部へ該所定のネットワークの利用を認める通知が送信され、該移動情報端末により、該認証サーバを介して該所定のネットワークの利用が行なわれることを特徴とするプログラム。
【請求項１２】
請求項１１記載のプログラムにおいて、前記移動通信部が無線ＬＡＮを介して前記所定のネットワークの利用を行う場合、
前記ウェブサーバから前記課金サーバへ送信された通信トークンの料金は無線ＬＡＮ回線使用料金を含み、
前記移動情報端末により、前記移動通信部の識別子及び前記ウェブサーバ側から該移動通信部を介して該情報処理部へ送信された前記通信トークンを用い無線ＬＡＮ基地局及び前記認証サーバを介して所定のネットワークの利用が試みられ、
前記通信トークン発行サーバにより前記通信トークンの正当性が認証された場合、前記認証サーバにより、無線ＬＡＮ基地局を介して前記情報処理部へ前記所定のネットワークの利用を認める通知が送信されることを特徴とするプログラム。
【請求項１３】
請求項１１又は１２記載のプログラムにおいて、前記移動情報端末及び前記課金サーバは該移動通信部の１以上の識別子と該１以上の識別子に各々対応する前記他の請求先との対応表をさらに備え、
前記移動情報端末により、前記通信トークンの購入に際し前記対応表に基づき前記移動

通信部の１以上の識別子の内の一つの識別子が前記ウェブサーバへ送信され、
前記ウェブサーバにより、前記課金サーバへ、前記移動通信部を介して前記情報処理部へ送信された通信トークンの料金と前記移動情報端末により送信された識別子とが送信され、
前記区分課金手段は、前記通信事業者側サーバから送信された所定の期間における前記移動通信部のデータ通信に対する料金から、該所定の期間における前記通信トークン料金送信手段により送信された通信トークンの料金を控除した額を該移動通信部側の請求先に課金し、該通信トークンの料金を前記通信トークン料金送信手段により送信された識別子に対応する前記対応表中の他の請求先に課金することを特徴とするプログラム。
【請求項１４】
請求項８乃至１３のいずれかに記載のプログラムにおいて、前記移動通信部側の請求先は該移動通信部の所有者又は利用者側であり、前記他の請求先は該所有者又は該利用者に対して所定の関係を有する側であることを特徴とするプログラム。
【請求項１５】
請求項８乃至１４のいずれかに記載のプログラムにおいて、前記移動通信部は携帯電話器であり、前記情報処理部はパーソナルコンピュータであり、該携帯電話器と該パーソナルコンピュータとは脱着可能に接続されたことを特徴とするプログラム。
【請求項１６】
請求項８乃至１５のいずれかに記載のプログラムを記録したコンピュータ読取り可能な記録媒体。
【請求項１７】
移動通信機能を有する移動通信部と情報処理機能を有する情報処理部とを備えた移動情報端末の該移動通信部に掛かるデータ通信料金を該移動通信部側の請求先と他の請求先とに区分して課金するデータ通信料金課金方法であって、
前記移動情報端末が、
前記移動通信部を介して移動通信部側ネットワークに接続する移動通信部側ネットワーク接続ステップと、
前記移動通信部側ネットワーク接続ステップで接続された移動通信部側ネットワークに接続されソフトウェアの配信を行う配信サイトが稼動するウェブサーバへ、所定のネットワークの利用権を示す通信トークンの購入に際し該移動通信部の識別子を送信する識別子送信ステップと、
前記ウェブサーバが、
前記ウェブサーバと接続され前記通信トークンを発行する通信トークン発行サーバへ、前記識別子送信ステップで送信された識別子を送信するウェブサーバ側識別子送信ステップと、
前記通信トークン発行サーバが、
前記ウェブサーバ側識別子送信ステップで送信された識別子に基づき通信トークンを生成して前記ウェブサーバへ送信する通信トークン送信ステップと、
前記ウェブサーバが、
前記通信トークン送信ステップで送信された通信トークンを前記移動通信部を介して前記情報処理部へ送信するウェブサーバ側通信トークン送信ステップと、
前記ウェブサーバと接続され前記移動通信部に掛かるデータ通信料金を課金する課金サーバへ、前記ウェブサーバ側通信トークン送信ステップで送信された通信トークンの料金を送信する通信トークン料金送信ステップと、
前記移動情報端末が、
前記移動通信部側ネットワーク接続ステップで接続された移動通信部側ネットワークとの接続を解除する移動通信部側ネットワーク接続解除ステップと、
前記移動通信部の識別子及び前記ウェブサーバ側通信トークン送信ステップで送信された通信トークンを用い、前記移動通信部及び前記所定のネットワークに接続された認証サーバを介して該所定のネットワークの利用を試みるログインステップと、

前記認証サーバが、
前記ログインステップで用いられた識別子及び通信トークンを前記通信トークン発行サーバへ送信する識別子・通信トークン送信ステップと、
前記通信トークン発行サーバが、
前記識別子・通信トークン送信ステップで送信された識別子及び通信トークンに基づき該通信トークンの正当性を認証する通信トークン認証ステップと、
前記認証サーバが、
前記通信トークン認証ステップで通信トークンの正当性が認証された場合、前記移動通信部を介して前記情報処理部へ前記所定のネットワークの利用を認める通知を送信する利用可通知ステップと、
前記移動情報端末が、
前記利用通知ステップで前記認証サーバから前記所定のネットワークの利用を認める通知が送信された場合、該認証サーバを介して前記所定のネットワークの利用を行う所定のネットワーク利用ステップと、
前記課金サーバが、
前記移動通信部が前記移動通信部側ネットワークに接続する際の認証課金を行う通信事業者側サーバから送信された所定の期間における該移動通信部のデータ通信に対する料金から、該所定の期間における前記通信トークン料金送信ステップで送信された通信トークンの料金を控除した額を該移動通信部側の請求先に課金し、該通信トークンの料金を他の請求先に課金する区分課金ステップとを備えたことを特徴とするデータ通信料金課金方法。

【請求項１８】
請求項１７記載のデータ通信料金課金方法において、前記移動通信部が無線ＬＡＮを介して該所定のネットワークの利用を行う場合、
前記通信トークン料金送信ステップで送信された該通信トークンの料金は無線ＬＡＮ回線使用料金を含み、
前記ログインステップは、前記移動通信部の識別子及び前記ウェブサーバ側通信トークン送信ステップで送信された通信トークンを用い前記無線ＬＡＮ基地局及び前記認証サーバを介して前記所定のネットワークの利用を試み、
前記利用可通知ステップは、前記通信トークン認証ステップで通信トークンの正当性が認証された場合、無線ＬＡＮ基地局を介して前記情報端末装置へ前記所定のネットワークの利用を認める通知を送信することを特徴とするデータ通信料金課金方法。

【請求項１９】
請求項１７又は１８記載のデータ通信料金課金方法において、前記所定のネットワークへの接続が認証を要する場合、前記ウェブサーバ側識別子送信ステップに先立ち、前記ウェブサーバが該認証を行うウェブサーバ側認証ステップをさらに備えたことを特徴とするデータ通信料金課金方法。

【請求項２０】
請求項１７乃至１９のいずれかに記載のデータ通信料金課金方法において、
前記通信トークン送信ステップは、前記通信トークン発行サーバが、前記ウェブサーバ側識別子送信ステップで送信された識別子と所定の鍵と所定の乱数とに基づき通信トークンを生成して前記ウェブサーバへ送信し、該所定の乱数は該識別子と関連付けて記録しておき、
前記通信トークン認証ステップは、前記通信トークン発行サーバが、前記識別子・通信トークン送信ステップで送信された識別子及び通信トークンと、前記所定の鍵と、前記通信トークン送信ステップで該識別子と関連付けて記録された所定の乱数とに基づき該通信トークンの正当性を認証することを特徴とするデータ通信料金課金方法。

【請求項２１】
請求項１７乃至２０のいずれかに記載のデータ通信料金課金方法において、前記移動情報端末及び前記課金サーバは該移動通信部の１以上の識別子と該１以上の識別子に各々対

応する前記他の請求先との対応表をさらに備え、
前記識別子送信ステップは、前記通信トークンの購入に際し前記対応表に基づき前記移動通信部の１以上の識別子の内の一つの識別子を前記ウェブサーバへ送信し、
前記通信トークン料金送信ステップは、前記課金サーバへ前記ウェブサーバ側通信トークン送信ステップで送信された通信トークンの料金と前記識別子送信ステップで送信された識別子とを送信し、
前記区分課金ステップは、前記通信事業者側サーバから送信された所定の期間における前記移動通信部のデータ通信に対する料金から、該所定の期間における前記通信トークン料金送信ステップで送信された通信トークンの料金を控除した額を該移動通信部側の請求先に課金し、該通信トークンの料金を前記通信トークン料金送信ステップで送信された識別子に対応する前記対応表中の他の請求先に課金することを特徴とするデータ通信料金課金方法。
【請求項２２】
請求項１７乃至２１のいずれかに記載のデータ通信料金課金方法において、前記移動通信部側の請求先は該移動通信部の所有者又は利用者側であり、前記他の請求先は該所有者又は該利用者に対して所定の関係を有する側であることを特徴とするデータ通信料金課金方法。
【請求項２３】
請求項１７乃至２２のいずれかに記載のデータ通信料金課金方法において、前記移動通信部は携帯電話器であり、前記情報処理部はパーソナルコンピュータであり、該携帯電話器と該パーソナルコンピュータとは脱着可能に接続されたことを特徴とするデータ通信料金課金方法。
【発明の詳細な説明】
【技術分野】
【０００１】
本発明は、移動情報端末装置のデータ通信料金を当該移動情報端末装置側の請求先と他の請求先とに区分して課金するデータ通信料金課金システム等に関する。
【背景技術】
【０００２】
近年、社外で携帯電話器とパーソナルコンピュータ（以下、「ＰＣ」と省略する。）とを用いてモバイル通信を行うことにより、業務を行う必要に迫られているビジネスマン等が増加している。所持している携帯電話器はビジネスマン等の個人契約によるものであることが多く、この場合、モバイル通信によるアクセスで発生したパケット通信料はビジネスマン等へ請求されることになる。ビジネスマン等は当該請求の明細書を用いて会社にパケット通信料を請求することは可能であるが、業務上であるのか個人使用であるのかという、いわゆる公私区分の事務処理は極めて面倒且つ困難である。このため、当該パケット通信料はビジネスマン等の個人負担になってしまうことが多いというのが実情である。
【０００３】
従来、携帯電話器の通話の分野では、公私区分の事務処理を容易にするために、相手の電話番号の前にいわゆる特番と呼ばれる認識番号を入力することにより、会社と個人とで通話料金を区分する公私分計サービスが行われている（非特許文献１参照）。
【０００４】
携帯電話器を用いたデータ通信向けの種々の公私分計サービスも既に行われている。例えば、パケットカウントを行うソフトウェアをＰＣ上に予めインストールしておくことにより、リアルタイムにデータ通信料およびデータ通信料金の概算を表示することもできる（非特許文献２参照）。
【０００５】
予めアクセス先を登録しておくことにより、パケットの宛先が登録されている場合には、個人使用の携帯電話器へのパケット通信料の請求を免除し、会社側へ請求するという仕組みも存在する。あるいは、企業側ネットワークへアクセスする場合を業務利用とし、他

のインターネット上のサーバへアクセスする場合を私的利用として、両者を分けて課金する通信料金分別方法も存在する（特許文献１参照）。

【０００６】

【非特許文献１】日経ＢＰ社、ITpro 、Network“ケータイonBussiness”、［online］、２００４年９月１６日、［平成１９年２月１日検索］、インターネット<URL: http://itpro.nikkeibp.co.jp/free/TIS/keitai/20040915/149943/?ST=keitai&P=2>

【非特許文献２】ＫＤＤＩ、モバイル通信、各種ソフトダウンロード“パケットカウンター”、［online］、［平成１９年２月１日検索］、インターネット<URL: http:// http://www.au.kddi.com/mobile/soft/packet_counter/index.html>

【特許文献１】国際公開第ＷＯ２００４／０７７７６５号

【発明の開示】

【発明が解決しようとする課題】

【０００７】

上述のように、携帯電話器の通話の分野では特番を用いることにより会社と個人とで通話料金を区分する公私分計サービスが行われている。しかし、通話の場合と比較してデータ通信の場合、パケットは同時に複数の箇所にアクセスすることができるため、特番のような認識番号を付加することにより公私分計することは困難であるという問題があった。

上述のように、パケットカウントを行うソフトウェアをＰＣ上に予めインストールしておく公私分計サービスも行われている。しかし、当該分計は概算にすぎない上、ＰＣ上でのパケットカウントはユーザがカウントしたものと同様であるため、当該分計はキャリヤ側からみて信頼度が低く、従って当該分計はキャリヤ側の請求に反映できるものではないという問題があった。上述のように、パケットの宛先が登録されている場合には、個人使用の携帯電話器へのパケット通信料の請求を免除し、会社側へ請求するという仕組みも存在する。しかし、この場合、宛先を登録する必要があるという問題があった。企業側ネットワークへアクセスする場合を業務利用とし、他の一般のインターネット上のサーバへアクセスする場合を私的利用として、両者を分けて課金する通信料金分別方法も存在する。しかし、業務上、インターネット上のサーバへアクセスする場合は私的利用となってしまうため、業務利用として分けて課金することができないという問題があった。

【０００８】

そこで、本発明の目的は、上記問題を解決するためになされたものであり、携帯電話器の通話の分野で行われている特番のような認識番号を用いることなく、パケットカウントを行うソフトウェアをＰＣ上に予めインストールしておくことなく、パケットの宛先の登録の必要もなく、業務上、インターネット上のサーバへアクセスする場合であっても公私分計することができ且つキャリヤ側からみて信頼度が高いデータ通信料金課金システム等を提供することにある。

【課題を解決するための手段】

【０００９】

この発明のデータ通信料金課金システムは、移動通信機能を有する移動通信部と情報処理機能を有する情報処理部とを備えた移動情報端末の該移動通信部に掛かるデータ通信料金を該移動通信部側の請求先と他の請求先とに区分して課金するデータ通信料金課金システムであって、該移動通信部が移動通信部側ネットワークに接続する際の認証課金を行う通信事業者側サーバと、該移動通信部側ネットワークに接続されソフトウェアの配信を行う配信サイトが稼動するウェブサーバと、該ウェブサーバと接続され所定のネットワークの利用権を示す通信トークンを発行する通信トークン発行サーバと、該ウェブサーバと接続され該移動通信部に掛かるデータ通信料金を課金する課金サーバと、該所定のネットワークに接続された認証サーバとを備え、前記移動情報端末は、前記移動通信部を介して移動通信部側ネットワークに接続する移動通信部側ネットワーク接続手段と、前記通信トークンの購入に際し前記移動通信部の識別子を前記ウェブサーバへ送信する識別子送信手段と、前記ウェブサーバ側から前記移動通信部を介して前記通信トークンが送信された後、前記移動通信部側ネットワーク接続手段により接続された移動通信部側ネットワークとの

接続を解除する移動通信部側ネットワーク接続解除手段と、前記移動通信部の識別子及び前記ウェブサーバ側から送信された通信トークンを用い、前記移動通信部及び前記認証サーバを介して前記所定のネットワークの利用を試みるログイン手段と、前記認証サーバから前記所定のネットワークの利用を認める通知が送信された場合、該認証サーバを介して該所定のネットワークの利用を行う所定のネットワーク利用手段とを備え、前記ウェブサーバは、前記識別子送信手段により送信された識別子を前記通信トークン発行サーバへ送信するウェブサーバ側識別子送信手段と、前記通信トークン発行サーバから送信された通信トークンを前記移動通信部を介して前記情報処理部へ送信するウェブサーバ側通信トークン送信手段と、前記課金サーバへ前記ウェブサーバ側通信トークン送信手段により送信された通信トークンの料金を送信する通信トークン料金送信手段とを備え、前記認証サーバは、前記ログイン手段により用いられた識別子及び通信トークンを前記通信トークン発行サーバへ送信する識別子・通信トークン送信手段と、前記通信トークン発行サーバにより前記通信トークンの正当性が認証された場合、前記移動通信部を介して前記情報処理部へ前記所定のネットワークの利用を認める通知を送信する利用可通知手段とを備え、前記通信トークン発行サーバは、前記ウェブサーバ側識別子送信手段により送信された識別子に基づき通信トークンを生成して前記ウェブサーバへ送信する通信トークン送信手段と、前記識別子・通信トークン送信手段により送信された識別子及び通信トークンに基づき該通信トークンの正当性を認証する通信トークン認証手段とを備え、前記課金サーバは、前記通信事業者側サーバから送信された所定の期間における前記移動通信部のデータ通信に対する料金から、該所定の期間における前記通信トークン料金送信手段により送信された通信トークンの料金を控除した額を該移動通信部側の請求先に課金し、該通信トークンの料金を他の請求先に課金する区分課金手段とを備えたことを特徴とする。

【００１０】

ここで、この発明のデータ通信料金課金システムにおいて、前記移動通信部が無線ＬＡＮを介して前記所定のネットワークの利用を行う場合、前記通信トークン料金送信手段により送信された通信トークンの料金は無線ＬＡＮ回線使用料金を含み、前記ログイン手段は、前記移動通信部の識別子及び前記ウェブサーバ側通信トークン送信手段により送信された該通信トークンを用い無線ＬＡＮ基地局及び前記認証サーバを介して所定のネットワークの利用を試み、前記利用可通知手段は、前記通信トークン認証手段により前記通信トークンの正当性が認証された場合、無線ＬＡＮ基地局を介して前記情報処理部へ前記所定のネットワークの利用を認める通知を送信することができる。

【００１１】

ここで、この発明のデータ通信料金課金システムにおいて、前記所定のネットワークへの接続が認証を要する場合、前記ウェブサーバが該認証を行うウェブサーバ側認証手段をさらに備えることができる。

【００１２】

ここで、この発明のデータ通信料金課金システムにおいて、前記通信トークン送信手段は、前記ウェブサーバ側識別子送信手段により送信された識別子と所定の鍵と所定の乱数とに基づき該通信トークンを生成して該ウェブサーバへ送信し、該所定の乱数は該識別子と関連付けて記録しておき、前記通信トークン認証手段は、前記識別子・通信トークン送信手段により送信された識別子及び通信トークンと、前記所定の鍵と、前記通信トークン送信手段により該識別子と関連付けて記録された所定の乱数とに基づき前記通信トークンの正当性を認証することができる。

【００１３】

ここで、この発明のデータ通信料金課金システムにおいて、前記移動情報端末及び前記課金サーバは該移動通信部の１以上の識別子と該１以上の識別子に各々対応する前記他の請求先との対応表をさらに備え、前記識別子送信手段は、前記通信トークンの購入に際し前記対応表に基づき前記移動通信部の１以上の識別子の内の一つの識別子を前記ウェブサーバへ送信し、前記通信トークン料金送信手段は、前記課金サーバへ前記ウェブサーバ側通信トークン送信手段により送信された通信トークンの料金と前記識別子送信手段により

送信された識別子とを送信し、前記区分課金手段は、前記通信事業者側サーバから送信された所定の期間における前記移動通信部のデータ通信に対する料金から、該所定の期間における前記通信トークン料金送信手段により送信された通信トークンの料金を控除した額を該移動通信部側の請求先に課金し、該通信トークンの料金を前記通信トークン料金送信手段により送信された識別子に対応する前記対応表中の他の請求先に課金することができる。

【００１４】

ここで、この発明のデータ通信料金課金システムにおいて、前記移動通信部側の請求先は該移動通信部の所有者又は利用者側であり、前記他の請求先は該所有者又は該利用者に対して所定の関係を有する側であるものとすることができる。

【００１５】

ここで、この発明のデータ通信料金課金システムにおいて、前記移動通信部は携帯電話器であり、前記情報処理部はパーソナルコンピュータであり、該携帯電話器と該パーソナルコンピュータとは脱着可能に接続されたものとすることができる。

【００１６】

この発明のプログラムは、移動通信機能を有する移動通信部と情報処理機能を有する情報処理部とを備えた移動情報端末が実行するプログラムであって、該情報処理部のコンピュータを、前記移動通信部を介して移動通信部側ネットワークに接続する移動通信部側ネットワーク接続手段、前記移動通信部側ネットワークに接続されソフトウェアの配信を行う配信サイトが稼動するウェブサーバへ、所定のネットワークの利用権を示す通信トークンの購入に際し該移動通信部の識別子を送信する識別子送信手段、前記ウェブサーバ側から前記移動通信部を介して前記通信トークンが送信された後、前記移動通信部側ネットワーク接続手段により接続された移動通信部側ネットワークとの接続を解除する移動通信部側ネットワーク接続解除手段、前記移動通信部の識別子及び前記ウェブサーバ側から送信された通信トークンを用い、前記移動通信部及び前記所定のネットワークに接続された認証サーバを介して該所定のネットワークの利用を試みるログイン手段、前記認証サーバから前記所定のネットワークの利用を認める通知が送信された場合、該認証サーバを介して該所定のネットワークの利用を行う所定のネットワーク利用手段として機能させるためのプログラムであり、前記識別子送信手段により前記ウェブサーバへ送信された識別子は、該ウェブサーバにより、該ウェブサーバと接続され通信トークンを発行する通信トークン発行サーバへ送信され、該通信トークン発行サーバにより、送信された該識別子に基づき通信トークンが生成され、該通信トークンは該ウェブサーバへ送信され、該ウェブサーバにより、送信された該通信トークンは前記移動通信部を介して前記情報処理部へ送信され、該ウェブサーバと接続され前記移動通信部に掛かるデータ通信料金を課金する課金サーバへ、該通信トークンの料金が送信されるものであり、前記ログイン手段により用いられた識別子及び通信トークンは、前記認証サーバにより前記通信トークン発行サーバへ送信され、該通信トークン発行サーバにより、送信された識別子及び通信トークンに基づき通信トークンの正当性が認証され、該通信トークンの正当性が認証された場合、該認証サーバにより、前記移動通信部を介して前記情報処理部へ該所定のネットワークの利用を認める通知が送信され、前記課金サーバにより、前記移動通信部が前記移動通信部側ネットワークに接続する際の認証課金を行う通信事業者側サーバから送信された所定の期間における該移動通信部のデータ通信に対する料金から、該所定の期間における前記ウェブサーバにより送信された通信トークンの料金を控除した額が該移動通信部側の請求先に課金され、該通信トークンの料金が他の請求先に課金されることを特徴とするプログラムである。

【００１７】

ここで、この発明のプログラムにおいて、前記移動情報端末が無線ＬＡＮを介して前記所定のネットワークの利用を行う場合、前記ウェブサーバ側から前記課金サーバ側へ送信された通信トークンの料金は無線ＬＡＮ回線使用料金を含み、前記ログイン手段は、前記移動情報端末の識別子及び前記ウェブサーバ側から送信された通信トークンを用い無線ＬＡＮ基地局及び前記認証サーバを介して前記所定のネットワークの利用を試み、前記通信

トークン発行サーバにより前記通信トークンの正当性が認証された場合、前記認証サーバにより、無線ＬＡＮ基地局を介して前記情報処理部へ前記所定のネットワークの利用を認める通知が送信されることができる。

【００１８】

ここで、この発明のプログラムにおいて、前記移動情報端末及び前記課金サーバは該移動通信部の１以上の識別子と該１以上の識別子に各々対応する前記他の請求先との対応表をさらに備え、前記識別子送信手段は、前記通信トークンの購入に際し前記対応表に基づき前記移動通信部の１以上の識別子の内の一つの識別子を前記ウェブサーバへ送信し、前記ウェブサーバにより、前記課金サーバへ、前記移動通信部を介して前記情報処理部へ送信された通信トークンの料金と前記識別子送信手段により送信された識別子とが送信され、前記課金サーバにより、前記通信事業者側サーバから送信された所定の期間における前記移動通信部のデータ通信に対する料金から、該所定の期間における前記ウェブサーバにより送信された通信トークンの料金を控除した額を該移動通信部側の請求先に課金し、該通信トークンの料金を前記ウェブサーバにより送信された識別子に対応する前記対応表中の他の請求先に課金することができる。

【００１９】

この発明のプログラムは、移動通信機能を有する移動通信部と情報処理機能を有する情報処理部とを備えた移動情報端末の該移動通信部に掛かるデータ通信料金を課金する課金サーバが該移動通信部に掛かるデータ通信料金を該移動通信部側の請求先と他の請求先とに区分して課金するためのプログラムであって、課金サーバのコンピュータを、前記移動通信部が移動通信部側ネットワークに接続する際の認証課金を行う通信事業者側サーバから送信された所定の期間における該移動通信部のデータ通信に対する料金から、該移動通信部側ネットワークに接続されソフトウェアの配信を行う配信サイトが稼動するウェブサーバから前記課金サーバへ送信された該所定の期間における所定のネットワークの利用権を示す通信トークンの料金を控除した額を該移動通信部側の請求先に課金し、該通信トークンの料金を他の請求先に課金する区分課金手段として機能させるためのプログラムであり、前記移動情報端末により、該移動通信部を介して前記移動通信部側ネットワークに接続し、通信トークンの購入に際し該移動通信部の識別子が前記ウェブサーバへ送信され、該ウェブサーバにより、送信された該識別子が該ウェブサーバと接続され通信トークンを発行する通信トークン発行サーバへ送信され、該通信トークン発行サーバにより、送信された該識別子に基づき通信トークンが生成され、該通信トークンは該ウェブサーバへ送信され、該ウェブサーバにより、送信された該通信トークンが該移動通信部を介して該情報処理部へ送信され、前記課金サーバへ該通信トークンの料金が送信されるものであり、前記移動情報端末により、従前に接続された前記移動通信部側ネットワークとの接続が解除され、前記移動通信部の識別子及び前記ウェブサーバから送信された前記通信トークンを用い、該移動通信部及び前記所定のネットワークに接続された認証サーバを介して該所定のネットワークの利用が試みられ、該認証サーバにより、移動情報端末により用いられた該識別子及び該通信トークンが前記通信トークン発行サーバへ送信され、該通信トークン発行サーバにより、送信された該識別子及び該通信トークンに基づき該通信トークンの正当性が認証された場合、該移動通信部を介して該情報処理部へ該所定のネットワークの利用を認める通知が送信され、該移動情報端末により、該認証サーバを介して該所定のネットワークの利用が行なわれることを特徴とするプログラムである。

【００２０】

ここで、この発明のプログラムにおいて、前記移動通信部が無線ＬＡＮを介して前記所定のネットワークの利用を行う場合、前記ウェブサーバから前記課金サーバへ送信された通信トークンの料金は無線ＬＡＮ回線使用料金を含み、前記移動情報端末により、前記移動通信部の識別子及び前記ウェブサーバ側から該移動通信部を介して該情報処理部へ送信された前記通信トークンを用い無線ＬＡＮ基地局及び前記認証サーバを介して所定のネットワークの利用が試みられ、前記通信トークン発行サーバにより前記通信トークンの正当性が認証された場合、前記認証サーバにより、無線ＬＡＮ基地局を介して前記情報処理部

へ前記所定のネットワークの利用を認める通知が送信されることができる。

【００２１】

ここで、この発明のプログラムにおいて、前記移動情報端末及び前記課金サーバは該移動通信部の１以上の識別子と該１以上の識別子に各々対応する前記他の請求先との対応表をさらに備え、前記移動情報端末により、前記通信トークンの購入に際し前記対応表に基づき前記移動通信部の１以上の識別子の内の一つの識別子が前記ウェブサーバへ送信され、前記ウェブサーバにより、前記課金サーバへ、前記移動通信部を介して前記情報処理部へ送信された通信トークンの料金と前記移動情報端末により送信された識別子とが送信され、前記区分課金手段は、前記通信事業者側サーバから送信された所定の期間における前記移動通信部のデータ通信に対する料金から、該所定の期間における前記通信トークン料金送信手段により送信された通信トークンの料金を控除した額を該移動通信部側の請求先に課金し、該通信トークンの料金を前記通信トークン料金送信手段により送信された識別子に対応する前記対応表中の他の請求先に課金することができる。

【００２２】

ここで、この発明のプログラムにおいて、前記移動通信部側の請求先は該移動通信部の所有者又は利用者側であり、前記他の請求先は該所有者又は該利用者に対して所定の関係を有する側であるものとすることができる。

【００２３】

ここで、この発明のプログラムにおいて、前記移動通信部は携帯電話器であり、前記情報処理部はパーソナルコンピュータであり、該携帯電話器と該パーソナルコンピュータとは脱着可能に接続されたものとすることができる。

【００２４】

この発明の記録媒体は、本発明のいずれかのプログラムを記録したコンピュータ読取り可能な記録媒体である。

【００２５】

この発明のデータ通信料金課金方法は、移動通信機能を有する移動通信部と情報処理機能を有する情報処理部とを備えた移動情報端末の該移動通信部に掛かるデータ通信料金を該移動通信部側の請求先と他の請求先とに区分して課金するデータ通信料金課金方法であって、前記移動情報端末が、前記移動通信部を介して移動通信部側ネットワークに接続する移動通信部側ネットワーク接続ステップと、前記移動通信部側ネットワーク接続ステップで接続された移動通信部側ネットワークに接続されソフトウェアの配信を行う配信サイトが稼動するウェブサーバへ、所定のネットワークの利用権を示す通信トークンの購入に際し該移動通信部の識別子を送信する識別子送信ステップと、前記ウェブサーバが、前記ウェブサーバと接続され前記通信トークンを発行する通信トークン発行サーバへ、前記識別子送信ステップで送信された識別子を送信するウェブサーバ側識別子送信ステップと、前記記通信トークン発行サーバが、前記ウェブサーバ側識別子送信ステップで送信された識別子に基づき通信トークンを生成して前記ウェブサーバへ送信する通信トークン送信ステップと、前記ウェブサーバが、前記通信トークン送信ステップで送信された通信トークンを前記移動通信部を介して前記情報処理部へ送信するウェブサーバ側通信トークン送信ステップと、前記ウェブサーバと接続され前記移動通信部に掛かるデータ通信料金を課金する課金サーバへ、前記ウェブサーバ側通信トークン送信ステップで送信された通信トークンの料金を送信する通信トークン料金送信ステップと、前記移動情報端末が、前記移動通信部側ネットワーク接続ステップで接続された移動通信部側ネットワークとの接続を解除する移動通信部側ネットワーク接続解除ステップと、前記移動通信部の識別子及び前記ウェブサーバ側通信トークン送信ステップで送信された通信トークンを用い、前記移動通信部及び前記所定のネットワークに接続された認証サーバを介して該所定のネットワークの利用を試みるログインステップと、前記認証サーバが、前記ログインステップで用いられた識別子及び通信トークンを前記通信トークン発行サーバへ送信する識別子・通信トークン送信ステップと、前記通信トークン発行サーバが、前記識別子・通信トークン送信ステップで送信された識別子及び通信トークンに基づき該通信トークンの正当性を認証する

通信トークン認証ステップと、前記認証サーバが、前記通信トークン認証ステップで通信トークンの正当性が認証された場合、前記移動通信部を介して前記情報処理部へ前記所定のネットワークの利用を認める通知を送信する利用可通知ステップと、前記移動情報端末が、前記利用通知ステップで前記認証サーバから前記所定のネットワークの利用を認める通知が送信された場合、該認証サーバを介して前記所定のネットワークの利用を行う所定のネットワーク利用ステップと、前記課金サーバが、前記移動通信部が前記移動通信部側ネットワークに接続する際の認証課金を行う通信事業者側サーバから送信された所定の期間における該移動通信部のデータ通信に対する料金から、該所定の期間における前記通信トークン料金送信ステップで送信された通信トークンの料金を控除した額を該移動通信部側の請求先に課金し、該通信トークンの料金を他の請求先に課金する区分課金ステップとを備えたことを特徴とする。

【００２６】

ここで、この発明のデータ通信料金課金方法において、前記移動通信部が無線ＬＡＮを介して該所定のネットワークの利用を行う場合、前記通信トークン料金送信ステップで送信された該通信トークンの料金は無線ＬＡＮ回線使用料金を含み、前記ログインステップは、前記移動通信部の識別子及び前記ウェブサーバ側通信トークン送信ステップで送信された通信トークンを用い前記無線ＬＡＮ基地局及び前記認証サーバを介して前記所定のネットワークの利用を試み、前記利用可通知ステップは、前記通信トークン認証ステップで通信トークンの正当性が認証された場合、無線ＬＡＮ基地局を介して前記情報端末装置へ前記所定のネットワークの利用を認める通知を送信することができる。

【００２７】

ここで、この発明のデータ通信料金課金方法において、前記所定のネットワークへの接続が認証を要する場合、前記ウェブサーバ側識別子送信ステップに先立ち、前記ウェブサーバが該認証を行うウェブサーバ側認証ステップをさらに備えることができる。

【００２８】

ここで、この発明のデータ通信料金課金方法において、前記通信トークン送信ステップは、前記通信トークン発行サーバが、前記ウェブサーバ側識別子送信ステップで送信された識別子と所定の鍵と所定の乱数とに基づき通信トークンを生成して前記ウェブサーバへ送信し、該所定の乱数は該識別子と関連付けて記録しておき、前記通信トークン認証ステップは、前記通信トークン発行サーバが、前記識別子・通信トークン送信ステップで送信された識別子及び通信トークンと、前記所定の鍵と、前記通信トークン送信ステップで該識別子と関連付けて記録された所定の乱数とに基づき該通信トークンの正当性を認証することができる。

【００２９】

ここで、この発明のデータ通信料金課金方法において、前記移動情報端末及び前記課金サーバは該移動通信部の１以上の識別子と該１以上の識別子に各々対応する前記他の請求先との対応表をさらに備え、前記識別子送信ステップは、前記通信トークンの購入に際し前記対応表に基づき前記移動通信部の１以上の識別子の内の一つの識別子を前記ウェブサーバへ送信し、前記通信トークン料金送信ステップは、前記課金サーバへ前記ウェブサーバ側通信トークン送信ステップで送信された通信トークンの料金と前記識別子送信ステップで送信された識別子とを送信し、前記区分課金ステップは、前記通信事業者側サーバから送信された所定の期間における前記移動通信部のデータ通信に対する料金から、該所定の期間における前記通信トークン料金送信ステップで送信された通信トークンの料金を控除した額を該移動通信部側の請求先に課金し、該通信トークンの料金を前記通信トークン料金送信ステップで送信された識別子に対応する前記対応表中の他の請求先に課金することができる。

【００３０】

ここで、この発明のデータ通信料金課金方法において、前記移動通信部側の請求先は該移動通信部の所有者又は利用者側であり、前記他の請求先は該所有者又は該利用者に対して所定の関係を有する側であるものとすることができる。

【００３１】
ここで、この発明のデータ通信料金課金方法において、前記移動通信部は携帯電話器であり、前記情報処理部はパーソナルコンピュータであり、該携帯電話器と該パーソナルコンピュータとは脱着可能に接続されたものとすることができる。
【発明の効果】
【００３２】
本発明のデータ通信料金課金システム等によれば、所定のネットワーク用の通信トークンを携帯電話コンテンツ用ネットワークに接続された配信サイトが稼動するウェブサーバ経由で購入するに際し、好適には携帯電話器およびＰＣから構成される移動情報端末のＰＣから携帯電話器を介して携帯電話器の識別子ＩＤをウェブサーバへ送信する。送信された識別子ＩＤはウェブサーバにより通信トークン発行サーバへ送信される。通信トークン発行サーバは送信された携帯電話器の識別子ＩＤに基づき通信トークンを生成し、この生成された通信トークンをウェブサーバへ送信する。生成した通信トークンは携帯電話器の識別子ＩＤと紐付けされた状態で記録しておく。送信された通信トークンはウェブサーバにより携帯電話器を介してＰＣへ送信される。その後、携帯電話コンテンツ用ネットワークとの接続を一旦解除した後、改めて携帯電話器の識別子ＩＤおよび上記通信トークンを用い、ＰＣ側から携帯電話器および認証サーバを介して所定のネットワークの利用を試みる。認証サーバは携帯電話器の識別子ＩＤおよび通信トークンを通信トークン発行サーバへ送信する。通信トークン発行サーバは送信された識別子ＩＤおよび通信トークンに基づき当該通信トークンの正当性を認証する。従前に、生成された通信トークンＴ（従前）は携帯電話器の識別子ＩＤ（従前）と紐付けされた状態で記録されているため、送信された識別子ＩＤおよび通信トークンと、記録されている識別子ＩＤ（従前）および通信トークン（従前）とが一致する場合、従前に携帯電話コンテンツ用ネットワークを介して通信トークン（従前）を購入する際に用いられた携帯電話器と、現在所定のネットワークの利用を試みようとしている際に用いられている携帯電話器とが同一であると認証することができる。認証結果はウェブサーバ側へ通知される。以上のように、上記通信トークン購入時における認証（コンテンツ認証）と購入後における認証（通信認証）とを対応させることができる。この結果、携帯電話コンテンツ用ネットワークから所定のネットワークへの通信の切替を行った場合であってもユーザ（携帯電話器）の対応が付けられる。このため、課金サーバは通信事業者側サーバから送信された所定の期間（例えば、1ヶ月間）におけるユーザ所有の携帯電話器のデータ通信に対する料金から、当該所定の期間におけるウェブサーバにより送信された通信トークンの料金を控除した額を携帯電話器側の請求先（携帯電話器の所有者または利用者であるユーザ）に課金し、当該通信トークンの料金を他の請求先（上記ユーザに対して所定の関係を有する側）に課金することができる。従って、ユーザが業務上、インターネット（所定のネットワークの一例）上のサーバへアクセスする場合であっても、上述した通信トークンを用いることにより容易に公私分計することができる。さらに、本発明のデータ通信料金課金システムはキャリヤ側の設備だけで実現することができるため、キャリヤ側からみて極めて信頼度の高いシステムである。この結果、携帯電話器の通話の分野で行われている特番のような認識番号を用いることなく、パケットカウントを行うソフトウェアをＰＣ上に予めインストールしておくことなく、パケットの宛先の登録の必要もなく、業務上、インターネット上のサーバへアクセスする場合であっても公私分計することができ且つキャリヤ側からみて信頼度が高いデータ通信料金課金システム等を提供することができるという効果がある。
【発明を実施するための最良の形態】
【００３３】
以下、各実施例について図面を参照して詳細に説明する。
【実施例１】
【００３４】
図１は、本発明の実施例１におけるデータ通信料金課金システム１を示す。図１において、符号９０は移動通信機能を有する移動通信部１０と情報処理機能を有する情報処理部

２０とを備えた移動情報端末である。移動情報端末９０は移動通信部１０と情報処理部２０とを備えた１台の装置として構成することができる。あるいは移動情報端末９０は、好適には移動通信部１０を携帯電話器１０とし、好適には情報処理部２０をパーソナルコンピュータＰＣ２０とし、携帯電話器１０とＰＣ２０とを脱着可能に接続した構成とすることもできる。以下では、移動情報端末９０は携帯電話器１０とＰＣ２０とが脱着可能に接続した構成であるものとする。携帯電話器１０のユーザは携帯電話器１０の所有者または利用者と想定する。携帯電話器１０とＰＣ２０との間の接続は脱着可能な接続方式、例えばＵＳＢ（Universal Serial Bus）ケーブル１１を用いることが好適である。しかし、ＵＳＢ等の接続方式に限定されるものではなく、無線等であってもよいことは勿論である。なお本明細書において、「携帯電話器」は携帯電話装置または携帯電話機と呼んでもよい。続いて、符号１３は移動体通信網、１４は移動体通信網１３に接続された通信事業者側サーバ、１２は移動体通信網１３に接続された基地局であり、携帯電話器１０は基地局１２のエリア内に在圏しているものと想定する。符号１５は通信事業者側サーバ１４と接続された携帯電話コンテンツ用ネットワーク（移動通信部側ネットワーク）、３０は携帯電話コンテンツ用ネットワーク１５に接続されソフトウェアの配信を行う配信サイトが稼動するウェブ（Ｗｅｂ）サーバである。通信事業者側サーバ１４は携帯電話器１０が携帯電話コンテンツ用ネットワーク１５に接続する際の認証課金を行う。続いて、符号４０はウェブサーバ３０と接続され所定のネットワーク１６の利用権を示す通信トークン（ワンタイム通信トークン）を発行する通信トークン発行サーバ、６０はウェブサーバ３０と接続され移動情報端末９０の携帯電話器１０に掛かるデータ通信料金を課金する課金サーバ、５０は所定のネットワーク１６に接続された認証サーバである。所定のネットワークとしては、携帯電話器１０のユーザが業務上使用する企業内ネットワーク、インターネット等が好適である。認証サーバ５０は通信トークン発行サーバ４０と接続されている。図１に示されるように、携帯電話器１０は移動体通信網１３および携帯電話コンテンツ用ネットワーク１５を介してウェブサーバ３０と接続されている。ウェブサーバ３０と通信トークン発行サーバ４０との間の接続、ウェブサーバ３０と課金サーバ６０との間の接続、通信事業者側サーバ１４と課金サーバ６０との間の接続、認証サーバ５０と通信トークン発行サーバ４０との間の各接続はＶＰＮ（Virtual Private Network）等の専用通信網によることが好適である。上述のように、移動通信部の例として携帯電話器１０を用いて説明するが、移動通信部１０は携帯電話器１０に限定されるものではなく、ＰＨＳ（Personal Handyphone System）等であってもよい。同様に、情報処理部２０の例としてＰＣ２０を用いて説明するが、ＰＣ２０に限定されるものではなく、ＰＤＡ（Personal Digital Assistant）等、携帯電話器１０と接続可能な情報処理装置であれば他の装置であってもよい。

【００３５】

図１において、符号２１はＰＣ２０が備える機能を示す機能ブロックである。機能ブロック２１において、符号２２は携帯電話器１０を介して携帯電話コンテンツ用ネットワーク１５に接続するネットワーク接続部（移動通信部側ネットワーク接続手段）、２３は、例えば携帯電話器１０のユーザが業務上必要とする所定のネットワーク１６用の通信トークンを自己が所有する携帯電話器１０を用いて上記配信サイト経由で購入するに際し、携帯電話器１０の識別子（例えば携帯電話器１０の電話番号等）をウェブサーバ３０へ送信する識別子送信部（識別子送信手段）、２４はウェブサーバ３０側から携帯電話器１０を介して通信トークンが携帯コンテンツとみなされて送信された後、ネットワーク接続部２２により接続された携帯電話コンテンツ用ネットワーク１５との接続を解除するネットワーク接続解除部（移動通信部側ネットワーク接続解除手段）、２５は携帯電話器１０の識別子およびウェブサーバ３０側から送信された通信トークンを用い、携帯電話器１０および認証サーバ５０を介して所定のネットワーク１６の利用を試みるログイン部（ログイン手段）、２６は認証サーバ５０から所定のネットワーク１６の利用を認める通知が送信された場合、認証サーバ５０を介して所定のネットワーク１６の利用を行う所定のネットワーク利用部（所定のネットワーク利用手段）である。以上のＰＣ２０が備える機能は、ＰＣ２０に配置されＰＣ２０のコンピュータに上述の各機能を実行させるための通信認証接

続ソフトウェアとして実現することができる。識別子送信部２３がウェブサーバ３０へ送信する識別子は、携帯電話器１０の識別子に限定されるものではなく、ＰＣ２０の識別子（例えばＰＣ２０の製造番号等）であってもよい。あるいは、携帯電話器１０およびＰＣ２０から構成される移動情報端末９０の識別子とすることもできる。

【００３６】

図１において、符号３１はウェブサーバ３０が備える機能を示す機能ブロックである。機能ブロック３１において、符号３２は識別子送信部２３により送信された識別子を通信トークン発行サーバ４０へ送信するウェブサーバ側識別子送信部（ウェブサーバ側識別子送信手段）、３４は通信トークン発行サーバ４０から送信された通信トークンを携帯電話器１０を介してＰＣ２０へ送信するウェブサーバ側通信トークン送信部（ウェブサーバ側通信トークン送信手段）、３６は課金サーバ６０へウェブサーバ側通信トークン送信部３４により送信された通信トークンの料金を送信する通信トークン料金送信部（通信トークン料金送信手段）である。携帯電話器１０のユーザが通信トークンを購入する時点では、通常、通信トークンの料金は予め定まっているが、未確定であってもよい。後述するように、課金サーバ６０が通信料金の公私分計を行うため、携帯電話器１０のユーザは業務上使用する通信トークンの料金を考慮する必要はない。

【００３７】

図１において、符号５１は認証サーバ５０が備える機能を示す機能ブロックである。機能ブロック５１において、符号５２はログイン部２５により用いられた携帯電話器１０の識別子および通信トークンを通信トークン発行サーバ４０へ送信する識別子・通信トークン送信部（識別子・通信トークン送信手段）、５４は通信トークン発行サーバ４０により上記通信トークンの正当性が認証された場合、携帯電話器１０を介してＰＣ２０へ所定のネットワーク１６の利用を認める通知を送信する利用可通知部（利用可通知手段）である。

【００３８】

図１において、符号４１は通信トークン発行サーバ４０が備える機能を示す機能ブロックである。機能ブロック４１において、符号４２はウェブサーバ側識別子送信部３２により送信された携帯電話器１０の識別子に基づき上記通信トークンを生成し、この生成された通信トークンをウェブサーバ３０へ送信する通信トークン送信部（通信トークン送信手段）、４４は識別子・通信トークン送信部５２により送信された識別子および通信トークンに基づき当該通信トークンの正当性を認証する通信トークン認証部（通信トークン認証手段）である。通信トークン送信部４２は、生成した通信トークンを携帯電話器１０の識別子と紐付けされた状態で記録しておく。通信トークン認証部４４の認証結果は認証サーバ５０側へ通知される。

【００３９】

図１において、符号６１は課金サーバ６０が備える機能を示す機能ブロックである。機能ブロック６１において、符号６２は、通信事業者側サーバ１４から送信された所定の期間（例えば、1ヶ月間）における携帯電話器１０のデータ通信に対する料金から、当該所定の期間における通信トークン料金送信部３６により送信された通信トークンの料金を控除した額を携帯電話器１０側の請求先（携帯電話器１０の所有者または利用者であるユーザ等）に課金し、当該通信トークンの料金を他の請求先（携帯電話器１０の所有者または利用者であるユーザに対して所定の関係を有する側等）に課金する区分課金部（区分課金手段）である。以上により、携帯電話器１０のユーザが業務上必要とする所定のネットワーク１６用の通信トークンを自己が所有する携帯電話器１０を用いて上記配信サイト経由で購入した場合、業務上用いた通信トークンの料金は上記他の請求先に課金されることになる。この結果、携帯電話器１０のユーザが私用で用いたデータ通信料金と業務上用いたデータ通信料金(通信トークンの料金)とが公私分計されることになる。所定の関係を有する側としては、例えばユーザが会社員である場合、当該会社員の雇用者、即ち会社であるものとすることができる。当該会社員が自社のネットワーク（所定のネットワーク１６）にログインする場合、業務上用いた当該自社のネットワークに関する通信トークンの料金

は会社側に課金されることになり、公私分計されることになる。あるいは、所定の関係を有する側としては、例えばユーザがコンシューマー向けの会員制情報提供サービスの会員である場合、当該コンシューマー向けの会員制情報提供サービスの提供者であるものとすることもできる。当該会員が当該会員制情報提供サービスのネットワーク（所定のネットワーク１６）にログインする場合、利用した当該会員制情報提供サービスのネットワークに関する通信トークンの料金は、当該会員制情報提供サービスの提供者側に課金されることになり、一種の分計が行なわれることになる。

【００４０】

図２は、データ通信料金課金システム１の構成要素であるＰＣ２０、ウェブサーバ３０、通信トークン発行サーバ４０、認証サーバ５０、課金サーバ６０で実行される各プログラムの流れまたはデータ通信料金課金方法をフローチャートで示す。図２において、左側からＰＣ２０で実行されるプログラム等のフローチャート、ウェブサーバ３０で実行されるプログラム等のフローチャート、通信トークン発行サーバ４０で実行されるプログラム等のフローチャート、認証サーバ５０で実行されるプログラム等のフローチャート、課金サーバ６０で実行されるプログラム等のフローチャートであり、各構成要素間の通信は点線で示す。

【００４１】

図２に示されるように、まず、ＰＣ２０が、携帯電話器１０を介して携帯電話コンテンツ用ネットワーク１５に接続する（移動通信部側ネットワーク接続ステップ。ステップＳ２２）。移動通信部側ネットワーク接続ステップ（ステップＳ２２）で接続された携帯電話コンテンツ用ネットワーク１５に接続されソフトウェアの配信を行う配信サイトが稼動するウェブサーバ３０へ、所定のネットワーク１６の利用権を示す通信トークンの購入を行うために、携帯電話器１０の識別子ＩＤを送信する（識別子送信ステップ。ステップＳ２３）。

【００４２】

次に、ウェブサーバ３０が、ウェブサーバ３０と接続され通信トークンを発行する通信トークン発行サーバ４０へ、識別子送信ステップ（ステップＳ２３）で送信された識別子ＩＤを送信する（ウェブサーバ側識別子送信ステップ。ステップＳ３２）。

【００４３】

続いて、通信トークン発行サーバ４０が、ウェブサーバ側識別子送信ステップ（ステップＳ３２）で送信された識別子ＩＤに基づき通信トークンＴを生成してウェブサーバ３０へ送信する（通信トークン送信ステップ。ステップＳ４２）。通信トークン発行サーバ４０は生成した通信トークンＴを携帯電話器１０の識別子ＩＤと紐付けした状態で記録しておく。

【００４４】

ウェブサーバ３０が、通信トークン送信ステップ（ステップＳ４２）で送信された通信トークンＴを携帯電話器１０を介してＰＣ２０へ送信する（ウェブサーバ側通信トークン送信ステップ。ステップＳ３４）。ウェブサーバ３０と接続され携帯電話器１０のデータ通信料金を課金する課金サーバ６０へ、ウェブサーバ側通信トークン送信ステップ（ステップＳ３４）で送信された通信トークンＴの料金Ｂを送信する（通信トークン料金送信ステップ。ステップＳ３６）。

【００４５】

ＰＣ２０が、移動通信部側ネットワーク接続ステップ（ステップＳ２２）で接続された携帯電話コンテンツ用ネットワーク１５との接続を解除する（移動通信部側ネットワーク接続解除ステップ。ステップＳ２４）。携帯電話器１０の識別子ＩＤおよびウェブサーバ側通信トークン送信ステップ（ステップＳ３４）で送信された通信トークンＴを用い、携帯電話器１０および所定のネットワーク１６に接続された認証サーバ５０を介して所定のネットワーク１６の利用を試みる（ログインステップ。ステップＳ２５）。

【００４６】

認証サーバ５０が、ログインステップ（ステップＳ２５）で用いられた識別子ＩＤおよ

び通信トークンＴを通信トークン発行サーバ４０へ送信する（識別子・通信トークン送信ステップ。ステップＳ５２）。

【００４７】

通信トークン発行サーバ４０が、識別子・通信トークン送信ステップ（ステップＳ５２）で送信された識別子ＩＤおよび通信トークンＴに基づき通信トークンＴの正当性を認証する（通信トークン認証ステップ。ステップＳ４４）。上述のように、通信トークンＴ（従前）は携帯電話器１０の識別子ＩＤ（従前）と紐付けされた状態で記録されているため、識別子・通信トークン送信ステップ（ステップＳ５２）で送信された識別子ＩＤおよび通信トークンＴと、記録されている識別子ＩＤ（従前）および通信トークンＴ（従前）とが一致する場合、通信トークン発行サーバ４０は従前に携帯電話コンテンツ用ネットワーク１５を介して通信トークンＴを購入する際に用いられた携帯電話器１０と、現在所定のネットワーク１６の利用を試みようとしている際に用いられている携帯電話器１０とが同一であると認証することができる。通信トークン認証ステップ（ステップＳ４４）において、上記認証結果Ｎは認証サーバ５０側へ通知される。

【００４８】

認証サーバ５０は、通信トークン認証ステップ（ステップＳ４４）で通信トークンＴの正当性が認証された場合、すなわち通知された認証結果Ｎが正当性を認証したことを示す場合、携帯電話器１０を介してＰＣ２０へ所定のネットワーク１６の利用を認める通知Ｍを送信する（利用可通知ステップ。ステップＳ５４）。

【００４９】

ＰＣ２０は、認証サーバ５０から所定のネットワーク１６の利用を認める通知Ｍが送信された場合、認証サーバ５０を介して所定のネットワーク１６の利用を行う（所定のネットワーク利用ステップ。ステップＳ２６）。

【００５０】

課金サーバ６０は、携帯電話器１０が携帯電話コンテンツ用ネットワーク１５に接続する際の認証課金を行う通信事業者側サーバ１４から送信された所定の期間における携帯電話器１０のデータ通信に対する料金から、当該所定の期間における通信トークン料金送信ステップ（ステップＳ３６）で送信された通信トークンＴの料金Ｂを控除した額を携帯電話器１０側の請求先に課金し、通信トークンＴの料金Ｙを他の請求先に課金する（区分課金ステップ。ステップＳ６２）。

【００５１】

以上より、本発明の実施例１によれば、識別子送信部２３は所定のネットワーク１６用の通信トークンＴを配信サイト経由で購入するに際し、携帯電話器１０の識別子ＩＤをウェブサーバ３０へ送信する。識別子送信部２３により送信された識別子ＩＤはウェブサーバ側識別子送信部３２により通信トークン発行サーバ４０へ送信される。通信トークン送信部４２はウェブサーバ側識別子送信部３２により送信された携帯電話器１０の識別子ＩＤに基づき通信トークンＴを生成し、この生成された通信トークンＴをウェブサーバ３０へ送信する。通信トークン送信部４２は生成した通信トークンＴを携帯電話器１０の識別子ＩＤと紐付けした状態で記録しておく。送信された通信トークンＴはウェブサーバ側通信トークン送信部３４により携帯電話器１０を介してＰＣ２０へ送信される。その後、ネットワーク接続解除部２４がネットワーク接続部２２により接続された携帯電話コンテンツ用ネットワーク１５との接続を解除する。携帯電話器１０とＰＣ２０との間は接続状態のままでよい。一旦携帯電話コンテンツ用ネットワーク１５との接続が解除された後、改めてログイン部２５が携帯電話器１０の識別子ＩＤおよび上記通信トークンＴを用い、携帯電話器１０および認証サーバ５０を介して所定のネットワーク１６の利用を試みる。識別子・通信トークン送信部５２はログイン部２５により用いられた携帯電話器１０の識別子ＩＤおよび通信トークンＴを通信トークン発行サーバ４０へ送信する。通信トークン認証部４４は識別子・通信トークン送信部５２により送信された識別子ＩＤおよび通信トークンＴに基づき当該通信トークンＴの正当性を認証する。従前に通信トークン送信部４２により生成された通信トークンＴ（従前）は携帯電話器１０の識別子ＩＤ（従前）と紐付

けされた状態で記録されているため、識別子・通信トークン送信部５２により送信された識別子ＩＤおよび通信トークンＴと、記録されている識別子ＩＤ（従前）および通信トークンＴ（従前）とが一致する場合、通信トークン認証部４４は、従前に携帯電話コンテンツ用ネットワーク１５を介して通信トークンＴ（従前）を購入する際に用いられた携帯電話器１０と、現在所定のネットワーク１６の利用を試みようとしている際に用いられている携帯電話器１０とが同一であると認証することができる。通信トークン認証部４４の認証結果Ｎは認証サーバ５０側へ通知される。

【００５２】

以上のように、上記通信トークンＴ購入時における認証（コンテンツ認証）と購入後における認証（通信認証）とを対応させることができる。この結果、携帯電話コンテンツ用ネットワーク１５から所定のネットワーク１６への通信の切替を行った場合であってもユーザ（携帯電話器１０のユーザ）の対応が付けられる。このため、区分課金部６２は通信事業者側サーバ１４から送信された所定の期間（例えば、1ヶ月間）におけるユーザ所有の携帯電話器１０のデータ通信に対する料金（＝Ａ）から、当該所定の期間における通信トークン料金送信部３６により送信された通信トークンＴの料金（＝Ｂ）を控除した額（＝Ａ－Ｂ）を携帯電話器１０側の請求先（携帯電話器１０の所有者または利用者であるユーザ）に課金し、当該通信トークンＴの料金（＝Ｂ）を他の請求先（上記ユーザに対して所定の関係を有する側、例えば雇用者側）に課金することができる。従って、ユーザが業務上、インターネット（所定のネットワーク１６の一例）上のサーバへアクセスする場合であっても、上述した通信トークンＴを用いることにより即時に公私分計することができる。さらに、本発明のデータ通信料金課金システム１はキャリヤ側の設備だけで実現することができるため、キャリヤ側からみて極めて信頼度の高いシステムである。この結果、携帯電話器１０の通話の分野で行われている特番のような認識番号を用いることなく、パケットカウントを行うソフトウェアをＰＣ２０上に予めインストールしておくことなく、パケットの宛先の登録の必要もなく、業務上、インターネット１６上のサーバへアクセスする場合であっても公私分計することができ且つキャリヤ側からみて信頼度が高いデータ通信料金課金システム等を提供することができる。

【実施例２】

【００５３】

実施例２では、携帯電話器１０が無線ＬＡＮを介して所定のネットワーク１６の利用を行う場合について説明する。

【００５４】

図３は、本発明の実施例２におけるデータ通信料金課金システム２を示す。図２で図１と同じ符号を付した箇所は同じ要素を示すため説明は省略する。図２に示されるデータ通信料金課金システム２が図１に示されるデータ通信料金課金システム１と異なる点は、ＰＣ２０が無線ＬＡＮ１７を介して所定のネットワーク１６の利用を行う場合のために、無線ＬＡＮ１７および無線ＬＡＮ１７に接続された無線ＬＡＮ基地局１８が追加された点と、当該追加に伴い、ＰＣ２０のログイン部２５の機能および認証サーバ５０の利用可通知部５４の機能が一部変更された点とである（各々、ログイン部２５’、利用可通知部５４’と示す）。

【００５５】

データ通信料金課金システム２では、通信トークン料金送信部３６により送信された通信トークンＴ’の料金Ｂ’には、実施例１で説明した所定のネットワーク１６の利用料に加えて無線ＬＡＮ１７の回線使用料金が含まれている。この無線ＬＡＮ１７の回線使用料金は、例えば無線ＬＡＮ基地局１８があるホットスポットの臨時課金である。ログイン部２５’は、携帯電話器１０の識別子ＩＤおよびウェブサーバ側通信トークン送信部３４により送信された通信トークンＴ’を用いて、無線ＬＡＮ基地局１８および認証サーバ５０を介して所定のネットワーク１６の利用を試みる。利用可通知部５４’は、通信トークン認証部４４により通信トークンＴ’の正当性が認証された場合、無線ＬＡＮ基地局１８を介してＰＣ２０へ所定のネットワーク１６の利用を認める通知Ｍ’を送信する。他の処理

は実施例１と同様であるため説明は省略する。

【００５６】

実施例２のデータ通信料金課金方法は、上述した実施例１のデータ通信料金課金方法において、通信トークン料金送信ステップ（ステップＳ３６）で送信された通信トークンＴ’の料金Ｂ’が無線ＬＡＮ１７の回線使用料金を含み、ログインステップ（ステップＳ２５）は、携帯電話器１０の識別子ＩＤおよびウェブサーバ側通信トークン送信ステップ（ステップＳ３４）で送信された通信トークンＴを用いて、無線ＬＡＮ基地局１８および認証サーバ５０を介して所定のネットワーク１６の利用を試みることになる。利用可通知ステップ（ステップＳ５４）は、通信トークン認証ステップ（ステップＳ４４）で通信トークンＴの正当性が認証された場合、無線ＬＡＮ基地局１８を介してＰＣ２０へ所定のネットワーク１６の利用を認める通知Ｍ’を送信することになる。他の処理は図２に示される実施例１の処理と同様であるため説明は省略する。

【００５７】

以上より、本発明の実施例２によれば、データ通信料金課金システム２における通信トークンＴ’の料金Ｂに、所定のネットワーク１６の利用料に加えて無線ＬＡＮ１７の回線使用料金を含ませておく。ログイン部２５’は、携帯電話器１０の識別子ＩＤおよびウェブサーバ側通信トークン送信部３４により送信された通信トークンＴ’を用いて、無線ＬＡＮ基地局１８および認証サーバ５０を介して所定のネットワーク１６の利用を試みる。利用可通知部５４’は、通信トークン認証部４４により通信トークンＴ’の正当性が認証された場合、無線ＬＡＮ基地局１８を介してＰＣ２０へ所定のネットワーク１６の利用を認める通知Ｍ’を送信する。この結果、携帯電話器１０は無線ＬＡＮ１７を介して所定のネットワーク１６の利用を行うことができる。区分課金部６２は、実施例１と同様に、通信事業者側サーバ１４から送信された所定の期間（例えば、1ヶ月間）におけるユーザ所有の携帯電話器１０のデータ通信に対する料金（＝Ａ）から、当該所定の期間における通信トークン料金送信部３６により送信された通信トークンＴ’の料金（＝所定のネットワーク１６の利用料＋無線ＬＡＮ１７の回線使用料金＝Ｂ’）を控除した額（＝Ａ－Ｂ’）を携帯電話器１０側の請求先（携帯電話器１０の所有者または利用者であるユーザ）に課金し、当該通信トークンＴ’の料金（＝Ｂ’）を他の請求先（上記ユーザに対して所定の関係を有する側、例えば雇用者側）に課金することができる。従って、ユーザが業務上、ホットスポットにおいて臨時的にインターネット（所定のネットワーク１６の一例）上のサーバへアクセスする場合であっても、上述した通信トークンＴ’を用いることにより、実施例１と同様に即時に公私分計することができる。

【実施例３】

【００５８】

上述した実施例１および２の各データ通信料金課金システム１および２において、所定のネットワーク１６への接続が認証を必要とする場合のために、ウェブサーバ３０は当該認証（ユーザ認証）を行うウェブサーバ側認証部（ウェブサーバ側認証手段。不図示）をさらに備えることができる。所定のネットワーク１６が企業内ネットワーク等である場合、当該企業内ネットワーク等へログインするためにはユーザ認証を必要とする。あるいは、接続料金定額サービスの場合、通信時間またはパケット量の測定をしないケースもあるため、接続料金定額サービスを利用する場合にはユーザ認証を必要とする。本実施例３によれば、ウェブサーバ３０はユーザ認証を行うウェブサーバ側認証部を備えているため、所定のネットワーク１６への接続が認証を必要とする場合、当該認証を行うことができる。

【００５９】

実施例３のデータ通信料金課金方法は、上述した実施例１または２の各データ通信料金課金方法において、ウェブサーバ側識別子送信ステップ（ステップＳ３２）に先立ち、ウェブサーバ３０が上記認証を行うウェブサーバ側認証ステップ（不図示）をさらに備えればよい。他の処理は図２に示される実施例１の処理、上述した実施例２の処理と同様であるため説明は省略する。

【実施例４】
【００６０】
本実施例４では、上述した各実施例において通信トークンの生成の際に暗号化を用いる場合について説明する。暗号化以外については上述した各実施例と同様である。以下では、図１を適宜引用して説明する。
【００６１】
通信トークン送信部４２は、ウェブサーバ側識別子送信部３２により送信された識別子ＩＤと所定の鍵（秘密鍵等）Ｋと所定の乱数Ｒとに基づき通信トークンＴ＊（暗号化されたことを上付＊で示す。）を生成する。生成した通信トークンＴ＊をウェブサーバ３０へ送信する。通信トークン送信部４２は携帯電話器１０の識別子ＩＤと所定の乱数Ｒとを関連付け（紐付け）した状態で記録しておく。所定の鍵Ｋは携帯電話器１０によらず一定の鍵としておけばよいが、所定の鍵Ｋも識別子ＩＤと関連付けて記録しておいてもよいことは勿論である。通信トークン認証部４４は、識別子・通信トークン送信部５２により送信された識別子ＩＤおよび通信トークンＴ＊と、所定の鍵Ｋと、通信トークン送信部４２により識別子ＩＤと関連付けて記録された所定の乱数Ｒとに基づき、通信トークンＴ＊の正当性を認証する。従前に通信トークン送信部４２により通信トークンＴ＊（従前）が生成された際、携帯電話器１０の識別子ＩＤ（従前）および所定の乱数Ｒとは紐付けされた状態で記録されている。このため、識別子・通信トークン送信部５２により送信された識別子ＩＤと同じ値の識別子ＩＤ（従前）を検索し、当該識別子ＩＤ（従前）に紐付けされている所定の乱数Ｒを求め、この所定の乱数Ｒと所定の鍵Ｋと識別子ＩＤとから通信トークンＴ＊（従前）を求める。この通信トークンＴ＊（従前）と識別子・通信トークン送信部５２により送信された通信トークンＴ＊とが一致した場合、通信トークン認証部４４は、従前に携帯電話コンテンツ用ネットワーク１５を介して通信トークンＴ＊（従前）を購入する際に用いられた携帯電話器１０と、現在所定のネットワーク１６の利用を試みようとしている際に用いられている携帯電話器１０とが同一であると認証することができる。
【００６２】
以上より、本発明の実施例４によれば、上述した各実施例で説明した機能に加えて、暗号化された通信トークンＴ＊を用いることができる。この結果、通信トークンＴ＊がコピーされていた場合、ＰＣ２０からのログイン要求を拒否することができる。この結果、上述した各実施例の効果に加えて、通信トークンＴ＊をコピーされないようにすることができるセキュリティ機能を有するデータ通信料金課金システムを構築することができる。
【実施例５】
【００６３】
上述したデータ通信料金課金システム１等では、携帯電話器１０の識別子は１つであることを想定していた。本実施例５では、携帯電話器１０は１つ以上の識別子を有し、上述した他の請求先も当該１つ以上の識別子に対応して１つ以上ある場合について説明する。
【００６４】
移動情報端末９０および課金サーバ６０は携帯電話器１０の１以上の識別子と当該１以上の識別子に各々対応する他の請求先との対応表１００（後述する図４参照）をさらに備えている。対応表１００は、例えばＰＣ２０および課金サーバ６０の記録装置７８ａ（図４参照）に記録されている。ＰＣ２０側では、識別子送信部２３’’（不図示）は、通信トークンの購入に際し対応表１００に基づき携帯電話器１０の１以上の識別子の内の一つの識別子をウェブサーバ３０へ送信する。ウェブサーバ３０側では、通信トークン料金送信部３６’’（不図示）は、課金サーバ６０へウェブサーバ側通信トークン送信部３４により送信された通信トークンの料金と識別子送信部２３’’により送信された識別子とを送信する。課金サーバ６０側では、区分課金部６２’’は、通信事業者側サーバ１４から送信された所定の期間における携帯電話器１０のデータ通信に対する料金から、当該所定の期間における通信トークン料金送信部３６’’により送信された通信トークンの料金を控除した額を携帯電話器１０側の請求先に課金し、上記通信トークンの料金を通信トークン料金送信部３６’’により送信された識別子に対応する対応表１００中の他の請求先に

課金する。

【００６５】

以上により、本発明の実施例５によれば、移動情報端末９０および課金サーバ６０は携帯電話器１０の１以上の識別子と当該１以上の識別子に各々対応する他の請求先との対応表１００をさらに備えている。識別子送信部２３’’は、通信トークンの購入に際し対応表１００に基づき携帯電話器１０の１以上の識別子の内の一つの識別子をウェブサーバ３０へ送信する。通信トークン料金送信部３６’’は、課金サーバ６０へウェブサーバ側通信トークン送信部３４により送信された通信トークンの料金と識別子送信部２３’’により送信された識別子とを送信する。区分課金部６２’’は、通信事業者側サーバ１４から送信された所定の期間における携帯電話器１０のデータ通信に対する料金から、当該所定の期間における通信トークン料金送信部３６’’により送信された通信トークンの料金を控除した額を携帯電話器１０側の請求先に課金し、上記通信トークンの料金を通信トークン料金送信部３６’’により送信された識別子に対応する対応表１００中の他の請求先に課金する。この結果、携帯電話器１０は複数の識別子を使い分けることにより、通信トークンの料金を複数の他の請求先へ課金させることができる。

【実施例６】

【００６６】

図４は、上述した各実施例を実現するための本発明のコンピュータ・プログラムを実行するＰＣ２０、ウェブサーバ３０、通信トークン発行サーバ４０、認証サーバ５０および課金サーバ６０のコンピュータの内部回路７０を示すブロック図である。図４に示されるように、ＣＰＵ７１、ＲＯＭ７２、ＲＡＭ７３、画像制御部７６、コントローラ７７、入力制御部７９、無線ＬＡＮ１７とのインタフェース機能を有する通信メディアインタフェース（Ｉ／Ｆ）部８１および入出力Ｉ／Ｆ部８２はバス８３に接続されている。図４において、上述の本発明のコンピュータ・プログラム（ＰＣ２０側のプログラム、課金サーバ６０側のプログラム等）は、ＲＯＭ７２、ＨＤ等の記録装置７８ａ、またはＤＶＤ若しくはＣＤ－ＲＯＭ７８ｎ等の記録媒体（脱着可能な記録媒体を含む）に記録されている。本発明のコンピュータ・プログラムは、ＲＯＭ７２からバス８３を介し、あるいは記録装置７８ａまたはＤＶＤ若しくはＣＤ－ＲＯＭ７８ｎ等の記録媒体からコントローラ７７を経由してバス８３を介しＲＡＭ７３へロードされる。内部回路７０がＰＣ２０および課金サーバ６０の場合、図４に示されるように記録装置７８ａには対応表１００が記録されている。入力制御部７９は、マウス、テンキー等の入力操作部８０と接続され入力制御等を行う。画像メモリであるＶＲＡＭ７５はＰＣ２０の表示部７４の少なくとも一画面分のデータ容量に相当する容量を有しており、画像制御部７６はＶＲＡＭ７５のデータを画像データへ変換して表示部７４へ送出する機能を有している。入出力Ｉ／Ｆ部８２は入出力インタフェース機能を有しており、ＵＳＢケーブル１１等により携帯電話器１０の入出力Ｉ／Ｆ部（不図示）と接続されている。

【００６７】

上述のようにＣＰＵ７１が本発明のコンピュータ・プログラムを実行することにより、本発明の目的を達成することができる。当該コンピュータ・プログラムは上述のようにＤＶＤまたはＣＤ－ＲＯＭ７８ｎ等の記録媒体の形態でコンピュータＣＰＵ７１に供給することができ、当該コンピュータ・プログラムを記録したＤＶＤまたはＣＤ－ＲＯＭ７８ｎ等の記録媒体も同様に本発明を構成することになる。当該コンピュータ・プログラムを記録した記録媒体としては上述された記録媒体の他に、例えばメモリ・カード、メモリ・スティック、光ディスク、ＦＤ等を用いることができる。

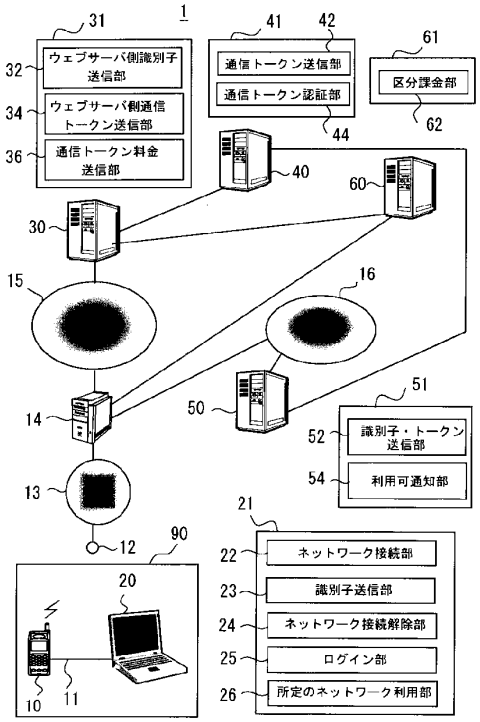
【産業上の利用可能性】

【００６８】

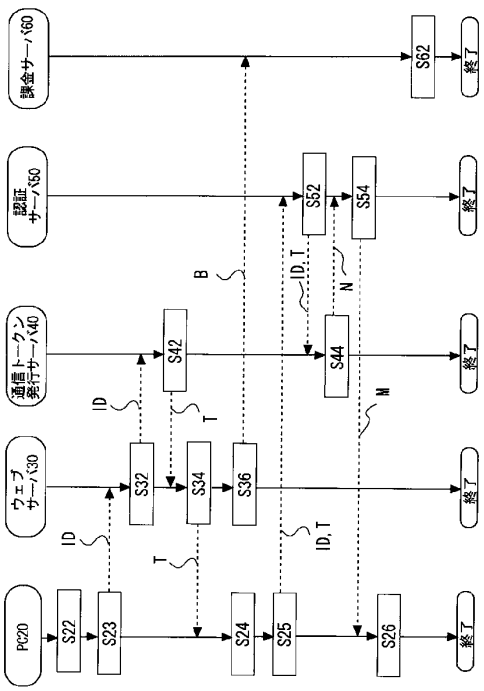
本発明の活用例として、上述のように公私分計を即時に行うことができるため、会社所有のＰＣおよび携帯電話器を用いた所定のネットワーク１６の利用に対する従来の会社側との割引契約に、個人所有のＰＣおよび携帯電話器を用いた場合における所定のネットワーク１６の利用に対しても即時に割引を適用するシステムへの応用が挙げられる。

【図面の簡単な説明】
【００６９】
【図１】本発明の実施例１におけるデータ通信料金課金システム１を示す図である。
【図２】データ通信料金課金システム１の構成要素であるＰＣ２０、ウェブサーバ３０、通信トークン発行サーバ４０、認証サーバ５０、課金サーバ６０で実行される各プログラムの流れまたはデータ通信料金課金方法を示すフローチャートである。
【図３】本発明の実施例２におけるデータ通信料金課金システム２を示す図である。
【図４】上述した各実施例を実現するための本発明のコンピュータ・プログラムを実行するＰＣ２０、ウェブサーバ３０、通信トークン発行サーバ４０、認証サーバ５０および課金サーバ６０のコンピュータの内部回路７０を示すブロック図である。
【符号の説明】
【００７０】
１、２　データ通信料金課金システム、　１０　携帯電話器、　１１　ＵＳＢケーブル、　１２　基地局、　１３　移動体通信網、　１４　通信事業者側サーバ、　１５　携帯電話コンテンツ用ネットワーク、　１６　所定のネットワーク、　１７　無線ＬＡＮ、　１８　無線ＬＡＮ基地局、　２０　ＰＣ、　２１、３１、４１、５１、６１　機能ブロック、　２２　ネットワーク接続部、　２３　識別子送信部、　２４　ネットワーク接続解除部、　２５、２５’　ログイン部、　２６　所定のネットワーク利用部、　３０　ウェブサーバ、　３２　ウェブサーバ側識別子送信部、　３４　ウェブサーバ側通信トークン送信部、　３６　通信トークン料金送信部、　４０　通信トークン発行サーバ、　４２　通信トークン送信部、　４４　通信トークン認証部、　５０　認証サーバ、　５２　識別子・通信トークン送信部、　５４、５４’　利用可通知部、　６０　課金サーバ、　６２　区分課金部、　７０　内部ブロック、　７１　ＣＰＵ、　７２　ＲＯＭ、　７３　ＲＡＭ、　７４　表示部、　７５　ＶＲＡＭ、　７６　画像制御部、　７７　コントローラ、　７８ａ　記録装置、　７８ｎ　記録媒体、　７９　入力制御部、　８０　入力操作部、　８１　通信メディアＩ／Ｆ部、　８２　入出力Ｉ／Ｆ部、　８３　バス、　９０　移動情報端末、　１００　対応表。

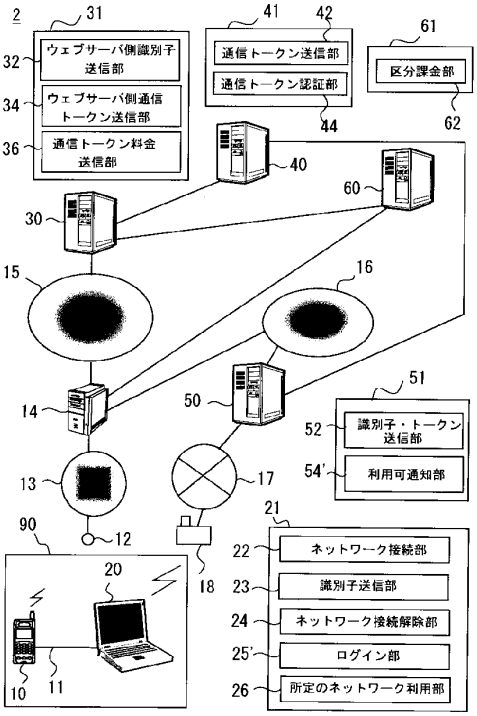
【図１】


1
31
ウェブサーバ側識別子送信部
32
ウェブサーバ側通信トークン送信部
34
通信トークン料金送信部
36
41
42
通信トークン送信部
通信トークン認証部
44
61
区分課金部
62
40
60
30
15
16
14
50
51
52
識別子・トークン送信部
54
利用可通知部
13
12
90
21
22
ネットワーク接続部
23
識別子送信部
24
ネットワーク接続解除部
25
ログイン部
26
所定のネットワーク利用部
20
10
11

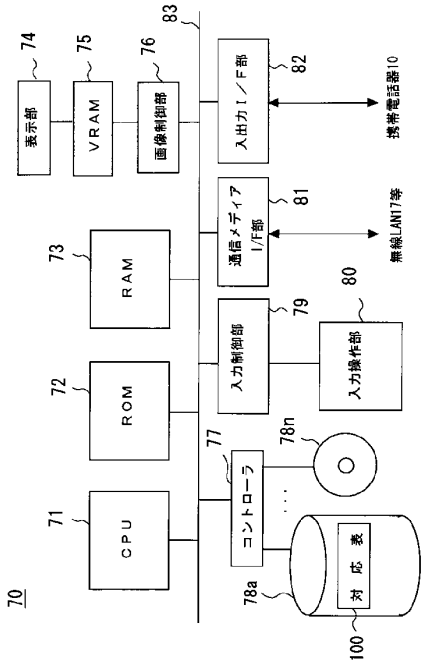
【図２】


課金サーバ60
認証サーバ50
通信トークン発行サーバ40
ウェブサーバ30
PC20
S22
S23
S24
S25
S26
S32
S34
S36
S42
S44
S52
S54
S62
終了
ID
T
ID,T
N
M
B

【図３】


2
31
ウェブサーバ側識別子送信部
32
ウェブサーバ側通信トークン送信部
34
通信トークン料金送信部
36
41
42
通信トークン送信部
通信トークン認証部
44
61
区分課金部
62
40
60
30
15
16
14
50
51
52
識別子・トークン送信部
54'
利用可通知部
13
17
90
12
18
21
22
ネットワーク接続部
23
識別子送信部
24
ネットワーク接続解除部
25'
ログイン部
26
所定のネットワーク利用部
20
10
11

【図４】


70
CPU
71
ROM
72
RAM
73
表示部
74
VRAM
75
画像制御部
76
コントローラ
77
入出力I/F部
82
通信メディアI/F部
81
入力制御部
79
入力操作部
80
78a
78n
対応表
100
83
携帯電話器10
無線LAN17等

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(71) Applicant *(for all designated States except US)*: **CITRIX SYSTEMS, INC.** [US/GB]; 851 West Cypress Creek Road, Fort Lauderdale, FL 33309 (US).

(72) Inventors; and

(75) Inventors/Applicants *(for US only)*: **RAO, Goutham, P.** [US/US]; 6963 Starling Valley Drive, San Jose, CA 95120 (US). **BRUEGGEMANN, Eric** [US/US]; 5642 Stevens Creek Blvd., no.606, Cupertino, CA 95014 (US). **RODRIGUEZ, Robert** [US/US]; 5647 Wells Court, San Jose, CA 95123 (US).

(74) Agents: **LANZA, John, D.** et al.; Lahive & Cockfield, LLP, 28 State Street, Boston, MA 02109 (US).

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(54) **Title:** SYSTEMS AND METHODS FOR OPTIMIZING COMMUNICATIONS BETWEEN NETWORK NODES

(57) **Abstract:** The present invention is generally directed towards a remote access architecture for providing peer-to-peer communications and remote access connectivity. In one embodiment, the remote access architecture of the present provides a method for establishing a direct connection between peer computing devices via a third computing device, such as a gateway. Additionally, the present invention provides the following techniques to optimize peer-to-peer communications: 1) false acknowledgement of receipt of network packets allowing communications via a lossless protocol of packets constructed for transmission via a lossy protocol, 2) payload shifting of network packets allowing communications via a lossless protocol of packets constructed for transmission via a lossy protocol, 3) reduction of packet fragmentation by adjusting the maximum transmission unit (MTU) parameter, accounting for overhead due to encryption, 4) application-aware prioritization of client-side network communications, and 5) network disruption shielding for reliable and persistent network connectivity and access.

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SYSTEMS AND METHODS FOR OPTIMIZING COMMUNICATIONS BETWEEN NETWORK NODES

Related Applications

This present application claims priority to U.S. Provisional Patent Application Number 60/590,837, entitled "Ad Hoc Distributed Networks And Remote Access Architecture", filed July 23, 2004, and U.S. Provisional Patent Application Number 60/601,431, entitled "System And Method For Assuring Redundancy In Remote Access Solution", filed August 13, 2004, and U.S. Provisional Patent Application Number 60/607,420, entitled "Virtual Network Bridging", filed September 3, 2004, and U.S. Provisional Patent Application Number 60/608,814, entitled "System And Method For Assuring Redundancy In Remote Access Solution", filed September 10, 2004, all of which are incorporated herein by reference.

Technical Field

The invention generally relates to optimizing network communications between nodes on a network.

Background Information

A Virtual Private Network (VPN) is a private data network that makes use of the public telecommunication infrastructure, such as the Internet, to maintain privacy through the use of tunneling and security mechanisms. As such, a VPN provides for data encryption and security for corporate data traversing the public network. In addition to addressing secure access to corporate data via a public network, VPNs are also directed towards routing network traffic from two disconnected, otherwise non-routable networks. For example, a first private network with private internet protocol addresses in the range 10.0.0.0 – 10.255.255.255 may communicate via a VPN with a second private network with private internet protocol addresses in the range 192.168.0.0 – 192.168.255.255. The VPN allows a remote machine on the first private network to communicate with an internal machine on the second private network by tunneling network traffic from the remote machine and making the network traffic appear on the second private network. This may work well for client-server protocols where a remote computer is transacting with an enterprise server located on a remote network.

However, traditional VPNs may not work well in the case where two remote computers tunnel via a VPN gateway to communicate directly with each other, such as in peer-to-peer protocols. The VPN achieves this peer-to-peer computing by flattening the disjoint private network address spaces in which the two remote computers tunnel all peer-to-peer communications via the VPN gateway. As a result, network traffic from one of the peers flows through the VPN gateway and switches tunnels on the intranet to flow back out on the internet to the peer computer. The network traffic between the peer computers may travel longer and less optimal routes event though the peer computers may have a shorter direct path between then. It would be useful to allow remote computers to benefit from the security afforded by VPNs without incurring the drawback of longer data paths routes.

Other inefficiencies exist with direct communications over a network between two computers. For example, the network connection is susceptible to breakdown. For instance, a wireless connection between a client and a server is often unreliable. In other cases, the network connection is intermittent. A connection can be lost when one enters an elevator or tunnel and may only be restored following one's exit from the elevator or tunnel. In another example, a connection can be disrupted when a mobile computing device moves from network access point to network access point, such as in a wireless network topology.

If an established communication session between the client and the server computer abnormally terminates, the client generally has to re-establish the connection by starting a new communication session. To begin the new communication session, the user typically has to retransmit the authentication credentials, such as a login/password pair, to the server computer so that the server computer can authorize the user for the new communication session. This retransmission of the authentication credentials of a user across multiple communication sessions repeatedly exposes the authentication credentials of that user to potential attackers, thereby decreasing the level of security of the authentication credentials. In addition, this often is a slow process that also results in user frustration and inefficiency. Furthermore, in establishing a new communication session, the network may require the client obtains a new network identifier, such as an internet protocol address. The applications or programs on the client may need to be restarted because of the change in the client's network identifier. Thus, it would be desirable to shield the computing devices from network disruptions.

Another inefficiency associated with direct communication between peer computing devices is that the protocol used for communications may not be as efficient or secure as desired. As an example, the network communications may include real-time data communications such as voice over IP (VoIP) communications. The real-time data communications may be communicated via an unreliable protocol such as the user datagram protocol in order to reduce latency in the telephone call. However, the VoIP communication may traverse a TCP/IP network or secure SSL gateway, which provides a reliable protocol to the VoIP communications. This may increase the latency in the telephone call that the unreliable protocol was intended to reduce. Techniques are needed for transmitting data via a lossless protocol that is intended for communication using a lossy protocol.

Another inefficiency in direct communication result from the use of encryption. Encryption, such as SSL, may be used to provide secure network communications. Although the communication is secure, the encryption of the network traffic increases the size of the network packets, which can cause the packet payload to become too large for a single packet. This can result in packet fragmentation, causing more overhead for communication processing. Techniques for adjusting the maximum size of a packet to account for encryption overhead would be useful.

Another inefficiency result from the fact that a client typically sends network communications as they are generated by the activity of the user and applications of the client, and processes incoming network communications as they are received. For example, in one case, although an application is running in the foreground and currently in active use by the user, a network packet generated or received for an application running in the background may be processed ahead of a network packet generated or received for the application running in the foreground. In another example, the client may be running a VoIP application to provide a telephone call to a remote computing device. One or more other applications on the client may be running that are not related to the real-time data communication of VoIP. The network packets for these applications may be processed ahead of the real-time network packets of the VoIP telephone call thereby increasing the latency and reducing the quality of the voice communication. It is desirable to provide application-aware, client-specific prioritization of packet traffic.

Summary of the Invention

The present invention is generally directed towards a remote access architecture for providing peer-to-peer communications and remote access connectivity. In one embodiment, the remote access architecture of the present invention provides a method for establishing a direct connection between peer computing devices via a third computing device, such as a gateway. Additionally, the present invention provides various techniques for optimizing peer-to-peer communications, including real-time communications such as voice over internet protocol (VoIP) signaling and media, video, and other real-time data applications such as web collaboration, screen or desktop sharing, and instant messaging. The present invention provides the following peer to peer optimization techniques: 1) false acknowledgement of receipt of network packets allowing communications via a lossless protocol of packets constructed for transmission via a lossy protocol, 2) payload shifting of network packets allowing communications via a lossless protocol of packets constructed for transmission via a lossy protocol, 3) reduction of packet fragmentation by adjusting the maximum transmission unit (MTU) parameter, accounting for overhead due to encryption, 4) application-aware prioritization of client-side network communications, and 5) network disruption shielding for reliable and persistent network connectivity and access, such as for mobile computing.

In one aspect, the present invention relates to a method for establishing a peer-to-peer communication session between a first computing device on a first network and a second computing device on a second network. The first network may be disconnected from and not routable to the second network. The method includes establishing, by the first computing device, a first tunneling session with a third computing device, and establishing, by the second computing device, a second tunneling session with the third computing device. The third computing device may be a gateway, such as an SSL VPN gateway. The first computing device initiates a communication session to the second computing device via the third computing device, such as via a signaling protocol. A server receives a signal to establish the initiated communication session, and the server communicates to the first computing device a first network address comprising a network address of the second computing device associated with the second tunneling session. The first computing device communicates a request to initiate a connection with the second computing device using the first network address. The method further

includes intercepting, by the third computing device, the request, and providing the first computing device a second network address for the second computing device. The second network address identifies a public network address associated with the second computing device. The third computing device communicates a request to the second computing device to allow a connection from the first computing device using the second network address, such as via a swimmer session traversing a firewall.

In one embodiment of the present invention, the first tunneling session or the second tunneling session is established using a Secure Socket Layer or a virtual private network The third computing device may be a remote access gateway. In another embodiment, the second computing device is located behind a firewall associated with the second network address.

In another embodiment, the method of the present invention includes providing, by the third computing device, the second network address to the first computing device by communicating an out of band signal to the first computing device via the first tunneling session. In an additional embodiment, the method of includes providing, by the second computing device, a forward hole in a firewall for the first computing device to communicate to the second computing device using the second network address.

In a further embodiment of the present invention, the third computing device communicates a key to the first computing device and the second computing device. The first computing device and the second computing device may exchange keys. Additionally, the first and second computing device may check that the key received from the other computing device matches before transmitting data to the other computing device.

In some embodiments of the present invention, the method associates a first telecommunication device with the first computing device, and associates a second telecommunication device with the second computing device. The first telecommunication device or the second telecommunication device may include a software component or a hardware component, such as a hard or soft VoIP telephone. In one embodiment, the method of the present invention includes establishing a telecommunication session between the first telecommunication device and the second telecommunication device via the connection between the first and second computing devices. The first telecommunication device and the second telecommunication device

may communicate over the telecommunication session without traversing the third computing device.

In another embodiment of the present invention, the method communicates a remote display protocol via the connection between the first computing device and the second computing device. The remote desktop protocol may include the Independent Computing Architecture protocol or the Remote Desktop Protocol. In yet a further embodiment, the method may include sharing a screen view or screen data of the first computing device with the second computing device via the connection.

In one aspect, the present invention relates to a method performed in a gateway for establishing a peer-to-peer communication session between a first computing device on a first network and a second computing device on a second network. The first network may be disconnected from and not routable to the second network. The method includes establishing a first tunneling session with the first computing device on a first network, and establishing a second tunneling session with the second computing device on the second network. The gateway receives a request by the first computing device to initiate a communication session with the second computing device. The first computing device provides a first network address for contacting the second computing device. The first network address identifies a network address of the second computing device associated with the second tunneling session. The gateway receives a request by the first computing device to initiate a connection with the second computing device using the first network address, intercepts the request to initiate the connection, and provides the first computing device a second network address for the second computing device. The second network address identifies a public network address associated with the second computing device. The gateway communicates to the second computing device a request to allow the connection from the first computing device to the second computing device using the second network address, such as via a swimmer session traversing a firewall.

In one embodiment, the first tunneling session or the second tunneling session via the gateway includes a Secure Socket Layer or a virtual private network. In another embodiment, the second computing device is located behind a firewall associated with the second network address. In a further embodiment, the method of the present invention provides the second network address to the first computing device by communicating an out of band signal to the first computing device via the first tunneling

session. Additionally, the gateway may communicate a key to the first computing device and to the second computing device.

In another aspect, the present invention is related to a system for establishing a peer-to-peer communication session between a first computing device on a first network and a second computing device on a second network via a third computing device. The first network may be disconnected from and not routable to the second network. The system includes a first computing device on the first network, and a second computing device on the second network. A third computing device establishes a first tunneling session with the first computing device and a second tunneling session with the second computing device. The system also includes a server accessible via the third computing device. In operation of the system, the server communicates via the third computing device to the first computing device a first network address identifying a network address of the second computing device associated with the second tunneling session. The first computing device communicates via the third computing device a first request to initiate a connection with the second computing device using the first network address. The third computing device intercepts the first request, and provides the first computing device a second network address for the second computing device. The second network address identifies a public network address associated with the second computing device. The third computing device communicates a second request to the second computing device to allow a connection from the first computing device using the second network address.

In one embodiment of the system, the first tunneling session or the second tunneling session includes a Secure Socket Layer or a virtual private network. Furthermore, the third computing device may be a remote access gateway, such as an SSL VPN gateway. In another embodiment of the system, the second computing device is located behind a firewall associated with the second network address.

In an additional embodiment of the present invention, the third computing device provides the second network address to the first computing device by communicating an out of band signal via the first tunneling session, such as via an out of band TLS session. In one embodiment, the second computing device provides a forward hole in a firewall for the first computing device to communicate to the second computing device using the second network address.

In a further embodiment of the system of the present invention, the third computing device communicates a key to the first computing device and the second computing device. The first computing device and the second computing device may exchange keys. Additionally, the first and second computing device may check that the key received from the other computing device matches before transmitting data.

In some embodiments of the present invention, the system includes a first telecommunication device associated with the first computing device, and a second telecommunication device associated with the second computing device. The first telecommunication device or the second telecommunication device may include a software component or a hardware component, such as a hard or soft VoIP telephone. In one embodiment, the system of the present invention includes establishing a telecommunication session between the first telecommunication device and the second telecommunication device via the connection between the first and second computing devices. The first telecommunication device and the second telecommunication device may communicate over the telecommunication session without traversing the third computing device.

In another embodiment of the present invention, the first computing device and the second computing device communicate a remote display protocol via the connection. The remote desktop protocol may include the Independent Computing Architecture protocol or the Remote Desktop Protocol. In yet a further embodiment, the first computing device may share a screen view or screen data with the second computing device via the connection.

In another aspect, the present invention is related to a method for communicating via a lossless protocol a packet constructed to be transmitted via a lossy protocol. The method may be performed in one or more electronic devices, such as in a system, and by any suitable means and mechanisms. The method includes establishing a connection between a first computing device and a second computing device via a lossless protocol. In some embodiments, the second computing device may be a gateway, such as an SSL VPN gateway. The first computing device detects a lossless protocol packet comprising a payload having one or more packets constructed in accordance with a lossy protocol. The first computing device communicates a false acknowledgement of receipt of the lossless protocol packet to the first computing device and/or the second computing device. The false acknowledgement of receipt of the lossless protocol packet prevents

employing the reliability algorithms and mechanisms of the lossless protocol. The first computing device communicates the lossless protocol packet to the second computing device. In some embodiments, the false acknowledgement of receipt of the lossless protocol packet is communicated prior to communicating the lossless protocol packet.

In one embodiment, the method of the present invention includes encrypting, by the first computing device, the one or more packets using a key. In some embodiments, the encryption key may be provided to the first computing device via an out of band transport security layer session between the first computing device and the second computing device. In a further embodiment, the method encrypts the one or more packets on a packet by packet basis.

In another embodiment of the method of the present invention, in response to receiving the false acknowledgement of receipt of the lossless protocol packet by the first computing device and/or the second computing, the first computing device and/or the second computing prevents executing an operation associated with providing a lossless characteristic of the lossless protocol. In one embodiment, the lossless protocol is a transport control protocol.

In a further embodiment, the method of the present invention prevents the network stack of the first computing device and/or the second computing device from executing one or more of the following in connection with the lossless protocol: 1) a retransmit, 2) an ordering, 3) a flow control algorithm, 4) a naple's algorithm, and 5) a sliding window algorithm.

In one embodiment, the lossy protocol includes a user datagram protocol. In another embodiment, the method includes communicating, by the first computing device, the
lossless protocol packet via a secure socket layer or a transport security layer tunnel to the second computing device.

In another embodiment, the one or more packets of the payload comprises a real-time protocol. In an additional embodiment, the method includes communicating by the first computing device one of real-time voice, audio, or data to the second computing device via the one or more packets.

In one aspect, the present invention relates to a method for transmitting packets from an application using an unreliable transport protocol over a TCP connection. The method includes receiving, at a first device, a first packet to be transmitted using an unreliable

transport protocol, and creating a first TCP packet including a first payload of the received first packet and a first TCP header of information associated with a TCP connection established between the first device and a second device. The first device transmits the first TCP packet to the second device. The method further includes receiving, at the first device, a second packet to be transmitted using an unreliable transport protocol, and creating a second TCP packet including a second payload of the received second packet and the first TCP header information. Before receipt of an acknowledgement of the receipt of the first payload from the second device, the first device transmits the second TCP packet to the second device.

In one embodiment, the method of the present invention establishes the TCP connection with a port number associated with the unreliable transport protocol. In another embodiment, the method includes dynamically determining, by the first device, the first TCP packet and second TCP packet comprise an unreliable transport protocol. In some embodiments, the unreliable transport protocol is UDP.

In an additional embodiment, the method includes receiving the first TCP packet and second TCP packet on the first device by intercepting the first TCP packet and second TCP packet using a packet capturing mechanism. In some embodiments, the method establishes by the first device, the TCP connection with a VPN gateway device. In other embodiments, the method includes establishing peer-to-peer communications between the first device and the second device via the TCP connection. In another embodiment of the present invention, the method includes encrypting, by the first device, the first and second TCP packets, and decrypting, by the second device, the encrypted first and second TCP packets.

In another aspect, the present invention relates to a method for transmitting packets from an application using an unreliable transport protocol over a TCP connection. The method includes intercepting, at a second device, a first TCP packet created on a first device and received on the second device. The first TCP packet includes a first payload of a first packet generated by an application using an unreliable protocol and a first TCP header of information associated with a TCP connection established between the first device and the second device. The intercepting of the method occurs before the first TCP packet is provided to a TCP stack on the second device. The method includes identifying, responsive to the TCP header of information, that the first payload is a packet generated by an application using an unreliable

transport protocol, stripping the TCP header of information from the first TCP packet, and forwarding the first payload to an application using the unreliable data protocol.

In one embodiment, the unreliable protocol is UDP. In another embodiment, the step of identifying comprises identifying that the TCP header information includes a port number associated with the unreliable transport protocol. In some embodiments, the method includes intercepting, by the second device, the first TCP packet using a packet capture driver.

In some embodiments, the first device is a client device and the second device is a VPN gateway. Additionally, the method of the present invention includes performing Network Address Translation (NAT) on the second device prior to forwarding the first payload to the application.

In a further aspect, the present invention relates to a system for transmitting packets from an application using an unreliable transport protocol over a TCP connection. The system includes a first device and a second device. The first device has an application that generates a first and second packet. The first and second packet are intended to be transmitted using an unreliable transport protocol. The first device also has a filter process and a tunneling process. The filter process intercepts the first and second packets from the application and forwards the intercepted packets to the tunnel process. The tunnel process requests the opening of a TCP connection between the first device and a second device. The request to open the TCP connection indicates to the first and second device that the TCP connection will transport packets intended to be transmitted with an unreliable transport protocol. The tunnel process forwards the first and second packets as payloads in a first and second TCP packet to the second device. The tunnel process sends the second TCP packet after sending the first TCP packet and prior to receiving an acknowledgement for the first TCP packet.

The second device of the system of the present invention is in communication with the first device. The second device has second filter process and tunneling process. The second tunnel process opens the TCP connection requested by the first device, and identifies and forwards the source address of the TCP connection to the second filter process. The second filter process intercepts packets from the application received at the second device with the TCP connection source address in a header. The second filter process strips the TCP header from the received packets and forwards the stripped

packets to an intended destination, and circumventing the TCP/IP stack on the second device.

In one embodiment of the system of the present invention, the filter process on the first device and/or the second filter process of the second device is a packet capture driver. In some embodiments, the first device is a client device and the second device is a VPN gateway device. In one embodiment, the unreliable data protocol is UDP.

In another embodiment, the system also includes a third device to which the stripped packets are transmitted. Additionally, the second device may further include a Network Address Translation (NAT) table used to perform network address translation prior to transmitting the stripped packets to the third device.

In a further aspect, the present invention is related to a method for adjusting the maximum transmission unit of a secure network communication to reduce network fragmentation. The method may be performed in one or more electronic devices, such as in a system, and by any suitable means and mechanisms. The method includes establishing a session between a first computing device and a second computing device. The session may established by an agent of the first computing device. The first computing device has a first network stack. The method detects, by the first computing device, a network packet having an encrypted payload, and determines a setting for a maximum transmission unit parameter of the first network stack to reduce the maximum transmission unit size by at least a size associated with the encrypted portion of the payload. The method alters the maximum transmission unit (MTU) parameter of the first network stack to the determined setting. As such, the reported MTU parameter is reduced to account for the encryption.

In one embodiment, the method of the present invention includes communicating the network packet via a secure socket layer or a transport layer security tunnel to the second computing device. The second computing device may be a gateway, such as an SSL VPN gateway. In another embodiment, the payload comprises a real-time protocol.

Additionally, in one embodiment, the method may further comprise altering the maximum transmission unit parameter via a network driver interface specification (NDIS) level mechanism of the first network stack In another embodiment, the method determines the setting of the maximum transmission unit parameter dynamically per session between the first computing device and the second computing device. In one embodiment, the agent of the first computing device communicates via an IOCTL

application programming interface to the first network stack to alter the maximum transmission unit parameter to the determined setting.

In some embodiments, the method of the present invention establishes the session between the first computing device and the second computing device via a gateway. In other embodiments, the method communicates by the first computing device real-time voice, audio, or data to the second computing device via the payload of the network packet. In yet another embodiment, the method may include communicating a false acknowledgement of receipt of the network packet to the first computing device and/or the second computing device before communicating the network packet. In one embodiment, the network packet comprises a lossless protocol packet, such as a transport control protocol. In another embodiment, the payload comprises a lossy protocol packet, such as a user datagram protocol.

In an additional aspect, the present invention is related to a method for a client to prioritize network communications of the client associated with an application of the client. The method includes intercepting, by the client, one or more network packets associated with one or more applications of the client, and storing the one or more network packets to a queue. The client determines the queued one or more network packets is associated with a first application of the client. The client indicates a priority for the determined one or more network packets to place the determined one or more network packets ahead of at least one network packet in the queue associated with a second application of the client. The client
provides the prioritized one or more network packets for communications via a network stack of the client.

In one embodiment, the method of the present invention includes determining, by the client, the queued one or more networks packets of the first application comprises real-time data. The real-time data may include one of the following: 1) a real-time protocol, 2) a user datagram protocol, and 3) a representation of voice or audio.

In another embodiment, the method includes preventing, by the client, at least one network packet of the second application from being communicated via the network stack ahead of the one or more network packets of the first application. In a further embodiment, the method includes holding, by the client, in the queue a network packet associated with the second application, and releasing the held network packet upon

communication of the one or more network packets associated with the first application prioritized ahead of the held network packet.

In yet another embodiment of the present invention, the method includes intercepting, by the client, the one or more network packets transparently to the one or more applications on the client. In some embodiments, the first application is running in the foreground, and the second application is running in the background.

In one embodiment of the present invention, the method includes associating a priority with the first application higher than a priority associated with the second application. In another embodiment, a user may specify the priority of the first application or the second application. In a further embodiment, the client receives the one or more network packets from a computing device. Also, the one or more applications may provide the one or more network packets for communicating from the client to a computing device.

In another aspect, the present invention is related to a client for prioritizing network communications of the client associated with an application of the client. The client includes a mechanism for intercepting one or more network packets of the client associated with one or more applications of the client. The client also includes a network driver for storing the one or more networks packets to a queue and communicating the one or more network packets via a network stack of the client. The client further includes an agent for determining the one or more network packets is associated with a first application of the client, and indicating to the network driver a priority of the one or more network packets to place the determined one or more network packets ahead of at least one network packet in the queue associated with a second application of the client.

In one embodiment, the agent of the present invention determines the one or more networks packets of the first application comprises real-time data. The real-time data comprises one of the following: 1) a real-time protocol, 2) a user datagram protocol, and a 3) representation of voice or audio.

In a further embodiment, the agent or the network driver of the present invention prevents at least one network packet of the second application from being communicated via the network stack ahead of the one or more network packets of the first application. In one embodiment, the network driver holds in the queue a network packet associated with the second application, and releases the held network packet upon communication

of the one or more network packets associated with the first application prioritized ahead of the held network packet.

In another embodiment, the present invention, via the mechanism, intercepts the one or more network packets transparently to the one or more applications on the client. In some embodiments, the first application is running in the foreground, and the second application is running in the background. Also, the first application may have a priority higher than the second application of the client. Furthermore, the client may include a configuration mechanism for a user to specify the priority. In some embodiments, the client receives the one or more network packets from a computing device. In other embodiments, the one or more applications provides the one or more network packets for communicating from the client to a computing device.

In an additional embodiment, the network driver includes a Network Driver Interface Specification (NDIS) driver. Also, the network driver may operate in kernel-mode of an operating system of the client. In some cases, the agent operates in user-mode of an operating system of the client. Furthermore, the agent or the network driver includes the mechanism for intercepting one or more network packets of the client.

In yet another aspect, the present invention is related to a method for shielding from a network disruption a session established via a first protocol. The method includes the steps of establishing, via an agent of a client, a session via a first protocol over a network connection between the client and a device. The network connection is associated with a network stack. A first portion of the network stack has one or more layers of the network stack below the layer of the first protocol, and a second portion of the network stack includes a layer for the first protocol and one or more layers of the network stack above the first protocol. The method includes detecting a disruption in the network connection causing the second portion of the network stack to be disestablished, and maintaining, by the agent, the session and the second portion of the network stack during the disruption. The method further includes re-establishing the first portion of the network stack and the network connection while maintaining the session and the second portion of the network stack.

In one embodiment, the method includes continuing the session with the maintained second portion of the network stack and the re-established first portion of the network stack.

In some embodiments, the method also includes dropping, by the first and/or second portion of the network stack, any network packets received during the disruption.

In another embodiment, the device comprises a remote access gateway or another computing device. In some cases, the method includes establishing the session via the first protocol of one of the following: 1) secure socket layer (SSL) protocol, 2) a transport layer security (TLS) protocol, and 3) a tunneling protocol. Additionally, the method of the present invention may include communicating, by the agent, real-time data via the session between the client and the device. The real-time data may include a real-time protocol or the real-time data may represent voice or audio.

In some embodiments, the agent operates in user-mode of an operating system of the client. In one embodiment, the first portion of the network comprises one of a transport control protocol or an internet protocol. In another embodiment, the second portion of the network stack comprises one of 1) an internet protocol, 2) a user datagram protocol, or 3) a voice over internet protocol. Additionally, the client may communicate with the device via a remote display protocol. The remote display protocol may be an Independent Computing Architecture (ICA) protocol or a Remote Desktop Protocol (RDP).

In another embodiment, the method of the present invention is performed transparently to an application of the client communicating via the network connection. In one embodiment, the method includes intercepting, by the agent, transparently to an application of the client one or more network packets associated with the application. In one embodiment, the method includes intercepting, by a network driver associated with the first portion of the stack, transparently to the application on the client one or more network packets associated with the application.

In an additional aspect, the present invention is related to a system for shielding from a network disruption a session established via a first protocol. The system has an agent of a client establishing a session between the client and a device over a network connection via a first protocol. The system includes a network stack having a first portion and a second portion, such as the network stack of the client. The second portion of the network stack comprises a layer for the first protocol and one or more layers of the network stack above the first protocol, and a first portion of the network stack comprises one or more layers of the network stack below the layer of the first protocol. The system includes a detector for detecting a disruption in the network

connection causing the first portion of the network stack to be disestablished. In operation of the system and upon detection of the disruption by the detector, the agent maintains the session and the second portion of the network stack during the disruption. The client re-establishes the first portion of the network stack and the network connection while the agent maintains the session and the second portion of the network stack.

In one embodiment of the system of the present invention, the agent continues the session with the maintained second portion of the network stack and the re-established first portion of the network stack. In some embodiments, the first and/or second portion of the network stack drops any network packets received during the disruption.

In one embodiment, the device of the system is a remote access gateway or another computing device The first protocol used by the system of the present invention may include one of the following: 1) secure socket layer (SSL) protocol, 2) a transport layer security (TLS) protocol, and 3) a tunneling protocol. In another embodiment, the agent of the present invention communicates real-time data via the session between the client and the device. The real-time data may include a real-time protocol, or a representation of voice or audio.

In some embodiments of the system, the agent operates in user-mode of an operating system of the client. In one system embodiment, the first portion of the network comprises a transport control protocol and/or or an internet protocol. In another embodiment, the second portion of the network stack includes one of 1) an internet protocol, 2) a user datagram protocol, or 3) a voice over internet protocol. Additionally, the client may communicate with the device via a remote display protocol, which may be an Independent Computing Architecture (ICA) protocol or a Remote Desktop Protocol (RDP).

In another embodiment, the system of the present invention maintains the second portion of the network stack and re-establishes the first portion of the network stack transparently to an application of the client communicating via the network connection. In one embodiment, the agent intercepts network packets transparently to an application of the client one or more network packets associated with the application. In one embodiment, the system also includes intercepting, by a network driver associated with

the second portion of the stack, transparently to the application on the client one or more network packets associated with the application.

The details of various embodiments of the invention are set forth in the accompanying drawings and the description below.

Brief Description of the Drawings

The foregoing and other objects, aspects, features, and advantages of the invention will become more apparent and may be better understood by referring to the following description taken in conjunction with the accompanying drawings, in which:

Figure 1A is a block diagram depicting an embodiment for practicing the operations of the present invention via a gateway in a network environment;

Figure 1B is a block diagram depicting another embodiment for practicing the operations of the present invention in a peer-to-peer network environment;

Figure 1C is a block diagram depicting an embodiment of a remote access client of the present invention for network communications;

Figures 1D and 1E are block diagrams depicting embodiments of a computing device useful in practicing an embodiment of the present invention;

Figure 2A is a block diagram depicting an embodiment of a peer-to-peer network environment for practicing an embodiment of the technique of the present invention for establishing a peer-to-peer communication route;

Figure 2B is a flow diagram depicting an embodiment of the steps performed to optimize peer-to-peer route optimization technique of the present invention;

Figure 3A is a block diagram depicting an embodiment of network stacks of any of the computing devices of illustrative environments depicted in Figures 1A-1C;

Figure 3B is a flow diagram depicting an embodiment of the steps performed to use a false acknowledgement of receipt of network packets to communicate via a lossless protocol packets constructed for transmission via a lossy protocol;

Figure 3C is a flow diagram depicting an embodiment of the steps performed to communicate via a lossless protocol packets constructed for transmission via a lossy protocol;

Figure 4 is a flow diagram depicting one embodiment of steps performed for adjusting the maximum transmission unit parameter;

Figure 5A is a block diagram depicting an environment of a client for providing client-side application-aware prioritization techniques;

Figure 5B is a flow diagram depicting one embodiment of the steps performed to provide client-side application-aware prioritization;

Figure 6A is a block diagram depicting an environment of an apparatus for shielding a network disruption from a device; and

Figure 6B is a flow diagram depicting one embodiment of the steps performed in to shield network disruption from a device.

Description

Certain illustrative embodiments of the present invention are described below. It is, however, expressly noted that the present invention is not limited to these embodiments, but rather the intention is that additions and modifications to what is expressly described herein also are included within the scope of the invention. Moreover, it is to be understood that the features of the various embodiments described herein are not mutually exclusive and can exist in various combinations and permutations, even if such combinations or permutations are not expressly made herein, without departing from the spirit and scope of the invention.

The illustrative embodiments of the present invention are generally directed towards a remote access architecture for providing peer-to-peer communications and remote access connectivity. In one illustrative embodiment, the remote access architecture of the present provides a method for establishing a direct connection between peer computing devices via a third computing device, such as a gateway. The present invention also provides various techniques for optimizing the peer-to-peer communications established with or without the gateway. The peer-to-peer communications may include real-time communications such as voice over internet protocol (VoIP) signaling and media, video, and other real-time data applications such as web collaboration, screen or desktop sharing, and instant messaging. In addition to establishing a peer-to-peer connection via gateway, the present invention also provides the following techniques to optimize peer-to-peer communications: 1) false acknowledgement of receipt of network packets allowing communications via a lossless protocol packets constructed for transmission via a lossy protocol, 2) payload shifting of

network packets allowing communications via a lossless protocol of packets constructed for transmission via a lossy protocol, 3) reduction of packet fragmentation by adjusting the maximum transmission unit (MTU) parameter, accounting for overhead due to encryption, 4) application-aware prioritization of client-side network communications, and 5) network disruption shielding for reliable and persistent network connectivity and access, such as for mobile clients. These techniques may be practiced in peer-to-peer communications between two clients in some embodiments, or in other embodiments, in communications between a client and a gateway or between one computing device via a gateway to another computing device, such as via an SSL VPN gateway of an illustrative embodiment of the present invention.

In the illustrative embodiments of the present invention, the peer-to-peer route optimization technique determines a more optimal route to a resource a client may be trying to access via a gateway. The client and the resource accessed by the client, such as a server or a peer computer, may have a more direct route than via the gateway. For example, the client and the server may be located near each other but distant from the gateway, and thus, are closer to each other than via the gateway. Furthermore, using a gateway causes at least one additional hop in the end-to-end network communications between the client and the server. Instead of the client and server communicating via the gateway using their virtual private network (VPN) assigned internet protocol (IP) network addresses, the gateway and remote access architecture of the present invention facilitates the client and server communicating to each other via a direct route in a peer-to-peer fashion without using the gateway. In some cases, however, the client and server may not have a direct path between each other as either the client and/or server may be behind a firewall, such as a Network Address Translation (NAT) firewall. The peer-to-peer route optimization techniques and remote access architecture of the present invention also provide techniques for the client and server to communicate directly via traversal of the firewall. As such, the peer-to-peer route optimization techniques of the present invention provides a shorter more optimal route between peer computers than via the gateway.

In the illustrative embodiments of the present invention, the false acknowledgement technique of an embodiment of the present invention enables a packet constructed to be transmitted via a lossy protocol to be communicated via lossless protocol. For example, a real time protocol (RTP) may be implemented over a user

datagram protocol (UDP) for voice over IP (VoIP) communications. A lossy or unreliable protocol, such as UDP, may be used for voice communications because, in some real-time voice applications, it may be more important to get network packets to a recipient on time rather than getting the network packets in order or guaranteeing the delivery of network packets. However, by way of virtual private network and remote access solutions using a secure communication and/or tunneling protocol, such as Secure Socket Layer (SSL) or Transport Layer Security (TLS), a real-time application data constructed to be transmitted via a lossy protocol, such as UDP, may be communicated via a lossless or reliable protocol such as a transport control protocol (TCP). The techniques of the present invention allow a lossy protocol, such as RTP over UDP, to be communicated via a lossless protocol such as TCP, while avoiding one or more of the lossless characteristics of the lossless protocol from being applied to the communication. In the illustrative embodiment of the present invention, this technique communicates a false acknowledgement of receipt of the lossless protocol network packet to the corresponding network stacks to prevent the lossless protocol from executing algorithms that provide for reliability of the protocol. Using this technique, the lossy protocol can be communicated over a lossless protocol, such as via TCP, SSL or via a tunneling protocol of a gateway, for example, to make the communication secure, and have the lossy protocol network packets get to the recipient on time rather than getting to the recipient reliably. In one embodiment, this technique can be used to securely communicate real-time data communications such as VoIP over SSL or TLS between peers or via a gateway.

The illustrative embodiments of the present invention also provide another technique of payload shifting that enables a packet constructed to be transmitted via a lossy protocol to be communicated via lossless protocol. A first computing device receives a first packet to be transmitted using an unreliable transport protocol, and creates a first TCP packet including a first payload of the received first packet. The first TCP packet is created with a TCP header having information associated with a TCP connection established between the first and a second computing device. The first TCP packet is transmitted to the second computing device. A second packet to be transmitted using an unreliable transport protocol is received by the first computing, which in turn creates a second TCP packet including the payload of the received second packet but with the TCP header information of the first TCP packet. The second TCP packet is

transmitted to the second computing device before receiving an acknowledgement of the receipt of the first TCP packet from the second device. As such, the payload shifting technique communicates multiple unreliable transport protocol payloads under a TCP header until an acknowledgement of receipt is received.

In the illustrative embodiments of the present invention, the maximum transmission unit adjustment technique reduces the reported size of the maximum transmission unit (MTU) parameter of a network stack of a client to take into consideration the effect of the network packet size due to encryption of a payload. Encryption of the payload of a network packet increases the size of the network packet communicated to or by the client, and may cause a network packet to be fragmented. For example, a server may communicate to the client a network packet via an SSL gateway to the client. Although the server sends a network packet that should meet the MTU size the network stack of the client can handle, the encryption provided by the gateway increases the size of the network packet before it reaches the client. This may cause the network packet communicated from the server to the client via the gateway to be fragmented as the increased packet size from encryption may be too large for the MTU size of the client. The technique of the present invention adjusts the client's reported MTU size to report a smaller size to take in account for the overhead of the encryption. This technique reduces network fragmentation or otherwise prevents non-optimal fragmentation.

In the illustrative embodiments of the present invention, the prioritization technique provides for client-side and application-aware prioritization of network communications. That is, the remote access client of the present invention manages and controls network communication prioritizations on the client. The prioritizations are based on priorities of the application on the client. The remote access client transparently intercepts network communications associated with applications executing on the client, detects the network communication is associated with an application, and determines priorities for the network communications based on a priority for the application. For example, an application on the client may be communicating real-time data communications, such as VoIP, to a peer client or via a gateway. The remote access client may intercept a network packet, and detect, for example, the network packet contains real-time data or is from a VoIP application. The remote access client may indicate a priority for this network packet such that the network packet may be

communicated ahead of non-real-time data communications or ahead of network communications from other applications. As such, the prioritization techniques of the present invention may improve or increase the performance, operational characteristics, and user experience on the client based on the applications running on the client.

In the illustrative embodiments of the present invention, the network disruption shielding technique provides a persistent and reliable connection of a client to a network, such as a peer-to-peer communication session or a connection to a gateway. For example, a mobile client, such as a laptop with a software based IP telephone, may connect to a network for VoIP communications. A temporary disruption in a network connection may occur when the mobile client roams between different access points in the same network, or when the client switches between networks (*e.g.*, from a wired network to a wireless network). This disrupts the network service to the client and may drop the VoIP telephone call. Additionally, as the mobile client moves between access points, the mobile client may obtain a different IP network address, such as from a new Dynamic Host Configuration Protocol (DHCP) lease. This can also cause network connectivity and VoIP telephone communication disruption. The techniques of the present invention detects a disruption in the network and shields a portion of the network stack from the network disruption. The shielded portion of the network stack is maintained while the other portion of the network stack is reestablished and reconnected to the network. Once the network is available, the present invention continues with the client's network communications. In some embodiments, the network communications are queued during the network disruption and transmitted once the network is available. In other embodiments, such as for real-time data communications, network packets are dropped during the disruption to prevent the queuing of network packets that may cause latency in the real-time communication, such as VoIP telephone call.

Although the illustrative embodiments of the present invention may be generally described in connection with an internet protocol (IP) based protocol, such as a transport control protocol (TCP) or user datagram protocol (UDP), the techniques of the present invention may be used in any other types of networking environments with other networking protocols, such as any Internetwork Packet Exchange (IPX) protocol based networks using a Sequenced Packet Exchange (SPX) protocol. Also, although a lossy or unreliable protocol such as UDP and a lossless or reliable protocol such as TCP may be used for illustrating an embodiment of the present invention, any lossless/reliable and

lossy/unreliable protocol as known to those ordinarily skilled in the art may be used in practicing the operations of the present invention described herein. Furthermore, although some of the illustrative embodiments of the present invention may be described below in relation to real-time data communications, such as VoIP, the techniques of the present invention may be applied for non-real-time data communications as one ordinarily skilled in the art will also recognize and appreciate.

Additionally, at times, the illustrative embodiments of the present invention may be described in regards to peer-to-peer communications. In one aspect, a peer-to-peer model comprises a type of network in which any computer can act as both a server by providing access to its resources to other computers, and can act as a client by accessing shared resources from other computers. Although in another aspect, a peer-to-peer model may not comprise a notion of a client and a server, a client and a server may provide peer-to-peer communications as well as client to client, server to server, or a client/server to a computing device such as a gateway. In an additional aspect, peer-to-peer communications comprises a process whereby computers can exchange information between each other directly without the assistance of a third party network or a device, such as a gateway. Although peer-to-peer communications may be generally described as direct communication between computers, there may be other network elements between the computing devices to facilitate the transmission and/or communication, such as for example, a network hub.

Furthermore, although the illustrative embodiments of the present invention may be described peer-to-peer, point-to-point, client to server, or otherwise, one ordinarily skilled in the art will recognize and appreciate that the present invention may be practiced between computing devices in any manner via any network topology, and that any reference to peer-to-peer, client/server, or otherwise is not intended to limit the present invention in any way.

In one aspect, the present invention is related to a remote access architecture having a remote access client for communicating to a network via a gateway or peer-to-peer to another remote access client or another computing device. The remote access architecture of the present invention provides systems and methods for securely communicating network traffic transmitted between a private network behind a gateway to a client on an external network, such as public network. The remote access architecture of the present invention enables separation of the client from the private

network by providing network address translation (NAT) functionality on the gateway. A VPN gateway that uses Network Address Translation (NAT(provides masquerading of IP addresses of a client to shield the private network from direct layer-2 access by the client.

Referring now to Figure 1A, the environment 180 depicts a system for deploying the remote access architecture in an illustrative embodiment of the present invention. In brief overview, the environment 180 includes multiple computing devices 102a-102c (herein also referred to as clients 105a-105c) connected to a network 104 via one or more network connections 341a-341n. One or more of the clients 105a-105n may connect to a server 102a, a server farm 102e, or a peer computing devices 102d via a gateway 350.

Each client 105a-105n includes a remote access client 120a-120c, which will be described in more details in connection with Figure 1C, and one or more applications 338a-338n. Each of the clients 105a-105n communicate over the network 104 to the gateway 340 via a tunneling or gateway connections 341a-341n using any type and/or form of suitable tunneling or gateway protocols. In some embodiments, the gateway connections 341a-341n may be used for communicating securely, such as via encapsulating and encryption, or otherwise may use any other protocols, such as any real-time, lossless, or lossy protocol. In other embodiments, the gateway 340 provides a virtual private network connection between one or more of the clients 105a-105n and any of the computing devices 102d-102n.

The client 105 can be any type and/or form of computing device 102 that can run one or more applications 338 that access a network, such as network 104. The application 338 can be any type and/or form of application such as any type and/or form of web browser, web-based client, client-server application, a thin-client computing client, an ActiveX control, or a Java applet, or any other type and/or form of executable instructions capable of executing on client 105 or communicating via a network 104. The application 338 can use any type of protocol and it can be, for example, an HTTP client, an FTP client, an Oscar client, or a Telnet client. In some embodiments, the application 338 uses a remote display or presentation level protocol. In one embodiment, the application 338 is an ICA client, developed by Citrix Systems, Inc. of Fort Lauderdale, Florida. In other embodiments, the application 338 includes a Remote Desktop (RDP) client, developed by Microsoft Corporation of Redmond, Washington.

In other embodiments, the application 338 comprises any type of software related to VoIP communications, such as a soft IP telephone. In further embodiments, the application 338 comprises any application related to real-time data communications, such as applications for streaming video and/or audio.

The clients 105a-105n may access any of the resources provided via computing devices 102d-102n which may be on the same network 104, or which may be on a separate network, such as a private network. In some embodiments, computing devices 102a-102n may be on a network disconnected and not routable from the network 104 of the clients 105a-105n. In one embodiment, any of the clients 105a-105n may communicate with a peer computing device 102d having a remote access client 102n and application 338d. For example, the application 338d may comprise a portion of a client/server or distributed application corresponding to any of the applications 338a-338c on clients 105a-105n. In some embodiments, any of the remote access clients 120a-120n may communicate with the remote access client 120n via the gateway 340.

In another embodiment, any of the clients 105a may communicate via the gateway 340 to a server 102e running an application 338e, which for example, may be an application server providing email services such as Microsoft Exchange manufactured by the Microsoft Corporation of Redmond, Washington, a web or Internet server, or a desktop sharing server, or a collaboration server. In some embodiments, any of the application 338e may comprise any type of hosted service, such as GoToMeeting.com provided by Citrix Systems, Inc. of Ft. Lauderdale, Florida, WebEx.com provided by WebEx, Inc. of Santa Clara, California, or LiveMeeting.com provided by Microsoft Corporation of Redmond, Washington.

In another embodiment, any of the clients 105a may communicate via the gateway 340 to a server farm 102n or server network, which is a logical group of one or more servers that are administered as a single entity. The server farm 102n may be running one or more applications 338N, such as an application 338f providing a thin-client computing or remote display presentation application. In one embodiment, the server 102e or server farm 102n executes as an application 338e-338n, any portion of the Citrix Access Suite™ by Citrix Systems, Inc., such as the MetaFrame or Citrix Presentation Server™, and/or any of the Microsoft Windows Terminal Services manufactured by the Microsoft Corporation.

Still referring to Figure 1A, the gateway 340 may comprise any type and/or form of gateway, such as a remote access server, that may be used to connect one or more computing devices on one network to other networks. In another aspect, the gateway 340 may be used to provide a virtual private network connection to give a client 105a-105c access to a private network. In a further aspect, the gateway 340 may be a hardware or software set-up that translates between two dissimilar protocols or disjoint or disconnected networks or systems. The gateway 340 may comprise a specialized hardware or networking device, or may be a computing device configured to act as a gateway. As such, the gateway 340 may comprise software, hardware, or any combination of software and hardware. In one embodiment, the client 105 and the gateway 340 communicate via any type and/or form of gateway or tunneling protocol 341a-341n, such as SSL or TLS, or the Citrix Gateway Protocol manufactured by Citrix Systems, Inc. of Ft. Lauderdale, Florida.

In some embodiments, the gateway 340 may decrypt encrypted packets received from a client 105a-105c, and may encrypt packets communicated to a client 105a-105n. The gateway 340 may be used to protect a private network, such as network 104. In some embodiments, the gateway 340 associates a client 105a-105c with a private IP address or an IP address of the private network. In one of these embodiments, when the gateway 340 receives a packet from the client 105a-105c, the gateway 340 transforms the IP address of the packet to the IP address associated with the client 105a-105c for the private network. In some embodiments, the gateway 340 may apply access control policies to network traffic to and/or from a client 105a-105c. For example, access controls policies may be applied to a packet received from the client prior to routing the packet to a final destination.

In one embodiment of the gateway 340, once a frame enters the gateway 340 via an SSL tunnel, the packet and its payload are dispatched via callbacks into a handlers executing in user mode, which provide functionality for SSL decryption. In another embodiment, openSSL may be used. In other embodiments, a hardware accelerator is used. In a further embodiment, the gateway 340 comprises one or more blades for providing remote access. Once the packet is decrypted, it is injected into an HTTP network stack where headers are assembled and passed on to the remote access blade. In a remote access blade, a packet is classified by the type of data contained within the packet. In one embodiment, the packet contains an HTTP header requesting login and

registration. In another embodiment, the packet seeks TCP/UDP/RAW/OTHER connection establishment. In still another embodiment, the packet contains connection-specific data. In yet another embodiment, the packet contains a special feature request such as collaboration with other users, fetching of user directory and presence or requesting telephony functionality such as conferencing and web cast. The remote access module dispatches the packet appropriately to the corresponding sub handler. For example, the client 105 may request that a connection be set up to a specific machine on the private network behind the gateway 340. The remote access module may consult with the access control module and if a positive response is returned, the remote access module may grant the request. In some embodiments, the remote access module 120 may grant the request by injecting subsequent frames on the private network using a frame forwarding module utilizing NAT/PAT to correlate incoming frames to corresponding SSL tunnels 341a-341n to a client 105a-105c.

The network 104 as illustrated in Figure 1A can be any type of network. The network 104 can be a local-area network (LAN), such as a company Intranet, a metropolitan area network (MAN), or a wide area network (WAN), such as the Internet or the World Wide Web. The topology of the network 104 may be a bus, star, or ring network topology. The network 104 and network topology may be of any such network or network topology capable of supporting the operations of the present invention described herein. The client 108 and gateway 340 can connect to one or more networks 104 through a variety of connections including standard telephone lines, LAN or WAN links (e.g., T1, T3, 56 kb, X.25, SNA, DECNET), broadband connections (ISDN, Frame Relay, ATM, Gigabit Ethernet, Ethernet-over-SONET), and wireless connections or any combination thereof. Connections can be established using a variety of communication protocols (e.g., TCP/IP, IPX, SPX, NetBIOS, Ethernet, ARCNET, Fiber Distributed Data Interface (FDDI), RS232, IEEE 802.11, IEEE 802.11a, IEEE 802.11b, IEEE 802.11g, and direct asynchronous connections).

In one embodiment of the present invention, the gateway 340 illustrated in Figure 1A is used to facilitate a direct peer-to-peer connection between computing devices 102a-102n. For example, client 105a may establish a tunneling session with the gateway 340 to access the peer computing device 102d. The gateway 340 negotiates with the remote access client 120a of client 105a and the remote access client 120n of computing device 102d to enable the client 105a to directly connect to the computing

device 102d without traversing the gateway 340. Once the network connection between the client 105a and computing device 102d is established, the client 105a can communicate in a peer-to-peer manner with computing device 102d. The gateway 340 of the present invention can facilitate a direct peer-to-peer connection between any of the computing devices 102a-102n illustrated in the environment 180. In one embodiment, the gateway 340 can facilitate a peer-to-peer connection between any of the clients 105a-105n, for example between client 105a and client 105b or between client 105b and client 105c. In another embodiment, the gateway 340 facilitates a peer-to-peer connection between computing devices 102d-120n, for example, between computing device 102d and server 102e or server farm 102n. In other embodiments, the gateway 340 facilitates a peer-to-peer connection between one of the clients 105a-105n and one of the computing devices 102d-102n. The techniques of facilitating a peer-to-peer connection via the gateway 340 will be discussed in more detail below in conjunction with Figures 2A and 2B.

Referring now to Figure 1B, the remote access client 120 of the present invention may be used in an illustrative embodiment of a peer-to-peer connection without a gateway 304. For example, the gateway 340 may facilitate a peer-to-peer connection between any of the computing device 102a-102n illustrated in Figure 1, and thereafter the computing devices 102a-102n communicate directly to each other in a peer-to-peer manner. In other embodiments, any computing device 102a may communicate directly to another computing device 102b or 102c via a network 104 without a gateway 340 facilitating the connection.

In brief overview of Figure 1B, the remote access client 120a may be deployed on a client 102a running one or more application 338a. The computing device 102a may connect over the network 104 to computing device 102b and/or computing device 102c. Computing device 102b may be a peer or client computing device also comprising a remote access client 120b. In some embodiments, remote access client 120a and 120b may communicate with each other via network 104, and may work in conjunction with each other for application 338a to communicate to application 338b, such as for a web-based or client/server application. In other embodiments, the remote access client 120a may communicate with computing device 120c which may be a server that does not execute a remote access client 120.

Figure 1C depicts a block diagram illustrating a system having a remote access client 120 for routing network packets from a client 105 to a network 104. In brief overview, the system includes a computing device102 (herein also referred to as a client 105) having an operating system that includes a user mode 332, also referred to as an application or user space, and a kernel-mode 334, which may be also referred to as the kernel or system level space. The client 105 runs an agent 326 that in one embodiment, may run in user-mode 332. The client 105 also runs a filter 322, which may, in one embodiment, execute in kernel-mode or the kernel space 334. In one embodiment, the filter 322 and the agent 326 form the remote access client 120 for routing packets via a network, or for otherwise providing remote access connectivity in accordance with the operations of the present invention described herein. The remote access client 120, or any portion thereof, such as the agent 326 or the filter 322, may execute in user-mode 332 or kernel-mode 334.

The client 105 may also have a network stack 310, which may comprise one or more network layers, such as any networks layers of the Open Systems Interconnection (OSI) communications model as those skilled in the art will recognize and appreciate. The network stack 310 may comprise one or more protocols, such as the TCP/IP protocol over Ethernet or a wireless protocol, such as IEEE 802.11, as those skilled in the art will recognize and appreciate. Furthermore, the network stack 310 may include one or more network drivers supporting the one or more layers, such as a TCP driver or a network layer driver. The network drivers may be included as part of the operating system of the computing device 102 or as part of any network interface cards or other network access components of the computing device 102. Additionally, any of the network drivers of the network stack 310 may be customized, modified or adapted to provide a custom or modified portion of the network stack 310 in support of any of the techniques of the present invention described herein. Additionally, some portions of the network stack 310 may operate in kernel-mode 334 while other portions run in user-mode 332, such as an application layer of the network stack 310.

The filter 322 may include a packet capturing mechanism 365, and the filter 322 and/or packet capturing mechanism 365 may comprise a network driver, such as a network driver operating at any layer, or portion thereof, of a network stack 310 of the client 105. The filter 322 and/or the packet capture mechanism 365 may comprise a driver complying with the Network Driver Interface Specification (NDIS), or a NDIS

driver. In another embodiment, the filter 322 and/or the packet capture mechanism 365 may comprise a min-filter or a mini-port driver. The packet capture mechanism 365 may also in some embodiments operate in kernel mode 334. Although the packet capture mechanism 365 is illustrated as part of the filter 322, the packet capture mechanism 365 may be separate from the filter 322. Additionally, the filter 322 and the packet capture mechanism 365 may operate at different layers, or portions thereof, of a network stack of the client 105.

The filter 322 may use a filter table for filtering packets. The filtering table is used to determine what action to take against packets, such as packets intercepted by the packet capture mechanism 365. The filter 322 can inspect the contents of the packets, such as routing information, to determine the action to take based on the filtering table. In some embodiments, the filter 322 may drop or accept the network packets depending on their content. In other embodiments, the filter 322 may route the network packets to the agent 326 based on the packets content and/or the filtering table. The filter table may also be used to ensure that unwanted packets are discarded. The filter 322 may be used to deny access to particular protocols or to prevent unauthorized access from remote computers by discarding packets to specified destination addresses.

In some embodiments, the filtering table includes information about a private network. In other embodiments, a filter 322 on a client computing device 102 receives the filtering table. In one of these embodiments, the filter 322 receives the filtering table from an application 338 or an agent 326 on the computing device 102. In another of these embodiments, the filter 322 receives configuration settings from the agent 326 and stores the configuration settings in a filtering table.

The packet capture mechanism 365 may intercept any of the network traffic of the client 105, such as network packets associated with the application 338. In some embodiments, the packet capture mechanism 365 intercepts network traffic transparently to the application 338, the agent 326, the gateway 340, or to any portion of the network stack 310 of the client 105, such as any other driver or layer operating at a layer above or below the layer the packet capture mechanism 365 operates. In this manner, the present invention can be used with and support any of the techniques described herein and for any application and any protocol used by the application. In one embodiment, the packet capture mechanism 365 intercepts outbound packet traffic, such as any network traffic communicated via network 104 and/or gateway 340. The packet capture

mechanism 365 may forward the packets to the agent 325 or a frame monitor mechanism 360 of the agent 326. In some embodiments, the filter 322 communicates with the agent 326 via asynchronous I/O control messages. In one of these embodiments, the packet capture mechanism 365 may forward packets addressed to a private network behind a gateway 340 via asynchronous I/O control messages. In other embodiments, the filter 322 communicates with the agent 326 running in the user space 334 via UDP packets. In one embodiment, the filter 322 receives configuration settings from the agent 326 driver via asynchronous I/O control messages. The configuration settings may include information regarding which networks, protocols, or types of packets to filter. In one embodiment, the filter 322 stores the configuration settings in a filtering table. In another embodiment, the filter 322 receives a filtering table including the configuration settings.

In one embodiment, the filter 322 intercepts all outbound packets of the client 105 for inspection. For example, in some embodiments, the filter intercepts a packet generated by an application 338 executing in user-mode 332 for transmission by the client 105. If the packet satisfies a condition listed in the filtering table, the filter 322 may transmit the packet to the agent 326 and not to the original destination of the packet. The filter 322 may use an asynchronous I/O control message to forward the packet to the agent 326. The filter 322 may transmit the packet to the agent 326 in accordance with or responsive to a routing table .

In some embodiments, the agent 326 and the filter 322 communicate via an IOCTL application programming interface (API), such as any IOCTL libraries and function calls provided by the Microsoft Windows family of operating systems. In other embodiments, the IOCTL based interface between the agent 326 and the filter 322 may be provided by any portion of the operating system running on the client 105. Although discussed in terms of I/O control message and the IOCTL interface, the agent 326 and the filter 322 may communicate via any suitable mechanism and/or means.

The kernel 334 of client 105 may include an NDIS interface. In some embodiments, the NDIS interface includes a plurality of intermediate filters. In one embodiment, a packet passes through the NDIS interface and may be inspected by the plurality of intermediate filters. Although the filter 322 may be provided as an NDIS driver, the filter 322 may also be a process or other set or type of executable instructions executing in the kernel 334.

The agent 326 of the present invention may execute in the application space 332 or user-mode on the client 105. In other embodiments, the agent 326 operates in kernel-mode 334. In some embodiments, the agent 326 provides functionality for receiving packets from the filter 322. In other embodiments, the agent 326 provides functionality for applying a policy to a received packet. In still other embodiments, the agent 326 provides functionality for managing an SSL tunnel to the gateway 340. In yet other embodiments, the agent 326 provides functionality for encrypting and transmitting a packet to the gateway 340. The agent 326 may include frame monitor mechanism 360. The frame monitor 360 may include policies and logic for applying a policy to a received packet. The agent 326 may transmit a packet to a gateway 340 responsive to a policy-based determination made by the frame monitor 360.

In some embodiments, the frame monitor 360 may apply a policy to determine a condition of the client 105, or endpoint, at the time of transmission of the packet. In other embodiments, the frame monitor 360 may identify an application 338 that generated the packet. In some of these embodiments, the frame monitor 360 may make a policy-based determination to transmit the packet to the gateway 340 responsive to the identified application 338. In another embodiment, the frame monitor 360 may perform a checksum on the packet to verify that the identified application actually generated the packet.

In other embodiments, the packet capture mechanism 365 may be included in the agent 326 instead of or in addition to the filter 322. As such, the agent 326 may intercept network traffic. The packet capture mechanism 365 may use any hooking application programming interface (API) to intercept, hook, or otherwise obtain inbound and/or outbound packets of the client 105, such as the network traffic associated with application 338.

In one embodiment, a TCP connection is initiated by an application 338 executing on the client 105 for transmission of IP packets to a target computing device, such as computing device 102c of Figure 1B or the gateway 340 in Figure 1A. The remote access client 120 may intercept or capture the IP packets generated by the application 338. The remote access client 120 may send a TCP acknowledgement packet to the application 338 and terminate the TCP connection initiated by the application 338. Then, the remote access client 120 creates a second TCP connection to the second computing device 102c or the gateway 340 and transmits the captured IP

packets via the second TCP connection. In some embodiments, the remote access client 120 may store a captured IP packet in a buffer. In these embodiments, the remote access client 120 may transmit the buffered IP packets via the second TCP connection to the second computing device 102c. Storing the captured IP packets in a buffer enables preservation of the packets in the event of a disruption in the network connection.

In one embodiment, upon receipt of the captured IP packets, the gateway 340 may create a third TCP connection between the gateway 340 and the targeted computing device 102d, such as in Figure 1A. The gateway 340 may maintain a port-mapped Network Address Translation (NAT) table, enabling the gateway 340 to transmit response packets from the target computing device 102d to the port monitored by the application 338 that originally generated the IP packet on the client 105. Because the client 105 communicates only with a public network address of the gateway 3400, the client 105 is unaware of the network address of the target computing device 102d, increasing security to the network on which the target computing device 102d resides. Similarly, since the gateway 340 originates the TCP connection to the target computing device 102d, the target computing device 102d does not receive the address information of the client 105, protecting the client 105 and the network on which it resides. Additionally, since the gateway 340 receives the IP packets, the gateway 340 may make a determination responsive to a policy or security check as to whether or not to transmit the IP packets to the target computing device 102d, further increasing protection to the network on which the target computing device 102d resides.

In one embodiment, the present invention provides a method for securing a packet transmitted from a private, secured network behind a gateway 340 to a client 105 on an external network 104. The invention enables separation of the client 105 from the private network by providing network address translation (NAT) functionality on the gateway 340. A VPN gateway that uses NAT provides masquerading of IP addresses of a client 105 to shield the private network from direct layer-2 access by the client 105.

In one aspect, any portion of the remote access client 120, such as the agent 326, frame monitor 360, the filter 322, and packet capture mechanism 365, or any portion thereof may comprise software, hardware, such as an ASIC or an FPGA, or any

combination of software and/or hardware. In some embodiments, portions of the remote access client 120 may be provided via one or more blades on the client 105.

Although the remote access client 120 is illustrated with multiple components, such as an agent 326 and a filter 322, one ordinarily skilled in the art will recognize and appreciate that the operations and functionality of the remote access client 120 described herein may be practiced in a single mechanism or single component. For example, in some embodiments, the operations and functionality of the remote access client 120 may be included within an application 338. In one embodiment for example, the functionality and operations of the remote access client 120 may be provided just as an agent 326, and in another embodiment, just as a network driver, such as the filter 322.

In some embodiments, the remote access client 120, or any portion thereof, such as the agent 326, frame monitor 360, the filter 322, and packet capture mechanism 365 may comprise an application, module, service, computer program, software component, web service, web component, library, function, process, task, thread, or any other type and/or form of executable instruction which is designed to and capable of executing the functionality of the present invention as described herein, and which may operate in any portion or combination of user-mode 332 and/or kernel-mode 334.

As illustrated in Figures 1A-1C, the remote access client 120 of the present invention may be deployed and used in a variety of ways to communicate and provided remote access over a network to other computing devices, such as via a gateway 340 or directly between peer computing devices. In these variety of environments, the remote access client 120 may be used to practice one or more of the optimization techniques of the present invention as described in more detail below. For example, the remote access client 120 may be used for optimizing any real-time data communications, such as VoIP, desktop sharing, or web conferencing in any of the illustrative environments of Figures 1A-1C.

In the illustrative embodiments of Figures 1A-1C, the computing devices 102a-120n, such as for any of the clients 105, server, or the gateway 340, may be provided as any type and/or form of computing device such as a personal computer or computer server of the sort manufactured by the Hewlett-Packard Corporation of Palo Alto, California or the Dell Corporation of Round Rock, TX. Figures 1D and 1E depict block diagrams of a computing device 102 useful for practicing an embodiment of the present invention. As shown in Figures 1D and 1E, each computing device 102 includes a

central processing unit 102, and a main memory unit 104. As shown in Figure 1D, a typical computing device 102 may include a visual display device 124, a keyboard 126 and/or a pointing device 127, such as a mouse. Each computing device 102 may also include additional optional elements, such as one or more input/output devices 130a-130b (generally referred to using reference numeral 130), and a cache memory 140 in communication with the central processing unit 102.

The central processing unit 102 is any logic circuitry that responds to and processes instructions fetched from the main memory unit 104. In many embodiments, the central processing unit is provided by a microprocessor unit, such as: the 8088, the 80286, the 80386, the 80486, the Pentium, Pentium Pro, the Pentium II, the Celeron, or the Xeon processor, all of which are manufactured by Intel Corporation of Mountain View, California; the 68000, the 68010, the 68020, the 68030, the 68040, the PowerPC 601, the PowerPC604, the PowerPC604e, the MPC603e, the MPC603ei, the MPC603ev, the MPC603r, the MPC603p, the MPC740, the MPC745, the MPC750, the MPC755, the MPC7400, the MPC7410, the MPC7441, the MPC7445, the MPC7447, the MPC7450, the MPC7451, the MPC7455, or the MPC7457 processor, all of which are manufactured by Motorola Corporation of Schaumburg, Illinois; the Crusoe TM5800, the Crusoe TM5600, the Crusoe TM5500, the Crusoe TM5400, the Efficeon TM8600, the Efficeon TM8300, or the Efficeon TM8620 processor, manufactured by Transmeta Corporation of Santa Clara, California; the RS/6000 processor, the RS64, the RS 64 II, the P2SC, the POWER3, the RS64 III, the POWER3-II, the RS 64 IV, the POWER4, the POWER4+, the POWER5, or the POWER6 processor, all of which are manufactured by International Business Machines of White Plains, New York; or the AMD Opteron, the AMD Athlon 64 FX, the AMD Athlon, or the AMD Duron processor, manufactured by Advanced Micro Devices of Sunnyvale, California. The computing device 102 may be based on any of the above described processors, or any other processor capable of operating as described herein.

Main memory unit 104 may be one or more memory chips capable of storing data and allowing any storage location to be directly accessed by the microprocessor 100, such as Static random access memory (SRAM), Burst SRAM or SynchBurst SRAM (BSRAM), Dynamic random access memory (DRAM), Fast Page Mode DRAM (FPM DRAM), Enhanced DRAM (EDRAM), Extended Data Output RAM (EDO RAM), Extended Data Output DRAM (EDO DRAM), Burst Extended Data Output

DRAM (BEDO DRAM), Enhanced DRAM (EDRAM), synchronous DRAM (SDRAM), JEDEC SRAM, PC100 SDRAM, Double Data Rate SDRAM (DDR SDRAM), Enhanced SDRAM (ESDRAM), SyncLink DRAM (SLDRAM), Direct Rambus DRAM (DRDRAM), or Ferroelectric RAM (FRAM). The main memory 104 may be based on any of the above described memory chips, or any other available memory chips capable of operating as described herein. In the embodiment shown in Figure 1E, the processor 100 communicates with main memory 104 via a system bus 150 (described in more detail below). Figure 1E depicts an embodiment of a computing device 102 in which the processor communicates directly with main memory 104 via a memory port 103. For example, in Figure 1E the main memory 104 may be DRDRAM.

Figures 1D and 1E depict embodiments in which the main processor 100 communicates directly with cache memory 140 via a secondary bus, sometimes referred to as a backside bus. In other embodiments, the main processor 100 communicates with cache memory 140 using the system bus 150. Cache memory 140 typically has a faster response time than main memory 104 and is typically provided by SRAM, BSRAM, or EDRAM.

In the embodiment shown in Figure 1D, the processor 100 communicates with various I/O devices 130 via a local system bus 150. Various busses may be used to connect the central processing unit 102 to any of the I/O devices 130, including a VESA VL bus, an ISA bus, an EISA bus, a MicroChannel Architecture (MCA) bus, a PCI bus, a PCI-X bus, a PCI-Express bus, or a NuBus. For embodiments in which the I/O device is a video display 124, the processor 100 may use an Advanced Graphics Port (AGP) to communicate with the display 124. Figure 1E depicts an embodiment of a computer 102 in which the main processor 100 communicates directly with I/O device 130b via HyperTransport, Rapid I/O, or InfiniBand. Figure 1E also depicts an embodiment in which local busses and direct communication are mixed: the processor 100 communicates with I/O device 130a using a local interconnect bus while communicating with I/O device 130b directly.

The computing device 102 may support any suitable installation device 116, such as a floppy disk drive for receiving floppy disks such as 3.5-inch, 5.25-inch disks or ZIP disks, a CD-ROM drive, a CD-R/RW drive, a DVD-ROM drive, tape drives of various formats, USB device, hard-drive or any other device suitable for installing software and programs such as the remote access client software 120 related to the present invention.

The computing device 102 may further comprise a storage device 128, such as one or more hard disk drives or redundant arrays of independent disks, for storing an operating system and other related software, and for storing application software programs such as any program related to the remote access client 120 of the present invention. Optionally, any of the installation devices 118 could also be used as the storage device 128. Additionally, the operating system and the proxy software 120 can be run from a bootable medium, for example, a bootable CD, such as KNOPPIX®, a bootable CD for GNU/Linux that is available as a GNU/Linux distribution from knoppix.net.

Furthermore, the computing device 102 may include a network interface 118 to interface to a Local Area Network (LAN), Wide Area Network (WAN) or the Internet through a variety of connections including, but not limited to, standard telephone lines, LAN or WAN links (*e.g.*, 802.11, T1, T3, 56kb, X.25), broadband connections (*e.g.*, ISDN, Frame Relay, ATM), wireless connections, or some combination of any or all of the above. The network interface 118 may comprise a built-in network adapter, network interface card, PCMCIA network card, card bus network adapter, wireless network adapter, USB network adapter, modem or any other device suitable for interfacing the computing device 102 to any type of network capable of communication and performing the operations described herein.

A wide variety of I/O devices 130a-130n may be present in the computing device 102. Input devices include keyboards, mice, trackpads, trackballs, microphones, and drawing tablets. Output devices include video displays, speakers, inkjet printers, laser printers, and dye-sublimation printers. The I/O devices may be controlled by an I/O controller 123 as shown in Figure 1D. The I/O controller may control one or more I/O devices such as a keyboard 126 and a pointing device 127, e.g., a mouse or optical pen. Furthermore, an I/O device may also provide storage 128 and/or an installation medium 118 for the computing device 102. In still other embodiments, the computing device 102 may provide USB connections to receive handheld USB storage devices such as the USB Flash Drive line of devices manufactured by Twintech Industry, Inc. of Los Alamitos, California.

In further embodiments, an I/O device 130 may be a bridge 170 between the system bus 150 and an external communication bus, such as a USB bus, an Apple Desktop Bus, an RS-232 serial connection, a SCSI bus, a FireWire bus, a FireWire 800

bus, an Ethernet bus, an AppleTalk bus, a Gigabit Ethernet bus, an Asynchronous Transfer Mode bus, a HIPPI bus, a Super HIPPI bus, a SerialPlus bus, a SCI/LAMP bus, a FibreChannel bus, or a Serial Attached small computer system interface bus.

A computing device 102 of the sort depicted in Figures 1D and 1E typically operate under the control of operating systems, which control scheduling of tasks and access to system resources. The computing device 102 can be running any operating system such as any of the versions of the Microsoft® Windows operating systems, the different releases of the Unix and Linux operating systems, any version of the MacOS® for Macintosh computers, any embedded operating system, any real-time operating system, any open source operating system, any proprietary operating system, any operating systems for mobile computing devices, or any other operating system capable of running on the computing device and performing the operations described herein. Typical operating systems include: WINDOWS 3.x, WINDOWS 95, WINDOWS 98, WINDOWS 2000, WINDOWS NT 3.51, WINDOWS NT 4.0, WINDOWS CE, and WINDOWS XP, all of which are manufactured by Microsoft Corporation of Redmond, Washington; MacOS, manufactured by Apple Computer of Cupertino, California; OS/2, manufactured by International Business Machines of Armonk, New York; and Linux, a freely-available operating system distributed by Caldera Corp. of Salt Lake City, Utah, Java or Unix, among others.

In other embodiments, the computing device 102 may have different processors, operating systems, and input devices consistent with the device. For example, in one embodiment the computer 102 is a Zire 71 personal digital assistant manufactured by Palm, Inc. In this embodiment, the Zire 71 operated under the control of the PalmOS operating system and includes a stylus input device as well as a five-way navigator device.

Moreover, the computing device 102 can be any workstation, desktop computer, laptop or notebook computer, server, handheld computer, mobile telephone, any other computer, or other form of computing or telecommunications device that is capable of communication and that has sufficient processor power and memory capacity to perform the operations described herein.

In one aspect, the present invention is related to providing various techniques for optimizing communications between computing devices, such as depicted in any of the illustrative environments Figures 1A-1C. The present invention provides the following

techniques, which may be practiced stand-alone or in any combination: 1) peer-to-peer route optimization, 2) communications via a lossless protocol of packets constructed for transmission via a lossy protocol, 3) reducing network fragmentation by adjusting maximum transmission unit (MTU) adjustment to account for encryption, 4) client-side application-aware network communication prioritization, and 5) shielding a device from network disruption. The peer-to-peer route optimization technique will be discussed in conjunction with Figures 2A and 2B, techniques for communications via a lossless protocol of packets constructed for transmission via a lossy protocol are discussed in conjunction with Figures 3A and 3B, the MTU adjustment technique in conjunction with Figure 4, the client-side application-aware prioritization technique in conjunction with Figures 5A and 5B, and the network disruption shielding in conjunction with Figures 6A and 6B.

In one aspect, the present invention is related to providing a peer-to-peer route optimization technique between a first computing device accessing a second computing device via a gateway, such as the gateway 340 illustrated in Figure 1A. The peer-to-peer routing techniques provides a more optimal and direct communication between computing devices establishing or attempting to establish a communication session via a gateway. The illustrative method 260 of an embodiment of the present invention will be discussed in view of the illustrative environment 200 of Figure 2A. In brief overview, the environment 200 includes a gateway 340 providing remote access connectivity to a private network, such as a network with IP address ranges 10.10.10.XXX. The gateway 340 in association with the private network may have assigned an IP address of 10.10.10.2 for communications on the private network. This private network may include a server 102c. Also, the private network comprises a telecommunication device 210c, such as any type and/or form of VoIP telephone. The telecommunication device 210c is assigned IP address 10.10.10.100 on the private network.

In one embodiment, the server 102 comprises a signaling server, which may provide any type and/or form of signaling services for establishing a communication session between computing devices, such as a first computing device 102a and a second computing device 102b. In one embodiment, the server 102c supports a Session Initiation Protocol, SIP, which is an Internet Engineering Task Force (IETF) standard protocol for initiating an interactive user session that involves multimedia elements such as video, voice, chat, gaming, and virtual reality. In one embodiment, SIP works in the

application layer of the Open Systems Interconnection (OSI) communications model. In some embodiments, the first computing device 102a initiates a session via signaling, such as via the SIP protocol, to the signaling server 102c via signaling path 220. In one embodiment, the signaling server 102c in conjunction with the gateway 340 is used for establishing a media path 225 between the first computing device 102a and the second computing device 102b, such as for a VoIP telecommunication session between telephones 210a and 210b.

The first computing device 102a of environment 200 may be part of a network, private or public, accessing the gateway 340 via network 104 over the connection 341a and traversing the firewall 205a. The firewall 205a provides access to and traversal of a public network, and has assigned the IP address of 24.24.24.100. The first computing device 102a may be in communication with, or interfaced or coupled to a telecommunication device 210a, such as a VoIP communication device, or any other real-time data communication device. The second computing device 102b may be part of a private network and have assigned the IP address of 192.168.20.20. Additionally, the second computing device 102b may include a software based telecommunication device 210b, such as software-based VoIP telecommunication device or program. The second computing device 102b may access the gateway 340 via network 104 over connection 341b and traversing firewall 205b having a public network IP address of 216.216.10.10. The firewalls 205a and 205b may be any type and/or form of firewall as known to those ordinarily skilled in the art, such as a NAT firewall.

The first computing device 102a and second computing device 102b of Figure 2A includes and uses the remote access client 120 of the present invention to provide an ad-hoc peer-to-peer virtual network connectivity in the environment 200. In addition to maintaining a tunnel and virtual private connection, such as an SSL VPN connection, to the gateway 340, the remote access client 120 of the present invention also has logic, functionality, and operations to establish a direct ad-hoc connection, such as an SSL VPN connection, to a peer it is trying to reach. In view of Figure 2A, the illustrative method 260 of Figure 2B will be used to discuss how a peer-to-peer secure communication session is established for the media path 225 in one illustrative embodiment of the present invention. The peer-to-peer routing technique of the present invention as illustrated by method 260 provides better voice quality and reduces latency related to VoIP communications as well as other real-time data communications.

In brief overview of illustrative method 260, at step 262, the computing devices 102a and 102b establish tunneling sessions with the gateway 340. At step 264, the first computing device 102a initiates a session to second computing device 102b via gateway 340 using signaling protocol via the signaling path 220 to signaling server 102b. The session may be initiated by the telecommunication device 102a in communication with the first computing device 102a. At step 266, a signaling server 102c sets up the telecommunication session, and at step 268, provides the first computing device 102a with a first network identifier of the second computing device 102b. The first network identifier comprises the network address, such as a host name or IP address, of the second computing device 102b based on its IP address established via the tunnel 341b with the gateway 340. At step 270, the first computing device 102a communicates to the second computing device 102b using the first network identifier to establish a connection or communication session.

In further overview, at step 272, the gateway 340 intercepts the communications by the first computing device 102a and provides the first computing device 102a a second network identifier for the second computing device 102b. The second network identifier comprises an IP address or host name of the second computing device 102a directly or publicly accessible by the first computing device 102a, such as the last known public IP address of the second computing device 102b. At step 274, in one embodiment, the gateway 340 communicates to the second computing device 102b to request the second computing device 102b establish a swimmer session for first computing device 102a to connect to the second computing device 102b via firewall 205b. In some embodiments, the gateway 340, at step 276, may negotiate or otherwise provide encryptions keys for the first computing device 102a and second computing device 102b. At step 278, the first computing device 102a establishes a direct connection, communication session, or media path 225 to the second computing device 102b. In other embodiments, at step 280, the first computing device 102a and/or second computing device 102b match encryption keys received by the other computing device before allowing communications.

In some embodiments of illustrative step 262, the computing device 102a and 102b may establish a connection with the gateway 340 by any suitable means and/or mechanisms, such as by any type and/or form of tunneling or gateway protocol. In some embodiments, the connections 341a and 341b to the gateway 340 may form a virtual

private network connection, and in other embodiments, may use SSL or TLS to provide secure communications to the private network, such as the private network identified by the IP range 10.10.10.XXX in illustrative Figure 2A. In one embodiment, the computing devices 102a and 102b connect to the gateway 340 by traversing a firewall 205a-205b via a public network, while, in other embodiments, the computing devices 102a and 102b may connect to the gateway 340 via a private network, and may not traverse a firewall 205a-205b. One ordinarily skilled in the art will recognize and appreciate the variety of ways the computing devices 102a-102b may connect to and communicate with the gateway 340.

At illustrative step 264, in one embodiment, the telecommunication device 210a, such as a hard IP phone, initiates a telecommunication session, such as a telephone call, to the telecommunication device 210b, such as a soft IP phone. In some embodiments, the telecommunication device 210a initiates the telephone call by indicating the extension of the telecommunication device 210b. When the telecommunication device 210a initiates the telecommunication session, this initiation, indication, or request to establish a telecommunication session or media session may be sent to the signaling server 102a via SIP protocol, a proprietary signaling protocol, or any other type of protocol suitable for signaling. The signals are communicated via signaling path 220 via the tunneling session 341a to the gateway 230 and reach the signaling server 102c via the intranet routes of the private network behind the gateway 340.

Although the illustrative embodiment of method 260 is discussed in view of VoIP or telecommunication signaling and sessions, one ordinarily skilled in the art will recognize and appreciate that the present invention may be used for initiating any type and/or form of communication session, real-time or otherwise, such as an interactive user session that involves multimedia elements such as video, voice, chat, gaming, and virtual reality. As such, the telecommunication devices 210a-210b, signaling/signal path 220, and signaling server 120a may accordingly and suitably comprise the type and/or form of device, signaling, protocols, and communications corresponding to the type and/or form of communication session.

In some embodiments of illustrative step 266, the signal server 102c may set up, negotiate, or establish any type and/or form of communication session, and in one embodiment the signaling server 102c sets up a telecommunication session, such as the VoIP telephone call initiated by the telecommunication device 210a. When setting up

the telecommunication or other media session, the signaling server 102c, at step 270, instructs, requests, signals or otherwise communicates to the initiating telecommunication device 210a and/or first computing device 102a to contact, signal, connect, or otherwise communicate to the peer telecommunication device 210b via a certain network address. In some embodiments, the network address provided by the signaling server 102c to the initiating telecommunication device 210a comprises the network address for the computing device 102b on the private network, i.e., 10.10.10.XXX, behind the gateway 340. In one embodiment, the network address for the peer telecommunication device 210b may comprise an enterprise private network address.

At this point, instead of contacting the peer telecommunication device 210b via its VPN private IP address, the illustrative method of 260, via the remote access client 120 facilities the telecommunication device 210a and/or the first computing device 102a to directly contact the peer or target telecommunication device 210b or the second computing device 102b. The techniques of the present invention is not specific to any VoIP protocol, and may be applied to any other protocols, such as any peer-to-peer protocol between computing devices. The techniques of the present invention makes decisions by way of the IP address of the resource a client is trying to connect with.

At step 270, when the telecommunication device 210a initiates a data connection to the telecommunication device 210b with the first network address provided by the signaling server 120c at step 268, such as the VPN private IP address of the soft IP phone, the gateway 340 intercepts the communication to provide the telecommunication device 210 and/or first computing device 102b with a second network address for contacting the telecommunication device 210b. In one embodiment, the gateway 340 intervenes and sends an out of band signal over the same established VPN tunnel 341a to the first computing device 102a that is facilitating traffic for the hard IP phone 210a. One ordinarily skilled in the art will recognize and appreciate that the gateway 340 may communicate to the telecommunication device 210 and/or computing device 102a that network address for contacting the computing device 102b and/or telecommunication device 210b directly by any suitable means and/or mechanisms. For example, the gateway 340 may communicate the second network address to the first computing device 102a via a second tunneling session.

In some embodiments, the gateway indicates to the first computing device 102a of the last known public IP address that the second computing device 102b which is running the soft IP phone 210b used to contact the gateway 340. In other embodiments, this public IP may not be the actual IP address of the second computing device but may be the IP address of the firewall 205b that the second computing device 102b is behind. If the computing device 210a contacts the public IP address of the firewall 205b directly, packets may be rejected by the firewall 205b. In these embodiments, the gateway 340 instructs the computing device 102b to establish what is known to those skilled in art as a swimmer session to the first computing device 102a. A forward hole is punched in the firewall 205b via which the first computing device 102a can traverse or get back in. In other embodiments, any suitable means and/or mechanism may be used to allow the first computing device 102a to traverse the firewall 205b to connect and communicate with the second computing device 102b.

Although illustrative method 260 is discussed in conjunction with environment 200 of Figure 2A having the second computing device 102n behind a firewall 205a, as one ordinarily skilled in the art will recognize and appreciate, the illustrative method 260 can be used in environments where the second computing device 102b is directly accessible without traversing a firewall 205a. As such, the illustrative method 260 may not need to at step 274 instruct the second computing device 102b to provide a swimmer session or other mechanism for the first computing device 102a to connect to the second computing device 102b.

In some embodiments, the gateway 340, at step 276, may negotiate a secret key between the computing devices 102a-103b for secure communications. The remote access client 120 on the computing devices 102a-102b may use this key for secure and encrypted communicates, and/or to authenticate or authorize the other computing device. In other embodiments, to ensure that malicious computing devices do not take advantage of this open hole, the gateway 340 at step 276 negotiates a secret key between the two computing devices 102a and 102b and the respective remote access clients 120 ensure that the keys match before allowing data communication. For example, in the embodiment of establishing a swimmer session, this key ensures that the packets coming in the open hole are from the computing device that the swimmer session was meant for.

In other embodiments, the gateway 340 does not perform step 276 to provide a secure mechanism of peer-to-peer communication sessions between the computing

devices 102a-102b. For example, the computing devices 102a-102b may be in the same private enterprise network and therefore, may be trusted. In further embodiments, instead of the gateway 340 negotiating a secret key, the computing devices 102a-102b use any suitable means and/or mechanism for authenticating and/or authorizing the other computing device for peer-to-peer communications. In some embodiments, the computing devices 102a-102b may authenticate and/or authorize via the gateway tunneling sessions, such as via path 341a, or at step 280, via the media path 225 established at step 278. For example, the remote access clients 120 of each computing device 102a-102b may check for matching keys over established media path 225 before allowing any data to be communication over the connection 225.

At step 278, the direct media path 224 for any type and/or form of communications is established between the computing devices 102a-102b without traversing the gateway 340, and, in some embodiments, not using the respective VPN assigned IP addresses of the computing devices 102a-102b but instead their public IP address or the IP address assigned to them by their resident network. Using the techniques of the present invention, the respective remote access client 120 of computing devices 102a-102b act as temporary peer-to-peer SSL gateways to each other, decrypting each other's SSL session directly without communicating via the gateway 340. The direct peer-to-peer communication session via path 225 avoids the extra-hop via the gateway 340. This will reduce any latency due to taking a longer route via the gateway 340, and will improve the quality, performance, and experience of real-time data communications, such as the VoIP communications illustrated in Figure 2A.

In some embodiments, the gateway 340 may be configured to automatically perform the techniques of illustrative method 260 every time a computing device 102 is trying to establish a peer-to-peer communication session or otherwise access a resource via the gateway 340. In other embodiments, the gateway 340 may be configured to automatically perform the techniques of the illustrative method 260 only for a certain IP address range either for a source IP address, a destination IP address, or any combinations thereof. In further embodiments, the gateway 340 may perform this technique based on the type of application and/or resource being accessed via the gateway 340. For example, in one embodiment, the gateway 340 may automatically perform this technique for any type of desktop or screen sharing application sharing screen data via the gateway 340. In other embodiments, the gateway 340 may determine

to perform this technique based on any type and/or form of business rules, access control policies, or other configuration, algorithm, and statistics. For example, the gateway 340 may perform this technique based on ping-based timing statistics between peer computing devices. If the peer computing devices are closer to each other than the gateway 340, the gateway performs the peer-to-peer routing technique. One ordinarily skilled in the art will recognize and appreciate the various ways the gateway of the present invention may be adapted or otherwise configured to perform the peer-to-peer routing technique of the present invention.

In one aspect, the present invention is related to allowing communications via a lossless protocol packets constructed for transmission via a lossy protocol. In one technique illustrated in Figure 3B, the present invention use a false acknowledgement technique when communicating a lossy or unreliable protocol via a lossless or reliable protocol, such as, for example, communicating RTP over UDP via a TCP or SSL/TCP connection. In another technique illustrated in Figure 3C, the present invention uses payload shifting to communicate via a lossless protocol packets constructed for transmission via a lossy protocol. In some embodiments, these techniques of the present invention helps achieve Transport Layer Security (TLS) at a UDP level as one ordinarily skilled in the art will recognize and appreciate in view of the description below.

The illustrative method 360 of the embodiment of the present invention for practicing the false acknowledgement technique will be discussed in view of the illustrative environment 300 of Figure 3A and additionally in view of Figures 1A-1E. In brief overview, the environment 300 comprises a client 105a of computing device 102a in communications with a peer client 105b of computing device 102b or alternatively, the gateway 340 via network 104. In some embodiments, the client 105a may traverse IP routers 305a-305b or the network 104 may have IP routers 305a-305b. Although, in other embodiments, the computing devices 102a-102b and gateway 340 may be on the same network 104. Additionally, a telecommunication device 210a may be associated with client 105a and a second telecommunication device 210b may be associated with the peer client 105b or the gateway 340.

Client 105a may comprise a first network stack 310a, and the client 105 or gateway 340 may comprise a second network stack 310b. The network stacks 3201a-310a may comprise one or more network layers, such as any networks layers of Open Systems Interconnection (OSI) communications model. For example, as illustrated in

Figure 3A, the network stacks 310a-310b comprises a TCP/IP 343a-343 communication layer communication on top of the frame layer that is suitable as known to those skilled in art for a TCP/IP based network 104. The TCP layer 343a-343b comprises an illustrative embodiments of a reliable or lossless protocol. For example, in TCP 343a-343b as known to those ordinarily skilled in the art, the network stack 310a-310b or any drivers or mechanisms thereof, such as a TCP driver, may perform algorithms and operations, and comprise logic or functionality to provide one or more of the lossless or reliable characteristics of the protocol. For example, to support TCP 343a-343b, the network stack 310a-320b may perform packet ordering, packet retransmission, acknowledgements of receipt of packet, a flow control algorithm, a sliding window algorithm, and/or a nagle's algorithm, and any other reliability related operations and algorithms as one ordinarily skilled in the art will recognize and appreciate in view of TCP 343a-343b or any other lossless protocol.

Additionally, the networks stacks 310a-310b may comprise an SSL 341a-341b layer for supporting SSL or SSL VPN communications. For example, the SSL layer 341a-341b may be used for a gateway or tunneling session between remote access clients 120 or between a remote access client 120 and a gateway 340. As illustrated in Figure 3A, the network stacks 310a-310b may also provides a layer for a lossy protocol 342a-342b, such as UDP, to be communicated over the lossless protocol 343a-343b, such as TCP. In some embodiments, the lossy or unreliable protocol 342a-342b may comprises Real Time Protocol (RTP) over UDP, and may comprise a payload have any type and/or form of real-time data, such any representation of voice or audio. In other embodiments, the lossy protocol 342a-342b may carry the VoIP over communications to and from the client 105a in an established VoIP session, such as a session established via illustrative method 260 discussed above in connection with Figures 2A and 2B. A lossless protocol, such as UDP 342a-342b may be chosen for real-time applications like voice, because it may be more important to get packets to the recipient, such as peer client 105b, on time rather than getting the packets in a reliable manner, such as via a lossless protocol.

The network stacks 310a-310b also include a shim 322a-322b of the remote access client 120 of the present invention. The shim 322a-322b may comprise any portion of the remote access client 120, and in some embodiments, comprises a network driver, network driver interface, or other network layer related mechanism for providing

the false acknowledgement technique of the present invention as described herein. The shim 322a-322b may comprise software, hardware, or any combination of software and hardware. In one embodiment, the shim 322a-322b may operate at the IP layer of the network stack prior to a network packet reaching the TCP layer 343a. In other embodiments, the shim 322a-322b may operate at the TCP layer 343a-343b. One ordinarily skilled in the art will recognize and appreciate that the shim 322a-322b may operate in any manner associated with the layer of operations of the lossless protocol in the network stack 310a-310b, including in or adjacent to the layer of the lossless protocol.

The false acknowledgement technique of the present invention as illustrated by method 360 of Figure 3B allows a lossy protocol, such as UDP 342a-343b, to be communicated via a lossless protocol, such as TCP 343a-343b. By the shim 322a-322b issuing a false acknowledgement of receipt of a TCP packet, the technique of the present inventions prevents or avoid the reliability mechanisms, operations and algorithms of the lossless protocol, such as in the example of TCP 343a-343b, any of the packet ordering, packet retransmission, a flow control algorithm, a sliding window algorithm, and/or a nagle's algorithm. As such, the lossy protocol 342a-342b can be communicated over a lossless protocol 343a-343b but maintain its lossy or unreliable characteristics which may be desired such as in real-time data communications. This technique also enables the lossy protocol to be communicated securely, or traverse a gateway via a tunneling protocol, or simply via TCP/IP while not applying the lossless characteristics of the lossless protocol to the lossy protocol communications.

In brief overview of illustrative method 360, at step 365, the computing devices 102a and 102b or the gateway 340 establish a lossless protocol based connection, such as a TCP connection, by which lossless protocol packets are communicated. At step 370, the remote access client 120 of the present invention may detect that the payload of a lossless protocol packet comprises a lossy protocol, such as RTP or UDP, or otherwise comprises real-time data. In one embodiment, at step 375, the illustrative method 360 may encrypt the payload with a key, such as a key provided via an out of band TLS or SSL session of step 367. At step 380, a false acknowledgement of receipt of the lossless protocol packet may be communicated or otherwise provided to the network stacks 310a-310b, such as by the shim 322a-322b. In response to the receipt of the false acknowledgement of receipt of the lossless protocol packet, at step 385, the respective

network stacks 310a-310b do not execute one or more, or all of the algorithms and operations that provide the reliable or lossless characteristics of the lossless protocol. At step 390, the lossless protocol packet with the lossy protocol payload is communicated between the network stacks 310a-310b.

At step 365 of illustrative method 360, the lossless protocol connection may be established via any suitable means and/or mechanisms using an type and/or form of lossless protocol. In one embodiment, the network stack 310a of a client 105a establishes a lossless protocol connection, such as TCP, to a peer client 105a having network stack 310b. In another embodiment, the network stack 310a of client 105a establishes a lossless protocol connection to a gateway 340 having network stack 310b. Additionally, the lossless protocol connection of step 365 may be established in a secured manner, such as SSL, or as a virtual private connection. Although the network stacks 310a-310b are illustrated as having the same network layers, one ordinarily skilled in the art will recognize and appreciate that the network stacks may have corresponding layers, which may be of different versions or associated with different operating systems and/or drivers, and that each network stack 310a-310b may have additional layers, less layers or different layers.

At illustrative step 360, in one embodiment, the remote access client 120 intercepts a network packet, such as via the packet capture mechanism 365, and inspects the network packet by any suitable means and/or mechanisms to determine the type of the protocol used in the payload of the network packet, or the type of contents in the payload of the network packet. In some embodiments, the shim 322a-322b of the remote access client 120 may be used for intercepting and inspecting the network packet. In one embodiment, the remote access client 120 may intercept a network packet and determine if the network packet comprises any lossless protocol or a specific lossless protocol, such as TCP. If the network packet is a lossless protocol, the remote access client 120 checks the payload to determine the type of protocol and/or the type of data. In one embodiment, the remote access client 120 may determine by any suitable fields of the payload of the network packet, such as any portion of header of the lossy protocol representing the payload, that the payload has a lossy protocol content. In another embodiment, the remote access client 120 may determine by any data of the payload, if the payload comprises a lossy protocol or comprises real-time data.

In one embodiment, the remote access client 120 determines that a TCP packet comprises a payload of RTP or UDP, and applies an encryption of the payload. The remote access client 120 may encrypt the payload of the network packet using any type and/or form of encryption with a key provided in any suitable manner. In some embodiments, the key or cipher is negotiated via an out of band TLS session between the clients 105a-105b or the client 105a and gateway as shown in Figure 3A as opposed to, in other embodiments, a traditional TLS session where the session is first negotiated and the same socket is used for data communication. In some embodiments, the encryption at step 375 is performed on a packet by packet basis. In another embodiment, encryption is performed on multiple packets at a time.

At step 380 of illustrative method 360 of the present invention, a false acknowledgment of receipt of the network packet, e.g., the lossless protocol packet, is issued, communicated, or otherwise provided to the network stacks 310a-310b comprising the respective sending and receiving computing devices 102a-120b, or gateway 340. The shim 322a-322b, any portion of the remote access client 120, or any portion of the network stack 310a-310b may issue the false acknowledgment of receipt of the network packet. In one aspect, the false acknowledgement of receipt of the network packet is false in the sense that it is communicated not to acknowledge the actual receipt of a network packet but in order to prevent the lossless and reliable mechanisms of the lossless protocol associated with the network stacks 310a-310b. As such, the false acknowledgement of receipt of the network packet may comprise the same form and/or type as an actual acknowledgement of receipt of the network packet.

In some embodiments, the false acknowledgement of receipt is issued to the network stacks 310a-310b prior to communicating the network packet or packets. In other embodiments, the false acknowledgement of receipt is issued after communicating the network packet(s) but at a time or in a manner such as to prevent the lossless protocol mechanisms of the receiving network stack 310a-310b from being applied to the transmitted network packet. In one embodiment, the false acknowledgment of receipt of the network packet is issued for each network packet, and in another embodiment, may be issued once per communication session or lossless protocol connection. Furthermore, one ordinarily skilled in the art will recognize and appreciate the false acknowledgement of receipt may be performed in different places in the network stack 310a-310b for different operating systems. For example, in one

embodiment, the acknowledgement of receipt may be issued at the Network Driver Interface Specification (NDIS) driver level in the Microsoft Family of Windows Operating Systems.

At step 385 of illustrative method 360, the network stack 310a-310b receiving the false acknowledgment of receipt of the network packet from step 380 may in response to such receipt, may not execute, stop executing, or prevent from executing any one or more algorithms and operations providing one or more lossless characteristics of the lossless protocol. For example, in the embodiment of TCP as the lossless protocol, the network stack 310a-310b may not execute any one or more of the following with respect to the network packet, or the TCP connection: packet ordering, packet retransmission, a flow control algorithm, a sliding window algorithm, and/or a nagle's algorithm. In some embodiments, the false acknowledgment of receipt must be received on a packet by packet basis to prevent the lossless layer of the network stack 310a-310b from employing reliability algorithms. As such, the sending network stack 310a-310b can determine on a packet by packet basis which packets to apply the false acknowledgment techniques of the present invention to. There may be some lossless protocol network packets comprising the lossy protocol for which the reliability algorithms of the lossless protocol should be applied. In other embodiments, the false acknowledgment of receipt of the network packet may be received once for the lossless protocol connection to prevent employing reliability algorithms for any subsequent packets received during the lossless protocol session or connection.

At step 390, the illustrative method 360 communicates the lossless protocol packet having the lossless protocol payload via the network stacks 310a-310b. In one embodiment, the lossless protocol packet is communicated after step 385, or in other embodiments, before step 385. So, although the lossless protocol packet becomes lost in the network, no attempt is made to reclaim the packet as one would expect for a lossy protocol packet.

Although the illustrative embodiment of method 360 is discussed using a false acknowledgment of receipt of the network packet such as in TCP, any type and/or form of indication, request, or instruction may be communicated to the network stacks 310a-310b to prevent employing any reliability or lossless algorithms of the lossless protocol. In some embodiments, the lossless protocol layer of the network stack 310a-310b may be adapted or configured to have a configuration, flag, or instruction to not use the

reliability algorithms either on a packet by packet basis, or a session or connection basis. For example, the lossless protocol may have fields, such in a header of a lossless protocol packet, that indicates whether reliability should be discarded or avoided for the packet.

Referring now to Figure 3C, another embodiment of steps taken to transmit packets constructed according to a lossy protocol via a lossless protocol is shown by illustrative method 345, which may also be referred to as a payload shifting technique. In brief overview of illustrative method 345, at step 348, a first packet to be transmitted using an unreliable transport protocol is received by a first device, such as client 105. At step 350, the first device 105 creates a first TCP packet including a first payload of the received first packet and a first TCP header of information associated with a TCP connection established between the first device 105 and a second device. The first device 105 transmits the first TCP packet to the second device at step 352. At step 354, the first device 105 receives a second packet to be transmitted using an unreliable transport protocol, and at step 356, creates a second TCP packet including a second payload of the received second packet and the first TCP header information. At step 358, the first device transmits, before receipt of an acknowledgement of the receipt of the first payload from the second device, the second TCP packet to the second device.

Still referring to Figure 3C, and now in more detail, at step 348, a first packet to be transmitted using an unreliable transport protocol is received by a first device 105. In some embodiments, the packet is intended to be transmitted using a lossy protocol of UDP. In further embodiments, the packet comprises RDP over UDP. In other embodiments, the first packet is generated by an application program 338 executing in user mode 332. In some embodiments, the packet is generated by an application 338 executing in kernel mode 334. In other embodiments, the first packet is received by the first device 105 for retransmission. In still other embodiments, the first packet is intercepted by a filter process 322 before it reaches the network stack 310a-310b. The filter process 322 may execute in user mode 332 or in kernel mode 334. In some embodiments, the filter 322 is a mini-driver. In other embodiments, the filter 322 is an NDIS driver. In other embodiments, the filter 322 process uses application hooking to intercept the first packet. In further embodiments, the application hooking is implemented via an application programming interface (API). In one embodiment, the hooking of network packets occurs at the network layer of the network stack 310a-310n.

At step 350, the first device 105 creates a first TCP packet including a first payload of the received first packet and a first TCP header of information associated with a TCP connection established between the first device 105 and a second device. For example, the TCP connection may be established between the client 105 and a peer computing device 102b in one embodiment, and between the client 105 and the gateway 340 in another embodiment. In some embodiments, the first device 105 indicates that the TCP packet contains a payload of packets constructed to be transmitted via a lossy protocol by opening a specific TCP port. In other embodiments, the first device 105 indicates that the TCP packet contains a payload of packets constructed to be transmitted via a lossy protocol by setting a flag in the TCP header. The TCP header may include information regarding the source node, information regarding the destination node, or a sequence number particularly identifying the TCP packet.

At step 352, the first device 105 transmits the first TCP packet to the second device. In some embodiments, the second device may be a gateway 340. In other embodiments, the second device is a "peer" computing device 102b. The first TCP packet may be encrypted before transmission to the second device using, for example, SSL or TLS.

At step 354, the first device 105 receives a second packet to be transmitted using an unreliable transport protocol, such as UDP. The second packet may be received from the same application 338 that generated the first packet. At step 356, the first device 105 creates a second TCP packet including a second payload of the received second packet and the first TCP header information, as described above. At step 358, the first device 105 then transmits, before receipt of an acknowledgement of the receipt of the first payload from the second device, the second TCP packet to the second device. In some embodiments, when an acknowledgment is received from the second device, the first device 105 updates the TCP header information before transmitting the packet. In other embodiments, the first device 105 creates a third TCP packet with updated TCP header information and having the second payload. The first device then transmits the third TCP packet.

Upon receipt of the TCP packet, the second device decrypts it, if necessary, and determines that the payload is one or more packets constructed to be transmitted using a lossy protocol. The second device may determine this based on the port on which the

packet was received or by a flag in the TCP header information. Once determined, the second device strips the TCP header from the payload and delivers the payload.

In another aspect, the present invention is related to adjusting the reported maximum transmission unit (MTU) parameter to optimize network communications by reducing packet fragmentation for encrypted network packets. This technique may be applied on one or both network stacks 310a-310b of illustrative environment 300 of Figure 3A. Encrypting a payload of a network packet, such as any network packet processed according to the illustrative method 360 described above, may increase the size of the payload. That is, the size of the network packet may increase to account for the change in size of the unencrypted original payload to the encrypted payload.

Still referring to Figure 3A, the network stacks 310a-310b may comprise a maximum transmission unit 402a-402b (MTU) parameter to indicate the size of the largest unit of data that can be sent over a type of physical medium in a network, such as an Ethernet based network. In the embodiment of TCP/IP, the MTU 402a-402b indicates the largest datagram or packet than can be transmitted by an Internet Protocol (IP) layer interface, without the interface needing to br4eak down or fragment the datagram into smaller units. An MTU parameter 402a-402b may be associated with a communications interface such as a network interface card. The default MTU size for Ethernet is 1,500 bytes, and IEEE 802.3 is 1,492 bytes. As one ordinarily skilled in the art will recognize and appreciate, the default MTU size will be based on the networking technologies such as Token Ring, FDDI, X.25, etc.

Referring now to Figure 4, a flow diagram depicts an illustrative embodiment of the MTU adjustment method 400 of the present invention. In brief overview, at step 405, a session between computing devices is established, such as between a first computing device 102a and a second computing device 102b. At step 410, one of the computing devices 102, such as the first computing device 102a, detects a network packet having an encrypted payload. At step 415, the computing device 102a-120b determines a setting for the MTU 402a-402b parameter of the network stack 310a-310b to account for the size of the encrypted portion of the payload. At step 420, the MTU 402a-402b parameter is decreased to account for the encrypted portion. If the MTU 402a-402b is requested or reported, the MTU 402a-402b will indicate a size smaller than the MTU size associated with the physical layer, such as 1,500 for Ethernet.

Using this technique, any device on the network 104 may communicate network packets to the network stack 310a-310b according to the decreased MTU size that can be encrypted along the route to the network stack 310a-310b and not be fragmented. If the network packet is encrypted it should still fit in the actual MTU size of the physical network layer medium, such as Ethernet. For example, the MTU parameter 402a-402b may be set to the default MTU size of 1,500 for Ethernet and in accordance with the illustrative method 400 decreased by a determined number of bytes, for example 100, to account for encryption overhead. A network packet may be transmitted from a server resource to the client comprising a size equal to the reported MTU 402a-402b size of 1,400. The network packet may traverse the gateway 340 and get encrypted via the SSL tunnel, which in turns increases the network packet size to 1,475. Since this size fits into the MTU size of the Ethernet physical medium, the network packet will not be fragmented.

At step 405 of illustrative method 400, any type and/or form of communication session between a first computing device 102a and a second computing device 102b, such as client 105b or gateway 340 of Figure 2A, may be established. In some embodiments, the session is established using the remote access client 120 on a first computing device. In one embodiment, the remote access client 120 establishes a session with the gateway 340, such as an SSL VPN session, or to another remote access client 120 on a peer computing device 102b.

In some embodiments of step 410, the remote access client 120 detects a network packet having an encrypted payload. In one embodiment, the packet capture mechanism 365 intercepts network packets and the agent 326 determines if the packet is encrypted. However, any other portion of the remote access client 120, such as the filter 322 or frame monitor 360 may determine if the packet is encrypted. In one embodiment, the entire payload of the network packet is encrypted, while in other embodiments, a portion of the payload is encrypted. The present invention may use any type and/or form of means or mechanism for determining if a packet has encryption. For example, in some cases, the remote access client 120 may check for a flag or field of the network packet indicating the payload is encrypted. In other embodiments, the remote access client 120 may check whether any portion of the payload is unintelligible, because it contains random data or noise from encryption. Additionally, the encrypted payload may be

encrypted in association with any layer of the network stack 310a-310b, such as layer 2, 3, 6 or 7 encryption.

In some embodiments of step 415, the illustrative method 400 of the present invention determines the adjustment to the reported MTU 402a-402b size on a packet by packet basis, or in other embodiments, on a connection or session basis, and at step 420 adjusts the MTU 402a-402b accordingly. In one embodiment, the MTU 402a-402b is decreased exactly by the amount of encryption overhead for the network packet. In some cases, the illustrative method 400 determines the MTU 402a-402b size adjustment once for the entire session or connection and decreases the size of the MTU 402a-402b to a value to account for encryption overhead for the entire session. For example, although network packets may have varying encryption overhead, the adjustment accounts for the largest encryption overhead. In further embodiments, the MTU 402a-402b may be adjusted to take into consideration encryption that may occur when the network packet leaves the network stack 310a-310b, such as encryption by a gateway 340 that may occur in the end-to-end network traversal of the network packet .

Additionally, the MTU 402a-402b size may be adjusted for other network performance factors in addition to the encryption overhead. In some embodiments, although the MTU 402a-402b is decreased due to encryption overhead, it may be further decreased to account for other overhead and factors related to network communication, as well as increased in other cases. For example, the MTU 402a-402b may have been previously adjusted for a factor not related to encryption and after using the techniques of the present invention the MTU 402a-402b is decreased to take into account encryption overhead. One ordinarily skilled in the art will recognize and appreciate that there may be other factors and considerations for adjusting the MTU besides or in addition to adjusting for encryption overhead in accordance with the techniques of the present invention.

Referring now to Figures 5A and 5B, the present invention, in an additional aspect, is related to client-side application-aware network communication prioritization techniques. The remote access client 120 of the present invention provides for the intelligent and client centric prioritization of application network communications on a client based on the type and/or priority of an application. As depicted in the system 500 of Figure 5A, the remote access client 105 of computing device 102 is connected to network 104. The client 105 may execute one or more applications 338a-338n, which

access the network 104 via the agent 326 and filter 322 of the remote access client 120. In some embodiments, the applications 338a-338n provide one or more real-time data communications, such as VoIP. In other embodiments, one or more of the applications 338a-338 may provide email, collaboration, online meeting, and/or desktop sharing related services or functionality.

As illustrated in Figure 5A, the packet capture mechanism 365, 365' may be included in the filter 322 or the agent 326 of the remote access client 120, for intercepting network traffic of any of the applications 338a-338n of the client 105. The remote access client 120 may comprise any queues 540a-540n for queuing and prioritizing network communications of the client 105. In one embodiment, the queues 540a-540n may be included in a network driver, such as an NDIS driver for the filter 322, and in other embodiments, may be included with or accessible by the agent 326. The queues 540a-540n may comprise any type and/or form of suitable means and/or mechanisms for storing and/or arranging network packets, such as network packets intercepted by the packet capture mechanism 365. In some embodiments, the queues 540a-540n may be associated with or assigned to network packets related to applications 338a-338n of the client 105. In other embodiments, the queues 540a-540n may be organized by levels of priority, such as high, medium, low, or numerically such as priority 1...10. One ordinarily skilled in the art will recognize and appreciate that number of queues 540a-540n may be based on any desired granularity of prioritization, such as 3, 5 or 10 levels of priority. Additionally, some of the queues 540a-540n may be used for receiving and/or transmitting network packets prior to being placed into and/or taken out of a priority based queue 540a-540n.

The remote access client 120 may also have, access, or use a routing table 538 for determining how to route network packets of the client via the agent 326, such as onto the network 104 via a gateway 340. In one embodiment, the agent 326 establishes and maintains an SSL VPN connection to the gateway 340, such as illustrated in Figure 1A for example. In one embodiment, the routing table 538 comprise information about a source computing device and a destination computing device to identify a communication path or connection between a source and destination communication points. The routing table 538 may include a source IP address and source port, and an destination IP address and destination port to identify a communication path on the network 104. For example, the source IP address and source port may represent the IP

address of the client 105 and the port by which an application 338a-338n on the client 105 communicates on the network 105. The destination IP address may represent the IP address of a peer computing device to which the application 338a-338n communicates with via the destination port used by the peer device.

Additionally, the remote access client 120 may have one or more policies 520 for specifying client-side prioritization of network communications related to applications 338a-338n running on application. These policies 520 may be specified by any suitable means and/or mechanisms. In some embodiments, the policies 520 may be specified by the name of the application 338a-338n and/or the type of application 338a-338n. In other embodiments, the policies 520 may be specified in accordance to the type of one or more protocols used by the applications 338a-338n and/or the size of the payload of the network packet. In another embodiment, the policies 520 define prioritization based on whether an application is running in the foreground or the background of the client 105. In yet another embodiment, policies 520 may indicate prioritization based on the destination network address, such as host name or IP address, and/or destination port number. Additionally, the policies 520 may be specified hierarchically to account for multiple applications 338a-338n and/or multiple protocols that may be executed on the client 105 at any point. Furthermore, the policies 520 may be specified conditionally, such as if one application 338a is running, a second application 338b may have a higher or lower priority. One ordinarily skilled in the art will recognize and appreciate the multitude of ways to define client-side application priorities.

The policies 520 may be accessible by the agent 326, configured into the agent 326, or loaded by the agent 326. For example, the policies 520 may be provided by or downloaded via the gateway 340. The policies 520 may comprise any type and format of syntax and/or language for specifying a policy, and may be provided via any type and/or form of medium, such as electronically by one or more network packets or via a file, such as an XML file. The policies 520 may be configurable by a user by any suitable means and/or mechanism. For example, the agent 326 may provide a configuration mechanism such as a user interface, graphical or otherwise, design and constructed for configuring or specifying the policies 520.

In view of the system 500 of Figure 5A and Figures 1A-1C, the prioritization technique of the present invention illustrated by method 550 in Figure 5B will be described. In brief overview, at step 555 of the illustrative method 550, the client 105

intercepts one or more networks packets associated with an application 338a-338n on the client 105, and, at step 560, the network packets are stored to a queue 540a-540n. At step 565, a priority for the intercepted and queued network packet is determined based on the type and/or priority of the application 338a-338n. At step 570, the determined priority is indicated for the network packets, and, at step 575, the network packets are communicated according to the determined priority. As such, the outbound network packets generated by an application 338a-338n on the client 105 are prioritized by the client 105 prior to transmission based on the type and/or priority of the application 338a-338n. For example, the application 338a may generate real-time data of VoIP communications, such as RTP over UDP via a TCP/IP session of an SSL connection to the gateway 340. The client 105, using the techniques of the present invention, may prioritize the real-time data communications of application 338a ahead of other applications, such as non-real-time data communication applications. This technique may compliment Quality of Service (QOS) networks where network traffic prioritization occurs in intermediary network devices, such as switches and routers.

At step 555 of illustrative method 500, the client 105 may intercept network packets of one or more applications 338a-338n transparently to the application 338a-338n, the gateway 340, a peer computing device, and any of the network layers of a network stack. In this manner, the techniques of the present invention support any type of application 338a-338n on the client 105. In some embodiments, the network packets are intercepted by the packet capture mechanism 360 via agent 326 or filter 322. Any inbound and/or outbound network packets of an application 338a-338n may be intercepted by the remote access client 120 of the present invention.

At step 560, the network packets intercepted at step 555 may be stored in a queue 540a-540n. In one embodiment, the network packet is stored to a temporary queue 540a-540n prior to prioritizing the network packet at steps 565 and 570. In other embodiments, the network packet is stored to a determined priority queue 540a-540n or a queue 540a-540n associated with an application 338a-338n after the network packet is prioritized at steps 565 and/or step 570.

At step 565, the remote access client 120 of the present determines the association of network packets with applications 338a-338n in order to determine priorities and apply any priority based policies 520. The client 105, such as via agent 326, can associate network traffic with applications 338a-338n by any suitable means

and/or mechanisms. In some embodiments, the agent 326 identifies the network packet as generated from an application 338a-338n by any of the content of the network packet, such as any headers, fields, or the type and content of data in the payload of the network packet. In other embodiments, a network packet is associated with an application 338a-338n by matching information from the routing table 538, such as source and destination IP addresses and ports numbers with the IP addresses and ports numbers of the network packet. In some embodiments, the agent 326, such as via the frame monitor 360, may perform a checksum on the packet to verify that the identified application actually generated the packet.

Additionally, the remote access client 120 may determine whether the application 338a-338n associated with the network packet is running in the foreground or the background of the client 105. Furthermore, the remote access client 120 may determine any priorities, such as process task priority, assigned to the application 338a-338n by the operating system of the client 105. In other embodiments, the remote access client 120 may determine any other characteristics or statistics of the application 338a-338n such as size, memory usage, total execution time, and/or frequency of use. One ordinarily skilled in the art will recognize and appreciate the various characteristics of an application the present technique may use for providing client-side application-aware network communication prioritization.

At step 570, the remote access client 120 of the present invention indicates a priority for intercepted and queued network packets based on the application 338a-338n associated with the packet at step 565. In one embodiment, the agent 326 uses the policies 520 to apply a priority to network packets of applications 338a-338n in accordance with the prioritization rules specified or indicated by the policies 520. In some embodiments, the agent 326 may use characteristics of the application 338a-338n, such as running in the foreground or background, to indicate priority for a network packet of the application 338a-338n. In other embodiments, the agent 326 may use any combination of the policies 520 and characteristics of the application 338a-338n to indicate a priority for the network packets of the application 338a-338n.

In some embodiments, the agent 326 indicates the priority to the filter 322 for management of network packet queues 540a-540n to apply the indicated priorities. The agent 326 may communicate the priority of network packets to the filter 322 by any suitable means and/or mechanism such as via an application programming interface

(API), such an IOCTL interface, or any other type and/or form of interface known to those ordinarily skilled in the art. In one embodiment, the filter 322 is not aware of the application 338a-338n by name but can associate priorities to network packets of applications 338a-338n via the routing table 538. An application 338a-338n corresponding to a network packet can be identified by any combination of source and destination identifiers, such as IP addresses and port numbers. As such, in some embodiments, the agent 326 indicates priorities to the filter 322 by routing information instead of application name. In other embodiments, the agent 326 provides to the filter 322 a mapping between applications 338a-338n, such as by application name or process id, to the routing information in a routing table 538.

Based on the indicated priorities for applications 338a-338n, in some embodiments, the filter 322 may place, arrange, or coordinate network packets into queues 540a-540n in support of the priorities. In one embodiment, the filter 322 may move network packets from temporary queues 540a-540n or from memory or other storage to a queue 540a-540n associated with the application 338a-338n, a queue 540a-540n associated with a priority, or a queue 540a-540n associated with both an application and a priority. For example, in one embodiment, all high priority network traffic may be placed in a high priority queue 540a and arranged in order based on an order of priority of the application 338a-338n, such as real-time data applications 338a-338n prior to other applications 338a-338n. In some embodiments, the network packets may be arranged in order in a priority queue 540a-540n based on the time the network packet was intercepted by the packet capture mechanism 365, such as in a FIFO manner. In yet a further embodiment, one queue 540a-540n may be used for prioritization by the filter 322. Each network packet may be placed and arranged in a priority order respective to all other intercepted network packets to provide a packet by packet prioritization across all applications 338a-338n and intercepted network packets. One ordinarily skilled in the art will recognize and appreciate that the network packets may be arranged in various priority queues 540a-540n, such as high, medium, low, or by any other granularity, and be placed or arranged in the queue in any suitable manner in practicing the operations of the present invention described herein.

In one embodiment, all network packets for an application 338a-338n are placed in a queue 540a-540n associated with the application 540a-540n. For example, intercepted network packets for an application communicating to a first destination IP

address, and a first destination port may be placed in a first queue 540a. In another embodiment, all networks packets for a type of application 338a-338n, such as an email or voice application, or all network packets for a type of protocol used by the application 338a-338n, such as RTP or UDP, may be placed in a queue 540a-540n for prioritizing networks packets for one or more applications. For example, online collaboration related applications 338a-338n may be placed and prioritized in a first queue 540a for collaboration related applications. A second queue 540b may be used for email related applications 338a-338n. In another example, a queue 540a may be used for applications 338a-338n communicating real-time data or communicating using the RTP and/or UDP protocol. In a further example, a queue 540a may be used for applications 38a-338n communicating using a remote display protocol, such as ICA or RDP.

Within each application associated queue 540a-540n organized by specific application 338a-338n, type or category of application 338a-338n, or by protocol, the network packets may be further prioritized by the characteristic of the application 338a-338n generating them, e.g., a foreground application, the size of the network packet, or the time the network packet was intercepted. In some embodiments, one or more queues 540a-540n may be used for network packets intercepted but not prioritized because a policy 520 does not exist or apply to the network packet, or the policies 520 indicate to ignore or not process the network packet for prioritization. One ordinarily skilled in the art will recognize and appreciate the various ways network packets may be placed and arranged in a priority based manner in queues 540a-540n associated with the application 338a-338n, the type of application 338a-338n or the protocol used by the application 338a-338n, and that the priority may be based on the policies 520 specified for the client 105.

At step 575 of illustrative method 550, the network packets are communicated from the queues 540a-540n according to the determined priorities for the network packets. In some embodiments, the network packets are organized into priority queues 540a-540b so that the network packets of the highest priority queue 540a-540n are communicated first, and then the next highest priority queue 540a-540n second, and so on. In other embodiments, the queues 540a-540n are organized by application 338a-338n, and therefore, at step 575, the present invention communicates network packets from the queue 540a-540n based on the respective priorities of the applications 338a-338n. Regardless of the queue 540a-540n organization and management, one ordinarily

skilled in the art will recognize and appreciate that the remote access client of the present invention will communicate the network packets from the queues in a manner according to or consistent with the determined priorities, which in turn, may be based or derived from the policies 520 of the client.

In some embodiments, the remote access client 120 of the present invention considers other network factors in determining what network packets to communicate from what queue. For example, the remote access client 120 may receive an indication of network congestion, such as receiving a window size of zero for a TCP connection related to an application 338a-338n. In another example, the remote access client 120 may recognize a high number of retransmits to a particular destination. As such, in some embodiments, the remote access client 120 may throttle back or not communicate network packets related to other networks factors, such as congestion, even though the network packets may have a higher priority than other network packets in a queue 540a-540n. Thus, the client 105 controls and manages the prioritization of network communications of the client 105 on an application 338a-338n basis and in accordance with any policies 520 for the client 105 and in further view of any network statistics and other factors occurring on the network.

In yet a further aspect and referring now to Figures 6A and 6B, the present invention is related to providing a network disruption shielding technique for persistent and reliable connectivity. Figure 6A illustrates environment 300 as discussed above in conjunction with Figure 3A. The environment 300 illustrates network stacks 310a and 310b, which may represent network stacks of computing devices 102a-120b or gateway 340, such as any of the computing devices 102 and the gateway 340 illustrated in Figures 1A-1C, 2A, or 5A. Each network stack 310a-310b may comprise one or more networks layers, such as a TCP/IP network layer on top of the frame network layer as one ordinarily skilled in the art will recognize and appreciate. Although the network stacks 310a-310b are illustrated in environment 300 of Figure 6A with a certain set of network layers, one ordinarily skilled in the art will recognize and appreciate that the network stacks 310a-310b may have any type and/or form of network layers, in any suitable combination, and each of the network stacks 310a-310b may have different forms of each layer in relation to the other network stack.

The network stacks 310a-310b may be considered to have a first portion 605a-605b of the network stack, and a second portion 610a-610b of the network stack. As

illustrated in the example network stacks 310a-310b of Figure 6A, the first portion 605a-605b of the network stack comprises the network layers at and below the TCP network layer. The second portion 610a-610b may comprise those network layers above the TCP network layer, such as a UDP over SSL protocol layer. Although the first portion 605a-605b and the second portion 610a-610b are shown as portioned, segmented, or otherwise divided at the TCP layer, the first portion and second portion may be formed at a higher or lower dividing layer in practicing the network disruption shielding technique of the present invention as one ordinarily skilled in the art will recognize and appreciate.

The network stacks 310a-310b illustrated in Figure 6A may represent an application 338a-338n on client 105, such as the client depicted in Figure 5A, establishing a peer-to-peer SSL VPN connection to a second computing device 102b or, alternatively, a gateway 340. The client 105 may be a mobile client, such as a notebook, personal digital assistant (PDA), a smart phone, or any type of mobile computing or telecommunication device. The client 105 may communicate real-time data such as VoIP communication via the UDP protocol or RTP over UDP via the SSL session established to the peer device 102b or gateway 340. In one embodiment, the agent 326 of the remote access client 120 establishes and maintains the SSL or SSL VPN session to the gateway 340 or to peer computing device 102b. The agent 326 may operate in user-mode 332, and may handle any network layer and protocol processing related to the second portion 610a-610b of the network stack 310a-310b, along with any application layer protocols. As a TCP/IP based network 104, the UDP over SSL session of the second portion 610a-610b of the network stack 310a-310b may be communicated over a TCP/IP stack forming the first portion 605a-605b of the network stack 310a-310b. In view of the remote access client 120 of the present invention, such as illustrated in Figure 1A or 5A, the filter 322 may be a network driver operating in kernel-mode 332 within the first portion 605a-605b of the network stack 310a-310b.

The present invention uses a network disruption shielding technique as depicted by illustrative method 650 in Figure 6B to maintain the second portion 610a-610b of the network stack 310a-310b through a network level connection interruption, such as any type and/or form of network disruption to the first portion 605a-605b of the network stack 310a-310b. The network disruption shielding technique of the present invention may be performed transparently to an application 338a-338n of the client 105, a user of the client 105, any one or more network layers above the first portion

605a-605b, and the gateway 340 or peer computing device 102b, and any portion of their respective network stacks 310a-310b. In one embodiment, the network disruption is shielded without notification to the user of the client that the network was disrupted or a session was interrupted.

In brief overview of illustrative method 650, at step 665, a client 105 establishes a session via at least a first protocol over a network connection between the client and another device, such as a peer computing device or gateway. As such, a network stack 310a-310b is established or used on the client 105. The network stack 310a-310b has a first portion 605a-605b and a second portion 610a-610b. At step 660, a disruption in the network connection is detected causing the first portion 605a-605b of the network stack 310a-310b to be disestablished, or otherwise disrupted from being used or continued to be used. At step 665, the present invention maintains the second portion 610a-610b of the network stack 310a-310b during the disruption and maintaining a session, or sessions, associated with the network layers of the second portion 610a-610b.

During the disruption, at step 670, any network packets related to the second portion 610a-610b of the network stack 310a-310b may be queued. At step 675, the first portion 605a-605b of the network stack 310a-301b is reestablished or otherwise received from the network disruption. While the first portion 605a-605b of the network stack 310a-301b is reestablished, the present invention maintains the second portion 610a-610b, and sessions thereof, allowing at step 680, to continue with the session by linking or re-associating the second portion 610a-610b with the first portion 605a-605b of the network stack 310a-310b. The network connection and/or the session may automatically be re-authenticated at step 680. At step 685, the illustrative method may communicate any queued network packets and continue with the session transparently as if the network disruption did not occur.

In an embodiment of illustrative step 655, a first computing device 102a may establish a network connection with a second device, such as a peer computing device 102b or a gateway 340, by any suitable means and/or mechanism and using any type and/or form of connection based protocol. For example, the network connection may be established via a TCP connection on a TCP/IP network or by an SPX connection on an IPX/SPX network. In some embodiments, the network connection may be initiated by any of the applications 338a-338n on the client, such as any application illustrated in

Figure 5A. For example, a remote display client, such as an ICA client of Citrix Systems, Inc. or a Remote Display Client of Microsoft Corporation may initiate or establish the network connection. In other embodiments, the network connection of illustrative step 665 may be initiated and/or established via the agent 326, filter 322, or any other portion of the remote access client 120. In one embodiment, the establishing of the network connection forms the first portion 605a-605b of the network stack 310a-310b. In other embodiments, the first portion 605a-605b of the network stack 310a-310b, or portion thereof, is established via connection to a network 104 upon startup of the client 105.

In some embodiments, the second portion 610a-610b of the network stack 310a-310b is formed by establishing one more sessions, such as an SSL session, via any type and/or form of protocol over the network connection, such as a remote display protocol of ICA or RDP. The session may be established via any application 338a-338n or the remote access client 120 of the client. In one embodiment, the session may correspond to a tunneling or gateway session with a peer computing device 102b or a gateway 340. In another embodiment, the session may be any type of interactive session such as a media session established via a signaling protocol, SIP for example. For example, the session of the second portion 610a-610b of the network stack 310a-310b may comprise a VoIP communication session, such as one established by illustrative method 260 of Figure 2B. Additionally, there may be multiple sessions associated with the second portion 610a-610b of the network stack 310a-310b. For example, an SSL or SSL VPN session may form one session, while a second session, such as media session via RTP over UDP may form a second session. Additionally, at any application layer of the network stack 310a-310b one or more applications 338a-338n on the client 105 may establish an application level session with a peer computing device 102b. In one embodiment, the agent 326 of the remote access client 120 is responsible for establishing and maintaining the second portion 610a-610b of the network stack 310a-310b and one or more of the associated sessions.

At step 660 of the illustrative method 650 of the present invention, a disruption is network connection is detected. In one embodiment, the network disruption may be caused by a mobile client 105 roaming between networks and networks segments, which, in some embodiments, causes the client 105 to obtain a new network IP address and/or host name. In some embodiments, the disruption disrupts the first portion 605a-

605b of the network stack 310a-310b, such as, for example, causing a TCP or SPX connection to be disconnected. In one aspect, the disruption causes the first portion 605a-605b, or any portion thereof, of the network stack 310a-310b to be disestablished, or otherwise needing to be re-established, reconnected, reconfigured or rebuilt. For example, in some embodiments, the IP layer of the network stack may maintain intact while the TCP layer is reestablished. In one embodiment, any TCP related drivers may need to be re-started. In other embodiments, the TCP/IP layer be intact even though the network connection is disrupted, and only a new TCP connection needs to be established. In other embodiments, the TCP/IP layer is intact but needs to reconfigure itself for a new network or network segment, such as changing the IP address of the client 105. One ordinarily skilled in the art will recognize and appreciate the various ways a network connection may be disrupted and impact or affect a first portion of the network stack.

In some embodiments, the agent 326, or any other portion of the remote access client 120 may detect the network disruption by any suitable means and/or mechanisms. In one embodiment, the agent 326 may determine a network disruption by receiving an error message or failure upon calling or executing an API call to the first portion 605a-605b of the network stack 310a-310b. For example, the SSL session maintained by the agent 326 for the second portion 610a-610b relies or depends on the TCP connection of the first portion 605a-605b of the network stack 310a-310b. As the agent 326 transacts via the SSL session, the agent 326 may receive an error or failure message indicating a problem with the TCP connection. In other embodiments, the agent 326 may receive an event or message from any network layer of the first portion 605a-605b of the network stack 310a-310b indicating a network disruption. One ordinarily skilled in the art will recognize and appreciate the various ways the network disruption may be detected.

At illustrative step 665, in some embodiments, upon detection of the network disruption, the agent 326 or any other portion of the remote access client 120 of the present invention maintains the second portion 610a-601b of the network stack 310a-310b during the disruption. For example, although the SSL based session maintained by the agent 326 depends on an underlying TCP connection, the agent 326 keeps the SSL session open or active through the disruption to the TCP connection. As there may multiple sessions associated with one or more layers of the second portion 610a-610b of the network stack, the agent 326, in some embodiments, keeps one or more, or all, of the

multiple sessions open or active although the first portion 605a-605b of the network stack 310a-310b is disrupted.

At step 670 of illustrative method 650, the remote access client 120 of the present invention, in some embodiments, queues one or more network packets of any of the protocols related to the second portion 610a-610b of the network stack 310a-310b during the network disruption. The remote access client 120 may use any type and/or form of queuing mechanisms, such as any of the queues 540a-540n illustrated in Figure 5A. In other embodiments, the remote access client 120 may discard network packets during the disruption, such any packets related to a lossy protocol, such as RTP over UDP for voice communications. In some cases, it may be desirable to discard packets, such as UDP packets, to reduce latency and quality issues, such as in voice communications. In further embodiments, the remote access client 120 may queue some network packets and discard other network packets. In an additional embodiment, the remote access client 120 may queue the network packets, and discard some or all of the network packets after a predetermined period of time. The remote access client 120 may use the policies 520 to determine which network packets to queue and/or discard. For example, a network packet of a first application 338a may be queued while a network packet of a second application 338n is discarded. In other embodiments, the remote access client 120 may use any network statistics or any network traffic inspection techniques, for example stateful inspection, as known to those skilled in the art to determine whether to queue and/or discard network packets during the disruption.

At step 675 of illustrative method 650, the first portion 605a-605b of the network stack 310a-310b is reestablished while the second portion 610a-610b of the network stack 310a-310b is maintained along with maintaining any desired session or sessions of the second portion 610a-610b of the network stack 310a-310b. The first portion 605a-605b of the network stack 310a-310b may be reestablished by any suitable means and/or mechanisms. For example, the client 105 may reestablish the TCP/IP connection to the network 104, such as by logging into a new network for a roaming mobile client 105. In other embodiments, the remote access client 120, such as via the agent 326 or the filter 322, reestablishes the first portion 605a-605b of the network stack 310a-310b. For example, the agent 326 may initiate and establish a new TCP connection. Upon reestablishing the first portion 605a-605b, the second portion 610a-610b of the network stack 310a-310b is linked with, re-associated with or starts to use or continue to use the

first portion 605a-605b to reestablish the network stack 310a-310b. In some embodiments, the agent 326 may be notified by an event of any network layer that the first portion 605a-605b has been reestablished or in other embodiments, may poll by any predetermined frequency to determine the first portion 605a-605b is reestablished. For example, the agent 326 may check if the TCP connection is active or can be reconnected.

In some embodiments, at step 680, the remote access client 120, such as the agent 326, may automatically re-authenticate the client 105 or a user of the client 105 for the network connection, such as a TCP connection for the first portion 605a-605b of the network stack 610a-610b. For example, the remote access client 120 may automatically re-authenticate the client 105 to a network 104 using any network related credentials of a user of the client 105. Additionally, the remote access client 120 may automatically re-authenticate the client 105 or a user of the client 105 for any session associated with the second portion 610a-610b of the network stack 310a-310b. For example, the SSL session between the agent 326 and the gateway 340 or peer computing device 102c may be re-authenticated.

In another example, an application 338a may be accessing a host service, web server, or application server that uses authentication credentials for access. The agent 326 may automatically re-authenticate the application 338a to the corresponding service or server using application related authentication credentials. In some embodiments, the remote access client 120 may re-authenticate the client and/or user of the client 105 at multiple levels, such as for network access and/or TCP connection, SSL or SSL VPN session, and/or any application level sessions, such as a media interactive user session, for example, a VoIP telephone session. Furthermore, the remote access client 120 may re-authenticate at any time prior to step 685, during step 685, for example, after communicating queued network packets but before continuing other communications, or after step 865, in response to a request to authenticate from a peer computing device, such as a server or the gateway 340.

At step 685 of illustrative method 650, the remote access client 120 of the present invention continues to use the session or sessions of the second portion 610a-610b of the network stack. If any network packets have been queued or remain queued at step 670, the remote access client 120 communicates the queued network packets and continues communicating any network packets of the client 105, such as network

packets generated by or sent to the one more applications 338a-338n of the client 105. As such, the network disruption shielding technique of the present invention provides a seamless and transparent solution to nomadic mobile computing solutions and for generally providing reliable and persistent network connectivity and access.

In the example of a VoIP communications, the illustrative method 650 of the present invention will reduce the number of telephone call drops due to network disruptions and improve the usage of and experience with VoIP. A VoIP user will not need to reconnect the telephone call due to temporary network disruptions in network availability as the remote access client 120 of the present invention will automatically maintain the session and reconnect to the network. Additionally, the remote access client 120 of the present invention will automatically re-authenticate the connection and sessions for providing security after the network disruption. Furthermore, the network shielding technique of the present invention is useful for 1) continuing transactions, commands, or operations automatically through the network disruption, 2) maintaining session related context and cache through the network disruption, and 3) automatically handling change in network address of the client due to changes in the network.

By providing a reliable and persistent connection, the present invention also avoids interruptions to transactions, commands or operations as part of the functionality exercised between the a first computing device 102a and a second computing device 102b, such as client 105a and 105b in Figures 1C. For example, a file copy operation using Windows Explorer has not been designed to continue working after there is a disruption in a network connection. A user on the client 105 may use the file copy feature of Windows Explorer to copy a file from the client 105 to a server 102c. Because of the size of the file or files, this operation may take a relatively extended period of time to complete. If during the middle of the operation of the copy of the file to the server, there is an interruption in the network connection between the client 105 and the server, the file copy will fail. Once the network connection is re-established, the user will need to start another file copy operation from Windows Explorer to copy the file from the client 105 to the server. Under the present invention, the user would not need to start another file copy operation. The network connection would be re-established in accordance with the network disruption shielding technique of the present invention as illustrated in Figure 6B. As such, the file copy of Windows Explorer would not get notified of the interruption in the network connection and therefore, would not

fail. The remote access client 120 would re-establish any connections and transmits any queued data so that operation can continue without failure. The remote access client 120 would maintain a queue of the data related to the file copy operations that has not been transferred to the server because of the interruption in the network connection. Once the network connection is re-established, the remote access client 120 can transmit the queued data and then continue on with transferring the data related to the file copy operation in due course.

Although this aspect of the invention is described in terms of a file copy operation example, one ordinarily skilled in the art will recognize that any operation, transaction, command, function call, etc. transacted between a first computing device 102a and a second computing device 102b, can be maintained and continued without failure from the network connection disruption, and, furthermore, without the client 105 or user of the client 105 recognizing there was a disruption or having notice of the disruption. Additionally, the transaction or operation can be maintained and continued transparently to the application 338, the gateway 340, second computing device 102c, and any part of the second portion 610a-610b of the network stack 310a-310b.

By providing the client 105 with a reliable and persistent connection to a peer computing device 102b or gateway 340, the present invention avoids the process of opening a new user session with an application 338 on the peer, such as a host service on server, by maintaining the user session through network connection interruptions. For each user session between peer computing device, each computing device may maintain session specific context and caches, and other application specific mechanisms related to that instance of the user session. For each new user session established, these session specific context and caches need to be re-populated or re-established to reflect the new user session. For example, a user on the client 105 may have an http session with a server 102c having a web server or web application. The server 102c may keep context specific to providing this instance of the http session with the client 105. The context may be stored in the memory of the server, in files of the server, a database or other component related to providing the functionality of the server 102c. Also, the client 105 may have local context specific to the instance of the http session, such as a mechanism for keeping track of an outstanding request to the web server. This context may be stored in memory of the client 105, in files on the client 105, or other software component interfaced with the client 105. If the connection between the client 105 and

the server 102c is not persistent, then a new user session needs to be established with new session specific context on the server 102c and the client 105. The present invention maintains the session so that a new session, and therefore new specific session context, does not need to be re-established.

The present invention maintains the user session through network level connection interruptions and without notification to the user of the client that the session was interrupted. In operation of this aspect of the invention, the client 105 establishes the connection to the peer computing devices. Via the connection, a session between the client 105 and the server is established. The remote access client 120 can store and maintain any session related information such as authentication credentials, and client 105 and host server 102c context for the established session. Upon detection of a disruption in network connection, the remote access client 120 can re-establish the first portion 605a-605b of the network stack 310a-301b while maintaining the second portion 610a-610b of the network stack. The network connection disruption may cause an interruption to the underlying TCP/IP connection used by the session between the client 105 and the server 102c. However, since the second portion 610a-610b of the network stack 310a-310b is maintained, the session can be re-established and/or continued after the network connection is re-established without the user on the client 105 having notification that the session was interrupted. Thus, the interruption of the session caused by the network connection disruption is effectively hidden from the user using the network disruption shielding techniques of the present invention.

Furthermore, by providing a reliable and persistent connection, the present invention also enables a client 105 to traverse through different network topologies without re-starting a session or an application 338 on the client 105. For example, the client 105 may be a computer notebook with a wireless network connection. As the client 105 moves from a first wireless network to a second wireless network, the client's network connection may be temporarily disrupted from the first wireless network as a network connection is established with the second wireless network. The second wireless network may assign a new network identifier, such as a host name or internet protocol address, to the client 105. This new network identifier may be different than the network identifier assigned to the client 105 by the first wireless network. In another example, the client 105 may be physically connected through an Ethernet cable to a port on the network. The physical connection may be unplugged and the client 105 moved to

another location to plug into a different port on the network. This would cause a disruption into the network connection and possibly a change in the assigned network identifier. Without the present invention, any sessions between peer computing devices may need to be restarted due to the change in the network topology, the disruption to the network connection, and/or the change in the assigned network identifier. By the method and systems described herein, the remote access client 120 of the present invention maintains the network connection for the client and automatically re-established the client's 105 network connection including handling changes in the network topology and network identifier. The client 105, and any applications or sessions on the client 105, can continue to operate as if there was not a network connection disruption or a change in the network identifier. Furthermore, the user on the client 105 may not recognize there were any interruptions or changes, and the client 105 may not receive any notice of such interruptions.

In an additional aspect, any of the techniques of the present invention, such as the illustrative methods of Figures 2B, 3B, 3C, 4, 5B and 6B, can be practiced in one or more combinations with each other. In one embodiment, the peer-to-peer routing technique may be practiced with the false acknowledgement and/or MTU adjustment techniques. This would provide a client communicating real-time data, such as VoIP, to connect to the peer via a more optimal and direct route and to communicate the real-time data via UDP over a secure SSL/TCP/IP connection, while avoiding any latency due to any reliability mechanism of TCP and reduce fragmentation due to the encryption overhead. Additionally, this embodiment may be further combined with the client-side application-aware prioritization technique and/or the network disruption shielding technique. As such, the secure real-time data communications can be communicated from the client at higher priorities than other applications of the client to improve the quality of the real-time experience, such as VoIP. The network disruption technique would allow a mobile VoIP phone, such as a soft phone of a notebook, roam between network access points and automatically continue with the session.

The techniques of the present invention are complimentary to each other for network communication optimizations, such as for example in VoIP communications over a SSL VPN gateway. As such, each of the 1) peer-to-peer routing technique, 2) the false acknowledgement technique, 3) payload shifting technique, 4) the MTU adjustment technique, 5) the client-side application-aware technique, and 5) the network

disruption shielding technique of the present invention may be practiced with one or more of the following techniques and optimization of the present invention: 1) the peer-to-peer routing technique, 2) the false acknowledgement technique, 3) payload shifting technique, 4) the MTU adjustment technique, 5) the client-side application-aware technique, and/or 5) the network disruption shielding technique.

In one further illustrative example of the present invention, an online meeting, collaboration and/or desktop sharing service, such as the hosted service of GoToMeeting.com, WebEx.com,or LiveMeeting.com may use the techniques of the present invention in one or more combinations. The host service may use a gateway 340, and the techniques of illustrative method 260 to facilitate a peer-to-peer connection between a first computing device of a meeting presenter and a second computing device of a meeting attendee. The computing devices of the meeting presenter and attendees may download via the host service the remote access client 120, or any portions thereof. Once the meeting presenter and the meeting attendee establish a peer-to-peer connection, the peer computing devices may use any of the optimization techniques of the present invention to optimize their communications, such as the MTU adjustment technique, client-side application aware technique, or the network disruption shielding technique. Along with the peer-to-peer routing, the optimization techniques of the present invention, will improve the performance, efficiency and user experience of the online meeting, collaboration, or desktop sharing.

In yet a further aspect and in view of Figure 2A, for example, the remote access client 120 of the present invention can distribute Dynamic Host Configuration Protocol (DHCP) IP addresses of the client 105 or the publicly visible IP addresses to the telecommunication device 210a-210b, such as either a hardware or software based VoIP telephone. The gateway 340 of the present invention facilitates the discovery of the public IP addresses of the client, such as client 105b illustrated in Figure 2A. As such, the techniques of the present invention enables protocols that communicate their IP address over the protocol to continue to function.

Many alterations and modifications may be made by those having ordinary skill in the art without departing from the spirit and scope of the invention. Therefore, it must be expressly understood that the illustrated embodiments have been shown only for the purposes of example and should not be taken as limiting the invention, which is defined by the following claims. These claims are to be read as including what they set forth

literally and also those equivalent elements which are insubstantially different, even though not identical in other respects to what is shown and described in the above illustrations.

We claim:

1. A method for establishing a peer to peer communication session between a first computing device on a first network and a second computing device on a second network, the first network disconnected from and not routable to the second network, the method comprising the steps of:

(a) establishing, by the first computing device, a first tunneling session with a third computing device, and establishing, by the second computing device, a second tunneling session with the third computing device;

(b) initiating, by the first computing device, a communication session to the second computing device via the third computing device;

(c) receiving, by a server, a signal to establish the communication session;

(d) communicating, by the server, to the first computing device a first network address comprising a network address of the second computing device associated with the second tunneling session;

(e) communicating, by the first computing device, a request to initiate a connection with the second computing device using the first network address;

(f) intercepting, by the third computing device, the request, and providing the first computing device a second network address for the second computing device, the second network address comprising a public network address associated with the second computing device; and

(g) communicating, by the third computing device, a request to the second computing device to allow a connection from the first computing device using the second network address.

2. The method of claim 1, wherein at least a portion of one of the first tunneling session or the second tunneling session comprises one of a Secure Socket Layer or a virtual private network

3. The method of claim 1, wherein the third computing device comprises a remote access gateway.

4. The method of claim 1, wherein the second computing device is located behind a firewall associated with the second network address.

5. The method of claim 1, comprising providing, by the third computing device, the second network address to the first computing device by communicating an out of band signal to the first computing device via the first tunneling session.

6. The method of claim 1, comprising providing, by the second computing device, a forward hole in a firewall for the first computing device to communicate to the second computing device using the second network address.

7. The method of claim 1, comprising communicating, by the third computing device, a key to the first computing device and the second computing device.

8. The method of claim 7, comprising communicating, by the first computing device, the key to the second computing device.

9. The method of claim 8, comprising checking, by the first computing device, that the key received from the second computing device matches the key of the first computing device before transmitting data to the second computing device.

10. The method of claim 7, comprising communicating, by the second computing device, the key to the first computing device.

11. The method of claim 10, comprising checking, by the second computing device, that the key received from the first computing device matches the key of the second computing device before transmitting data to the second computing device.

12. The method of claim 1, associating a first telecommunication device with the first computing device, and associating a second telecommunication device with the second computing device.

13. The method of claim 12, wherein one of the first telecommunication device or the second telecommunication device comprises one of a software component or a hardware component.

14. The method of claim 12, comprising establishing a telecommunication session between the first telecommunication device and the second telecommunication device via the connection.

15. The method of claim 15, comprising communicating between the first telecommunication device and the second telecommunication device over the telecommunication session without traversing the to the first computing device

16. The method of claim 1, comprising communicating a remote display protocol via the connection between the first computing device and the second computing device.

17. The method of claim 16, wherein the remote desktop protocol comprises one of an Independent Computing Architecture protocol or a Remote Desktop Protocol.

18. The method of claim 1, comprising sharing a screen view of the first computing device with the second computing device via the connection.

19. In a gateway, a method for establishing a peer to peer communication session between a first computing device on a first network and a second computing device on a second network, the first network disconnected from and not routable to the second network, the method comprising the steps of:

(a) establishing a first tunneling session with the first computing device on a first network;

(b) establishing a second tunneling session with the second computing device on the second network;

(c) receiving a request by the first computing device to initiate a communication session with the second computing device;

(d) providing to the first computing device a first network address for contacting the second computing device, the first network address comprising a network address of the second computing device associated with the second tunneling session;

(e) receiving a request by the first computing device to initiate a connection with the second computing device using the first network address;

(f) intercepting the request to initiate the connection, and providing the first computing device a second network address for the second computing device, the second network address comprising a public network address associated with the second computing device; and

(g) communicating to the second computing device a request to allow the connection from the first computing device to the second computing device using the second network address.

20. The method of claim 19, wherein at least a portion of one of the first tunneling session or the second tunneling session comprises one of a Secure Socket Layer or a virtual private network.

21. The method of claim 19, wherein the second computing device is located behind a firewall associated with the second network address.

22. The method of claim 19, comprising providing the second network address to the first computing device by communicating an out of band signal to the first computing device via the first tunneling session.

23. The method of claim 19, comprising communicating a key to the first computing device.

24. The method of claim 19, comprising communicating a key to the second computing device.

25. A system for establishing a peer to peer communication session between a first computing device on a first network and a second computing device on a second network via a third computing device, the first network disconnected from and not routable to the second network, the system comprising:

a first computing device on the first network;

a second computing device on the second network;

a third computing device establishing a first tunneling session with the first computing device and a second tunneling session with the second computing device;

a server accessible via the third computing device;

wherein:

the server communicates via the third computing device to the first computing device a first network address comprising a network address of the second computing device associated with the second tunneling session;

the first computing device communicates via the third computing device a first request to initiate a connection with the second computing device using the first network address;

the third computing device intercepts the first request, and provides the first computing device a second network address for the second computing device, the second network address comprising a public network address associated with the second computing device; and

the third computing device communicates a second request to the second computing device to allow a connection from the first computing device using the second network address.

26. The system of claim 25, wherein at least a portion of one of the first tunneling session or the second tunneling session comprises one of a Secure Socket Layer or a virtual private network.

27. The system of claim 25, wherein the third computing device comprises a remote access gateway.

28. The system of claim 25, wherein the second computing device is located behind a firewall associated with the second network address.

29. The system of claim 25, wherein the third computing device provides the second network address to the first computing device by communicating an out of band signal via the first tunneling session.

30. The system of claim 25, wherein the second computing device provides a forward hole in a firewall for the first computing device to communicate to the second computing device using the second network address.

31. The system of claim 25, wherein the third computing device communicates a key to the first computing device and the second computing device.

32. The system of claim 31, wherein the first computing device communicates the key to the second computing device.

33. The system of claim 32, wherein the first computing device checks that the key received from the second computing device matches the key of the first computing device before transmitting data to the second computing device.

34. The system of claim 31, wherein the second computing device communicates the key to the first computing device.

35. The system of claim 34, wherein the second computing device checks that the key received from the first computing devices matches the key of the second computing device before transmitting data to the second computing device.

36. The system of claim 25, comprising a first telecommunication device associated with the first computing device, and a second telecommunication associated with the second computing device.

37. The system of claim 36, wherein one of the first telecommunication device or the second telecommunication device comprises one of a software component or a hardware component.

38. The system of claim 37, wherein the first telecommunication device establishes a telecommunication session with the second telecommunication device via the connection.

39. The system of claim 38, wherein the first telecommunication device communicates with the second telecommunication device over the telecommunication session without traversing the third computing device.

40. The system of claim 25, wherein the first computing device and the second computing device communicate a remote display protocol via the connection.

41. The system of claim 25, wherein the remote desktop protocol comprises one of an Independent Computing Architecture protocol or a Remote Desktop Protocol.

42. The system of claim 25, wherein the first computing device shares a screen view with the second computing device via the connection.

43. A gateway for establishing a peer to peer communication session between a first computing device on a first network and a second computing device on a second network, the first network disconnected from and not routable to the second network, the gateway comprising:

a means for establishing a first tunneling session with the first computing device on a first network;

a means for establishing a second tunneling session with the second computing device on the second network;

a means for receiving a request by the first computing device to initiate a communication session with the second computing device;

a means for providing to the first computing device a first network address for contacting the second computing device, the first network address comprising a network address of the second computing device associated with the second tunneling session;

a means for receiving a request by the first computing device to initiate a connection with the second computing device using the first network address;

a means for intercepting the request to initiate the connection, and providing the first computing device a second network address for the second computing device, the second network address comprising a public network address associated with the second computing device; and

a means for communicating to the second computing device a request to allow the connection from the first computing device to the second computing device using the second network address.

44. The system of claim 43, wherein at least a portion of one of the first tunneling session or the second tunneling session comprises one of a Secure Socket Layer or a virtual private network.

45. The system of claim 43, wherein the second computing device is located behind a firewall associated with the second network address.

46. The system of claim 43, comprising a means for providing the second network address to the first computing device by communicating an out of band signal to the first computing device via the first tunneling session.

47. The system of claim 43, comprising a means for communicating a key to the first computing device.

48. The system of claim 43, comprising a means for communicating a key to the second computing device.

49. A method for communicating via a lossless protocol a packet constructed for transmissions via a lossy protocol, the method comprising the steps of:

(a) establishing a connection between a first computing device and a second computing device via a lossless protocol;

(b) detecting, by the first computing device, a lossless protocol packet comprising a payload having one or more packets constructed in accordance with a lossy protocol;

(c) communicating, by the first computing device, a false acknowledgement of receipt of
the lossless protocol packet to one of the first computing device or the second computing device; and

(d) communicating, by the first computing device, the lossless protocol packet to the second computing device.

50. The method of claim 49, comprising encrypting, by the first computing device, the one or more packets using a key.

51. The method of claim 50, comprising providing the encryption key to the first computing device via an out of band transport security layer session between the first computing device and the second computing device.

52. The method of claim 49, comprising encrypting the one or more packets on a packet by packet basis.

53. The method of claim 49, further comprising performing step (c) before step (d).

54. The method of claim 49, wherein the second computing device is a gateway.

55. The method of claim 49, comprising, in response to receiving the false acknowledgement of receipt of the lossless protocol packet by one of the first computing device or the second computing, preventing a network stack of one of the first computing device or the second computing from executing an operation associated with providing a lossless characteristic of the lossless protocol.

56. The method of claim 49, wherein the lossless protocol comprises a transport control protocol.

57. The method of claim 56, comprising preventing the network stack of one of the first computing device or the second computing device from executing one or more of the following in connection with the lossless protocol: a retransmit, an ordering, a flow control algorithm, a naple's algorithm, and a sliding window algorithm.

58. The method of claim 49, wherein the lossy protocol comprises a user datagram protocol.

59. The method of claim 49, comprising communicating, by the first computing device, the
lossless protocol packet via one of a secure socket layer or a transport security layer tunnel to
the second computing device.

60. The method of claim 49, wherein the one or more packets comprises a real-time protocol.

61. The method of claim 49, comprising communicating by the first computing device one of
real-time voice, audio, or data to the second computing device via the one or more packets.

62. A system for communicating via a lossless protocol a packet constructed for transmissions via a lossy protocol, the system comprising:

a means for establishing a connection between a first computing device and a second computing device via a lossless protocol;

a means for detecting, by the first computing device, a lossless protocol packet comprising a payload having one or more packets constructed in accordance with a lossy protocol;

a means for communicating, by the first computing device, a false acknowledgement of receipt of the lossless protocol packet to one of the first computing device or the second computing device; and

a means for communicating, by the first computing device, the lossless protocol packet to the second computing device.

63. The system of claim 62, comprising a means for encrypting, by the first computing device, the one or more packets using a key.

64. The system of claim 63, comprising a means for providing the encryption key to the first computing device via an out of band transport security layer session between the first computing device and the second computing device.

65. The system of claim 63, comprising a means for encrypting the one or more protocol packets on a packet by packet basis.

66. The system of claim 62, further comprising a means for communicating the false acknowledgement of receipt of the lossless protocol packet before communicating the

lossless protocol packet.

67. The system of claim 62, wherein the second computing device is a gateway.

68. The system of claim 62, comprising a means, in response to receiving the false acknowledgement of receipt of the lossless protocol packet by one of the first computing device or the second computing, for preventing a network stack of one of the first computing device or the second computing from executing an operation associated with providing a lossless characteristic of the lossless protocol.

69. The system of claim 62, wherein the lossless protocol comprises a transport control protocol.

70. The system of claim 69, comprising a means for preventing the network stack of one of the first computing device or the second computing device from executing one or more of the following in connection with the lossless protocol: a retransmit, an ordering, and a flow control algorithm.

71. The system of claim 62, wherein the lossy protocol comprises a user datagram protocol.

72. The system of claim 62, comprising a means for communicating, by the first computing device, the lossless protocol packet via one of a secure socket layer or a transport security layer tunnel to the second computing device.

73. The system of claim 62, wherein the one or more packets comprises a real-time protocol.

74. The system of claim 62, comprising a means for communicating by the first computing device one of real-time voice, audio, or data to the second computing device via the one or more packets.

75. A method for transmitting packets from an application using an unreliable

transport protocol over a TCP connection, comprising:

receiving, at a first device, a first packet to be transmitted using an unreliable transport protocol;

creating a first TCP packet including a first payload of the received first packet and a first TCP header of information associated with a TCP connection established between the first device and a second device;

transmitting, by the first device, the first TCP packet to the second device;

receiving, at the first device, a second packet to be transmitted using an unreliable transport protocol;

creating a second TCP packet including a second payload of the received second packet and the first TCP header information; and

transmitting, by the first device, before receipt of an acknowledgement of the receipt of the first payload from the second device, the second TCP packet to the second device.

76. The method of claim 75, comprising establishing the TCP connection with a port number associated with the unreliable transport protocol.

77. The method of claim 75, comprising dynamically determining, by the first device, the first TCP packet and second TCP packet comprise an unreliable transport protocol.

78. The method of claim 75, wherein the unreliable transport protocol is UDP.

79. The method of claim 75, comprising further:

receiving the first TCP packet and second TCP packet on the first device by intercepting the first TCP packet and second TCP packet using a packet capturing mechanism.

80. The method of claim 75, comprising establishing, by the first device, the TCP connection with a VPN gateway device.

81. The method of claim 75, comprising establishing peer-to-peer communications between the first device and the second device via the TCP connection.

82. The method of claim 75, comprising encrypting, by the first device, the first and second TCP packets, and decrypting, by the second device, the encrypted first and second TCP packets.

83. A method for transmitting packets from an application using an unreliable transport protocol over a TCP connection, comprising:

intercepting, at a second device, a first TCP packet created on a first device and received on the second device, the first TCP packet including a first payload of a first packet generated by an application using an unreliable protocol and a first TCP header of information associated with a TCP connection established between the first device and the second device, the intercepting occurring before the first TCP packet is provides to a TCP stack on the second device;

identifying, responsive to the TCP header of information, that the first payload is a packet generated by an application using an unreliable transport protocol;

stripping the TCP header of information from the first TCP packet; and

forwarding the first payload to an application using the unreliable data protocol.

84. The method of claim 83, wherein the unreliable protocol is UDP.

85. The method of claim 83, wherein the step of identifying comprises identifying the TCP header information includes a port number associated with the unreliable transport protocol.

86. The method of claim 83, comprising further:

intercepting, by the second device, the first TCP packet using a packet capture driver.

87. The method of claim 83, wherein the first device is a client device and the

second device is a VPN gateway.

88. The method of claim 87, comprising further:
performing Network Address Translation (NAT) on the second device prior to forwarding the first payload to the application.

89. A system for transmitting packets from an application using an unreliable transport protocol over a TCP connection, the system comprising:
a first device, the first device comprising:
an application generating a first and second packet, the first and second packet intended to be transmitted using an unreliable transport protocol;
a filter process, the filter process intercepting the first and second packets from the application and forwarding the intercepted packets to a tunnel process; and
a tunnel process, the tunnel process requesting the opening of a TCP connection between the first device and a second device, the request to open the TCP connection indicating to the first and second device that the TCP connection will transport packets intended to be transmitted with an unreliable transport protocol, the tunnel process forwarding the first and second packets as payloads in a first and second TCP packet to the second device, the tunnel process sending the second TCP packet after sending the first TCP packet and prior to receiving an acknowledgement for the first TCP packet ; and
a second device in communication with the first device, the second device comprising:
a second tunnel process opening the TCP connection requested by the first device, the second tunnel process identifying and forwarding the source address of the TCP connection to a second filter process; and
the second filter process, the second filter process intercepting packets from the application received at the second device with the TCP connection source address in a header, the second filter process stripping the TCP header from the received packets and forwarding the stripped packets,

circumventing the TCP/IP stack on the second device, to an intended destination.

90. The system of claim 89, wherein the filter process on the first device comprises a packet capture driver.

91. The system of claim 89, wherein the second filter process on the second device comprises a packet capture driver.

92. The system of claim 89, wherein the first device is a client device and the second device is a VPN gateway device.

93. The system of claim 89, further comprising:
a third device to which the stripped packets are transmitted.

94. The system of claim 93, wherein the second device comprises further:
a Network Address Translation (NAT) table used to perform network address translation prior to transmitting the stripped packets to a third device.

95. The system of claim 89, wherein the unreliable data protocol is UDP.

96. A method for adjusting the maximum transmission unit of a secure network communication to reduce network fragmentation, the method comprising the steps of:

(a) establishing a session between a first computing device and a second computing device, the first computing device having a first network stack;

(b) detecting, by the first computing device, a network packet having an encrypted payload;

(c) determining, by the first computing device, a setting for a maximum transmission unit parameter of the first network stack to reduce the maximum transmission unit size by at least a size associated with the encrypted portion of the payload; and

(d) altering the maximum transmission unit parameter of the first network stack to the determined setting.

97. The method of claim 96, comprising communicating the network packet via one of a secure socket layer or a transport layer security tunnel to the second computing device.

98. The method of claim 96, wherein the payload comprises a real-time protocol.

99. The method of claim 96, further comprising altering the maximum transmission unit parameter via a network driver interface specification level mechanism of the first network stack

100. The method of claim 96, further comprising determining the setting of the maximum transmission unit parameter dynamically per session between the first computing device and the second computing device.

101. The method of claim 96, comprising establishing the session between the first computing device and the second computing device via a gateway.

102. The method of claim 96, communicating by the first computing device one of real-time voice, audio, or data to the second computing device via the payload of the network packet.

103. The method of claim 96, comprising communicating a false acknowledgement of receipt of the network packet to one of the first computing device or the second computing device before communicating the network packet.

104. The method of claim 96, further comprising establishing the session between the first computing device and the second computing device via an agent of the first computing device.

105. The method of claim 104, comprising communicating, by the agent, via an IOCTL application programming interface to the first network stack to alter the

maximum transmission unit parameter to the determined setting.

106. A system for adjusting the maximum transmission unit of a secure network communication to reduce network fragmentation, the system comprising:

a means for establishing a session between a first computing device and a second computing device, the first computing device having a first network stack;

a means for detecting, by the first computing device, a network packet having an encrypted payload;

a means for determining, by the first computing device, a setting for a maximum transmission unit parameter of the first network stack to reduce the maximum transmission unit size by at least a size associated with the encrypted portion of the payload; and

a means for altering the maximum transmission unit parameter of the first network stack to the determined setting.

107. The system of claim 106, comprising a means for communicating the network packet via one of a secure socket layer or a transport layer security tunnel to the second computing device.

108. The system of claim 106, wherein the payload comprises a real-time protocol.

109. The system of claim 106, wherein the payload comprises a representation of one of real-time voice, audio, or data.

110. The system of claim 106, further comprising a means for altering the maximum transmission unit parameter of the first computing device via a network driver interface specification level mechanism of the first network stack

111. The system of claim 106, further comprising a means for determining the setting of the maximum transmission unit parameter dynamically per session between the first computing device and the second computing device.

112. The system of claim 106, comprising a means for establishing the session

between the first computing device and the second computing device via a gateway.

113. The system of claim 106, comprising a means for communicating by the first computing device one of real-time voice, audio, or data to the second computing device via the payload of the network packet.

114. The system of claim 106, comprising a means for communicating a false acknowledgement of receipt of the network packet to one of the first computing device or the second computing device before communicating the network packet.

115. The system of claim 106, wherein the network packet comprises a lossless protocol packet.

116. The system of claim 115, wherein the lossless protocol packet comprises a transport control protocol.

117. The system of claim 106, wherein the payload comprises a lossy protocol packet.

118. The system of claim 117, wherein the lossy protocol packet comprises a user datagram protocol.

119. The system of claim 106, comprising an agent of the first computing device for establishing the session between the first computing device and the second computing device.

120. The system of claim 119, wherein the agent communicates via an IOCTL application programming interface to the first network stack to alter the maximum transmission unit parameter to the determined setting.

121. A method for a client to prioritize network communications of the client associated with an application of the client, the method comprising the steps of:

(a) intercepting, by the client, one or more network packets associated with one or more applications of the client;

(b) storing, by the client, the one or more network packets to a queue;

(c) determining, by the client, the queued one or more network packets is associated with a first application of the client;

(d) indicating, by the client, a priority for the determined one or more network packets to place the determined one or more network packets ahead of at least one network packet in the queue associated with a second application of the client; and

(e) providing the prioritized one or more network packets for communications via a network stack of the client.

122. The method of claim 121, wherein the step of determining, by the client, further comprises determining the queued one or more networks packets of the first application comprises real-time data.

123. The method of claim 122, wherein the real-time data comprises one of the following: a real-time protocol, a user datagram protocol, and a representation of one of voice or audio.

124. The method of claim 121, comprising preventing, by the client, at least one network packet of the second application from being communicated via the network stack ahead of the one or more network packets of the first application.

125. The method of claim 121, comprising holding, by the client, in the queue a network packet associated with the second application, and releasing the held network packet upon communication of the one or more network packets associated with the first application prioritized ahead of the held network packet.

126. The method of claim 121, comprising intercepting, by the client, the one or more network packets transparently to the one or more applications on the client.

127. The method of claim 121, comprising running the first application in the foreground, and the second application in the background.

128. The method of claim 121, comprising associating a priority with the first

application higher than a priority associated with the second application.

129. The method of claim 128, comprising specifying, by a user, the priority of one of the first application or the second application.

130. The method of claim 121, comprising receiving, by the client, the one or more network packets from a computing device.

131. The method of claim 121, comprising providing, by the one or more applications, the one or more network packets for communicating from the client to a computing device.

132. A client for prioritizing network communications of the client associated with an application of the client, the client comprising:

a mechanism for intercepting one or more network packets of the client associated with one or more applications of the client, and

a network driver for storing the one or more networks packets to a queue and communicating the one or more network packets via a network stack of the client; and

an agent for determining the one or more network packets is associated with a first application of the client, and indicating to the network driver a priority of the one or more network packets to place the determined one or more network packets ahead of at least one network packet in the queue associated with a second application of the client.

133. The client of claim 132, wherein the agent determines the one or more networks packets of the first application comprises real-time data.

134. The client of claim 132, wherein the real-time data comprises one of the following: a real-time protocol, a user datagram protocol, and a representation of one of voice or audio.

135. The client of claim 132, wherein one of the agent or the network driver prevents at least one network packet of the second application from being communicated via the network stack ahead of the one or more network packets of the first application.

136. The client of claim 132, wherein the network driver holds in the queue a network packet associated with the second application, and releasing the held network packet upon communication of the one or more network packets associated with the first application prioritized ahead of the held network packet.

137. The client of claim 132, wherein the mechanism intercepts the one or more network packets transparently to the one or more applications on the client.

138. The client of claim 132, wherein the first application is running in the foreground, and the second application is running in the background.

139. The client of claim 132, wherein the first application has a priority higher than the second application of the client.

140. The client of claim 132, comprising a configuration mechanism for a user to specify the priority.

141. The client of claim 132, wherein the client receives the one or more network packets from a computing device.

142. The client of claim 132, wherein the one or more applications provides the one or more network packets for communicating from the client to a computing device.

143. The client of claim 132, wherein the network driver comprises a Network Driver Interface Specification (NDIS) driver.

144. The client of claim 132, wherein the network driver operates in kernel-mode of an operating system of the client.

145. The client of claim 132, wherein the agent operates in user-mode of an operating system of the client.

146. The client of claim 132, wherein one of the agent or the network driver comprises the mechanism for intercepting one or more network packets of the client.

147. A method for shielding from a network disruption a session established via a first protocol, the method comprising the steps of:

(a) establishing, via an agent of a client, a session via a first protocol over a network connection between the client and a device, the network connection associated with a network stack, a first portion of the network stack comprises one or more layers of the network stack below the layer of the first protocol, and a second portion of the network stack comprises a layer for the first protocol and one or more layers of the network stack above the first protocol;

(b) detecting a disruption in the network connection causing the first portion of the network stack to be disestablished;

(c) maintaining, by the agent, the session and the second portion of the network stack during the disruption; and

(d) re-establishing the second portion of the network stack and the network connection while maintaining the session and the second portion of the network stack.

148. The method of claim 147, comprising the step of:

(e) continuing the session with the maintained second portion of the network stack and the re-established first portion of the network stack.

149. The method of claim 147, comprising the step of

(e) dropping, by the second portion of the network stack, any network packets received

during the disruption.

150. The method of claim 147, wherein the device comprises one of a remote access gateway or a computing device.

151. The method of claim 147, further comprising establishing the session via the first protocol of one of the following: secure socket layer (SSL) protocol, a transport layer security (TLS) protocol, and a tunneling protocol.

152. The method of claim 147, comprising communicating, by the agent, real-time data via the session between the client and the device.

153. The method of claim 152, wherein the real-time data comprises a real-time protocol.

154. The method of claim 152, wherein the real-time data comprises a representation of one of voice or audio.

155. The method of claim 147, comprising operating the agent in user-mode of an operating system of the client.

156. The method of claim 147, wherein the first portion of the network comprises one of a transport control protocol or an internet protocol.

157. The method of claim 147, wherein the second portion of the network stack comprises one of an internet protocol, a user datagram protocol, or a voice over internet protocol.

158. The method of claim 147, comprising the client communicating with the device via a remote display protocol.

159. The method of claim 158, wherein the remote display protocol comprises one of an Independent Computing Architecture protocol or a Remote Desktop protocol.

160. The method of claim 147, comprising performing one of steps (b), (c) and (d) transparently to an application of the client communicating via the network connection.

161. The method of claim 147, comprising intercepting, by the agent, transparently to an application of the client one or more network packets associated with the application.

162. The method of claim 147, comprising intercepting, by a network driver

associated with the second portion of the stack, transparently to the application on the client one or more network packets associated with the application.

163. A system for shielding from a network disruption a session established via a first protocol, the system comprising

an agent of a client establishing a session between the client and a device over a network connection via a first protocol;

a network stack having a first portion and a second portion, the first portion of the network stack comprising one or more layers of the network stack below the layer of the first protocol, and the second portion of the network stack comprising a layer for the first protocol and one or more layers of the network stack above the first protocol; and

a detector for detecting a disruption in the network connection causing the second portion of the network stack to be disestablished;

wherein:

upon detection of the disruption by the detector, the agent maintains the session and the second portion of the network stack during the disruption; and

the client re-establishes the first portion of the network stack and the network connection while the agent maintains the session and the second portion of the network stack.

164. The system of claim 163, wherein the agent continues the session with the maintained second portion of the network stack and the re-established first portion of the network stack.

165. The system of claim 163, wherein one of the first portion or the second portion of the network stack drops any network packets received during the disruption.

166. The system of claim 163, wherein the device comprises one of a remote access gateway or a computing device.

167. The system of claim 163, wherein the first protocol comprises one of the following: secure socket layer (SSL) protocol, a transport layer security (TLS) protocol, and a tunneling protocol.

168. The system of claim 163, wherein the agent communicates real-time data via the session between the client and the device.

169. The system of claim 168, wherein the real-time data comprises one of a real-time protocol.

170. The system of claim 168, wherein the real-time data comprises a representation of one of voice or audio.

171. The system of claim 163, wherein the agent operates in user-mode of an operating system of the client.

172. The system of claim 163, wherein the first portion of the network stack comprises one of a transport control protocol or an internet protocol.

173. The system of claim 163, wherein the second portion of the network stack comprises one of an internet protocol, a user datagram protocol, or a voice over internet protocol.

174. The system of claim 163, wherein the first protocol comprises a remote display protocol.

175. The system of claim 174, wherein the remote display protocol comprises one of an Independent Computing Architecture protocol or a Remote Desktop protocol.

176. The system of claim 163, wherein the agent intercepts one or more network packets of an application of the client transparently to the application.

177. The system of claim 163, comprising a network driver associated with the second portion of the network stack, the network driver intercepts one or more network packets of an application of the client transparently to the application, and provides the one or more packets to the agent to communicate via the session.

178. The system of claim 177, wherein the network driver comprises a Network Driver Interface Specification (NDIS) driver.

179. The system of claim 177, wherein the network driver operates in kernel-mode of an operating system of the client.

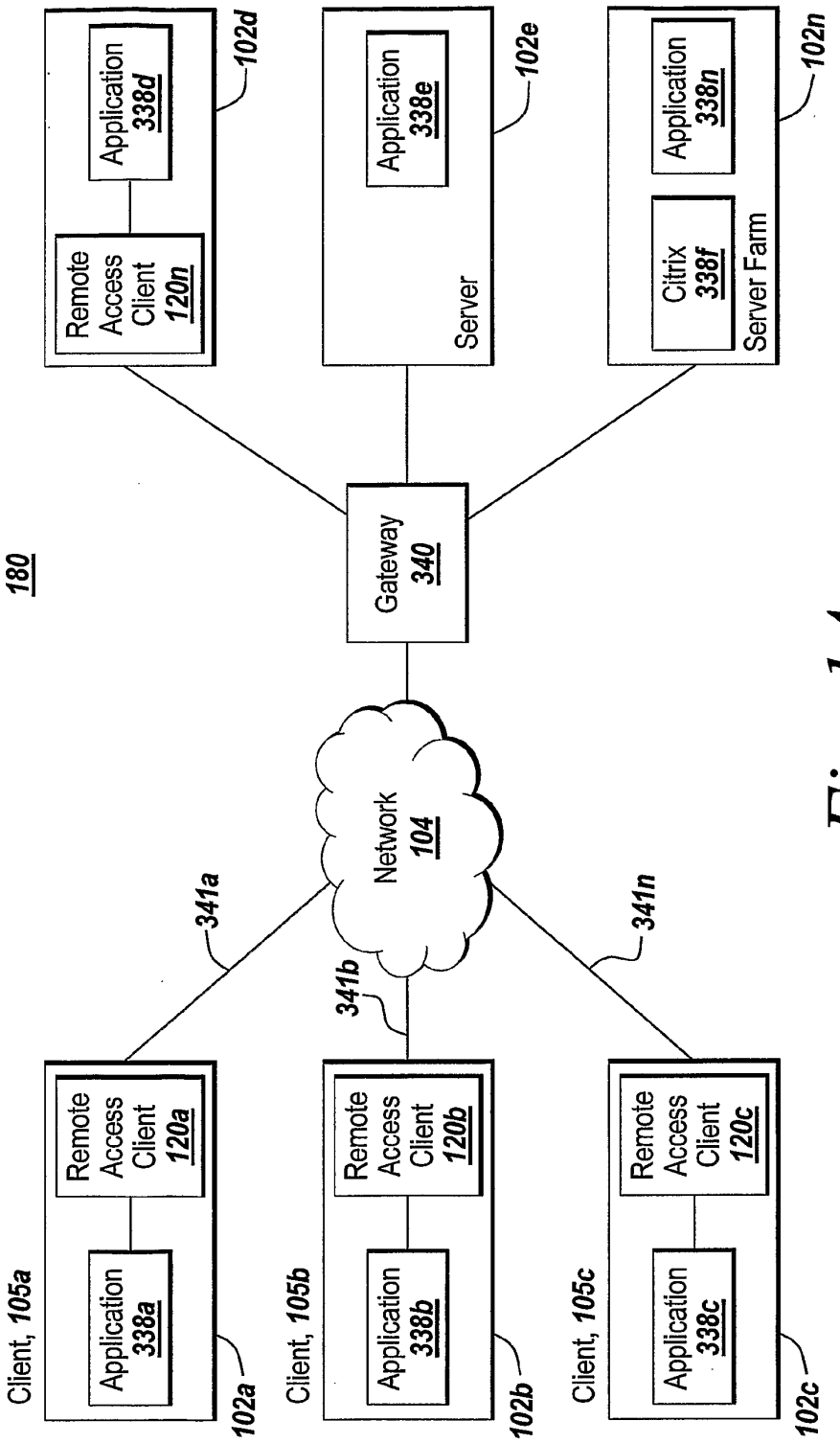

180
Client, 105a
Application 338a
Remote Access Client 120a
102a
341a
Client, 105b
Application 338b
Remote Access Client 120b
102b
341b
Client, 105c
Application 338c
Remote Access Client 120c
102c
341n
Network 104
Gateway 340
Remote Access Client 120n
Application 338d
102d
Server
Application 338e
102e
Server Farm
Citrix 338f
Application 338n
102n

Fig. 1A

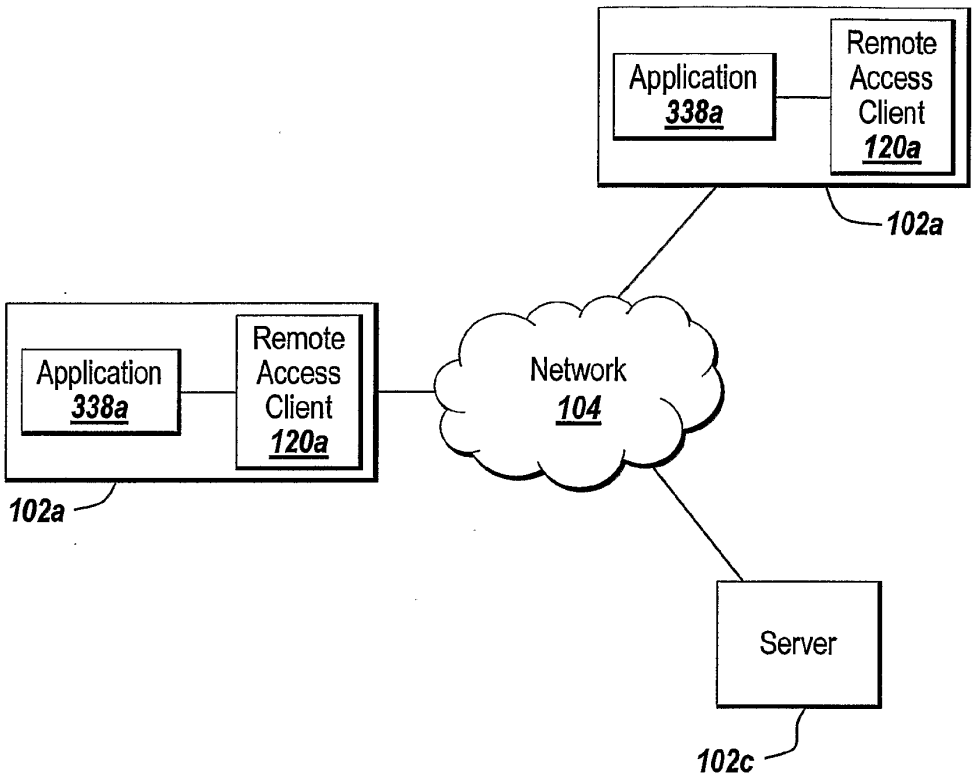

Application
338a
Remote
Access
Client
120a
102a
Application
338a
Remote
Access
Client
120a
102a
Network
104
Server
102c

Fig. 1B

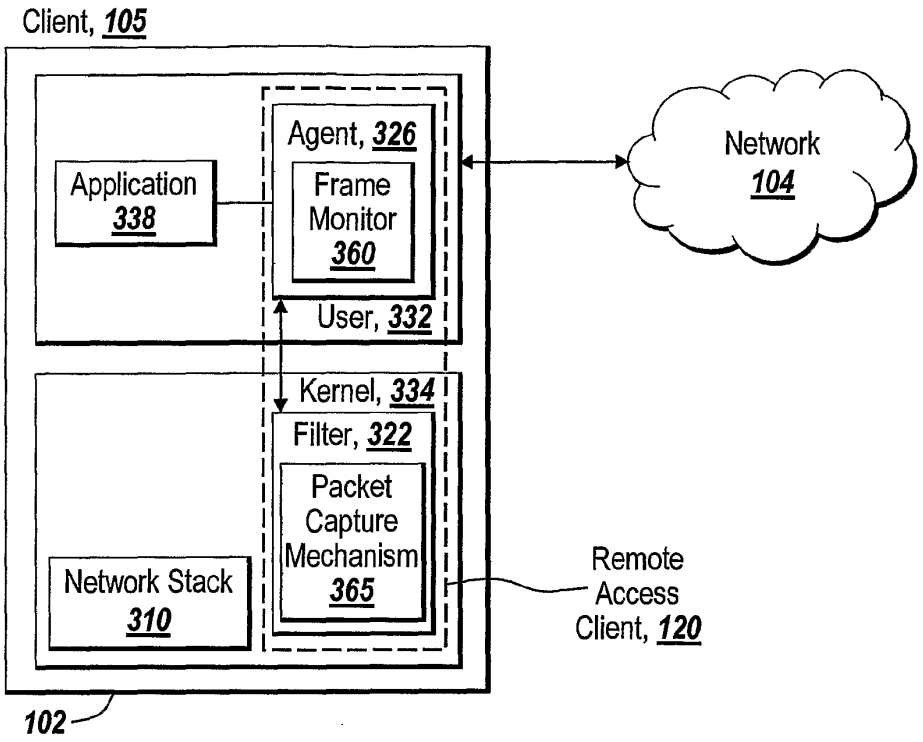

Client, 105
Agent, 326
Application 338
Frame Monitor 360
User, 332
Kernel, 334
Filter, 322
Packet Capture Mechanism 365
Network Stack 310
Network 104
Remote Access Client, 120
102

Fig. 1C

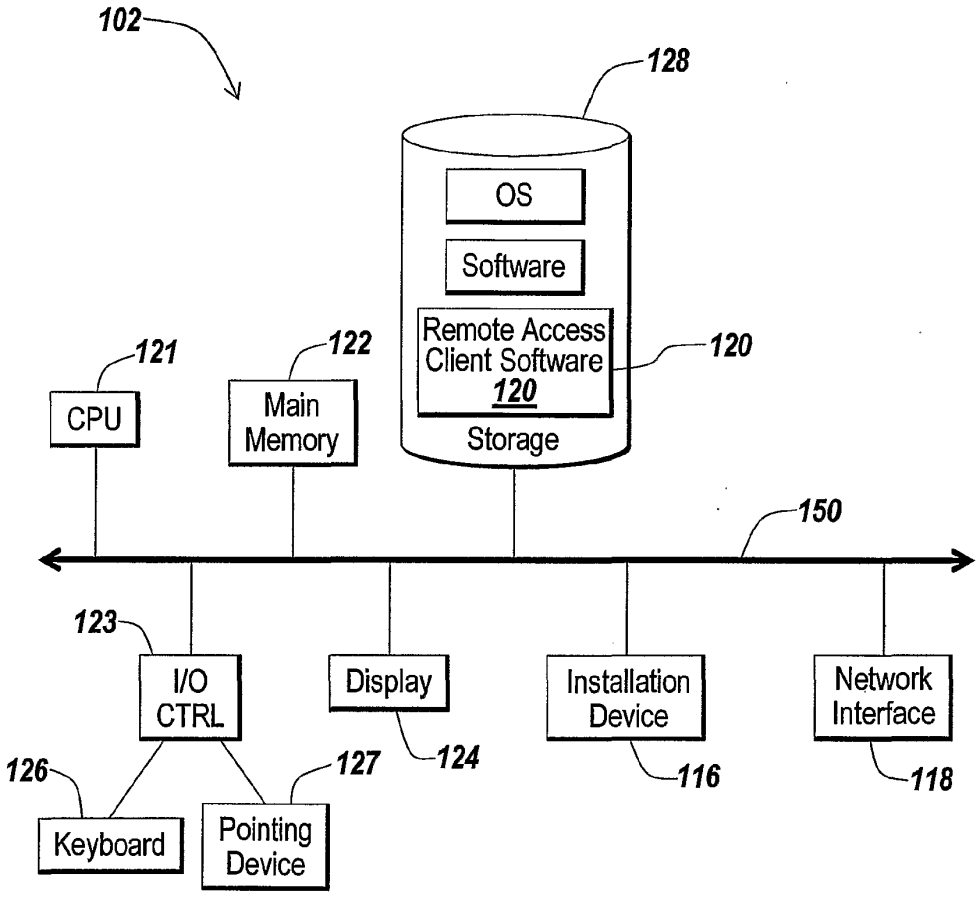

102
128
OS
Software
Remote Access Client Software
120
120
Storage
121
CPU
122
Main Memory
150
123
I/O CTRL
Display
124
Installation Device
116
Network Interface
118
126
Keyboard
127
Pointing Device

Fig. 1D

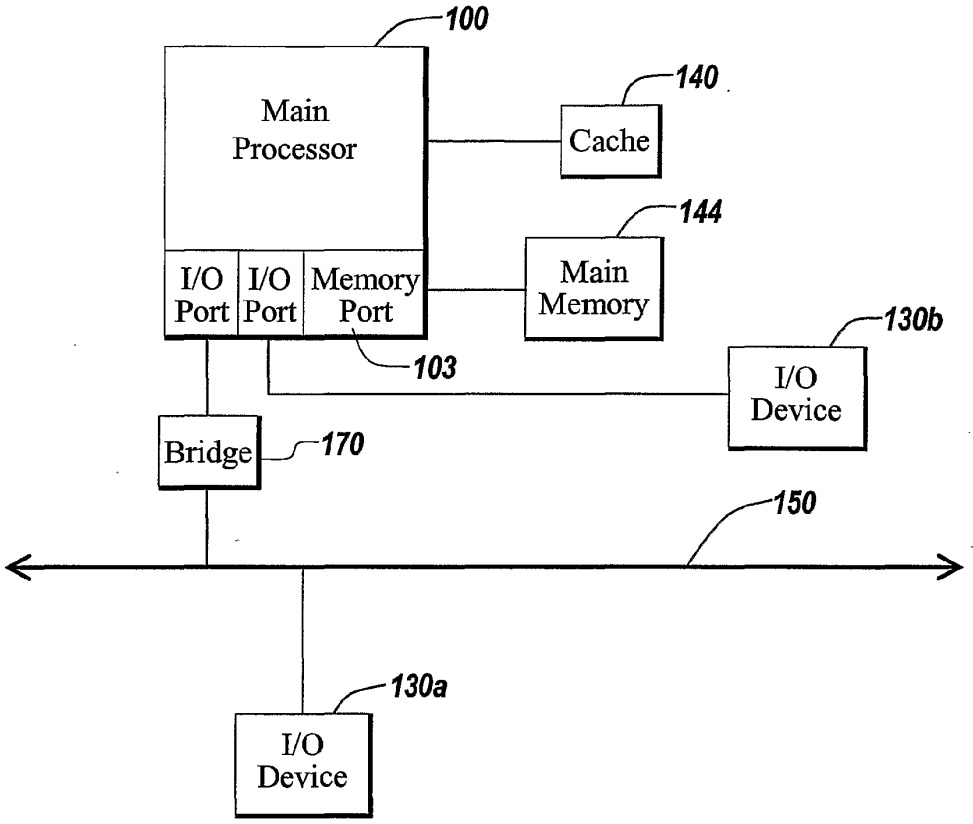

100
Main Processor
140
Cache
144
Main Memory
I/O Port
I/O Port
Memory Port
103
130b
I/O Device
Bridge
170
150
130a
I/O Device

Fig. 1E

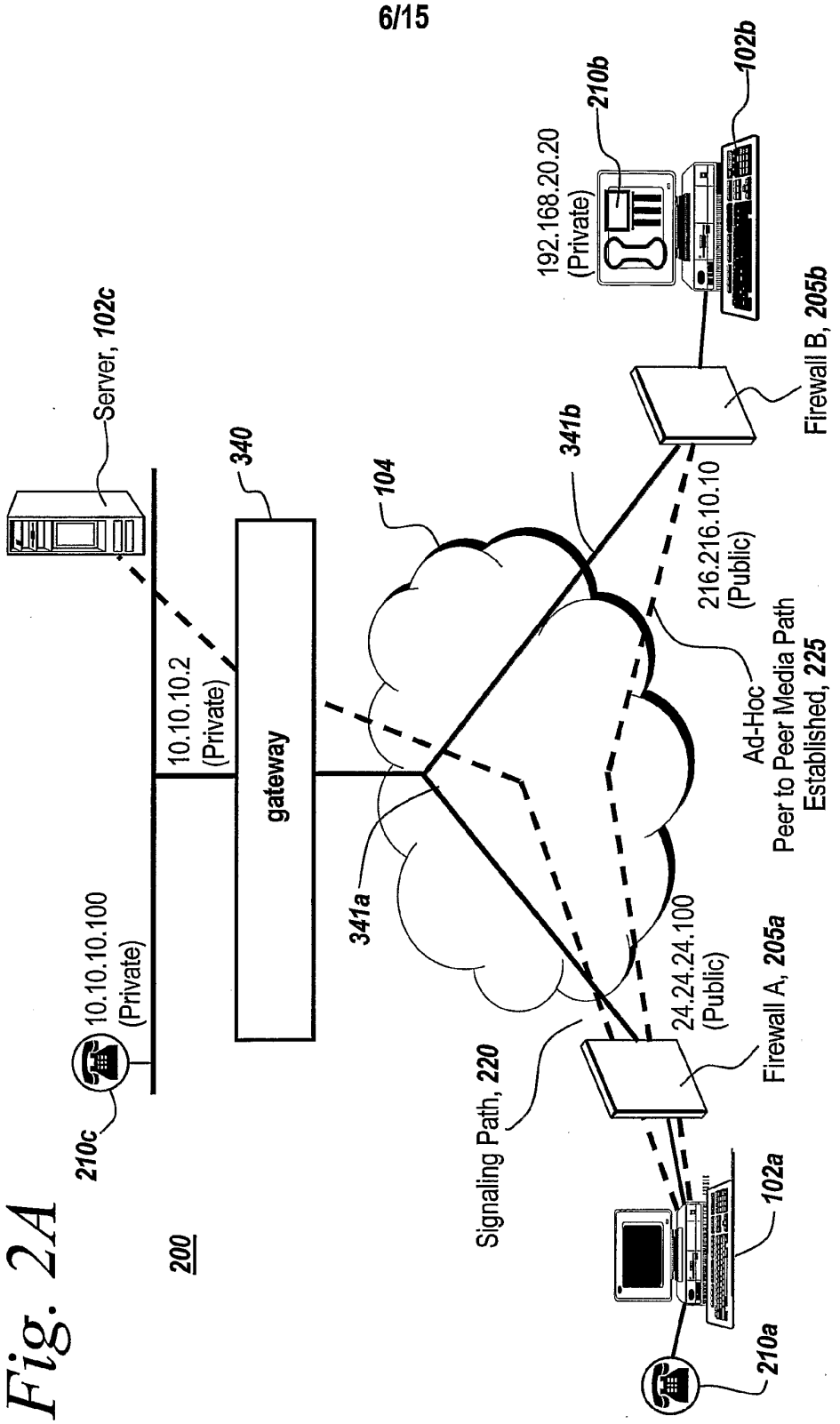

Server, 102c
340
104
341b
210b
102b
192.168.20.20
(Private)
Firewall B, 205b
10.10.10.2
(Private)
gateway
216.216.10.10
(Public)
Ad-Hoc
Peer to Peer Media Path
Established, 225
341a
10.10.10.100
(Private)
210c
200
Signaling Path, 220
24.24.24.100
(Public)
Firewall A, 205a
102a
210a

Fig. 2A

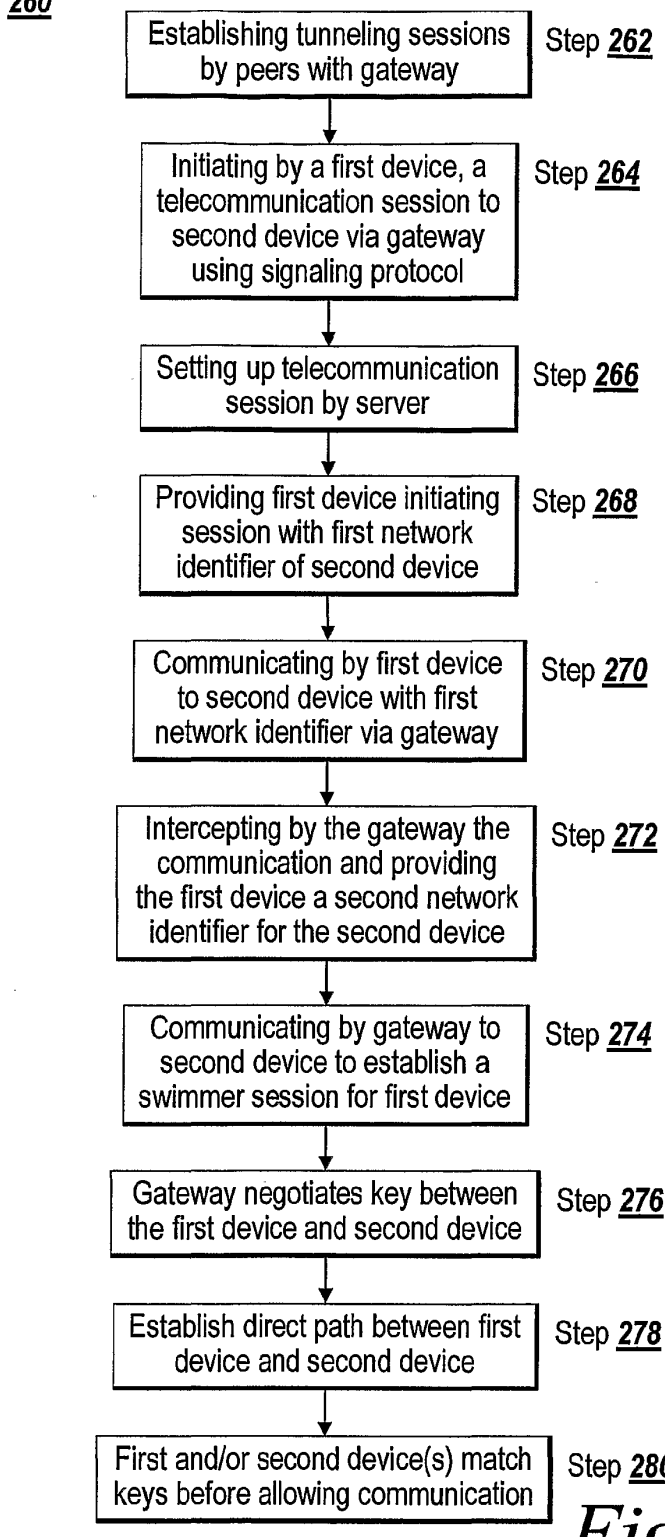

260
Establishing tunneling sessions by peers with gateway
Step 262
Initiating by a first device, a telecommunication session to second device via gateway using signaling protocol
Step 264
Setting up telecommunication session by server
Step 266
Providing first device initiating session with first network identifier of second device
Step 268
Communicating by first device to second device with first network identifier via gateway
Step 270
Intercepting by the gateway the communication and providing the first device a second network identifier for the second device
Step 272
Communicating by gateway to second device to establish a swimmer session for first device
Step 274
Gateway negotiates key between the first device and second device
Step 276
Establish direct path between first device and second device
Step 278
First and/or second device(s) match keys before allowing communication
Step 280

Fig. 2B

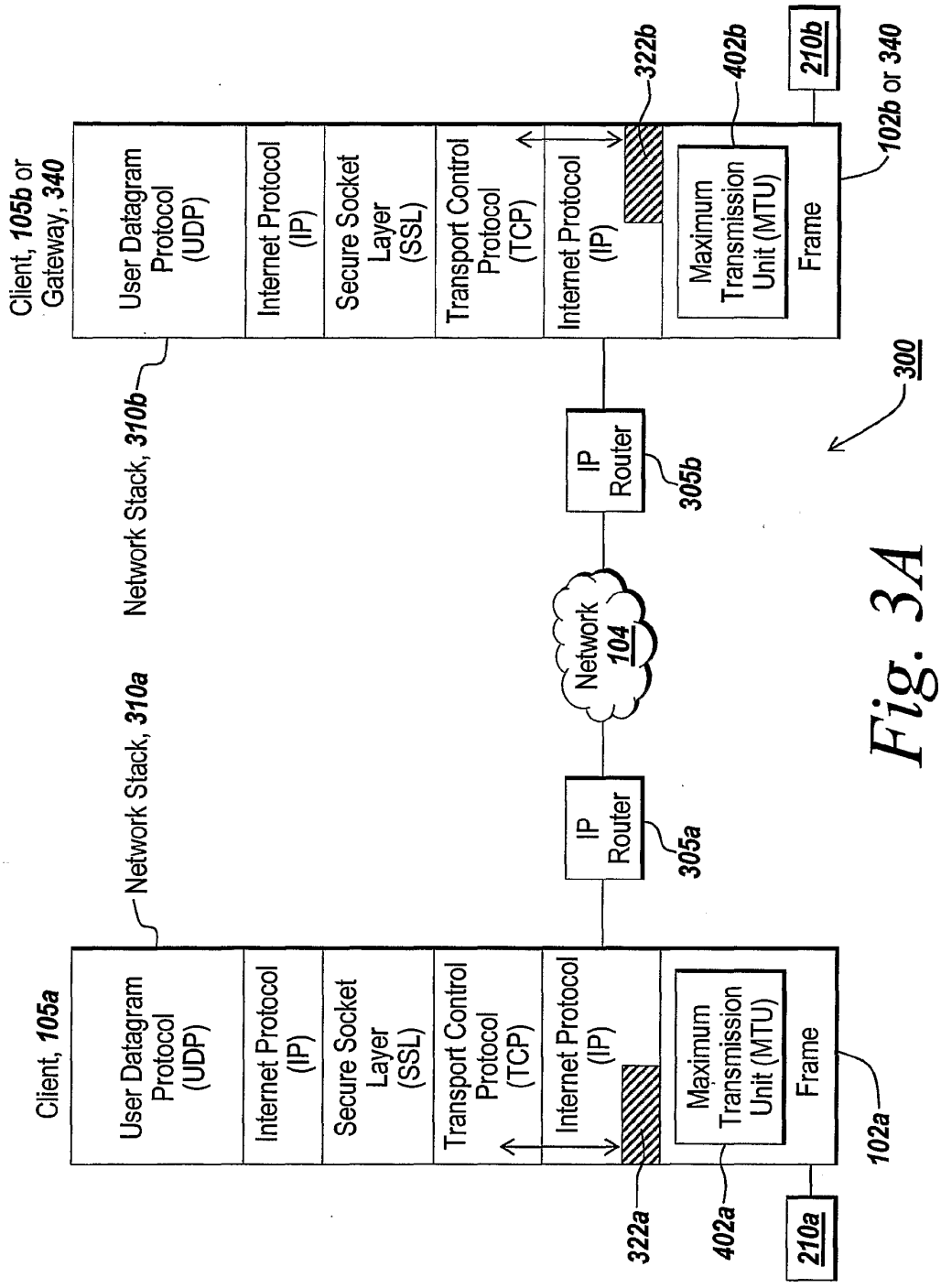

Client, 105a
User Datagram Protocol (UDP)
Internet Protocol (IP)
Secure Socket Layer (SSL)
Transport Control Protocol (TCP)
Internet Protocol (IP)
Maximum Transmission Unit (MTU)
Frame
Network Stack, 310a
Network Stack, 310b
Client, 105b or Gateway, 340
User Datagram Protocol (UDP)
Internet Protocol (IP)
Secure Socket Layer (SSL)
Transport Control Protocol (TCP)
Internet Protocol (IP)
Maximum Transmission Unit (MTU)
Frame
IP Router
305a
IP Router
305b
Network 104
300
322a
322b
402a
402b
210a
210b
102a
102b or 340

Fig. 3A

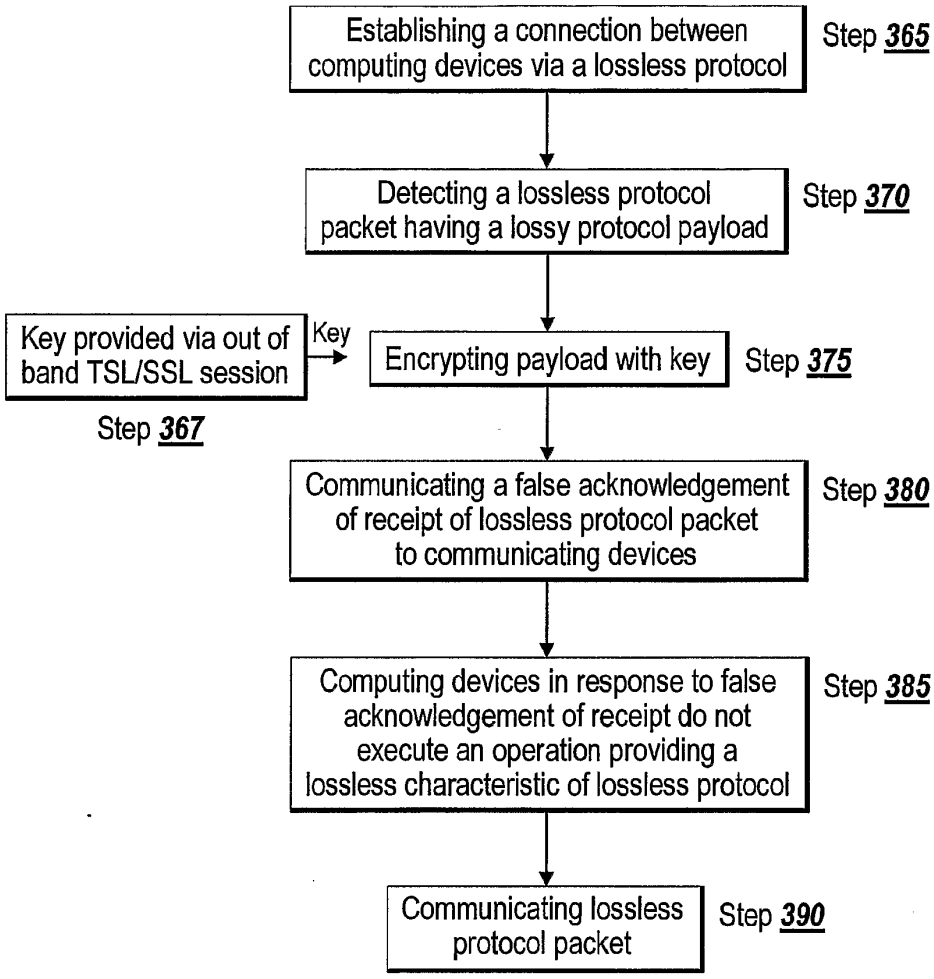

Establishing a connection between computing devices via a lossless protocol
Step 365
Detecting a lossless protocol packet having a lossy protocol payload
Step 370
Key provided via out of band TSL/SSL session
Key
Encrypting payload with key
Step 375
Step 367
Communicating a false acknowledgement of receipt of lossless protocol packet to communicating devices
Step 380
Computing devices in response to false acknowledgement of receipt do not execute an operation providing a lossless characteristic of lossless protocol
Step 385
Communicating lossless protocol packet
Step 390

Fig. 3B

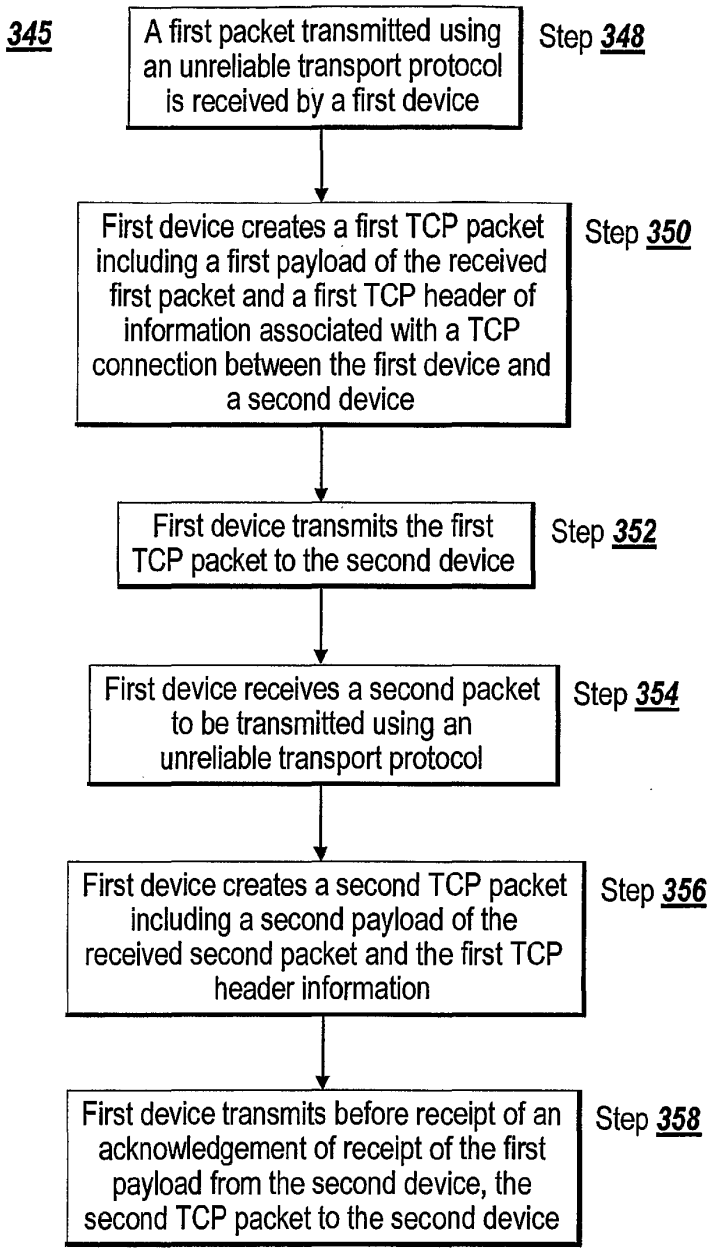

345
A first packet transmitted using an unreliable transport protocol is received by a first device
Step 348
First device creates a first TCP packet including a first payload of the received first packet and a first TCP header of information associated with a TCP connection between the first device and a second device
Step 350
First device transmits the first TCP packet to the second device
Step 352
First device receives a second packet to be transmitted using an unreliable transport protocol
Step 354
First device creates a second TCP packet including a second payload of the received second packet and the first TCP header information
Step 356
First device transmits before receipt of an acknowledgement of receipt of the first payload from the second device, the second TCP packet to the second device
Step 358

Fig. 3C

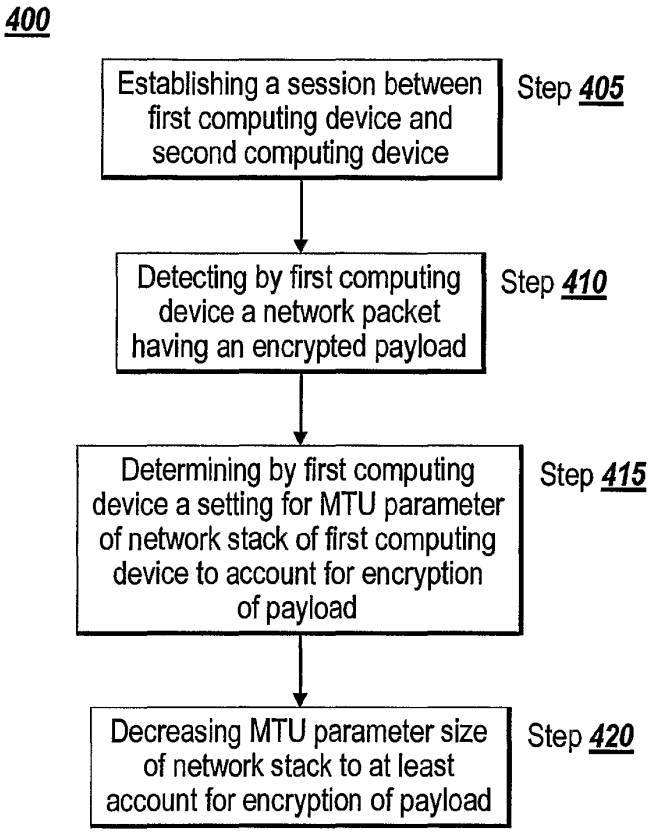

400
Establishing a session between first computing device and second computing device
Step 405
Detecting by first computing device a network packet having an encrypted payload
Step 410
Determining by first computing device a setting for MTU parameter of network stack of first computing device to account for encryption of payload
Step 415
Decreasing MTU parameter size of network stack to at least account for encryption of payload
Step 420

Fig. 4

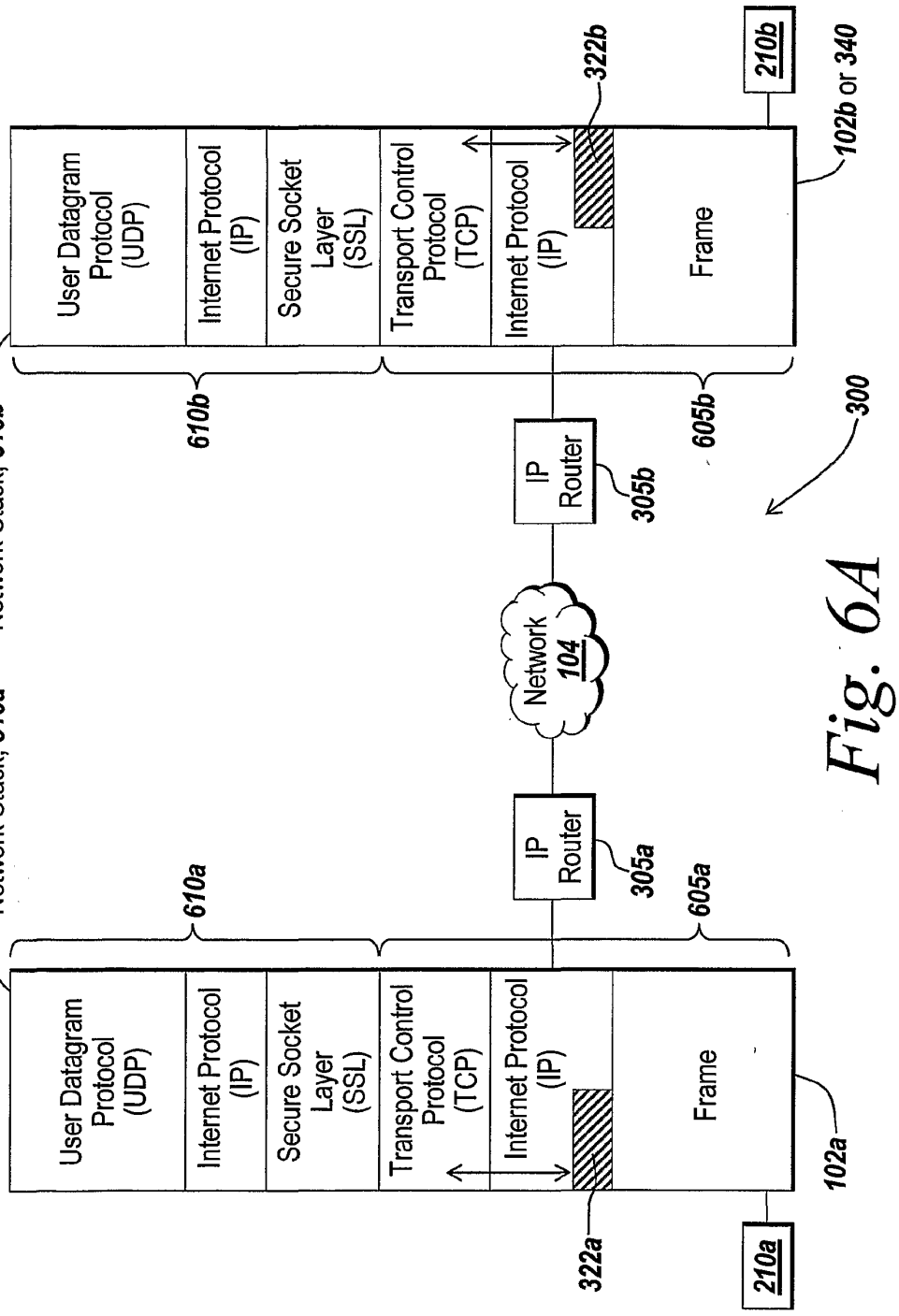

Network Stack, 310b
Network Stack, 310a
User Datagram Protocol (UDP)
Internet Protocol (IP)
Secure Socket Layer (SSL)
Transport Control Protocol (TCP)
Internet Protocol (IP)
Frame
610b
610a
605b
605a
IP Router
305b
IP Router
305a
Network 104
322b
322a
210b
210a
102b or 340
102a
300

Fig. 6A

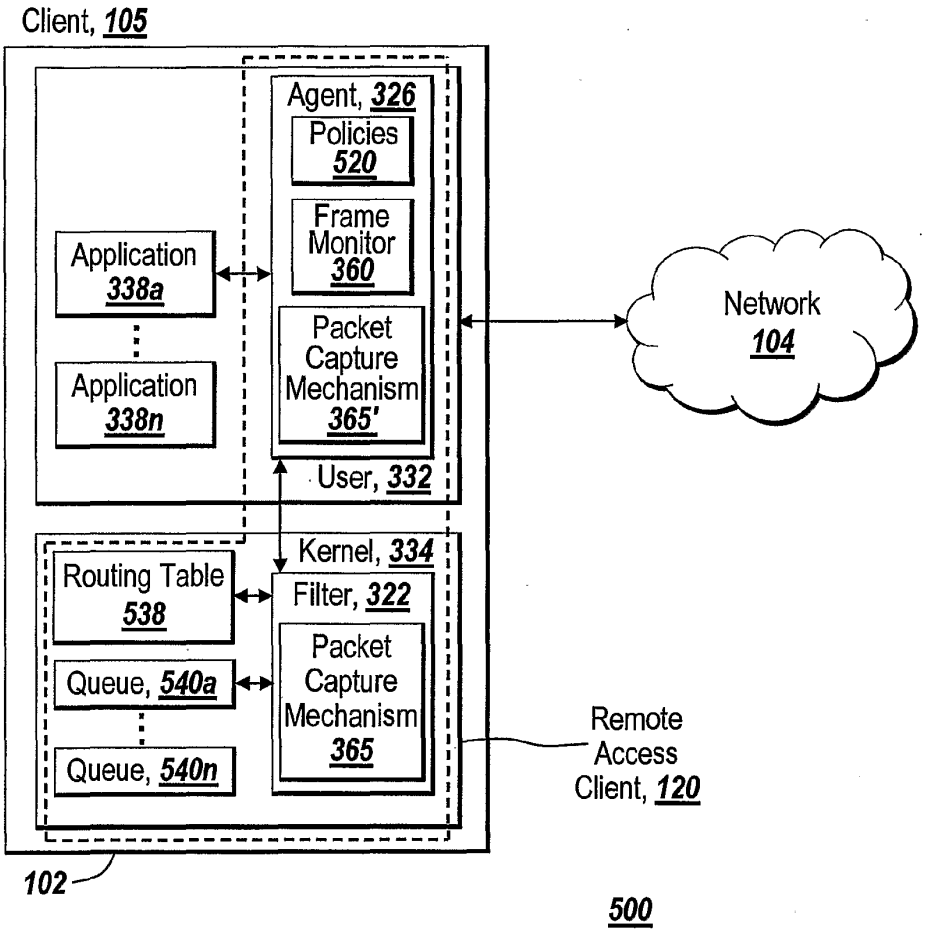

Client, 105
Agent, 326
Policies 520
Frame Monitor 360
Application 338a
Application 338n
Packet Capture Mechanism 365'
Network 104
User, 332
Kernel, 334
Routing Table 538
Filter, 322
Queue, 540a
Queue, 540n
Packet Capture Mechanism 365
Remote Access Client, 120
102
500

Fig. 5A

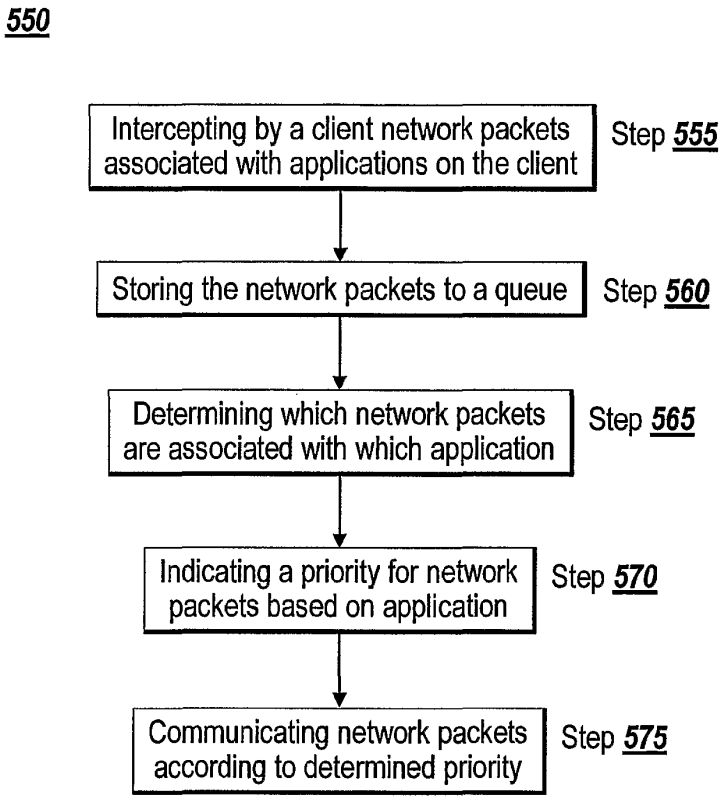

550
Intercepting by a client network packets associated with applications on the client
Step 555
Storing the network packets to a queue
Step 560
Determining which network packets are associated with which application
Step 565
Indicating a priority for network packets based on application
Step 570
Communicating network packets according to determined priority
Step 575

Fig. 5B

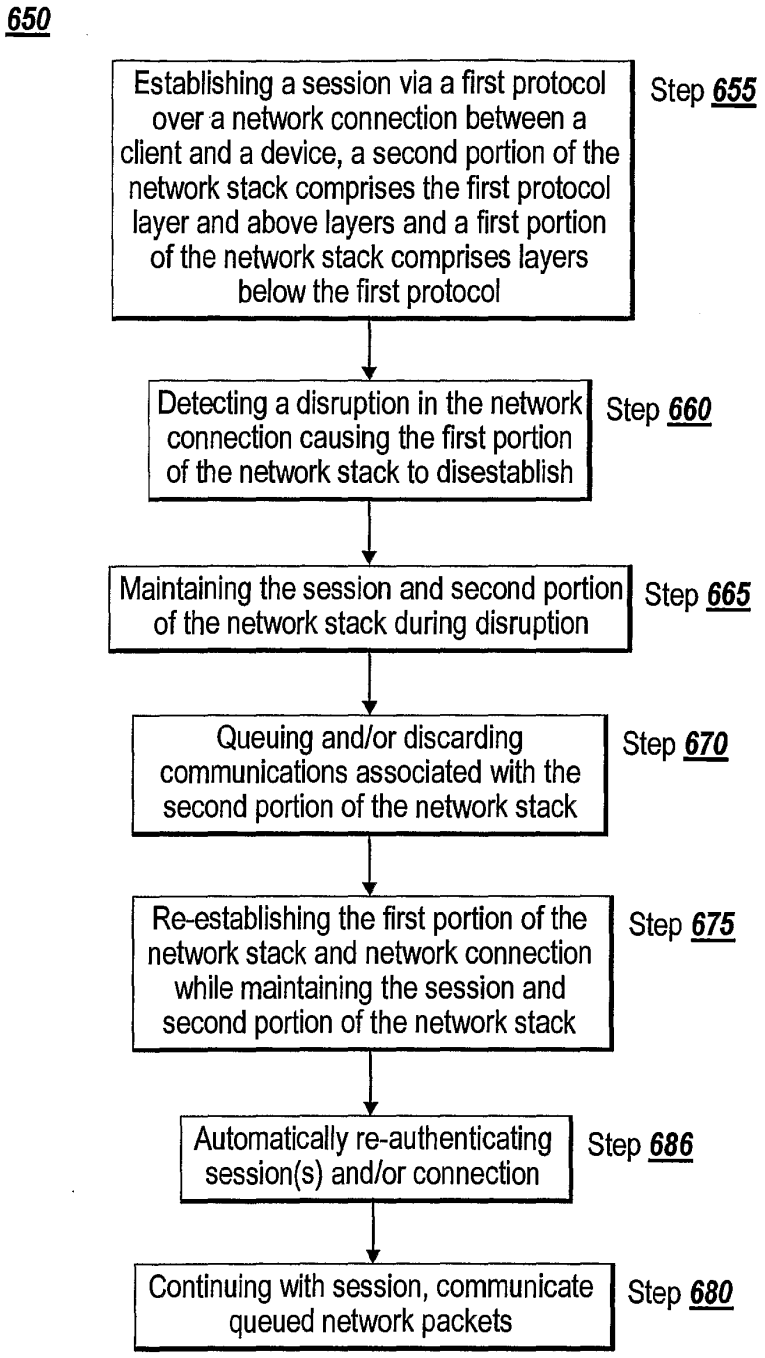

650
Establishing a session via a first protocol over a network connection between a client and a device, a second portion of the network stack comprises the first protocol layer and above layers and a first portion of the network stack comprises layers below the first protocol
Step 655
Detecting a disruption in the network connection causing the first portion of the network stack to disestablish
Step 660
Maintaining the session and second portion of the network stack during disruption
Step 665
Queuing and/or discarding communications associated with the second portion of the network stack
Step 670
Re-establishing the first portion of the network stack and network connection while maintaining the session and second portion of the network stack
Step 675
Automatically re-authenticating session(s) and/or connection
Step 686
Continuing with session, communicate queued network packets
Step 680

Fig. 6B

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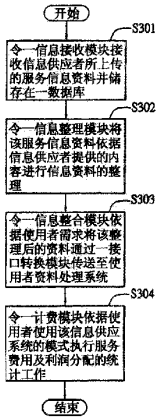
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[71] 申请人 华人创意股份有限公司
地址 台湾省台北市
[72] 发明人 温世仁 吴鸿祺

[74] 专利代理机构 北京三幸商标专利事务所
代理人 刘激扬
权利要求书 3 页 说明书 10 页 附图 3 页

[54] 发明名称 用以支持中小企业营运发展的信息供应方法以及系统

[57] 摘要

一种用以支持中小企业营运发展的信息供应方法以及系统，令一信息接收模块接收信息供应者上传的服务信息资料并储存在数据库中；令一信息整理模块将该服务信息资料依据信息供应者提供的内容进行相关资料的整理；令一信息整合模块依据使用者输入的需求将该整理后且符合该需求的资料，通过一接口转换模块传送至使用者数据处理系统；最后，令一计费模块依据使用者使用系统的模式，执行服务费用的统计工作。 通过该使用本发明，能够提供个人工作室、住家办公室及中小企业的经营者及其从业人员使用者通过单一网站即可获得所需的信息服务。



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1. 一种用以支持中小企业营运发展的信息供应方法，用以提供使用者借由一数据处理系统通过一网络通讯系统取得所需要的信息服务，其特征在于，该用以支持中小企业营运发展的信息供应方法包括：

令一信息接收模块接收信息供应者上传的服务信息资料并储存在一数据库中；

令一信息整理模块将该服务信息资料依据信息供应者所提供的内容进行信息资料的整理；

令一信息整合模块依据使用者所输入的需求，将该整理后且符合该需求的资料通过一接口转换模块传送至使用者数据处理系统；以及

令一计费模块依据使用者使用该用以支持中小企业营运发展的信息供应系统的模式，执行服务费用的统计与利润分配工作。

2. 如权利要求 1 所述的方法，其特征在于，该信息供应者上传的服务信息资料可以是文字资料、图像数据、声音资料、影像资料、以超级链接方式所提供的网络协议地址及统一资源寻址器地址资料其中的一种。

3. 如权利要求 1 所述的方法，其特征在于，该信息供应者上传的服务信息资料可以是商业情报、商业机会、专业服务、专业规划、业务连接、行政程序及增值服务中的一种。

4. 如权利要求 1 所述的方法，其特征在于，该信息资料的整理步骤还包括将同一信息供应者及不同信息供应者其中任一者提供的相同、相似及不同信息的其中任一种信息，加以分类、归纳及结合的数据处理过程。

5. 如权利要求 1 所述的方法，其特征在于，该信息整合形式可以是数据库信息的搜寻、信息服务提供者网络资源的连接及提供线上实时的信息请求与响应中的任一种。

6. 如权利要求 1 所述的方法，其特征在于，该接口转换模块转换的通讯协议可以是国际互联网协议及无线应用软件协议中的任一种。

7. 如权利要求 1 所述的方法，其特征在于，使用该用以支持中小企业营运发展的信息供应系统的模式可以是使用者连接该网站的层次、连接的时间及信息服务的内容中的任一种。

8. 如权利要求 1 所述的方法，其特征在于，该数据处理系统可以是服务器、工作站、个人计算机、笔记本型计算机、掌上型计算机、

个人数字助理以及移动电话中的任一种。

9. 如权利要求 1 所述的方法，其特征在于，该网络通讯系统可以是国际互联网、企业内部互联网以及企业间互联网中的任一种。

10. 如权利要求 1 所述的方法，其特征在于，该网络通讯系统可以是有线通讯系统以及无线通讯系统中的任一种。

11. 如权利要求 1 所述的方法，其特征在于，该数据库是一关系型数据库。

12. 如权利要求 1 所述的方法，其特征在于，该信息接收模块、信息整理模块、信息整合模块、接口转换模块及计费模块是一软件程序。

13. 如权利要求 1 所述的方法，其特征在于，该使用者可以是个人工作室、住家办公室及中小企业的经营者及其从业人员中的任一种。

14. 一种用以支持中小企业营运发展的信息供应系统，用以提供使用者借由一数据处理系统通过一网络通讯系统取得所需要的信息服务，其特征在于，该用以支持中小企业营运发展的信息供应系统包括：

一数据库，用以储存至少包括信息提供者所提供的信息、信息整理的相关资料、信息需求者的信息资料、信息需求者及信息供应者间信息服务整合的资料以及服务费用资料；

一信息接收模块，用以接收信息提供者通过网络通讯系统提供的信息；

一信息整理模块，用以整合该信息接收模块接收该信息提供者所提供的信息内容；

一信息整合模块，用以将该信息整理模块所整理的信息与使用者所提出的信息需求作一连接互通；

一接口转换模块，用以依据不同的客户端数据处理系统提供符合该系统的资料传送、存取的规格；以及

一计费模块，用以依据使用者使用资源服务的模式计算其所需支付的服务费用，以及信息供应者与用以支持中小企业营运发展的信息供应系统管理者的利润分配。

15. 如权利要求 14 所述的系统，其特征在于，该信息供应者提供的信息可以是文字资料、图像数据、声音资料、影像资料、以超级链接方式提供的网络协议地址及统一资源寻址器地址资料中的任一种。

16. 如权利要求 14 所述的系统，其特征在于，该信息供应者上传的服务信息资料可以是商业情报、商业机会、专业服务、专业规划、业务连接、行政程序及增值服务中的任一种。

17. 如权利要求 14 所述的系统，其特征在于，该信息整理模块是将同一信息供应者及不同信息供应者中任一者提供的相同、相似及不同的信息中的任一种信息，加以分类、归纳及结合的数据处理过程。

18. 如权利要求 14 所述的系统，其特征在于，该信息整合模块的整合形式可以是数据库信息的搜寻、信息服务者网络资源的连接及提供线上实时的信息请求与响应中的任一种。

19. 如权利要求 14 所述的系统，其特征在于，该接口转换模块转换的通讯协议可以是国际互联网协议及无线应用软件协议中的任一种。

20. 如权利要求 14 所述的系统，其特征在于，使用该用以支持中小企业营运发展的信息供应系统的模式可以是使用者连接该网站的层次、连接的时间及信息服务的内容中的任一种。

21. 如权利要求 14 所述的系统，其特征在于，该数据处理系统可以是服务器、工作站、个人计算机、笔记本型计算机、掌上型计算机、个人数字助理以及移动电话中的任一种。

22. 如权利要求 14 所述的系统，其特征在于，该网络通讯系统可以是国际互联网、企业内部互联网以及企业间互联网中的任一种。

23. 如权利要求 14 所述的系统，其特征在于，该网络通讯系统可以是有线通讯系统以及无线通讯系统中的任一种。

24. 如权利要求 14 所述的系统，其特征在于，该数据库是一关系型数据库。

25. 如权利要求 14 所述的系统，其特征在于，该信息接收模块、信息整理模块、信息整合模块、接口转换模块及计费模块是一软件程序。

26. 如权利要求 14 所述的系统，其特征在于，该使用者可以是个人工作室、住家办公室及中小企业的经营者及其从业人员中的任一种。

用以支持中小企业营运发展的信息供应方法以及系统

技术领域

本发明是关于一种用以支持中小企业营运发展的信息供应方法以及系统，特别是关于一种整合信息以提供使用者通过单一网站获取该整合信息的信息供应方法与系统。

背景技术

随着电子信息科技的蓬勃发展，诸如个人计算机、笔记本型计算机、平板计算机、掌上型计算机、个人数字助理乃至移动电话等具有数据处理功能的电子装置或系统，其在功能上愈来愈强大，除单纯进行数据处理外，这些设备已经能够提供使用者上网浏览、信息的上传或下载、听音乐、编辑、播放影像信息等多元化的多媒体服务，来获取所需要的信息。另一方面由于有线及无线网络通讯技术的日益成熟，再加上这些电子装置或系统的体积愈来愈轻薄短小，便于使用者在行动中进行信息的取得。基于上述种种客观环境，使用者主观上也更乐意通过该具有网络连接与数据传输功能的电子装置或系统进行信息的搜寻及取得。

但是当愈来愈多的使用者不再通过报纸、杂志，甚至广播电视等传统的媒体来取得信息，而是选择通过具有实时性的网络通讯系统来取得所需的信息时，网络信息供应商势必要考虑如何能够充分利用网络通讯系统的特性，提供有别于传统媒体所能够提供的信息。

现有通过网络通讯系统提供使用者信息的方法不一般是以下方法：由使用者通过浏览器联接门户网站，输入要搜寻信息的关键词等搜寻条件，通过该门户网站提供的搜寻引擎进行与该关键词相符及/或近似的网页资料，由使用者通过输入网址或借由超级链接的方式与该网址进行联接，通过浏览器进行资料的浏览或传输。

这种现有的信息搜寻方法，对于缺乏网络搜寻经验或是搜寻条件等相关信息不是十分充分的使用者而言，信息的寻找、取得有时就如同大海捞针。此外，若使用者要同时搜寻许多具有实质关联性、却不具有形式关联性的网站时，上述的搜寻方式恐怕无法有效解决使用者的需要。此时，使用者仍须通过一次次的搜寻才有可能找到所需要的

信息。即令使用者已经搜寻到所有的相关信息，但若缺乏有效率的资料筛选，则所搜集到的信息对于使用者而言不但无法有效的解决自身的需要，有时反而会成为庞大的负担。

另一方面，使用者在通过付费网站获取信息方面，通常所采用的方法有固定费率制，也就是缴纳一定的费用取得在一定期间内无限次的使用权；储值制，也就是购买一定的点数，再从所使用的信息对应的点数中加以扣除。除上述两种以外，再一种方法就是依据服务提供商所开列的价格，通过信用卡或转帐的方式支付费用。上述服务费用的支付方法均是依据固定的服务价目表收费，并不能够将使用者登录或连接的等级、范围甚或是服务内容作为服务费率调整的依据。

综上所述，如何能够为使用者提供一套具有整合多元信息、并能够更合理地保证信息服务提供商与信息需求方利益的方法，是亟需解决的问题。

发明内容

为克服现有技术的缺点，本发明的主要目的在于提供一种用以支持中小企业营运发展的信息供应方法以及系统，它能够提供一信息供应网站，让信息供应者通过该信息供应网站提供信息服务。

本发明的另一目的在于提供一种用以支持中小企业营运发展的信息供应方法以及系统，它能对信息供应者提供的信息进行有效的整合，提高使用者查找所需信息的效率。

本发明的又一目的在于提供一种用以支持中小企业营运发展的信息供应方法以及系统，它能够提供使用者通过一信息服务整合的机制与信息供应者进行信息服务的交易。

本发明的再一目的在于提供一种用以支持中小企业营运发展的信息供应方法以及系统，它能够提供一计费机制，让信息供应者依据使用者使用信息服务的模式，进行服务费用的计算。

本发明的又再一目的在于提供一种用以支持中小企业营运发展的信息供应方法以及系统，它能够提供一接口转换机制，用以提供客户端的使用者可以借由不同类型的数据处理系统通过本发明获得信息服务。

为达成上述目的，本发明之用以支持中小企业营运发展的信息供应系统包括：一数据库，用以储存至少包括信息提供者所提供的信息、信息整理的相关资料、信息需求者的信息资料、信息需求者及信息供应者间信息服务整合的资料以及服务费用资料；一信息接收模块，用

以接收信息提供者通过网络通讯系统提供的信息；一信息整理模块，用以整合该信息接收模块接收该信息提供者所提供的信息内容；一信息整合模块，用以将该信息整理模块所整理的信息与使用者所提出的信息需求作一连接互通；一接口转换模块，用以依据不同的客户端数据处理系统提供符合该系统的资料传送、存取的规格；以及一计费模块，用以依据使用者使用资源服务的模式计算其所需支付的服务费用，以及信息供应者与用以支持中小企业营运发展的信息供应系统管理者的利润分配。

通过该用以支持中小企业营运发展的信息供应系统，进行信息供应的方法是：令一信息接收模块接收信息供应者上传的服务信息资料并储存在一数据库中；令一信息整理模块将该服务信息资料依据信息供应者所提供的内容进行信息资料的整理；令一信息整合模块依据使用者所输入的需求，将该整理后且符合该需求的资料通过一接口转换模块传送至使用者数据处理系统；以及令一计费模块依据使用者使用该用以支持中小企业营运发展的信息供应系统的模式，执行服务费用的统计与利润分配工作。

与传统的信息供应方法以及系统比较，本发明通过整合信息供应者提供的信息机制、信息服务整合的机制、计费机制及接口转换机制，借由一信息供应网站以供信息供应者通过该信息供应网站提供信息服务，它能对信息供应者提供的信息进行有效的整合，提高使用者查找所需信息的效率；同时能够提供使用者通过一信息服务整合的机制与信息供应者进行信息服务的交易，它所提供一计费机制，让信息供应者依据使用者使用信息服务的模式，进行服务费用的计算及收取。本发明提供的接口转换机制，能够让客户端的使用者可以借由不同类型的数据处理系统通过本发明获得其所需的信息服务。

附图说明

图 1 为一应用架构方块示意图，用以显示本发明之用以支持中小企业营运发展的信息供应系统的应用架构；

图 2 为一系统架构方块示意图，用以显示本发明之用以支持中小企业营运发展的信息供应系统的系统架构；以及

图 3 为流程图，用以显示本发明之用以支持中小企业营运发展的信息供应方法的流程步骤。

具体实施方式

实施例

在以下实施例中，本发明用以支持中小企业营运发展的信息供应方法以及系统中所提供的信息包括文字资料、图像数据、影音资料以及其它无法由人类通过感官直接辨识的电磁记录资料，实际上能够通过本发明的用以支持中小企业营运发展的信息供应方法以及系统提供信息供应服务的，均适用于本发明的用以支持中小企业营运发展的信息供应方法以及系统。

请参阅图 1，如图所示，在本实施例中，本发明的用以支持中小企业营运发展的信息供应系统 100，是应用在现有的主从架构网络通讯系统 200 中，又该用以支持中小企业营运发展的信息供应系统 100 是建构在该网络通讯系统 200 的伺服端，用以提供具有网络连接功能的网络终端装置 300 及网络终端装置 400 的客户端使用者，借由一浏览器应用程序通过该网络通讯系统 200，与建构在该伺服端的用以支持中小企业营运发展的信息供应系统 100 相互连接，进行包括程序或资料的上传或下载、资料储存及数据管理等工作。其中，该网络通讯系统 200 可以是一国际互联网(Internet)、企业内部互联网(Intranet)或企业间互联网(Extranet)；该网络终端装置 300 及网络终端装置 400 可以是个人计算机(PC)、笔记本型计算机(NB)、工作站(Workstation)或其它具有数据处理功能的装置或系统；该浏览器应用程序可以是微软的网络探险家(Internet Explorer)或是网景的领航员(Netscape Navigator)等。上述的主从架构网络通讯系统 200、该网络终端装置及该浏览器应用程序均为现有的软、硬件架构，故在此不重复说明。

请参阅图 2，它显示了本发明的用以支持中小企业营运发展的信息供应系统 100 的系统架构，如图所示，该用以支持中小企业营运发展的信息供应系统 100 搭配至一网络服务器 210，该网络服务器 210 是提供该用以支持中小企业营运发展的信息供应系统 100，通过该网络通讯系统 200 与网络终端装置 300 及网络终端装置 400 相互连接，并提供该网络终端装置 300 及网络终端装置 400 响应使用者的指令或其它需求以进行资料存取之用。在本实施例中，该网络终端装置 300 及网络终端装置 400，是利用各该网络终端装置上的网络浏览器应用程序，如上述的微软的 IE 或是网景的 Navigator，通过网络通讯系统 200 经由该网络服务器 210，与该用以支持中小企业营运发展的信息供应系统 100 相互连接，以进行档案管理相关的工作。需特别说明的是，该用以支持中小企业营运发展的信息供应系统 100 还可以与一防火墙(Firewall)系统联接(未图标)，用以保护该用以支持中小企业营运发展的信息供应

系统 100。该用以支持中小企业营运发展的信息供应系统 100 包括：一数据库 220、一信息接收模块 230、一信息整理模块 240、一信息整合模块 250、一接口转换模块 260 以及一计费模块 270。

该数据库 220 是用来储存至少包括信息提供者所提供的信息、信息整合的相关资料、信息需求者的信息资料、信息需求者及信息供应者之间信息服务整合的资料以及服务费用等资料表。在本实施例中，为增加资料查询及检索的效率，该数据库 220 可以是一关系型数据库。其中，该信息提供者所提供的信息资料表，用来储存至少包括信息提供者所提供的文字资料、图像数据、影音资料以及其它能够以储存在该数据库的任何形式的资料等数据区位；该信息整合的相关资料表，用以储存至少包括信息类别资料、信息内容相互关系资料以及信息整合资料等数据区位；该信息需求者的信息资料表，用以储存至少包括使用者基本身分、使用者使用信息的权限以及使用者使用资源的记录等数据区位；该信息需求者及信息供应者之间信息服务整合的资料表，用以储存至少包括有信息服务整合类别资料以及信息服务整合历史记录资料等数据区位；该服务费用资料表，则用以储存至少包括信息供应者的收费模式、信息供应者所提供的信息被使用的计量以及信息供应者与该用以支持中小企业营运发展的信息供应系统管理者之间利润分配基础等数据区位。

通过这种关系型数据库的建立，当使用者输入上述任一种资料时，该用以支持中小企业营运发展的信息供应系统 100 即可快速的寻找到其对应的资料。需特别说明的是，上述的各该数据区位及其所属的资料表仅为举例而已，在实际情况下，其内容应更为明确详细。此外，各该数据区位的内容也有可能包括有其它的数据区位或是资料表，只是由于篇幅所限，以及为陈述上的简洁，仅显示与本发明的用以支持中小企业营运发展的信息供应方法以及系统有关的部分资料。另一方面，该关系型数据库的系统架构也有多种，应视使用者的需要加以建构，故也不再重复说明。

该信息接收模块 230 是用来接收信息提供者通过网络通讯系统 200 所提供的信息。在本实施例中，信息提供者可以是顾问咨询服务、专业规划服务、生活增值服务、知识增值服务、业务连接服务，甚至包括法人组织或政府机关的行政单位或对外服务窗口等任何自然人或法人构成的信息提供主体。该信息提供者可借由该网络终端装置通过该网络通讯系统 200，将提供的信息服务内容上传至该网络服务器 210，该信息接收模块 230 随即将接收到的信息服务相关资料加以储存至该

数据库 220 中。

需特别说明的是，信息提供者与该用以支持中小企业营运发展的信息供应系统 100 的管理者之间应建立一资料传送的协议，如以特定的识别号码或文字定义的特定的信息种类，当该信息接收模块 230 接收到具有该识别号码或文字的信息相关资料时，则应依据该识别号码或文字将该相关信息储存至该数据库 220 中对应的信息资料储存字段。

该信息整理模块 240 是对该信息接收模块 230 接受该信息提供者提供的信息内容，按照一定的规则进行整理。在本实施例中，由于信息提供者所提供的信息内容包罗万象，内容可能包括各个领域中不同层次的内容，可能是民间企业或是政府机关。但是通常一种业务的处理流程可能包括许多不同的信息供应者才能完成。如专利的申请，其流程可能包括寻找专业的专利事务所讨论专利申请的相关信息，委托其办理如专利说明书的撰写或专利申请程序的代办，当完成专利说明书的撰写后，还必须送交专利局进行专利审查，最后再经由相关的作业程序才能确定是否获得专利权。

该信息整理模块 240 能够将与专利申请相关的信息服务内容作一整理，当使用者欲搜寻与专利申请相关的信息服务时，即可获取一连串有用且相关的信息服务。在整理手段上，可以通过上述由信息供应者与用以支持中小企业营运发展的信息供应系统管理者之间的协议，借由特定的识别号码或文字加以分类，以将前阶段由民间专利事务所提供的服务，与后阶段由政府机关的专利局提供的行政程序服务等加以连接。也就是当信息供应者提供的信息通过该信息接收模块 230 储存至该数据库 220 时，该信息整理模块 240 能够将该特定相关的信息加以整理，并以特定的关键内容如“专利申请”等储存至该数据库 220 中的特定数据区位中，以供该用以支持中小企业营运发展的信息供应系统 100 进行资料的存取。

该信息整合模块 250 用来将该信息整理模块 240 所整理出的信息与使用者所提出的信息需求作一个连接互通。在本实施例中，当使用者借由网络终端装置通过该网络通讯系统 200，与建构有该用以支持中小企业营运发展的信息供应系统 100 的网站相互连接时，该网站会提供一信息服务相关的搜寻机制，如请求使用者输入使用者基本身分、使用者使用信息的权限等个人识别资料，以及特定的信息搜寻关键识别号码或文字等，通过该信息整合模块 250 的搜寻功能，即能够将信息需求者所需的信息服务与该用以支持中小企业营运发展的信息供应系统 100 中所能够提供的相关信息服务相互结合。其结合方式包括提

供使用者以超级链接的方式与该信息供应者相互连接、以提供如统一资源寻址器(URL)等网络资源的连接及/或提供如线上实时视频会议(Net-Meeting)等线上实时的信息请求及响应。

该接口转换模块 260 会依据不同客户端的网络终端装置提供符合该系统资料传送存取的资料规格。在本实施例中，该网络终端装置 300 及 400 并不限定为现有的个人计算机或笔记本型计算机，还可包括任何能够通过网络通讯系统 200 连接至架构有该用以支持中小企业营运发展的信息供应系统 100 网站的系统或装置，如移动电话所适用的无线应用软件协议(WAP)等其它网页浏览格式。该接口转换模块 260 是为使用不同资料浏览或存取协议的系统或装置提供转换接口，使其均可连接到架构有该用以支持中小企业营运发展的信息供应系统 100 的网站，供使用不同浏览或存取协议的网络终端装置进行信息的搜寻或接受信息供应者所提供各种形式的信息服务。

该计费模块 270 是用以依据使用者使用资源服务的模式，计算其所应支付的服务费用。在本实施例中，该计费模块 270 除了依据信息供应者或该用以支持中小企业营运发展的信息供应系统 100 的管理者所确定的信息服务价目表，计算使用者所使用的信息服务内容所应支付的总服务费用外。还能够依据使用者使用该用以支持中小企业营运发展的信息供应系统 100 的模式及其历史记录，作为计算服务费用的标准。以上述的“专利申请”流程为例，使用者自搜寻相关专利事务所或专利局的信息时，该计费模块 270 随即开始记录使用者使用该网站的使用时间、点选次数或下载档案的资料量等行为模式、并加以记录，若该使用者与其中一家具有专利代理经验的信息供应者相互联系，并且双方进行了如线上实时咨询等信息服务时，该计费模块 270 随即记录使用者与该信息供应者之间服务与被服务的信息，若使用者再通过该网站与专利局进行信息需求与供应的服务时，该计费模块 270 仍会记录他们之间的有关信息。通过上述追踪记录使用者的行为模式、并加以记录的方式，能够以依据使用者利用该网站的不同层次(Level)作为计算服务费用的标准。

请参阅图 3，它显示通过上述的用以支持中小企业营运发展的信息供应系统 100，在实施该用以支持中小企业营运发展的信息供应方法的步骤是。

在步骤 S301 中，令该信息接收模块 230 接收信息供应者上传的服务信息资料并储存在该数据库 220 中。通过该信息接收模块 230 能够接收资料供应者所传送的信息资料，以超级链接的方式所提供的网络

协议地址及／或统一资源寻址器地址等资料。

承前所述，该信息提供者与该用以支持中小企业营运发展的信息供应系统 100 的管理者之间得建立一资料传送的协议，如以特定的识别号码或文字定义特定的信息种类，当该信息接收模块 230 接收到具有该识别号码或文字的信息等相关资料时，则能够依据该识别号码或文字将该相关信息储存至该数据库 220 中对应的信息资料储存字段中。

在本实施例中，若一专利事务所欲通过该用以支持中小企业营运发展的信息供应系统 100 作为一专利信息供应者，则其能够借由网络终端装置通过该网络通讯系统 200，将其所能提供的信息资料传送至该网络服务器 210，其中该传送的资料包括文字或影像信息资料，以超级链接方式所提供的网络协议地址及／或统一资源寻址器地址等资料。此外，还包括特定的识别号码或文字，如“0001”与“专利服务”等，该信息接收模块 230 在该网络服务器 210 接收到上述的资料时，随即将该资料储存至该数据库 220 中符合该识别号码“0001”与识别文字“专利服务”的数据区位中，接着进行步骤 S302。

在步骤 S302 中，令该信息整理模块 240 将该服务信息资料依据信息供应者所提供的内容进行相关资料的归纳、整理。其过程包括将同一信息供应者或不同信息供应者所提供的相同、相似或不同的信息加以分类、归纳或结合等。

承前所述，除该专利服务的信息供应者能够传送相关信息资料外，设架构有该用以支持中小企业营运发展的信息供应系统 100 的网站还能够与政府机关、如上述的专利局等相互合作，提供诸如线上专利申请或咨询等服务。由于一专利的申请流程可能需通过包括专利事务所与专利局等信息服务提供者的协助才能顺利完成。则该信息整理模块 240 则应将专利事务所及专利局所提供的信息服务作一信息归类，当使用者登录架构有该用以支持中小企业营运发展的信息供应系统 100 的网站，且欲请求该网站提供“专利申请”的信息服务时，则能够轻易的搜寻到上述经归纳后的该专利事务所及专利局所提供的信息服务，接着进行步骤 S303。

在步骤 S303 中，令一信息整合模块 250 依据使用者输入的需求，将该整理后且符合该需求的资料通过一接口转换模块 260 传送至客户端网络终端装置。其整合的模式包括数据库 220 信息的搜寻、信息服务提供者网络资源的连接及/或提供线上实时的信息请求及响应等。

承前所述，当有“专利服务”信息需求的使用者登录该网站后，该网站能够提供使用者一输入该使用者相关信息的功能，如要输入使

用者的基本身分、使用者使用信息的权限等个人识别资料，以及特定的信息搜寻关键识别号码或文字，如识别号码“0001”与识别文字“专利服务”等，通过该信息整合模块 250 的搜寻功能，即能够将信息需求者所需要的“专利服务”的相关信息服务，与该用以支持中小企业营运发展的信息供应系统 100 中所能够提供的、经整合后的该专利事务所及专利局所提供的信息服务相互结合。

在本实施例中，使用者进行数据库 220 中相关资料的搜寻、与该专利事务所进行网络视频会议及上述假设的专利局线上的专利申请作业流程等信息服务，接着进行步骤 S304。

在步骤 S304 中，令一计费模块 270 依据使用者使用该用以支持中小企业营运发展的信息供应系统 100 的模式，执行服务费用的统计工作。它是依据使用者使用信息的模式，计算所需支付的费用以及信息供应者之间的利润分配。

承前所述，在使用者通过上述的信息整合模块 250 取得该用以支持中小企业营运发展的信息供应系统 100 所提供的服务信息的过程中，该计费模块 270 会记录使用者与该信息供应者整合的信息，若使用者再通过该网站与专利局进行信息需求与供应的联系时，该计费模块 270 仍会记录其信息。

在本实施例中，以上述的“专利申请”流程为例，使用者自搜寻相关专利事务所或专利局的信息时，该计费模块 270 随即开始记录使用者使用该网站的使用时间、点选次数或下载档案的资料量等行为模式并加以记录，若该使用者与其中一具有专利代理经验的信息供应者相互联系，双方进行如线上实时咨询等信息服务时，该计费模块 270 随即记录使用者与该信息供应者之间的相关信息，若使用者再通过该网站与专利局进行信息需求与供应的联系时，该计费模块 270 仍会记录其有关信息。通过上述的信息记录，该计费模块 270 能够依据所记录该使用者连接该网站的层次、连接的时间及/或信息服务的内容等，计算出相对应的服务费用，其中，该服务费用的计算基准应视实际情况加以制定。此外，该计费模块 270 还能够依据信息提供者与该用以支持中小企业营运发展的信息供应系统 100 的管理者对于信息提供的利润分配基准，进行利润分配的计算。

综上所述，本发明之用以支持中小企业营运发展的信息供应方法以及系统，能够通过整合信息服务供应者所提供的信息服务供应机制、信息服务整合的机制、计费机制及接口转换机制，借由一信息供应网站以供信息服务供应者通过该信息供应网站提供信息服务。

本发明的用以支持中小企业营运发展的信息供应方法以及系统能够协助个人工作室、住家办公室及中小企业的经营者及其从业人员，在接取订单、增创营收、善用外部资源、进行委外服务、增加经营弹性、减少聘雇人员及办公室空间的需求、节省营运成本、降低创业门槛等方面提供帮助，进而达到解决失业问题及调整产业结构的目的。

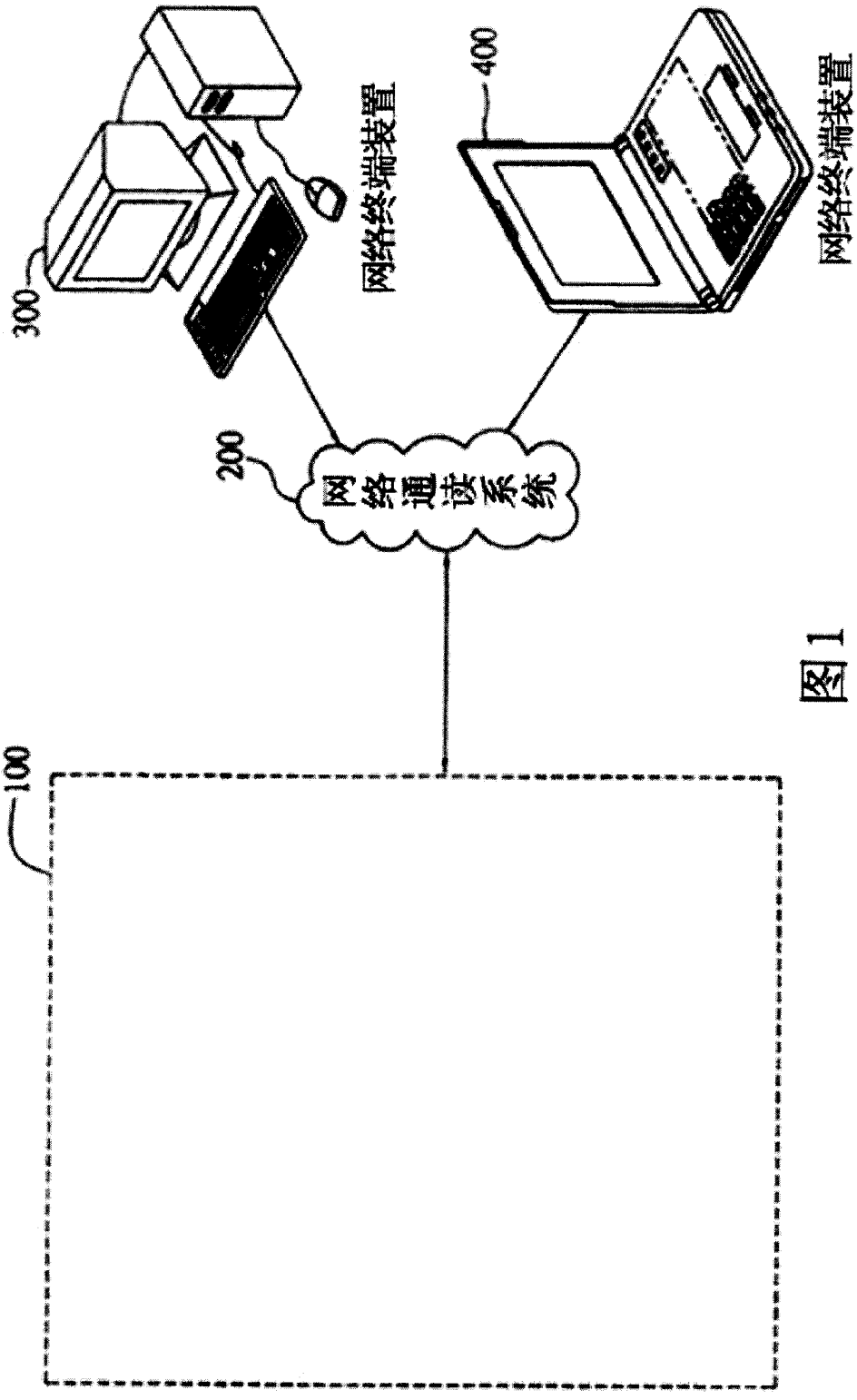


图 1

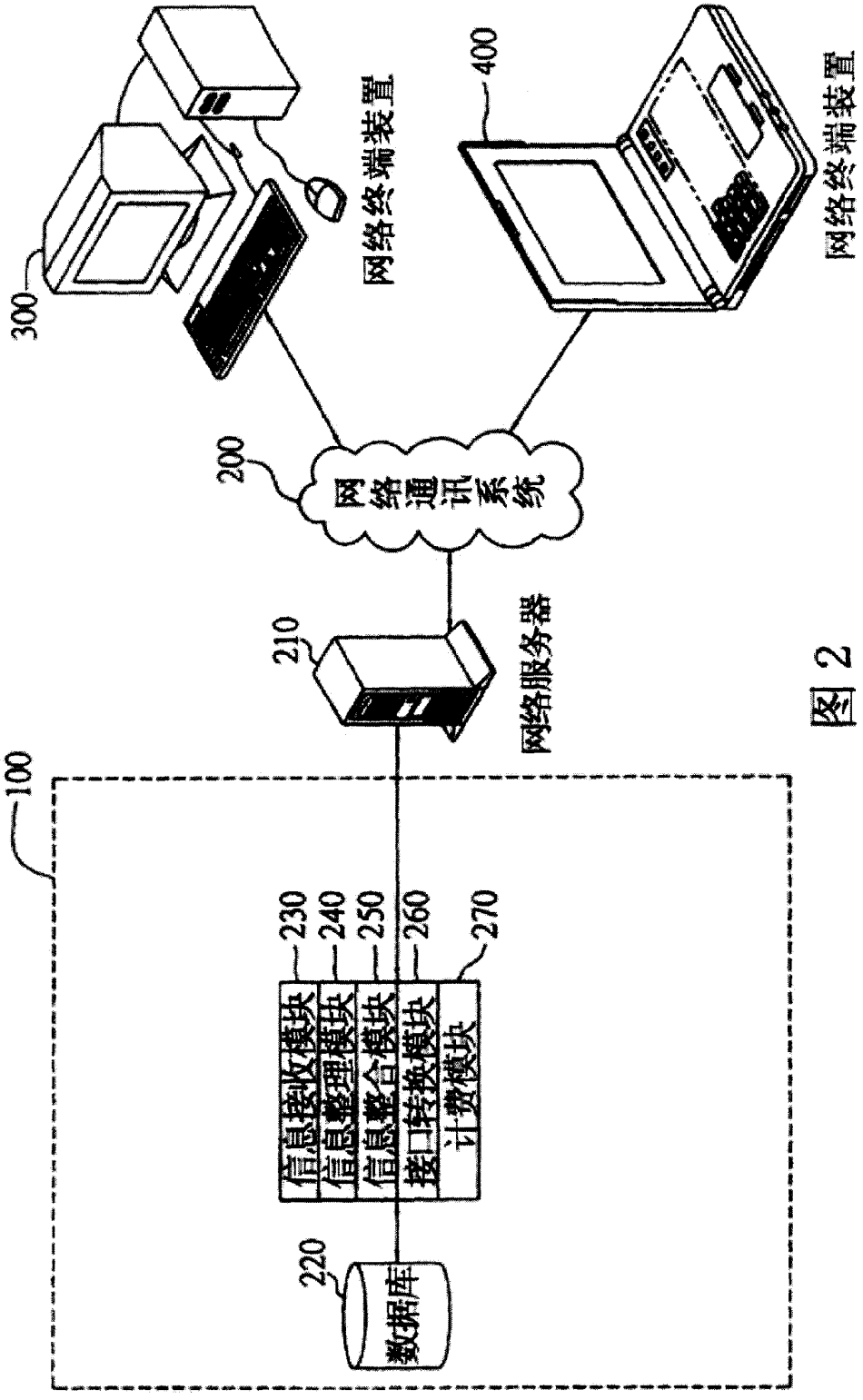

300
网络终端装置
400
网络终端装置
200
网络通讯系统
210
网络服务器
100
230
240
250
260
270
信息接收模块
信息整理模块
信息整合模块
接口转换模块
计费模块
220
数据库

图 2

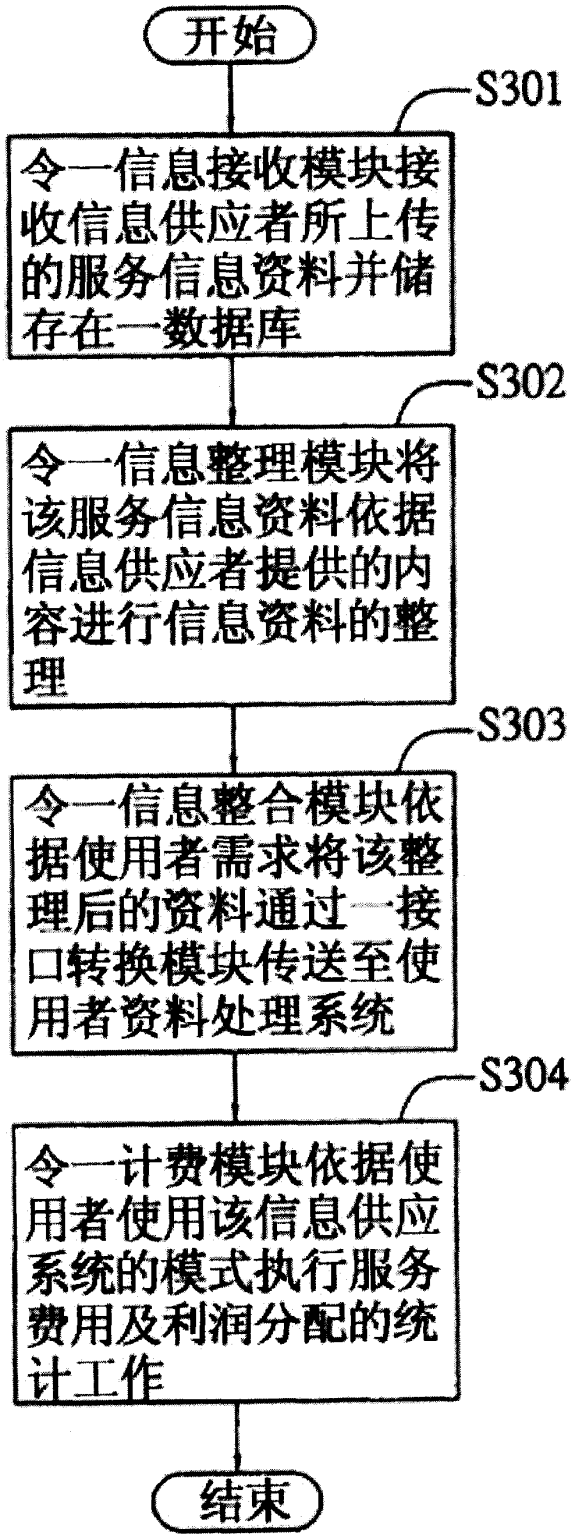

开始
S301
令一信息接收模块接收信息供应者所上传的服务信息资料并储存在一数据库
S302
令一信息整理模块将该服务信息资料依据信息供应者提供的内容进行信息资料的整理
S303
令一信息整合模块依据使用者需求将该整理后的资料通过一接口转换模块传送至使用者资料处理系统
S304
令一计费模块依据使用者使用该信息供应系统的模式执行服务费用及利润分配的统计工作
结束

图 3

Annie

Patents English Chinese Find prior art Discuss this application View PDF Download PDF

Method and system for providing information for supporting operation development of small-medium enterprises

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ABSTRACT

The invention is a kind of information supplying method and the system for supporting small and medium-sided enterprise development. A information receiving model receives the service information data uploaded by supplier and stores them in the databank; a information arranging model carries on the arrangement of relative data according to the content supplied by the supplier; a information integrating model transmits the proper data to the user data processing system through a interface converting model, finally, a charge calculating model calculates the charge according to the mode used by the user.

DESCRIPTION translated from Chinese

Supply methods to support the development of SMEs as well as operating system

Technical Field

The present invention relates to an operation to support the development of SMEs information provision method and system, especially with regard to an integrated information to provide users to access information through a single Web site that integrated information provision method and system.

Background

With the rapid development of electronic information technology, such as personal computers, notebook computers, tablet computers, palmtop computers, personal digital assistants and even mobile phones and other electronic devices or systems having a data processing function, its increasingly powerful in function, In addition to simple data processing, these devices have been able to provide users with Internet browsing, upload or download information, music, editing and playback of multimedia video information and other diversified services to get the information they need. On the other hand due to the wired and wireless network communications technologies become more sophisticated, the volume plus these electronic devices or systems increasingly compact size, ease of access to information in the user performs actions. Based on all these objective circumstances, users are more willing subjective electronic device or system that has a network connection and data transmission capabilities to search and access to information.

But when more and more users are no longer to obtain information through traditional media, newspapers, magazines and even radio and television, choosing instead to obtain the necessary information through the network communication system with real-time, online information provider bound to consider how to take full advantage of the characteristics of the network communications system, providing different from traditional media to provide information.

Existing methods provide user information through the network communication system is not generally the following methods: by the user through a browser connection portal, enter search keywords and other search criteria information

CLAIMS (26) translated from Chinese

An information provision method to support SME Business Development, to provide users with a data processing system by means of the information required to obtain services through a network communication system, wherein the means for support of the SME Business Supply method development include: make an information receiving module receives the information service provider information uploaded and stored in a database; make an information consolidation module based on the content of the service information provided by the information provider of information materials finishing; make an information integration module based on the needs of the user input, the finishing and meet the needs of data through a user interface conversion module is transferred to the data processing system; and to make a billing module according to the user to use the use to support the development of SMEs operating mode of information supply system, the implementation of service fees and profit distribution statistics work.

2. The method according to claim 1, characterized in that the information service provider information may be uploaded text data, image data, audio data, image data, network protocol address provided by hyperlinks and unified address information resource addressing one of them.

3. The method according to claim 1, characterized in that the service information This information can be uploaded provider of business intelligence, business opportunities, professional services, professional planning, business connections, administrative procedures and value-added services in one .

4. The method according to claim 1, characterized in that the finishing step also includes the same information will be different from the same information provider and wherein any one of the information provider provides, any of which is similar to and different information information, classify, summarize and combine the data processing.

5. The method according to claim 1, characterized in that the integration of information and forms can be connected to provide search and information services provider of database information online real-time network resource information request and response in

provided through the portal, and the search engine Keywords consistent and / or similar web information input by the user through the website or by way of hyperlinks connecting with the site, browse or transfer data through the browser.

This existing information search method, for lack of experience, or search Web search and related information is not very full of users, the information search, obtain sometimes like needle in a haystack. In addition, if the user to simultaneously search a number of substantive relevance, is not associated with a form of site, said search means could not be effectively addressed the needs of users. In this case, the user must still search through time and time again possible to find the information they need. And even if the user has to find all the relevant information, but if the lack of effective screening information, then the information gathered for the user not only can not effectively solve their own needs, sometimes it will become a huge burden.

On the other hand, users get to information through pay sites, typically used a fixed rate system, which is to pay a fee to obtain unlimited times within a certain period the right to use; stored value system, which is to buy a certain points, and then be deducted from the corresponding point information used in the. In addition to the two outside, then one approach is based on the service provider listed price, pay by credit card or debit way. The method of payment of the above services are based on a fixed fee service price list, the user is not able to log on or connect the level, the scope of services or even service rates as the basis for the adjustment.

In summary, how can we provide users with a set of integrated pluralistic information and the ability to more reasonable assurance that the information service provider and information needs of Fangli Yi approach is needed to solve problems.

DISCLOSURE

To overcome the disadvantages of the prior art, the main object of the present invention is to provide a support operation for the development of SMEs information provision method and system capable of providing an information provider website information provider to provide information so that the information supplied by website services.

Another object of the present invention is to provide a support operation for the development of SMEs information provision method and system that can provide information on the information provider for effective integration, improve the efficiency of users to find the information.

A further object of the present invention is to provide a support for the development of the SME Business information provision method and system, which can provide a user through an information service integration mechanisms and information provider of information services deals.

A further object of the present invention is to provide a support operation for the development of SMEs information provision method and system, which can provide an accounting mechanism to allow information providers to use information service based on user model to calculate the cost of services .

Again object of the present invention is to provide an operation to support the development of SMEs information provision method and system, which can provide an interface conversion mechanism for providing client user can borrow from the different types of data processing systems The present invention is to obtain information services.

To achieve the above objects, the present invention in order to support the development of SMEs operating information supply system comprising: a database for storing information providers including at least the information provided, the relevant data and information collated, the information needs of those information, information and data as well as those who need services cost any one.

The method according to claim 6, wherein the interface conversion module converts the communication protocol may be Internet Protocol and wireless application protocol either.

7. The method according to claim 1, characterized in that, using this to support the development of SMEs operating mode information supply system may be a content level of the site's users to connect, the connection time and information services in the either.

8. The method according to claim 1, characterized in that the data processing system may be a server, workstations, personal computers, notebook computers, handheld computers, personal digital assistants and mobile phones either.

9. The method according to claim 1, characterized in that the network may be the Internet communication system between the Internet and corporate intranets any one.

10. The method according to claim 1, characterized in that the network communication system may be a wired communication systems and wireless communication system of any one.

11. The method according to claim 1, characterized in that the database is a relational database.

12. The method according to claim 1, characterized in that the message receiving module, information sorting module, information integration module, the interface conversion module and a billing module is a software program.

13. The method according to claim 1, characterized in that the user may be operators and their employees personal studio, home office and SME any one.

14. A method for supporting the development of the SME Business information supply system to provide users with borrowed by a data processing system to obtain the required information and services through a network communication system, wherein the means for support of the SME Business development of information supply system comprising: a database for storing at least include the information provided by those who provide information, relevant data and information collated, the information needs of those information, information needs and information providers who integrate data and information services Service cost information; an information receiving module for receiving information provider provides information through a network communication system; an information consolidation module to integrate the information receiving module receives information about the content of the information provided by the provider; an information integration module to the information needs of information consolidation module collated information submitted by the user to make a connection interworking; an interface converter module for different clients according to the data processing system to provide data transmission in line with the system, access specifications; and a billing module for computing services they need to pay the costs, as well as information provider and distribution of profits to support the development of SMEs operating information providing system administrators use of resources based on user-service model.

15. The system according to claim 14, characterized in that the information provider provides information may be text data, image data, audio data, image data, addresses in hyperlinks network protocol and provide uniform resource addressing address data in either.

16. The system of claim 14, wherein the service information provider uploaded the information may be business intelligence, business

data integration between information provider of information services; an information receiving module for receiving information provider provides information through a network communication system; an information consolidation module to integrate the information receiving module an information integration module to the information needs of information consolidation module collated information and user make a connection the proposed exchange;; an interface converter module for different customers based on the content of the information provided by the information provider end data processing system provides data transmission in line with the system specifications access; and a billing module for computing services they need to pay the costs, as well as information service providers based on user patterns and the use of resources to support SME Business Development Supply system administrator profit distribution.

The method by which to support the development of SMEs operating information supply system for the supply of information is: make an information receiving module receives information on the service provider information uploaded and stored in a database; an information consolidation module makes the service information provided in accordance with the content of the information provider to collate information; and make an information integration module based on the needs of the user input, the finishing and meet the needs of data transmission via an interface conversion module to the user data processing systems; and to make a billing module according to the user to use the development of SMEs to support operations information supply system mode, performing a service fee of statistical work and the distribution of profits.

Compared with the traditional supply methods and information systems, information mechanism of the present invention to provide by integrating information provider, the information service integration mechanisms, billing mechanism and interface conversion mechanism, through information supplied by a website to provide information by the information provider Supply website provides information services, information providers can provide information for effective integration, improve the efficiency of users to find the information required; at the same time be able to provide users with information and services through an integrated mechanism and information provider of information services transaction, it provides a billing mechanism, so that information providers use information service based on user patterns, calculate and charge for the services. Interface conversion mechanism of the present invention provides, allows the client user can borrow from the different types of data processing systems and services to get the information they need by the present invention.

Brief Description

Figure 1 is a block diagram of the application architecture, application architecture to show support for the operation of the present invention the development of SMEs information supply system; Figure 2 is a block diagram of the system architecture, the present invention is used to show support for SMEs operation and development of information systems architecture supply system; and Figure 3 is a flow chart, the process steps for information provision method of the present invention to support the development of SMEs operating display.

opportunities, professional services, professional planning, business connections, administrative procedures and any value-added services species.

17. The system according to claim 14, characterized in that the module is the same as information of the same sort of information providers and different information provider provided by any one, any one of similar and different information in the information, classify, summarize and combine the data processing.

18. The system according to claim 14, characterized in that the form of the integration of information integration module may search a database of information, and providing on-line information services connected by network resources and real-time information request in response to any one of species.

19. The system of claim 14, wherein the interface conversion module converts the communication protocol may be Internet Protocol and wireless application protocol either.

20. The system of claim 14, characterized in that, using this to support the development of SMEs operating mode information supply system may be a content level of the site's users to connect, the connection time and information services in the either.

21. The system of claim 14, wherein the data processing system may be a server, workstations, personal computers, notebook computers, handheld computers, personal digital assistants and mobile phones either.

22. The system of claim 14 claim, characterized in that the network may be the Internet communication system between the Internet and corporate intranets any one.

23. The system of claim 14 claim, wherein the network communication system may be wired communication systems and wireless communications systems in any one.

24. The system according to claim 14, characterized in that the database is a relational database.

25. The system according to claim 14, characterized in that the message receiving module, information sorting module, information integration module, the interface conversion module and a billing module is a software program.

26. The system of claim 14 claim, characterized in that the user may be operators and their employees personal studio, home office and small and medium enterprises of any kind.

DETAILED DESCRIPTION

Example In the following examples, the present invention is to support the development of SMEs operating information supply method and an information system is provided including text data, image data, audio and video data as well as by other human senses can not be recorded by the direct identification of electromagnetic data actually able to provide information supply services through information provision method and system to support the operation and development of SMEs in the present invention are useful in the present invention, an information provision method and system to support the operation and development of SMEs.

See Figure 1, as shown in this embodiment, in order to support the operation and development of SMEs in the information supply system 100 of the invention, is used in the existing master-slave architecture network communication system 200, versus a to support the operation and development of SMEs in the information supply system 100 is constructed on the

servo end of the network communication system 200 for providing network terminal device has a network connection function client user network terminal device 300 and 400, made by a browser application 200, 100 interconnected with the construction of the servo end to support the operation and development of SMEs in the information supply system via the network communication system for including a program or data upload or download, data storage and data management. Wherein the network communication system 200 may be a Internet (Internet), intranet (Intranet) or enterprises Internet (Extranet); the network terminal device 300 and a network terminal device 400 may be a personal computer (PC), notebook computer (NB), workstation (Workstation) or other device or system with data processing capabilities; the browser application may be Microsoft's Internet Explorer (Internet Explorer) or Netscape Navigator (Netscape Navigator) and so on. Said main are existing software and hardware architecture from architecture network communication system 200, the network terminal device and the browser application, so this will not be repeated.

See Figure 2, which shows the operation to support the development of SMEs information systems architecture supply system 100 of the invention, as shown in the operation to support the development of SMEs with information supply system 100 to a network server 210, the network server 210 is provided to support the operation and development of SMEs in the information supply system 100 through the network communication system 200 and the network terminal device 300 and a network terminal device 400 connected to each other, and to provide the network terminal device 300 and network the terminal apparatus 400 in response to user commands or other requirements for use of data access. In this embodiment, the network terminal device 300 and a network terminal device 400 is using a web browser application on each of the network terminal device, such as Microsoft's IE or Netscape Navigator as described above, through the network communication system 200 210, 100 connected to each other via the network server to support the development of SMEs operating information supply system for records management-related work. In particular, and it noted that the operation to support the development of SMEs information supply system 100 also may be a firewall (Firewall) system connections (not shown) to protect the operation to support the development of SMEs information supply system 100 . The operation to support the development of SMEs information supply system 100 includes: a database 220, an information receiving module 230, an information consolidation module 240, an information integration module 250, an interface conversion module 260, and a billing module 270.

The database is used to store at least 220, including information provided by the information provided, the information related to the integration of data, information, information needs of those, who between information needs and information providers of information services and integrated information service expense sheet . In the present embodiment, in order to increase the efficiency of data query and retrieval, the database 220 may be a relational database. Among them, the information sheet provided by the information provider, used to store text data including at least provided information provider, image data, video and audio information and other data can be stored in any form of the databases and other data area bits; information integration related information table for storing information including at least category, information content and information integration relationship information data such as location information; the information needs of those information table for storing includes at least the basic user identity, user permission to use information and recording user data such as resource use location; the information needs of persons between information providers and information services to integrate the data sheet, including an information service for storing at least types of information integration and data information services into history data such as location; the service cost data tables, including at least information provider to store the charging mode, metering and information provider information provider the information provided is used to support the operation and development of SMEs Supply Profit distribution between basic data such as location system administrator.

Through this relationship database when a user enters any of the above information, which is used to support 100 to quickly find the information corresponding to its SME Business Development Supply System. In particular, and it noted that all the data and information on the location of the above table belongs only way of example only, in reality, its contents should be more clearly detailed. In addition, the contents of each bit of the data area may also include other data or information table location, but due to limited space, as well as a succinct statement on the show only to the present invention supports SME Business Development Supply methods and some of the information system related. On the other hand, the relational database system architecture also has many, depending on the needs of users should be construction, it is also not repeated.

The message receiving module 230 is used to receive network information provider through the communication system 200 to provide information. In this embodiment, the information provider may be consulting services, professional planning services, life value-added services, value-added knowledge services, business connectivity services, and even any natural or legal person or legal entity government administrative units or foreign service window, etc. Information provided constituted body. This information is provided by the network may, by the terminal device 200 via the network communication system, the information services to be provided to upload to the network server 210, the information receiving module 230 then the received information service related information to be saved to the database 220.

Need of special note is the establishment between information providers and managers to support the operation and development of the SME information supply system 100 a data transfer protocol, the particular type of information, such as specific identification number or text definition When 230 receives information related information having the identification

number or character of the information receiving module should be based on the identification number or text to the relevant information stored in the database 220 corresponding information storage field.

This information consolidation module 240 is receiving module 230 accepts the information content of the information providers, in accordance with certain rules finishing. In this embodiment, since the information content provided by the information provider all-inclusive, the content may include various fields at different levels of content, may be private companies or government agencies. But usually a business process flow may include a number of different information provider to complete. As a patent application, the process may include professional patent search firm to discuss patent applications related information for the execution of programs written or patent application as the patent specification of the charge d'affaires, after the completion of drafting patent specification must also be sent to the Patent patent examination Board, and finally by the relevant operating procedures in order to determine whether the franchise.

This information consolidation module 240 can be related applications and patent information services as a consolidation, when the user wants to search and patent applications related to information services, you can get a series of useful and related information services. On finishing means, said by agreement by the information provider and to support the development of SMEs operating information supply system between managers, to be borrowed by a particular identification number or text classification, to the front stage by private patent matters services provided, to be connected with the later stages of the administrative service provided by government agencies and other offices. That is when the information provider of information provided by the information receiving module 230 to 220 stored in the database, the information sorting module 240 can be related to the specific information received, and in particular the key elements as "patent application" and storage to the database 220 of location-specific data in order for the operation to support the development of SMEs information supply system 100 access data.

The information integration module 250 to the information needs of information consolidation module 240 to sort out information and users are asked to make a connection exchange. In this embodiment, when the user by the network terminal device 200 via the network communication systems, and construction has to support the operation and development of SMEs in the information supply system 100 is connected to each other at the site, the site will provide an information service relevant search mechanism, such as requesting the user to enter a personal identification data basic user identity, user permission to use the information, as well as specific information search key identification number, or text and so on, through the information integration module search function 250, that can The information requirements are needed for information services and related information services to support the operation and development of the SME information supply system 100 can offer combined with each other. Its combination of methods include providing users with hyperlinks connected to each other and the information provider to provide a unified resource addressing connector device (URL) and other network resources, and / or provide such as on-line real-time video conferencing (Net-Meeting) and other online real-time information requests and responses.

The interface conversion module 260 will be based on network unit to provide different clients in line with the specifications of the information system data transmission access. In this embodiment, the network terminal device 300 and 400 is not limited to existing personal computer or notebook computer, it may also include any communication system 200 connected via a network to have the infrastructure to support SME Business Development system or device information supply system 100 sites, such as mobile phones applies wireless applications protocol (WAP) and other browser formats. The interface conversion module 260 is to use a different browser or system or device data access protocol conversion interface is provided, it can be connected to architecture has to support the operation and development of SMEs in the information supply system 100 sites for different use Browse or access protocol network terminal devices to search for information or receive information providers are providing various forms of information services.

The billing module 270 is for the use of resources based on user mode services, computing services, they should pay the costs. In this embodiment, the billing module 270, in conformity with the information provider or manager to support the development of SMEs operating information providing system 100 of the determined price list information services, information services used to calculate the user Total service charges to be paid outside. It can also be based on the user to use the operation to support the development of SMEs information supply system model and its history of 100, as a standard computing service costs. In the aforementioned "patent application" process, for example, when a user from searching for relevant patent office or patent offices of information, the billing module 270 begins recording the user to use the site of use, click on the number or download files The amount of data and other behavior patterns, and recorded, if the user with one of the information provider has experienced patent agents interrelated, and both sides were as real-time online information and consulting service, the billing module 270 immediately recorded use between those and the information provider services and information to be served, if the user then the demand and supply of information services through the site with the Patent Office, the billing module 270 will still record information between them. It is recorded by the above-mentioned track record of user behavior patterns and the way the user can take advantage of different levels according to the website (Level) as a standard to calculate the cost of services.

See Figure 3, which shows through the above-mentioned operation to support the development of SMEs information supply system 100, the procedures described in the information supply method to support the operation and development

of SMEs in yes.

In step S301, so that the information service information receiving module 230 receives information provider uploaded and stored in the database 220. Information received by the information provider module 230 is capable of receiving data transmitted, the network protocol address provided by way of hyperlinks and / or uniform resource addressing address and other information.

Cheng said before, the information provider to support the operation and development of SMEs in the information supply system was set up a data transfer protocol between the 100 managers, such as a specific identification number or text to define specific types of information, when The information receiving module 230 receives the information and other related information with that identification number or text, it is possible according to the identification numbers or letters to the relevant information stored in the database 220 corresponding information storage field.

In this embodiment, if a patent office by the desire to support the operation and development of SMEs in the information supply system 100 as a provider of patent information, it can borrow from the network terminal device 200 via the network communication system, which It can provide information sent to the network server 210, wherein the transmission of data, including text or image information, network protocol addresses to hyperlinks provided and / or uniform resource addressing address and other information. Moreover, further comprising a specific identification number or text, such as "0001" and "Patent services", the information receiving module 230 at the network server 210 receives the information, then the information stored in the database 220 to meet the The identification number "0001" and recognized character "Patent Services" data location, followed by step S302.

In step S302, so that the information received from the service module 240 on the basis of information provided by the content information provider summarize the relevant information and organize. The process includes the same information the same provider or different information provided by suppliers, similar or different information to be classified, or a combination of induction and the like.

Cheng said before, in addition to the patent information service providers can communicate the relevant information, provided the architecture has to support the development of SMEs operating site information providing system 100 also with government agencies, such as the above-mentioned patent offices and other mutual cooperate in providing such as online and other patent applications or consulting services. Because of a patent application process may include assistance and other needs by the patent office and patent office information service providers in order to successfully complete. Then this information should be finishing module 240 information services Patent Office and the Patent Office provided information to make a classification, when the user logs architecture has to support the operation and development of the SME information supply system 100 sites, and wants When requesting the site to provide "patent application" of information services, it is possible to easily find the information and services that the patent office and summarized by the Patent Office after the above offer, followed by step S303.

In step S303, so that an information integration module 250 in accordance with the needs of the user input, the finishing and meet the needs of data through an interface conversion module 260 is transmitted to the client network terminal devices. Its integrated model includes a connection search, information services provider database 220 information network resources and / or provide real-time online information request and response and so on.

Before the bearing, when the "Patent Services" users log on to the information needs of the site, the site can provide users with an input of the user information related functions, such as the identity of the user to enter basic user usage information permissions and other personally identifiable information, as well as specific information search key identification number or character, such as the identification number "0001" and recognition of the word "patent services" through which information integration module search function 250, that person can demand the required information "patent" of related information services, and information services to support the operation and development of the SME information supply system 100 can be provided by the Patent Office and the Patent Office provided consolidated combined with each other.

In this embodiment, the user searches the database 220 relevant information, and the patent office video conferencing and network of offices above assumptions online patent application processes and other information services, followed by step S304.

In step S304, so that a billing module 270 according to the user to use this information to support the development of SMEs operating mode supply system 100, performing a service fee of statistics. It is based on the user using the information mode, calculate the required fees paid profits and the distribution of information between providers.

The front bearing, when the user 250 acquires service information to support the operation and development of the SME information supply system 100 is provided by the above process of information integration module, the billing module 270 will record the information supply Aggregated information, if the user further information contact the demand and supply through the site with the Patent Office, the billing module 270 will still record its information.

In this embodiment, the above-mentioned "patent application" process, for example, when users search for relevant patent office or patent offices of information from the billing module 270 begins recording the user to use the site of use, point When the selected frequency or amount of data downloaded file to record patterns of behavior and, if the user and the information provider which patent agency experience having contact with each other, the two sides as online real-time information and consulting services, the billing module 270 then record the relevant information and the user information between suppliers, if the user further information contact the demand and supply through the site with the Patent Office, the billing module 270 will continue to record their information. By the above information recording, the billing module 270 can connect the user based on the recorded level of the site, the connection time and / or information services and other content, calculate the corresponding service charges, which the service fees calculation basis should be developed as practicable. In addition, the billing module 270 can also provide the basis for information and managers to support the operation and development of SMEs in the information supply system 100 is provided baseline information for profit distribution, the calculated distribution of profits.

In summary, the present invention in order to support the development of the SME Business information provision method and system capable of information services through the integration of information mechanism provided by the service provider, information service integration mechanisms, billing mechanism and interface conversion mechanism , by the information supplied by a website to provide information and services provider to provide information services through the information provider sites.

Information provision method and system to support the operation and development of SMEs in the present invention can assist individuals studio, home office and SME managers and employees, in the next to take orders, to create revenue, use of external resources, conduct outsourcing services and increase business flexibility, reduce demand and office space, hiring staff, to save operating costs, reduce business barriers, such as providing help, and then to solve the unemployment problem and the purpose of the adjustment of industrial structure.

LEGAL EVENTS

Date	Code	Event	Description
Jun 30, 2004	C06	Publication	
Sep 8, 2004	C10	Request of examination as to substance	
Mar 21, 2007	C02	Deemed withdrawal of patent application after publication (patent law 2001)	

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Electronic Patent Application Fee Transmittal

Application Number:	14675113
Filing Date:	31-Mar-2015
Title of Invention:	WIRELESS END-USER DEVICE WITH DIFFERENTIATED NETWORK ACCESS FOR BACKGROUND AND FOREGROUND DEVICE APPLICATIONS
First Named Inventor/Applicant Name:	Gregory G. Raleigh
Filer:	James E. Harris/Ann Taylor
Attorney Docket Number:	RALEP032C1C3

Filed as Small Entity

Filing Fees for Utility under 35 USC 111(a)

Description	Fee Code	Quantity	Amount	Sub-Total in USD($)
Basic Filing:				
Pages:				
Claims:				
Miscellaneous-Filing:				
Petition:				
Patent-Appeals-and-Interference:				
Post-Allowance-and-Post-Issuance:				
Extension-of-Time:				

Description	Fee Code	Quantity	Amount	Sub-Total in USD($)
Miscellaneous:				
Submission- Information Disclosure Stmt	2806	1	90	90
		Total in USD ($)		**90**

Electronic Acknowledgement Receipt	
EFS ID:	23060910
Application Number:	14675113
International Application Number:	
Confirmation Number:	1065
Title of Invention:	WIRELESS END-USER DEVICE WITH DIFFERENTIATED NETWORK ACCESS FOR BACKGROUND AND FOREGROUND DEVICE APPLICATIONS
First Named Inventor/Applicant Name:	Gregory G. Raleigh
Customer Number:	106963
Filer:	James E. Harris/Ann Taylor
Filer Authorized By:	James E. Harris
Attorney Docket Number:	RALEP032C1C3
Receipt Date:	29-JUL-2015
Filing Date:	31-MAR-2015
Time Stamp:	16:22:09
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	yes
Payment Type	Deposit Account
Payment was successfully received in RAM	$90
RAM confirmation Number	2924
Deposit Account	505876
Authorized User	TAYLOR, ANN
The Director of the USPTO is hereby authorized to charge indicated fees and credit any overpayment as follows:	

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Information Disclosure Statement (IDS) Form (SB08)	P032C1C3_IDS1.pdf	613882 aa544fbc7bfc6966de1bdb8a8714b45ce03ef7e4	no	9
Warnings:					
Information:					
2	Information Disclosure Statement (IDS) Form (SB08)	P032C1C3_IDS2.pdf	612259 8d05ddaaad80cc4dc5c37e74d18f3adcab10302b	no	5
Warnings:					
Information:					
3	Foreign Reference	2063.pdf	2400276 5c7addfc40b293a3442a4c140083d3fc5d876114	no	21
Warnings:					
Information:					
4	Foreign Reference	2064.pdf	2345898 db3b0051c6d9ab3dfa64f05d6324394e5fc54486	no	20
Warnings:					
Information:					
5	Foreign Reference	2065.pdf	2381976 7796f26254f7db3b899626b2e7332663eaff0633	no	25
Warnings:					
Information:					
6	Foreign Reference	2066_Fujitsu.pdf	856885 72e75495c5d83e30e4fbefee0e38a1bb25a5405f	no	22
Warnings:					
Information:					
7	Foreign Reference	2067_Kyocera.pdf	641903 024bbc366c4ffca0d6206fd9400790e51cab71c3	no	27
Warnings:					
Information:					

8	Foreign Reference	2068_Citrix.pdf	14110049 6b5308424d6052f222f99c6297e0f2cd005b02d2	no	118
Warnings:					
Information:					
9	Foreign Reference	2069_CN1508734A.pdf	3021193 c8818fe2ac00cd927bb1eb76517cffb16566e7c4	no	24
Warnings:					
Information:					
10	Non Patent Literature	3040_Ahmed.pdf	698684 312cdbfa74f55adbbd7f0eee7032be26a77e3ad5	no	10
Warnings:					
Information:					
11	Non Patent Literature	3041_Kassar.pdf	840076 1b87a4e38876abbcb73a0c7a689d940a997ba013	no	14
Warnings:					
Information:					
12	Non Patent Literature	3042_Kaufmann.pdf	3412131 987a5e9e6c5cadcf6cd5982f4c181ac27b6dafe7	no	283
Warnings:					
Information:					
13	Non Patent Literature	3043_Sadeh.pdf	1095284 adc744cb7b194a97b6f3ac3e1b28a65e042a8d9f	no	16
Warnings:					
Information:					
14	Fee Worksheet (SB06)	fee-info.pdf	30925 a905e01307a32e451a14cf161869ff2f1cf9b0ad	no	2
Warnings:					
Information:					
			Total Files Size (in bytes):	33061421	

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111
If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371
If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office
If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
14/675,113	03/31/2015	Gregory G. Raleigh	RALEP032C1C3

CONFIRMATION NO. 1065

106963
Headwater Partners I LLC
555 Twin Dolphin Drive, Suite 310
Redwood Shores, CA 94065

PUBLICATION NOTICE

OC000000076457381

Title:DEVICE-ASSISTED SERVICES FOR PROTECTING NETWORK CAPACITY

Publication No.US-2015-0208273-A1
Publication Date:07/23/2015

NOTICE OF PUBLICATION OF APPLICATION

The above-identified application will be electronically published as a patent application publication pursuant to 37 CFR 1.211, et seq. The patent application publication number and publication date are set forth above.

The publication may be accessed through the USPTO's publically available Searchable Databases via the Internet at www.uspto.gov. The direct link to access the publication is currently http://www.uspto.gov/patft/.

The publication process established by the Office does not provide for mailing a copy of the publication to applicant. A copy of the publication may be obtained from the Office upon payment of the appropriate fee set forth in 37 CFR 1.19(a)(1). Orders for copies of patent application publications are handled by the USPTO's Office of Public Records. The Office of Public Records can be reached by telephone at (703) 308-9726 or (800) 972-6382, by facsimile at (703) 305-8759, by mail addressed to the United States Patent and Trademark Office, Office of Public Records, Alexandria, VA 22313-1450 or via the Internet.

In addition, information on the status of the application, including the mailing date of Office actions and the dates of receipt of correspondence filed in the Office, may also be accessed via the Internet through the Patent Electronic Business Center at www.uspto.gov using the public side of the Patent Application Information and Retrieval (PAIR) system. The direct link to access this status information is currently http://pair.uspto.gov/. Prior to publication, such status information is confidential and may only be obtained by applicant using the private side of PAIR.

Further assistance in electronically accessing the publication, or about PAIR, is available by calling the Patent Electronic Business Center at 1-866-217-9197.

Office of Data Managment, Application Assistance Unit (571) 272-4000, or (571) 272-4200, or 1-888-786-0101

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Alexandria, Virginia 22313-1450
www.uspto.gov

NOTICE OF ALLOWANCE AND FEE(S) DUE

106963 7590 07/17/2015

Headwater Partners I LLC
555 Twin Dolphin Drive, Suite 310
Redwood Shores, CA 94065

EXAMINER	
DEFAUW, THAD N	
ART UNIT	PAPER NUMBER
2412	

DATE MAILED: 07/17/2015

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
14/675,113	03/31/2015	Gregory G. Raleigh	RALEP032C1C3	1065

TITLE OF INVENTION: DEVICE-ASSISTED SERVICES FOR PROTECTING NETWORK CAPACITY

APPLN. TYPE	ENTITY STATUS	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	SMALL	$480	$0	$0	$480	10/19/2015

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED. THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED. SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE DOES NOT REFLECT A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE IN THIS APPLICATION. IF AN ISSUE FEE HAS PREVIOUSLY BEEN PAID IN THIS APPLICATION (AS SHOWN ABOVE), THE RETURN OF PART B OF THIS FORM WILL BE CONSIDERED A REQUEST TO REAPPLY THE PREVIOUSLY PAID ISSUE FEE TOWARD THE ISSUE FEE NOW DUE.

HOW TO REPLY TO THIS NOTICE:

I. Review the ENTITY STATUS shown above. If the ENTITY STATUS is shown as SMALL or MICRO, verify whether entitlement to that entity status still applies.

If the ENTITY STATUS is the same as shown above, pay the TOTAL FEE(S) DUE shown above.

If the ENTITY STATUS is changed from that shown above, on PART B - FEE(S) TRANSMITTAL, complete section number 5 titled "Change in Entity Status (from status indicated above)".

For purposes of this notice, small entity fees are 1/2 the amount of undiscounted fees, and micro entity fees are 1/2 the amount of small entity fees.

II. PART B - FEE(S) TRANSMITTAL, or its equivalent, must be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted. If an equivalent of Part B is filed, a request to reapply a previously paid issue fee must be clearly made, and delays in processing may occur due to the difficulty in recognizing the paper as an equivalent of Part B.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail **Mail Stop ISSUE FEE**
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
or Fax (571)-273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

106963 7590 07/17/2015
Headwater Partners I LLC
555 Twin Dolphin Drive, Suite 310
Redwood Shores, CA 94065

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission
I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

(Depositor's name)
(Signature)
(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
14/675,113	03/31/2015	Gregory G. Raleigh	RALEP032C1C3	1065

TITLE OF INVENTION: DEVICE-ASSISTED SERVICES FOR PROTECTING NETWORK CAPACITY

APPLN. TYPE	ENTITY STATUS	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	SMALL	$480	$0	$0	$480	10/19/2015

EXAMINER	ART UNIT	CLASS-SUBCLASS
DEFAUW, THAD N	2412	370-235000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).
- ❑ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
- ❑ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. **Use of a Customer Number is required.**

2. For printing on the patent front page, list
(1) The names of up to 3 registered patent attorneys or agents OR, alternatively,
(2) The name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.
1 _____
2 _____
3 _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE (B) RESIDENCE: (CITY and STATE OR COUNTRY)

Please check the appropriate assignee category or categories (will not be printed on the patent) : ❑ Individual ❑ Corporation or other private group entity ❑ Government

4a. The following fee(s) are submitted:
- ❑ Issue Fee
- ❑ Publication Fee (No small entity discount permitted)
- ❑ Advance Order - # of Copies _____

4b. Payment of Fee(s): (**Please first reapply any previously paid issue fee shown above**)
- ❑ A check is enclosed.
- ❑ Payment by credit card. Form PTO-2038 is attached.
- ❑ The director is hereby authorized to charge the required fee(s), any deficiency, or credits any overpayment, to Deposit Account Number _____ (enclose an extra copy of this form).

5. **Change in Entity Status** (from status indicated above)
- ❑ Applicant certifying micro entity status. See 37 CFR 1.29
  NOTE: Absent a valid certification of Micro Entity Status (see forms PTO/SB/15A and 15B), issue fee payment in the micro entity amount will not be accepted at the risk of application abandonment.
- ❑ Applicant asserting small entity status. See 37 CFR 1.27
  NOTE: If the application was previously under micro entity status, checking this box will be taken to be a notification of loss of entitlement to micro entity status.
- ❑ Applicant changing to regular undiscounted fee status.
  NOTE: Checking this box will be taken to be a notification of loss of entitlement to small or micro entity status, as applicable.

NOTE: This form must be signed in accordance with 37 CFR 1.31 and 1.33. See 37 CFR 1.4 for signature requirements and certifications.

Authorized Signature _____ Date _____

Typed or printed name _____ Registration No. _____

PTOL-85 Part B (10-13) Approved for use through 10/31/2013. OMB 0651-0033 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
14/675,113	03/31/2015	Gregory G. Raleigh	RALEP032C1C3	1065

106963 7590 07/17/2015

Headwater Partners I LLC
555 Twin Dolphin Drive, Suite 310
Redwood Shores, CA 94065

EXAMINER	
DEFAUW, THAD N	
ART UNIT	PAPER NUMBER
2412	

DATE MAILED: 07/17/2015

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b)
(Applications filed on or after May 29, 2000)

The Office has discontinued providing a Patent Term Adjustment (PTA) calculation with the Notice of Allowance.

Section 1(h)(2) of the AIA Technical Corrections Act amended 35 U.S.C. 154(b)(3)(B)(i) to eliminate the requirement that the Office provide a patent term adjustment determination with the notice of allowance. See Revisions to Patent Term Adjustment, 78 Fed. Reg. 19416, 19417 (Apr. 1, 2013). Therefore, the Office is no longer providing an initial patent term adjustment determination with the notice of allowance. The Office will continue to provide a patent term adjustment determination with the Issue Notification Letter that is mailed to applicant approximately three weeks prior to the issue date of the patent, and will include the patent term adjustment on the patent. Any request for reconsideration of the patent term adjustment determination (or reinstatement of patent term adjustment) should follow the process outlined in 37 CFR 1.705.

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (571)-272-7702. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at 1-(888)-786-0101 or (571)-272-4200.

OMB Clearance and PRA Burden Statement for PTOL-85 Part B

The Paperwork Reduction Act (PRA) of 1995 requires Federal agencies to obtain Office of Management and Budget approval before requesting most types of information from the public. When OMB approves an agency request to collect information from the public, OMB (i) provides a valid OMB Control Number and expiration date for the agency to display on the instrument that will be used to collect the information and (ii) requires the agency to inform the public about the OMB Control Number's legal significance in accordance with 5 CFR 1320.5(b).

The information collected by PTOL-85 Part B is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450. Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Privacy Act Statement

The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether disclosure of these records is required by the Freedom of Information Act.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

Notice of Allowability	Application No. 14/675,113	Applicant(s) RALEIGH ET AL.	
	Examiner THAD DEFAUW	Art Unit 2412	AIA (First Inventor to File) Status No

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

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to *application filed 3/31/15*.
   ☐ A declaration(s)/affidavit(s) under **37 CFR 1.130(b)** was/were filed on_____.
2. ☐ An election was made by the applicant in response to a restriction requirement set forth during the interview on _____; the restriction requirement and election have been incorporated into this action.
3. ☒ The allowed claim(s) is/are *2-26*. As a result of the allowed claim(s), you may be eligible to benefit from the **Patent Prosecution Highway** program at a participating intellectual property office for the corresponding application. For more information, please see http://www.uspto.gov/patents/init_events/pph/index.jsp or send an inquiry to PPHfeedback@uspto.gov .
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

   Certified copies:

   a) ☐ All b) ☐ Some *c) ☐ None of the:
   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)).

   * Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
   ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

   Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☒ Information Disclosure Statements (PTO/SB/08), Paper No./Mail Date 4/29/15
3. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
4. ☐ Interview Summary (PTO-413), Paper No./Mail Date _____ .
5. ☐ Examiner's Amendment/Comment
6. ☒ Examiner's Statement of Reasons for Allowance
7. ☐ Other _____.

/T. D./ Examiner, Art Unit 2412	/CHARLES C JIANG/ Supervisory Patent Examiner, Art Unit 2412

Allowable Subject Matter

1. The following is an examiner's statement of reasons for allowance:

The instant invention is related to device-assisted services for protecting network capacity.

Prior art was found for the claims as follows:

- Judge (US 2007/0073899)
- Nicholas (US 2004/0133668)

Applicant uniquely claimed distinct features in the instant invention, which are not found in the prior art, either singularly or in combination. The features are:

determine, for a first end-user application capable of running in a background state and capable of running as a foreground application, whether the application is running in a background state or as a foreground application, and

control, via an application program interface (API), application access for Internet service activities provided through the WWAN modem and the WLAN modem, to, based on a first differential traffic control policy, selectively block and allow access by the first end-user application to the WWAN modem at a time when data for Internet service activities is communicated through a WWAN modem connection to the at least one WWAN, wherein the access is selectively blocked based on a determination that the first end-user application is running in a background state, and

wherein the access is selectively allowed based on a determination that the first end-user application is running as a foreground application.

These features, as well as the combination of all the limitations within the independent claims, are not found or suggested in the prior art.

The dependent claims further limit the independent claims and are considered allowable on the same basis as the independent claims as well as for the further limitations set forth.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled “Comments on Statement of Reasons for Allowance.”

Any inquiry concerning this communication or earlier communications from the examiner should be directed to THAD DEFAUW whose telephone number is (571)272-6905. The examiner can normally be reached on Monday - Friday - 8:00 am - 5:00 pm EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner’s supervisor, Charles Jiang can be reached on (571) 270-7191. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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.

/T. D./
Examiner, Art Unit 2412
/CHARLES C JIANG/
Supervisory Patent Examiner, Art Unit 2412

Notice of References Cited	Application/Control No. 14/675,113	Applicant(s)/Patent Under Reexamination RALEIGH ET AL.	
	Examiner THAD DEFAUW	Art Unit 2412	Page 1 of 1

U.S. PATENT DOCUMENTS

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name	Classification
*	A	US-2007/0073899	03-2007	Judge et al.	709/246
*	B	US-2004/0133668	07-2004	Nicholas, Henry T. III	709/223
	C	US-			
	D	US-			
	E	US-			
	F	US-			
	G	US-			
	H	US-			
	I	US-			
	J	US-			
	K	US-			
	L	US-			
	M	US-			

FOREIGN PATENT DOCUMENTS

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Country	Name	Classification
	N					
	O					
	P					
	Q					
	R					
	S					
	T					

NON-PATENT DOCUMENTS

*		Include as applicable: Author, Title Date, Publisher, Edition or Volume, Pertinent Pages)
	U	
	V	
	W	
	X	

*A copy of this reference is not being furnished with this Office action. (See MPEP § 707.05(a).)
Dates in MM-YYYY format are publication dates. Classifications may be US or foreign.

Issue Classification	Application/Control No.	Applicant(s)/Patent Under Reexamination
	14675113	RALEIGH ET AL.
	Examiner	**Art Unit**
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CPC						
Symbol					**Type**	**Version**
H04W		28	/	0215	F	2013-01-01
H04W		28	/	12	I	2013-01-01
H04L		47	/	20	I	2013-01-01
H04W		84	/	12	A	2013-01-01
H04W		84	/	042	A	2013-01-01
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CPC Combination Sets							
Symbol					**Type**	**Set**	**Ranking**	**Version**
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/THAD DEFAUW/ Examiner.Art Unit 2412	7/9/15	**Total Claims Allowed:**	
(Assistant Examiner)	(Date)	25	
/CHARLES C JIANG/ Supervisory Patent Examiner.Art Unit 2412	07/13/2015	O.G. Print Claim(s)	O.G. Print Figure
(Primary Examiner)	(Date)	1	1

Issue Classification	Application/Control No.	Applicant(s)/Patent Under Reexamination
	14675113	RALEIGH ET AL.
	Examiner	Art Unit
	THAD DEFAUW	2412

US ORIGINAL CLASSIFICATION		INTERNATIONAL CLASSIFICATION										
CLASS	SUBCLASS	CLAIMED					NON-CLAIMED					
370	235	H	0	4	L	47 / 20						
CROSS REFERENCE(S)												
CLASS	SUBCLASS (ONE SUBCLASS PER BLOCK)											

/THAD DEFAUW/ Examiner.Art Unit 2412	7/9/15	Total Claims Allowed:	
(Assistant Examiner)	(Date)	25	
/CHARLES C JIANG/ Supervisory Patent Examiner.Art Unit 2412	07/13/2015	O.G. Print Claim(s)	O.G. Print Figure
(Primary Examiner)	(Date)	1	1

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	14675113	RALEIGH ET AL.
	Examiner	**Art Unit**
	THAD DEFAUW	2412

☐ Claims renumbered in the same order as presented by applicant ☐ CPA ☐ T.D. ☐ R.1.47

Final	Original	Final	Original	Final	Original	Final	Original	Final	Original	Final	Original	Final	Original	Final	Original
-	1	16	17												
1	2	17	18												
2	3	18	19												
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13	14														
14	15														
15	16														

/THAD DEFAUW/ Examiner.Art Unit 2412	7/9/15	**Total Claims Allowed:**	
(Assistant Examiner)	(Date)	25	
/CHARLES C JIANG/ Supervisory Patent Examiner.Art Unit 2412	07/13/2015	O.G. Print Claim(s)	O.G. Print Figure
(Primary Examiner)	(Date)	1	1

Search Notes	Application/Control No.	Applicant(s)/Patent Under Reexamination
	14675113	RALEIGH ET AL.
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CPC- SEARCHED		
Symbol	Date	Examiner
H04W28/0215	7/9/15	TD
H04W28/12	7/9/15	TD
H04L47/20	7/9/15	TD
H04W84/12	7/9/15	TD
H04W84/042	7/9/15	TD

CPC COMBINATION SETS - SEARCHED		
Symbol	Date	Examiner

US CLASSIFICATION SEARCHED			
Class	Subclass	Date	Examiner

SEARCH NOTES		
Search Notes	Date	Examiner
EAST Search	7/9/15	TD
Google Search	7/9/15	TD
Inventor Name and Assignee Search	7/9/15	TD

INTERFERENCE SEARCH			
US Class/ CPC Symbol	US Subclass / CPC Group	Date	Examiner
	See Interference Search History Report Print-Out	7/9/15	TD

/T. D./ Examiner, Art Unit 2412	

PTO/SB/08a (01-10)
Approved for use through 07/31/2012. OMB 0651-0031
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (**Not for submission under 37 CFR 1.99)**		
	Application Number	14675113
	Filing Date	2015-03-31
	First Named Inventor	Raleigh
	Art Unit	2464
	Examiner Name	Ngo, Ricky Quoc
	Attorney Docket Number	RALEP032C1C3

U.S.PATENTS						Remove
Examiner Initial*	Cite No	Patent Number	Kind Code[1]	Issue Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
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	4	8032899		2011-10-04	Archer, Charles J. et al.	
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	7	7778176		2010-08-17	Morford, Michael Robert	
	8	7725570		2010-05-25	Lewis, Lundy	

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /T.D./

Receipt date: 04/29/2015

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT
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Examiner Name	Ngo, Ricky Quoc
Attorney Docket Number	RALEP032C1C3

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Attorney Docket Number	RALEP032C1C3

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	Examiner Name	Ngo, Ricky Quoc
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CERTIFICATION STATEMENT

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

☐ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

OR

☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

☐ See attached certification statement.

☐ Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

☒ None

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/James E. Harris/	Date (YYYY-MM-DD)	2015-04-29
Name/Print	James E. Harris	Registration Number	40013

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9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

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EAST Search History

EAST Search History (Prior Art)

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L48	284	("20080164304" | "20080167027" | "20080167033" | "20080168523" | "20080177998" | "20080183812" | "20080184127" | "20080189760" | "20080201266" | "20080207167" | "20080212470" | "20080219268" | "20080221951" | "20080222692" | "20080225748" | "20080229385" | "20080229388" | "20080235511" | "20080240373" | "20080250053" | "20080256593" | "20080262798" | "20080268813" | "20080298230" | "20080305793" | "20080311885" | "20080313730" | "20080316923" | "20080318547" | "20080318550" | "20080319879" | "20090005000" | "20090005005" | "20090006116" | "20090006200" | "20090013157" | "20090046723" | "20090054030" | "20090067372" | "20090068984" | "20090077622" | "20090079699" | "20090113514" | "20090125619" | "20090157792" | "20090172077" | "20090180391" | "20090197585" | "20090219170" | "20090248883" | "20090257379" | "20090271514" | "20090286507" | "20090287921" | "20090288140" | "20090299857" | "20090307746" | "20090315735" | "20100017506" | "20100020822" | "20100027469" | "20100027559" | "20100041364" | "20100042675" | "20100043068" | "20100071053" | "20100080202" | "20100082431" | "20100103820" | "20100131584" | "20100144310" | "20100153781" | "20100188975" | "20100188990" | "20100188992" | "20100188994" | "20100191576" | "20100191612" | "20100191846" | "20100192170" | "20100192212" | "20100195503" | "20100197268" | "20100198698" | "20100198939" | "20100241544" | "20100284327" | "20100325420" | "20110013569" | "20110019574" | "20110081881" | "20110082790" | "20110126141" | "20110159818" | "20110173678" | "20110195700" | "20110241624" | "20110264923" | "20120020296" | "20120029718" |	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:24

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L49	960	("5131020" | "5325532" | "5630159" | "5633484" | "5774532" | "5814798" | "5889477" | "5915008" | "5983270" | "6104700" | "6119933" | "6185576" | "6438575" | "6542992" | "6598034" | "6640097" | "6640334" | "6654814" | "6697821" | "6748195" | "6763226" | "6765925" | "6873988" | "6885997" | "6928280" | "6934249" | "6957067" | "6965872" | "6982733" | "6983370" | "7013469" | "7032072" | "7039037" | "7039403" | "7039713" | "7043268" | "7102620" | "7113780" | "7139569" | "7149229" | "7181017" | "7203169" | "7222304" | "7242668" | "7286834" | "7286848" | "7310424" | "7313237" | "7318111" | "7320029" | "7356011" | "7409447" | "7444669" | "7460837" | "7478420" | "7493659" | "7496652" | "7499438" | "7502672" | "7529204" | "7535880" | "7539132" | "7540408" | "7545782" | "7546460" | "7548976" | "7551922" | "7555757" | "7561899" | "7574509" | "7580356" | "7583964" | "7593417" | "7593730" | "7610396" | "7614051" | "7633438" | "7634388" | "7653394" | "7668612" | "7685254" | "7697540" | "7720464" | "7720960" | "7725570" | "7742406" | "7756056" | "7756757" | "7774323" | "7774456" | "7778176" | "7797060" | "7801985" | "7805140" | "7805606" | "7809351" | "7826427" | "7826607" | "7853255" | "7881697" | "7899438" | "7907970" | "7921463" | "7929959" | "7930327" | "7930446" | "7940685" | "7940751" | "7945238" | "7948953" | "7953877" | "7957381" | "7958029" | "7969950" | "7974624" | "7984511" | "7987510" | "8000276" | "8019886" | "8027339" | "8031601" | "8032409" | "8032899" | "8045973" | "8046449" | "8064418" | "8068829" | "8073721" | "8078140" | "8078163" | "8086497" | "8090359" | "8090616" | "8095112" | "8095124" | "8095640" | "8116749" | "8116781" | "8122249" | "8126396" | "8126476" | "8130793" | "8131281" | "8134954" | "8135657" | "8150431" | "8160598" | "8165576" | "8166040" | "8166554" | "8174970" | "8175574" | "8180881" | "8185088" | "8185093" | "8185127" | "8191124" | "8194572" | "8195163" | "8196199" | "8200200" | "8200509" | "8204505" | "8223741" | "8228818" |	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:24

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L50	132	("20020188732" | "20030188006" | "20040039792" | "20040137890" | "20040170191" | "20040203833" | "20040243992" | "20050075115" | "20050135264" | "20050186948" | "20050239447" | "20050245241" | "20050250536" | "20060030306" | "20060035631" | "20060160536" | "20060168128" | "20060206709" | "20070060200" | "20070143824" | "20070147317" | "20070165630" | "20070192460" | "20070213054" | "20070226775" | "20070259656" | "20070266422" | "20080010379" | "20080025230" | "20080032715" | "20080034419" | "20080056273" | "20080080457" | "20080125079" | "20080139210" | "20080166993" | "20080263348" | "20080270212" | "20080293395" | "20080313315" | "20090044185" | "20090046707" | "20090049518" | "20090163173" | "20090254857" | "20090282127" | "20100030890" | "20100075666" | "20100167696" | "20100235329" | "20100248719" | "20100287599" |	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:24

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L51	1	(L45 or L46 or L47 or L48 or L49 or L50) and (L44)	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:24
L52	0	WWAN same ((selectively adj blocked) near2 background) same ((selectively adj allowed) near2 foreground)	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:26
L53	0	(L45 or L46 or L47 or L48 or L49 or L50) and (L52)	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:26
L54	0	(differential adj traffic adj control) and ((selectively adj (blocked allowed permitted) with (foreground background)))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:28
L55	0	(L45 or L46 or L47 or L48 or L49 or L50) and (L54)	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:28
L56	13	(differential adj traffic adj control) and (((block$3 allow$3 permit$3) same (foreground background)))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:28
L57	1	(L45 or L46 or L47 or L48 or L49 or L50) and (L56)	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:28
L58	5965	(determin$3 identif$8) with application with (foreground background)	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:29
L59	5	(L45 or L46 or L47 or L48 or L49 or L50) and (L58)	US-PGPUB; USPAT;	OR	ON	2015/07/09 12:29

			USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB			
L60	227	(network adj stack adj interface)	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:30
L61	14	(L45 or L46 or L47 or L48 or L49 or L50) and (L60)	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:30
L62	0	(L45 or L46 or L47 or L48 or L49 or L50) and (WWAN same (block allow) same (foreground background))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:31
L63	0	(L45 or L46 or L47 or L48 or L49 or L50) and (WWAN same (bar block grand allow) same (foreground background))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:33
L64	5	(L45 or L46 or L47 or L48 or L49 or L50) and (WWAN same (bar block grand allow) same (foreground background active inactive))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:33
L65	158	(WWAN same (bar block grand allow) same (foreground background active inactive))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:34
L66	73	(WWAN same (bar block grand allow) with (foreground background active inactive))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:36
L67	23	(WWAN with (bar block grand allow) with (foreground background active inactive))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:36

L68	634	(Gregory near2 Raleigh).inv.	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:51
L69	176	(James near2 Lavine).inv.	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:51
L70	242	(Alireza near2 Raissinia).inv.	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:51
L71	288	(Headwater near2 Partners).as.	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:51
L72	3	(L68 or L69 or L70) and L71 and ((H04W28/0215) (H04W28/12) (H04L47/20) (H04W84/12) (H04W84/042))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:51
L73	146	(Gregory near2 Raleigh).inv. and ((H04W28/0215) (H04W28/12) (H04L47/20) (H04W84/12) (H04W84/042))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:51
L74	50783	((H04W28/0215) (H04W28/12) (H04L47/20) (H04W84/12) (H04W84/042))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:52
L75	395	((H04W28/0215))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:52
L76	3241	((H04W28/12))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO;	OR	ON	2015/07/09 12:52

			DERWENT; IBM_TDB			
L77	2840	((H04L47/20))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:52
L78	39829	((H04W84/12))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:53
L79	5863	((H04W84/042))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 12:53
S1	0	"14675113"	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/08 11:25
S2	632	(Gregory near2 Raleigh).inv.	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/08 11:50
S3	176	(James near2 Lavine).inv.	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/08 11:50
S4	242	(Alireza near2 Raissinia).inv.	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/08 11:50
S5	288	(Headwater near2 Partners).as.	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/08 11:51
S6	165	(S2 or S3 or S4) and S5	US-PGPUB; USPAT; USOCR;	OR	ON	2015/07/08 11:51

			FPRS; EPO; JPO; DERWENT; IBM_TDB			
S7	0	(S2 or S3 or S4) and S5 and ((H04J3/12) (H04B7/2618))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/08 11:57
S8	0	(Gregory near2 Raleigh).inv. and ((H04J3/12) (H04B7/2618))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/08 11:57
S9	13	differential adj traffic adj control	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/08 14:30
S10	13	(differential adj traffic adj control) and (@AD<="20150331")	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/08 16:47
S11	0	WWAN with ((selectively adj blocked) near2 background) with ((selectively adj allowed) near2 foreground)	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/08 16:50
S12	0	WWAN same((selectively adj blocked) near2 background) same ((selectively adj allowed) near2 foreground)	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/08 16:50
S13	0	WWAN same ((selectively adj blocked) near2 background) same ((selectively adj allowed) near2 foreground)	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/08 16:50
S14	0	(differential adj traffic adj control) and ((selectively adj (blocked allowed permitted) with (foreground background)))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/08 16:51
S15	0	(differential adj traffic adj control) and	US-PGPUB;	OR	ON	2015/07/08

		((selectively adj (blocked allowed permitted) same (foreground background)))	USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB			16:52
S16	5088	(H04J3/12)	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/08 16:52
S17	1530	(H04B7/2618)	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/08 16:53
S18	0	(differential adj traffic adj control) and ((selectively adj (block$3 allow$3 permit$3) same (foreground background)))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/08 16:54
S19	13	(differential adj traffic adj control) and (((block$3 allow$3 permit$3) same (foreground background)))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/08 16:55
S20	13	(differential adj traffic adj control) and (@AD<="20150331") and (((block$3 allow$3 permit$3) same (foreground background)))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/08 16:56
S21	5958	(determin$3 identif$8) with application with (foreground background)	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/08 17:00
S22	21540	(determin$3 identif$8) with application with (foreground background active inactive)	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/08 17:00
S23	0	(determin$3 identif$8) with application with (foreground background active inactive) and ((H04J3/12) (H04B7/2618))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT;	OR	ON	2015/07/08 17:02

			IBM_TDB			
S24	0	(determin$3 identif$8) with application with (foreground background) and ((H04J3/12) (H04B7/2618))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/08 17:02
S25	13	(differential adj traffic adj control) and (@AD<="20150331") and (((block$3 allow$3 permit$3) same (foreground background active inactive)))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/08 17:02
S26	0	(differential adj traffic adj control) and ((selectively adj (blocked allowed permitted) with (foreground background active inactive)))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/08 17:03
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S33	13	(differential adj traffic adj control) and (API (application adj program adj interface))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 11:02
S34	0	(differential adj traffic adj control) same (API (application adj program adj interface))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 11:02
S35	13	(differential adj traffic adj control) and (multimode adj profile)	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 11:03
S36	227	(network adj stack adj interface)	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 11:03
S37	119	(network adj stack adj interface) with API	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 11:03
S38	119	(network adj stack adj interface) with (API (application adj profile adj interface))	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 11:04
S39	0	(network adj stack adj interface) with (API (application adj profile adj interface)) with (intercepted adj request)	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 11:05
S40	0	(network adj stack adj interface) with	US-PGPUB;	OR	ON	2015/07/09

		(intercepted adj request)	USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB			11:06
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S42	18	(network adj stack adj interface) and (intercepted adj request)	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 11:07

7/9/2015 12:53:53 PM
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EAST Search History

EAST Search History (Prior Art)

Ref #	Hits	Search Query	DBs	Default Operator	Plurals	Time Stamp
L1	0	(WWAN same WLAN same API same (differential adj traffic adj control) same background same foreground same (selectively adj blocked) same (selectively adj allowed)).clm.	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2015/07/09 10:21

7/9/2015 10:22:22 AM
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PTO/SB/08a (01-10)
Approved for use through 07/31/2012. OMB 0651-0031
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT
(Not for submission under 37 CFR 1.99)

Application Number	14675113
Filing Date	2015-03-31
First Named Inventor	Raleigh
Art Unit	2464
Examiner Name	Ngo, Ricky Quoc
Attorney Docket Number	RALEP032C1C3

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Examiner Initial*	Cite No	Patent Number	Kind Code[1]	Issue Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
	1					

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Examiner Initial*	Cite No	Publication Number	Kind Code[1]	Publication Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
	1	20070259656		2007-11-08	Jeong, Jong Woo	
	2	20080263348		2008-10-23	Zaltsman, Etai et al.	
	3	20080313315		2008-12-18	Karaoguz, Jeyhan et al.	
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	First Named Inventor	Raleigh
	Art Unit	2464
	Examiner Name	Ngo, Ricky Quoc
	Attorney Docket Number	RALEP032C1C3

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Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

☐ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

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☐ See attached certification statement.

☐ Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

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A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

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[1] See Kind Codes of USPTO Patent Documents at www.USPTO.GOV or MPEP 901.04. [2] Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). [3] For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. [4] Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. [5] Applicant is to place a check mark here if English language translation is attached.

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Receipt date: 04/29/2015

14675113 - GAU: 2412

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (**Not for submission under 37 CFR 1.99)**	Application Number	14675113
	Filing Date	2015-03-31
	First Named Inventor	Raleigh
	Art Unit	2464
	Examiner Name	Ngo, Ricky Quoc
	Attorney Docket Number	RALEP032C1C3

CERTIFICATION STATEMENT

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

☐ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

OR

☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

☐ See attached certification statement.

☐ Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

☒ None

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/James E. Harris/	Date (YYYY-MM-DD)	2015-04-29
Name/Print	James E. Harris	Registration Number	40013

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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	First Named Inventor	Raleigh
	Art Unit	2464
	Examiner Name	Ngo, Ricky Quoc
	Attorney Docket Number	RALEP032C1C3

U.S.PATENTS						Remove
Examiner Initial*	Cite No	Patent Number	Kind Code[1]	Issue Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
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	31	Wi-Fi Alliance Hotspot 2.0 Technical Task Group, "Wi-Fi Certified Passpoint™ (Release 1) Deployment Guidelines – Version 1.0 – October 2012"	☐

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EXAMINER SIGNATURE

Examiner Signature	/Thad Defauw/	Date Considered	07/09/2015

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1] See Kind Codes of USPTO Patent Documents at www.USPTO.GOV or MPEP 901.04. [2] Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). [3] For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. [4] Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. [5] Applicant is to place a check mark here if English language translation is attached.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /T.D./

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (**Not for submission under 37 CFR 1.99)**	Application Number	14675113
	Filing Date	2015-03-31
	First Named Inventor	Raleigh
	Art Unit	2464
	Examiner Name	Ngo, Ricky Quoc
	Attorney Docket Number	RALEP032C1C3

CERTIFICATION STATEMENT

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

☐ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

OR

☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

☐ See attached certification statement.

☐ Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

☒ None

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/James E. Harris/	Date (YYYY-MM-DD)	2015-04-29
Name/Print	James E. Harris	Registration Number	40013

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /T.D./

Privacy Act Statement

The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether the Freedom of Information Act requires disclosure of these record s.

2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.

3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.

4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).

5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.

6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).

7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.

8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspections or an issued patent.

9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /T.D./

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

BIB DATA SHEET

CONFIRMATION NO. 1065

SERIAL NUMBER	FILING or 371(c) DATE	CLASS	GROUP ART UNIT	ATTORNEY DOCKET NO.
14/675,113	03/31/2015 RULE	370	2412	RALEP032C1C3

APPLICANTS

Headwater Partners I LLC, Redwood City, CA;

INVENTORS

Gregory G. Raleigh, Woodside, CA;
James Lavine, Corte Madera, CA;
Alireza Raissinia, Monte Sereno, CA;

**** CONTINUING DATA ****************************

This application is a CON of 14/082,040 11/15/2013
which is a DIV of 13/134,028 05/25/2011 PAT 8589541
which is a CIP of 13/134,005 05/25/2011 PAT 8635335
and is a CIP of 12/695,021 01/27/2010 PAT 8346225
and claims benefit of 61/348,022 05/25/2010
and claims benefit of 61/381,159 09/09/2010
and claims benefit of 61/381,162 09/09/2010
and claims benefit of 61/384,456 09/20/2010
and claims benefit of 61/389,547 10/04/2010
and claims benefit of 61/385,020 09/21/2010
and claims benefit of 61/387,243 09/28/2010
and claims benefit of 61/387,247 09/28/2010
and claims benefit of 61/407,358 10/27/2010
and claims benefit of 61/418,507 12/01/2010
and claims benefit of 61/418,509 12/01/2010
and claims benefit of 61/420,727 12/07/2010
and claims benefit of 61/422,565 12/13/2010
and claims benefit of 61/422,572 12/13/2010
and claims benefit of 61/422,574 12/13/2010
and claims benefit of 61/435,564 01/24/2011
and claims benefit of 61/472,606 04/06/2011
and said 12/695,021 01/27/2010
claims benefit of 61/252,151 10/15/2009
and claims benefit of 61/252,153 10/15/2009
and is a CIP of 12/380,780 03/02/2009 PAT 8839388
and said 13/134,005 05/25/2011
is a CIP of 12/380,780 03/02/2009 PAT 8839388
and is a CIP of 12/380,778 03/02/2009 PAT 8321526
and said 12/380,780 03/02/2009
claims benefit of 61/206,354 01/28/2009
and claims benefit of 61/206,944 02/04/2009
and claims benefit of 61/207,393 02/10/2009
and claims benefit of 61/207,739 02/13/2009
and said 12/380,778 03/02/2009
claims benefit of 61/206,354 01/28/2009
and claims benefit of 61/206,944 02/04/2009
and claims benefit of 61/207,393 02/10/2009

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
14/675,113	03/31/2015	Gregory G. Raleigh	RALEP032C1C3	1065

106963 7590 06/18/2015

Headwater Partners I LLC
555 Twin Dolphin Drive, Suite 310
Redwood Shores, CA 94065

EXAMINER
NGO, RICKY QUOC

ART UNIT	PAPER NUMBER
2464	

NOTIFICATION DATE	DELIVERY MODE
06/18/2015	ELECTRONIC

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.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

patent@headwaterllc.com
krista@jacobseniplaw.com

UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

Doc Code:
TRACK1.GRANT

Decision Granting Request for Prioritized Examination (Track I or After RCE)	Application No.: 14/675,113

1. THE REQUEST FILED 3/31/15 IS **GRANTED.**

The above-identified application has met the requirements for prioritized examination
- A. ☒ for an original nonprovisional application (Track I).
- B. ☐ for an application undergoing continued examination (RCE).

2. **The above-identified application will undergo prioritized examination.** The application will be accorded special status throughout its entire course of prosecution until one of the following occurs:

- A. filing a **petition for extension of time** to extend the time period for filing a reply;
- B. filing an **amendment to amend the application to contain more than four independent claims, more than thirty total claims**, or a multiple dependent claim;
- C. filing a **request for continued examination**;
- D. filing a notice of appeal;
- E. filing a request for suspension of action;
- F. mailing of a notice of allowance;
- G. mailing of a final Office action;
- H. completion of examination as defined in 37 CFR 41.102; or
- I. abandonment of the application.

Telephone inquiries with regard to this decision should be directed to Terri Johnson at 571-272-2991

/Terri Johnson/ Paralegal Specialist

[*Signature*] (Title)

U.S. Patent and Trademark Office
PTO-2298 (Rev. 02-2012)

Office of Petitions: Routing Sheet



Application No. 14/675,113

This application is being forwarded to your office for further processing. A decision has been rendered on a petition filed in this application, as indicated below. For details of this decision, please see the document PET.OP.DEC filed on the same date as this document.

- [X] **GRANTED**
- [ ] **DISMISSED**
- [ ] **DENIED**

Office of Petitions: Decision Count Sheet

Mailing Month: 6

Application No.: 14675113

14675113

For US serial numbers: enter number only, no slashes or commas. Ex: 10123456
For PCT: enter "51+single digit of year of filing+last 5 numbers", Ex. for PCT/US05/12345, enter 51512345

Deciding Official: Johnson, Terri

Count (1) - Palm Credit 14/675,113

Decision: GRANT

FINANCE WORK NEEDED ☐ Select Check Box for YES

GRANT

Decision Type: 643 - Track One request

643

Notes:

Count (2)

Decision: n/a

FINANCE WORK NEEDED ☐ Select Check Box for YES

Decision Type: NONE

Notes:

Count (3)

Decision: n/a

FINANCE WORK NEEDED ☐ Select Check Box for YES

Decision Type: NONE

Notes:

Initials of Approving Official (if required)

If more than 3 decisions, attach 2nd count sheet & mark this box ☐

Printed on: *6/14/2015*

Office of Petitions Internal Document - Ver. 5.0

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APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
14/675,113	03/31/2015	Gregory G. Raleigh	RALEP032C1C3

CONFIRMATION NO. 1065

106963
Headwater Partners I LLC
555 Twin Dolphin Drive, Suite 310
Redwood Shores, CA 94065

POA ACCEPTANCE LETTER

OC000000074945423

Date Mailed: 05/04/2015

NOTICE OF ACCEPTANCE OF POWER OF ATTORNEY

This is in response to the Power of Attorney filed 04/29/2015.

The Power of Attorney in this application is accepted. Correspondence in this application will be mailed to the above address as provided by 37 CFR 1.33.

/mbeyene/

Office of Data Management, Application Assistance Unit (571) 272-4000, or (571) 272-4200, or 1-888-786-0101

PTO/AIA/80 (07-12)
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U.S. Patent and Trademark Office; U.S DEPARTMENT OF COMMERCE
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POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO

I hereby revoke all previous powers of attorney given in the application identified in the attached statement under 37 CFR 3.73(c).

I hereby appoint:

☒ Practitioners associated with Customer Number: 106963

OR

☐ Practitioner(s) named below (if more than ten patent practitioners are to be named, then a customer number must be used).

Name	Registration Number	Name	Registration Number

As attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignments documents attached to this form in accordance with 37 CFR 3.73(c).

Please change the correspondence address for the application identified in the attached statement under 37 CFR 3.73(c) to:

☒ The address associated with Customer Number: 106963

OR

☐	Firm or Individual Name			
	Address			
	City		State	Zip
	Country			
	Telephone		Email	

Assignee Name and Address: Headwater Partners I LLC
555 Twin Dolphin Drive, Suite 310
Redwood City, CA 94065 U.S.A.

A copy of this form, together with a statement under 37 CFR 3.73(c) (Form PTO/AIA/96 or equivalent) is required to be Filed in each application in which this form is used. The statement under 37 CFR 3.73(c) may be completed by one of The practitioners appointed in this form, and must identify the application in which this Power of Attorney is to be filed.

SIGNATURE of Assignee of Record

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Signature		Date	25 June 2014
Name	David R. Johnson	Telephone	650-517-2782
Title	Chief Financial Officer		

This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Privacy Act Statement

The **Privacy Act of 1974 (P.L. 93-579)** requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether disclosure of these records is required by the Freedom of Information Act.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
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5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
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PTO/AIA/96 (08-12)
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STATEMENT UNDER 37 CFR 3.73(c)

Applicant/Patent Owner: Gregory G. Raleigh

Application No./Patent No.: 14/675,113 Filed/Issue Date: March 31, 2015

Titled: Wireless End-User Device With Differentiated Network Access for Background and Foreground Device Applications

Headwater Partners I LLC, a Limited Liability Company

(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that, for the patent application/patent identified above, it is (choose **one** of options 1, 2, 3 or 4 below):

1. ☑ The assignee of the entire right, title, and interest.

2. ☐ An assignee of less than the entire right, title, and interest (check applicable box):

   ☐ The extent (by percentage) of its ownership interest is _____%. Additional Statement(s) by the owners holding the balance of the interest must be submitted to account for 100% of the ownership interest.

   ☐ There are unspecified percentages of ownership. The other parties, including inventors, who together own the entire right, title and interest are:

   Additional Statement(s) by the owner(s) holding the balance of the interest must be submitted to account for the entire right, title, and interest.

3. ☐ The assignee of an undivided interest in the entirety (a complete assignment from one of the joint inventors was made). The other parties, including inventors, who together own the entire right, title, and interest are:

   Additional Statement(s) by the owner(s) holding the balance of the interest must be submitted to account for the entire right, title, and interest.

4. ☐ The recipient, via a court proceeding or the like (*e.g.*, bankruptcy, probate), of an undivided interest in the entirety (a complete transfer of ownership interest was made). The certified document(s) showing the transfer is attached.

The interest identified in option 1, 2 or 3 above (not option 4) is evidenced by either (choose **one** of options A or B below):

A. ☑ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 035303, Frame 0915, or for which a copy thereof is attached.

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

   1. From: _____ To: _____

      The document was recorded in the United States Patent and Trademark Office at

      Reel _____, Frame _____, or for which a copy thereof is attached.

   2. From: _____ To: _____

      The document was recorded in the United States Patent and Trademark Office at

      Reel _____, Frame _____, or for which a copy thereof is attached.

This collection of information is required by37 CFR3.73(b). The information is required toobtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentialityis governed by35 U.S.C. 122and 37 CFR1.11 and1.14. Thiscollection is estimated to take 12 minutes to complete, including gathering, preparing, and submittingthe completed application form to the USPTO.Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent tothe Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.**SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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STATEMENT UNDER 37 CFR 3.73(c)

3. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at

Reel _____, Frame _____, or for which a copy thereof is attached.

4. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at

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5. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at

Reel _____, Frame _____, or for which a copy thereof is attached.

6. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at

Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet(s).

☐ As required by 37 CFR 3.73(c)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

/James E. Harris/	April 29, 2015
Signature	Date
James E. Harris	40013
Printed or Typed Name	Title or Registration Number

[Page 2 of 2]

Privacy Act Statement

The **Privacy Act of 1974 (P.L. 93-579)** requires that yoube given certain informationin connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, pleasebe advised that: (1) the general authority forthe collection of thisinformation is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and(3) the principal purpose forwhich the information isused by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent applicationor patent. If you do not furnish the requested information,the U.S. Patent and Trademark Office may not be able to process and/or examineyour submission,which may result in termination of proceedings or abandonment of the applicationor expiration of the patent.

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6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (*i.e.*, GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, arecord may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
9. A record from thissystem of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Raleigh et al.	Examiner:	Ngo, Ricky Quoc
Serial No.:	14/675,113	Art Unit:	2464
Filed:	March 31, 2015	Conf. No.:	1065
Title:	Wireless End-User Device With Differentiated Network Access for Background and Foreground Device Applications		

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Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

The references cited on attached form PTO/SB/08A are being called to the attention of the Examiner. Copies of the references are not enclosed.

In accordance with 37 CFR §1.98(d), copies of the references can be found in related U.S. Patent Application No. 14/082,040 filed November 15, 2013, of which the instant application is a continuation, or in related U.S. Patent Application No. 13/134,028 filed May 25, 2011, of which 14/082,040 is a divisional.

It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR § 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no

representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that no fee is required for submission of this statement, but if for any reason an insufficient fee has been paid, please charge the insufficiency to Deposit Account No. **50-5876**.

Respectfully submitted,

Date: April 29, 2015

By: /James E. Harris/
James E. Harris
Reg. No. 40,013
Headwater Partners I LLC
555 Twin Dolphin Dr., Suite 310
Redwood City, CA 94065
(650) 517-2798

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT
(Not for submission under 37 CFR 1.99)

Application Number	14675113
Filing Date	2015-03-31
First Named Inventor	Raleigh
Art Unit	2464
Examiner Name	Ngo, Ricky Quoc
Attorney Docket Number	RALEP032C1C3

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	Attorney Docket Number	RALEP032C1C3

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	Attorney Docket Number	RALEP032C1C3

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	1	1310401A	CN		2000-02-22	Wang, Di Xing		☐

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	Examiner Name	Ngo, Ricky Quoc
	Attorney Docket Number	RALEP032C1C3

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CERTIFICATION STATEMENT

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

☐ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

OR

☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

☐ See attached certification statement.

☐ Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

☒ None

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/James E. Harris/	Date (YYYY-MM-DD)	2015-04-29
Name/Print	James E. Harris	Registration Number	40013

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.

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7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.

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[51] Int. Cl.
H04M 1/00 (2006.01)
H04M 1/21 (2006.01)
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[71] 申请人 昆达电脑科技（昆山）有限公司
地址 215300 江苏省昆山市昆山出口加工区
[72] 发明人 许世法

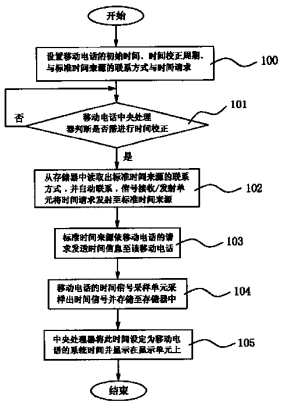
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[54] 发明名称

移动电话时间自动校正方法

[57] 摘要

本发明揭示一种移动电话时间自动校正方法，该移动电话包括接收信号与发射信号的信号接收/发射单元、从接收到的信号中采样出时间信号的时间信号采样单元、存储时间信息与设定信息的存储器、中央处理器及显示单元，该方法主要通过设置移动电话的初始时间、时间校正周期、与标准时间来源的联系方式与时间请求，当需进行时间校正时，该移动电话自动将时间请求发送至标准时间来源，并取得标准时间，而后将该标准时间设定为移动电话的系统时间，从而令移动电话使用一般的石英振荡器亦可满足较高的时间精度，从而利于降低移动电话成本，并不影响移动电话的体积。



1、一种移动电话时间自动校正方法，该移动电话包括接收信号与发射信号的信号接收/发射单元、从接收到的信号中采样出时间信息的时间信号采样单元、存储时间信息与设定信息的存储器、中央处理器及显示单元，其特征在于该时间自动校正方法包括如下步骤：

设置移动电话的初始时间、时间校正周期、与标准时间来源的联系方式与时间请求，并将此些数据存储于移动电话的存储器中；

移动电话中央处理器判断是否需进行时间校正，如否则继续判断；

如需进行时间校正，则移动电话自动发射请求信号至标准时间来源；

标准时间来源依请求发送时间信息至该移动电话；

移动电话的时间信号采样单元采样出时间信号并存储至存储器中；

中央处理器将该时间设定为移动电话的系统时间。

2、如权利要求1所述的移动电话时间自动校正方法，其特征在于:该方法还包括将移动电话的系统时间显示在显示单元上的步骤。

3、如权利要求1或2所述的移动电话时间自动校正方法，其特征在于：该标准时间来源为声询台。

4、如权利要求3所述的移动电话时间自动校正方法，其特征在于：该移动电话内设有语音产生单元与语音辨识单元，行动电话中预先设有的时间询问请求为询问时间的声音信号。

5、如权利要求4所述的移动电话时间自动校正方法，其特征在于：当移动电话呼叫声询台后，移动电话通过语音产生单元提出时间询问请求。

6、如权利要求5所述的移动电话时间自动校正方法，其特征在于：声询台依请求发送的时间信号至移动电话，该信号经过移动电话的语音产生单元发出，并且移动电话的语音辨识单元采样出时间信号并存储至存储器中。

7、如权利要求1或2所述的移动电话时间自动校正方法，其特征在于：该标准时间来源为移动电话服务供应网络。

8、如权利要求7所述的移动电话时间自动校正方法，其特征在于：该移动电话中预先设有的时间询问请求为询问时间的短信。

9、如权利要求8所述的移动电话时间自动校正方法，其特征在于：移动电话从存储器中读取出标准时间来源的联系方式，并自动联系，信号接收/发射单元将询问时间的短信发射至移动电话服务供应纲络。

10、如权利要求9所述的移动电话时间自动校正方法，其特征在于：移动电话服务供应纲络以短信形式发送标准时间至该移动电话，移动电话的时间信号采样单元采样出时间信号并存储至存储器中。

移动电话时间自动校正方法

【技术领域】

本发明有关一种时间自动校正方法，尤其是应用于移动电话中的时间自动校正方法。

【背景技术】

随着通讯技术的发展，具有时钟功能的移动电话普及率日益提高，其中时钟的准确性在移动电话的实际使用中的重要性日益提高，如现在的备忘录、闹钟等功能的实现均依靠时钟的准确性。而目前时钟的精确性主要取决于时钟电路中使用的振荡器的精度，而目前多使用普通的石英振荡器，其频率误差在±20-50ppm（百万分之20-50），如以20ppm的误差为例，每天产生的时间误差将为1.728秒，而一年的时间误差则累积为630.72秒，将达10.5分钟之久，故会给使用者带来一定的不便。

针对该问题，业界采取使用较高精度的石英振荡器或使用微调电容或类似的元件对普通振荡器的频率进行微调的二种方法。第一种方法的不足在于：即使使用高精度的石英振荡器，振荡电路的负载电容依存在差别，所以实际上不可能得到与石英振荡器相同的高精度，因此无论使用多么昂贵的元件，也不可能得到高准确度的时间。第二种方法的不足之处在于：虽然使用一般的石英振荡器成本不会太高，但是需要频率调节装置，如微调电容器，这引起了部件成本增加和令频率调节过程较为繁琐的缺陷，特别是元件数量的增加会导致对移动电话小型化的妨碍。

有鉴于此，实有必要提供一种既不会增加移动电话成本，且不影响移动电话体积的移动电话时间自动校正方法。

【发明内容】

本发明目的在于提供一种既不会增加移动电话成本，且不影响移动电话体积的移动电话时间自动校正方法。

为实现上述目的，实施本发明的移动电话包括接收信号与发射信号的信号接收/发射单元、从接收到的信号中采样出时间信号的时间信号采样单元、存储时间信息与设定信息的存储器、中央处理器及显示单元，本发明移动电话时间的自动校正方法包括以下步骤：

设置移动电话的初始时间、时间校正周期、与标准时间来源的联系方式与时间请求，并将此些数据存储于移动电话的存储器中；

移动电话中央处理器判断是否需进行时间校正，如否则继续判断；

如需进行时间校正，则移动电话自动发射请求信号至标准时间来源；

标准时间来源依请求发送时间信息至该移动电话；

移动电话的时间信号采样单元采样出时间信号并存储至存储器中；

中央处理器将该时间设定为移动电话的系统时间。

较佳地，该标准时间来源为声询台，移动电话通过呼叫声询台提出时间请求，并且声询台发送的时间信号至移动电话，该信号经过移动电话的语音产生单元发出，并且移动电话的语音辨识单元采样出时间信号并存储至存储器中。

较佳地，该标准时间来源为移动电话服务供应网络，移动电话通过发送短信至移动电话服务供应纲络提出时间请求，并且移动电话服务供应纲络发送标准时间至该移动电话，移动电话的时间信号采样单元采样出时间信号并存储至存储器中。

与现有技术相比较，本发明利用移动电话联系外部的标准时间来源定期对移动电话的系统时间进行校正，从而可定期将时间误差及时消除，因此即使移动电话的时钟电路采用一般的石英振荡器，也不会给使用者造成不便，如此不需采用较为昂贵的石英振荡器或其它的微调电容器等，因此不会增加移动电话的成本，并且也不会对移动电话的小型化形成妨碍。

为对本发明的目的、构造特征及其功能有进一步的了解，兹配合附图详细说明如下：

【附图说明】

图 1 为本发明移动电话的组成框图。

图 2 为本发明移动电话时间自动校正方法的流程图。

【具体实施方式】

以下将结合图 1 与图 2 对本发明的进行详细说明，在以下说明中是以行动电话为例进行说明，该技术领域的普通技术人员应可理解，实施本发明的电子装置并不局限于移动电话，如具有无线通信功能的智能电话及个人数字助理（PDA）均可应用本发明。

请参阅图 1 所示，实施本发明的移动电话 1 包括：

信号接收/发射单元 10，用于发射与接收无线通讯信号；

时间信号采样单元 11，与信号接收/发射单元 10 耦接，用以将接收信号中的时间信号采样出；

存储器 12，用以存储移动电话 1 的系统程序、时间校正周期、标准时间来源的联系方式及移动电话 1 的最初设定时间；

显示单元 14，用以显示移动电话 1 的系统时间；

中央处理器 13，与上述各单元耦接，用以控制以上不同单元的运作。

请参阅图 2 所示，本发明的移动电话 1 的时间自动校正方法包括以下步骤：

设置移动电话的初始时间、时间校正周期、与标准时间来源的联系方式与时间请求，并将此些数据存储于移动电话 1 的存储器 12 中，其中时间校正周期可设定为一周或一个月，而标准时间来源可为声询台，如中国大陆的 114 查询台或中国台湾的 104 报时台（步骤 100）；

移动电话 1 中央处理器 13 判断是否需进行时间校正，即从最初设定的时间起，是否经过设定的时间校正周期的时间，如否则继续判断（步骤 101）；

如需进行时间校正，即从最初设定的时间起，已经过设定的时间校正周期的时间，则移动电话 1 的中央处理器 13 执行自动联系功能，即从存储器 12 中读取出标准时间来源的联系方式，并自动联系，信号接收/发射单元 10 将时间请求发射至标准时间来源（步骤 102）；

标准时间来源依移动电话 1 的请求发送时间信息至该移动电话 1(步骤 103）；

移动电话 1 的时间信号采样单元 11 采样出时间信号并存储至存储器 12 中（步骤 104）；

中央处理器 13 将此时间设定为移动电话 1 的系统时间并显示在显示单元 14 上（步骤 105)。

较佳地，当该标准时间来源为声询台时，而移动电话 1 内设有语音产生单元与语音辨识单元，步骤 100 中包括预先在移动电话 1 内设定时间询问请求，如可为询问时间的声音信号，步骤 102 具体包括以下步骤：当移动电话 1 呼叫声询台后，移动电话 1 通过语音产生单元提出时间询问请求，而步骤 103 相应包括以下步骤：声询台依次请求发送的时间信号至移动电话 1，该信号经过移动电话 1 的语音产生单元发出，并且移动电话 1 的语音辨识单元采样出时间信号并存储至存储器 12 中。

较佳地，当该标准时间来源为移动电话服务供应网络，步骤 100 中包括预先在移动电话 1 内设定时间询问请求，如可为询问时间的短信，步骤 102 具体包括以下步骤：移动电话 1 从存储器 12 中读取出标准时间来源的联系方式，并自动联系，信号接收/发射单元 10 将询问时间的短信发射至移动电话服务供应纲络，而步骤 103 相应包括以下步骤：移动电话服务供应纲络以短信形式发送标准时间至该移动电话 1，移动电话的时间信号采样单元 11 采样出时间信号并存储至存储器 12 中。

与现有技术相比较，本发明利用移动电话联系外部的标准时间来源定期对移动电话的系统时间进行校正，从而可定期将时间误差及时消除，因此即使移动电话的时钟电路采用一般的石英振荡器，也不会给使用者造成不便，如此不需采用较为昂贵的石英振荡器或其它的微调电容器等，因此不会增加移动电话的成本，并且也不会对移动电话的小型化形成妨碍。

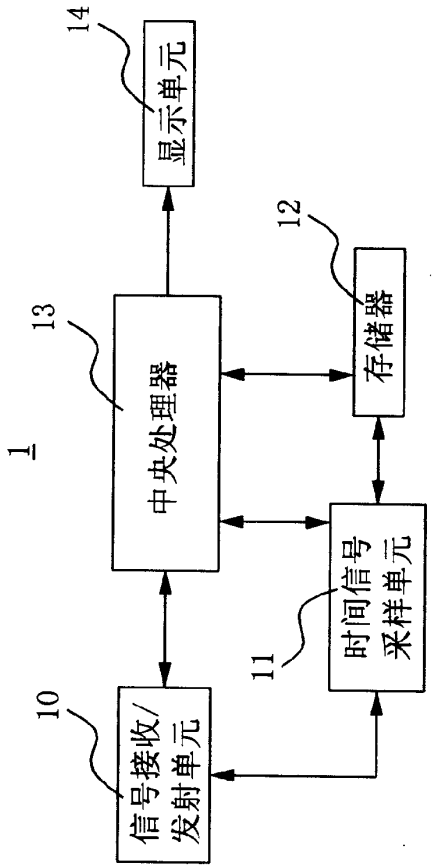


图1

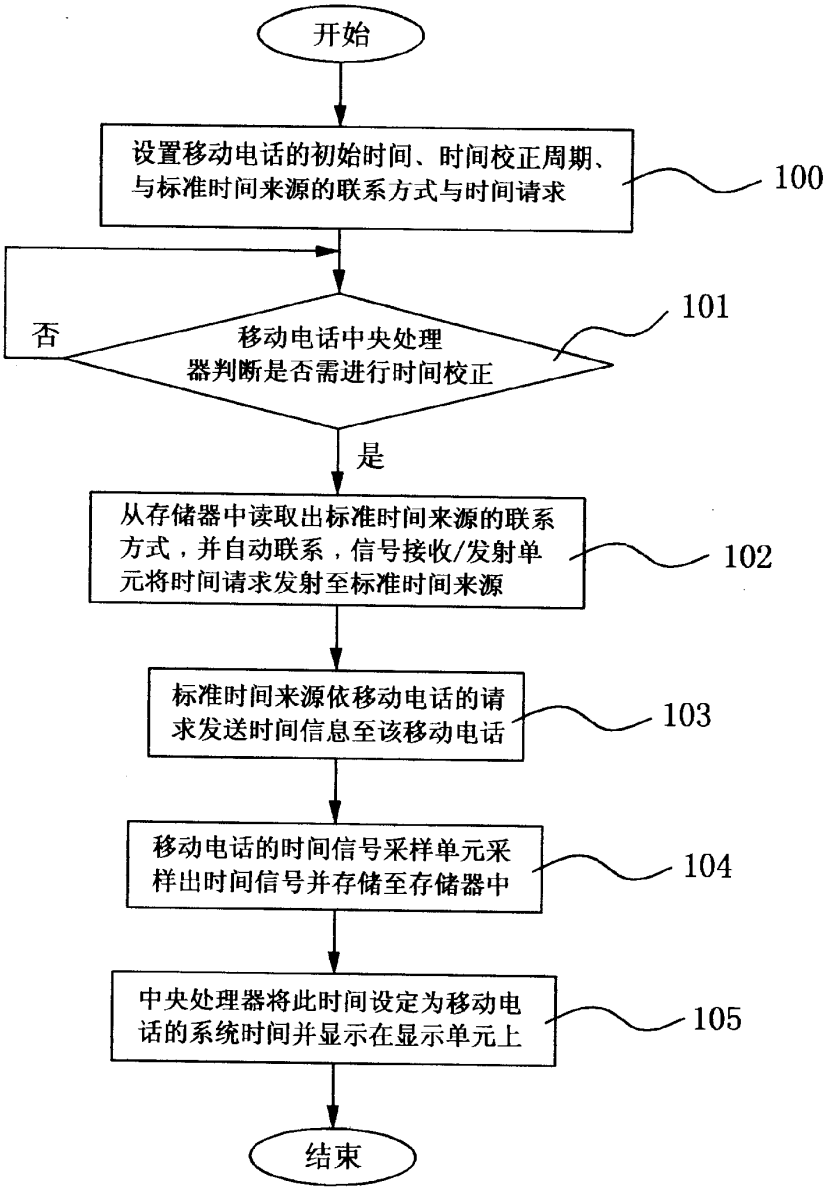

开始
设置移动电话的初始时间、时间校正周期、与标准时间来源的联系方式与时间请求
100
否
移动电话中央处理器判断是否需进行时间校正
101
是
从存储器中读取出标准时间来源的联系方式，并自动联系，信号接收/发射单元将时间请求发射至标准时间来源
102
标准时间来源依移动电话的请求发送时间信息至该移动电话
103
移动电话的时间信号采样单元采样出时间信号并存储至存储器中
104
中央处理器将此时间设定为移动电话的系统时间并显示在显示单元上
105
结束

图2

Sign in

Patents English Chinese Find prior art Discuss this application View PDF Download PDF

Mobile phone time automatic correction method

CN 1801829 A

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ABSTRACT

Said invention provides a mobile telephone time autocorrection method. It contains signal reception / transmitting unit, time signal sampling unit memory unit, central processing unit and display unit, said method mainly setting mobile telephone initial time, time adjustment cycle, and standard time source connection mode and time request , when need proceeding time correction, said mobile telephone automatically transmitting time request to standard time source and taking standard time then configuring said standard time as system time of mobile telephone to reach higher time precision by using normal quartz oscillator.

DESCRIPTION translated from Chinese

Mobile phone time automatic calibration method

TECHNICAL FIELD The present invention relates to a method of automatic correction of the time, especially for mobile phones in the automatic time correction method.

BACKGROUND OF THE INVENTION With the development of communication technology, mobile phone penetration has a clock function increasing importance of the accuracy of the clock and the actual use of mobile phones increasing, as now realize memo, alarm clock and other functions both rely on the accuracy of the clock. At present, the accuracy of the clock depends on the accuracy of the clock oscillator used in the circuit, and the current multi-use ordinary quartz oscillator frequency error at ± 20-50ppm (20-50 ppm), as to 20ppm error, for example, the time error will be generated every 1.728 seconds, while the one-year time error accumulation is 630.72 seconds, to reach 10.5 minutes long, it will bring some inconvenience to users.

To solve this problem, the industry adopted the use of high precision quartz oscillator or use a trimmer capacitor or similar elements of the common oscillator frequency tuning of the two methods. The first method is inadequate: even when using high-precision quartz oscillator, the oscillation circuit of the load capacitance according to the presence of differences, so this is actually impossible to obtain the same high-precision crystal oscillator, and therefore regardless of 11 more expensive components, it is impossible to obtain a highly accurate time. Deficiencies of the second method comprising: using a general quartz oscillator although cost is not too high, but requires a frequency adjustment means, such as a trimmer capacitor, causing an increase in component cost and make the process more complicated frequency adjusting defects, particularly is an increase in the number of components will result in miniaturization of mobile phones interfere.

In view of this, there is a need to provide both a mobile phone without increasing the cost, and does not affect the time the mobile phone automatic calibration method for a mobile phone volume.

SUMMARY OF THE INVENTION The present invention aims to provide a mobile phone without increasing either the cost, and does not affect the time the mobile phone automatic calibration method for a mobile phone volume.

CLAIMS (10) translated from Chinese

A mobile phone automatic time correction method, the mobile phone includes a signal receiving / transmitting unit receives the signal and the transmitted signal, the received signal samples from the time information in the time signal sampling unit that stores the time information and the setting information memory, the central processor and display unit, characterized in that the automatic time correction method comprising the steps of: setting an initial time a mobile phone, the correction time period, and the contacts for the source of the standard time and time request, and such data is stored in memory of the mobile phone; mobile phone to determine whether the need for a central processor time correction, otherwise continue as judge; For the time correction, the mobile phone automatically transmit a request signal to the standard time source; transmission time information source standard time upon request to the mobile phone; mobile phone time signal sampling means sampling and storing the time signal into the memory; central processing time is set to the system time of the mobile phone.

The mobile phone automatic time correction method according to claim 1, characterized in that: the method further comprises the mobile telephone system time is displayed on the display unit in step.

Automatic time correction method for a mobile phone according to claim 1 or claim 2, wherein: the standard time for the sound source exercise station.

The mobile phone automatic time correction method according to claim 3, characterized in that: the mobile phone equipped with a voice generating unit and a voice recognition unit, the mobile phone has to call a pre-request signal into sound inquiry time .

The mobile phone automatic time correction method according to claim 4, wherein: when the mobile telephone calling sound exercise station, mobile phone unit made by voice time inquiry request is generated.

Identification of the mobile phone and the speech sound exercise station by a time request signal to the mobile phone, the mobile phone voice signal through generating unit issued: The mobile phone automatic time correction method according to claim 5, characterized in that means sampling and storing the time signal into the memory.

To achieve the above object, a mobile phone embodiment of the present invention includes a signal receiving / transmitting unit receives the signal and the transmitted signal, a time signal sampling time signal sampling unit from the received signal, the memory storing the time information and setting information, Automatic time correction method for a mobile phone central processor and a display unit, the present invention comprises the steps of: setting the mobile phone of the initial time, the correction time period, and the contacts for the source of the standard time and time request, and such data stored in the mobile phone memory; the central processor determines whether the mobile phone need to be time correction, otherwise continue as judge;

For a time correction, the mobile phone automatically transmit a request signal to the standard time source; Standard Time time information sources according to the request of the mobile phone; mobile phone signal sampling unit time sampling the time signal and storage to memory; a central processing The time is set to a mobile telephone system time.

Preferably, the standard time for the sound source exercise station, mobile telephone inquiry station calling sound made by the time the request, and the time the signal transmitted by the acoustic exercise station to the mobile phone, the signal through the mobile phone voice generating unit is issued, and the mobile phone sampling the speech recognition unit time signal and stores into the memory.

The mobile phone automatic time correction method according to claim 1 or claim 2, wherein: the standard time source for cellular phone service network.

Mobile phone time automatic calibration method according to claim 7, characterized in that: the mobile phone in advance of the time provided for the inquiry message query request time.

The mobile phone automatic time correction method according to claim 8, wherein: the mobile phone reads from the memory the standard time source contact, and automatic contact, signal receiving / transmitting unit transmitting the inquiry message time Mobile phone service providers to network in.

Mobile phone time automatic calibration method as claimed in claim 9, wherein: the mobile phone service provider network in order to send a message in the form of standard time to the mobile phone, mobile phone signal sampling unit time sampling the time signal and stores to memory.

Preferably, the standard time source for mobile phone service provider networks, mobile phone by sending an SMS to a mobile phone service network in time to make the request, and the mobile phone service provider network in standard time sent to the mobile phone, mobile phone time signal sampling means sampling the time signal and stores into the memory.

Compared with the prior art, the present invention is the use of a mobile phone outside the regular standard time source mobile phone system time is corrected, thereby periodically time error promptly eliminated so that even if the mobile phone is generally of a clock circuit using a quartz oscillator nor will cause inconvenience to the user, so the need to adopt a more expensive quartz oscillator or other fine-tuning capacitor, etc., it will not increase the cost of mobile phones, and nor will it interfere with the formation of the miniaturization of mobile phones.

For the purposes of this invention, the structural features and functions have a better understanding, with a detailed description of the drawings hereby follows: BRIEF DESCRIPTION Figure 1 is a block diagram of the invention of mobile phones.

Figure 2 is a schematic flow chart of a mobile phone automatic time correction method.

[DETAILED DESCRIPTION] Hereinafter, in conjunction with Figure 1 and Figure 2 the present invention will be described in detail, based on the mobile phone as an example in the following description, one of ordinary skill in the art will appreciate, electronic embodiment of the electronic apparatus of the present invention is not limited to a mobile phone, having a wireless communication function such as smart phones and personal digital assistants (PDA) can be applied to the present invention.

See Figure 1, the embodiment of the present invention, a mobile phone 1 includes: a signal receiving / transmitting unit 10 for transmitting and receiving wireless communication signals; time signal sampling unit 11, and the signal receiving / transmitting unit 10 is coupled to the received signal in the time signal samples; a memory 12 for storing a system program of the mobile telephone, the time correction period, the standard time source contacts and the mobile phone 1 of the first setting time; a display unit 14 for displaying the system time of the mobile phone 1; central processor 13, and each of the unit is coupled to the control over the operation of the different units.

See Figure 2, the mobile phone 1 of the present invention, the automatic time correction method comprising the steps of:

Setting the mobile phone of the initial time, the time correction cycle, and the standard time source contact and time of the request, and such data is stored in a memory of the mobile phone 12, wherein the time correction period can be set to one week or one month, The standard time for the sound source can exercise stations, a query such as 114 Chinese mainland China Taiwan 104 repeater stations or station (step 100); mobile phone a central processor 13 determines whether the need for time correction, that is, from the initial set time Since, if after a set time correction cycle time, as otherwise continue to determine (step 101); For the time correction, that is, from the initial set time has been set time correction cycle time, the move The central processor 13 performs an automatic telephone contact function, reads the standard time source contacts from the memory 12, and automatically links, signal receiving / transmitting unit 10 transmit a request to the time the standard time source (step 102); standard time sent by the source of the mobile phone 1 requests the time information to the mobile phone 1 (step 103); time signal sampling unit 11 of the mobile phone 1 and the sampling time for

the signal stored to the memory 12 (step 104); a central processor 13 This time is set to the system time of the mobile phone 1 and displayed on (step 105) the display unit 14.

Preferably, when the standard time for the sound source exercise station, and the mobile phone 1 is equipped with a voice generating unit and a voice recognition unit, step 100 includes a pre-set time in the mobile phone 1 inquiry request, such as may be inquired time sound signal, step 102 includes the following steps: When a mobile phone call sound exercise stations, a mobile phone made by voice generating unit time inquiry request, and the corresponding step 103 includes the following steps: Time sound exercise station in turn request sent signal to the mobile telephone 1, the signal through the mobile phone voice generating unit 1 to issue, and the speech recognition unit of the mobile phone 1 and the sampling time for the signal stored to the memory 12.

Preferably, the standard time when the source is a mobile telephone service provider network, step 100 comprises a pre-set time in the mobile phone 1 inquiry request, such as SMS for inquiry time, step 102 includes the following steps: the mobile phone 1 read from the memory 12 times the standard source of contact information, and automatically links the signal receiver / transmitter unit 10 will ask for time to transmit messages to the mobile phone service provider network in, while the corresponding step 103 includes the following steps: mobile phone service providers network in order to send a text message to the mobile phone standard time a mobile phone signal sampling unit 11 hours a time signal sampling and storage to memory 12.

Compared with the prior art, the present invention is the use of a mobile phone outside the regular standard time source mobile phone system time is corrected, thereby periodically time error promptly eliminated so that even if the mobile phone is generally of a clock circuit using a quartz oscillator nor will cause inconvenience to the user, so the need to adopt a more expensive quartz oscillator or other fine-tuning capacitor, etc., it will not increase the cost of mobile phones, and nor will it interfere with the formation of the miniaturization of mobile phones.

CLASSIFICATIONS

International Classification	G04R20/00, H04M1/21, H04M1/00

LEGAL EVENTS

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[71] 申请人 华为技术有限公司
地址 518129 广东省深圳市龙岗区坂田华为总部办公楼
[72] 发明人 申 海 孙 谦

[74] 专利代理机构 北京同达信恒知识产权代理有限公司
代理人 郭润湘

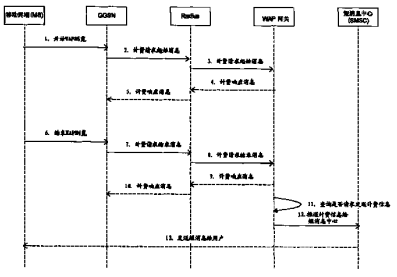
权利要求书 3 页 说明书 9 页 附图 2 页

[54] 发明名称

一种计费信息发送方法

[57] 摘要

本发明公开了一种计费信息发送方法，应用于无线应用协议(WAP)业务，该方法包括：移动终端经 WAP 网关使用 WAP 业务，WAP 网关对移动终端进行计费，WAP 网关发送计费信息给移动终端。本发明方法能实现由 WAP 网关将用户使用 WAP 业务的计费信息即时发送给用户终端，方便用户控制和使用 WAP 业务。



1、一种计费信息发送方法，应用于无线应用协议（WAP）业务，该方法包括：移动终端经 WAP 网关使用 WAP 业务，WAP 网关对移动终端进行计费，WAP 网关发送计费信息给移动终端。

2、如权利要求 1 所述的方法，其特征在于，在 WAP 网关中预先设置计费信息发送方式，在移动终端使用 WAP 业务过程中或使用 WAP 业务结束后 WAP 网关根据设置的计费信息发送方式发送计费信息给移动终端。

3、如权利要求 2 所述的方法，其特征在于，所述 WAP 网关中预先设置的计费信息发送方式与移动终端对应，在移动终端使用 WAP 业务过程中或使用 WAP 业务完成后 WAP 网关采用移动终端对应的计费信息发送方式发送计费信息给该移动终端。

4、如权利要求 2 或 3 所述的方法，其特征在于，所述计费信息发送方式为短消息发送；WAP 网关通过 WAP 推送方式发送移动终端使用 WAP 业务的计费信息给短消息中心；短消息中心以短消息方式将所述计费信息下发给移动终端。

5、如权利要求 4 所述的方法，其特征在于，所述计费信息发送方式中还包括设定的时间间隔，在移动终端使用 WAP 业务过程中，WAP 网关按所述设定的时间间隔发送所述计费信息给短消息中心。

6、如权利要求 4 所述的方法，其特征在于，所述计费信息发送方式中还包括设定的余额阈值、流量阈值或费用阈值，在移动终端使用 WAP 业务过程中，当 WAP 网关检测到预付费移动终端的余额小于设定的余额阈值、移动终端使用 WAP 业务流量超过设定的流量阈值或移动终端使用 WAP 业务费用超过设定的费用阈值时，WAP 网关发送计费信息给短消息中心。

7、如权利要求 2 或 3 所述的方法，其特征在于，所述计费信息发送方式为 WAP 网页；具体包括：在移动终端使用 WAP 业务过程中，WAP 网关为该

移动终端产生一个包含计费信息的临时 WAP 网页，并将该临时 WAP 网页的超链接地址以及超链接的显示文字插入到移动终端当前请求浏览的网页中，移动终端通过访问所述超链接地址获取计费信息；并在 WAP 业务结束后，删除所述临时 WAP 网页。

8、如权利要求 2 或 3 所述的方法，其特征在于，所述计费信息发送方式为 WAP 网页；具体包括：在移动终端使用 WAP 业务过程中，WAP 网关将指向一个即时计费单元的超链接插入到移动终端当前请求浏览的网页中，移动终端访问所述超链接时，即时计费单元从 WAP 网关中获取该移动终端的计费信息，并生成 WAP 网页返回给移动终端。

9、如权利要求 2 或 3 所述的方法，其特征在于，所述计费信息发送方式为 WAP 网页；具体包括：设定一个用于发送计费信息的固定超链接地址，当 WAP 网关检测到移动终端请求该固定超链接地址时将该移动终端的计费信息以 WAP 网页方式发送给移动终端。

10、如权利要求 9 所述的方法，其特征在于，所述固定超链接地址预置在所述移动终端中。

11、如权利要求 2 或 3 所述的方法，其特征在于，所述计费信息发送方式为 IP 数据包发送，WAP 网关接收到移动终端的计费信息请求或根据设定的时间间隔将包含计费信息的数据包按照 IP 协议格式发送给移动终端对应的 IP 地址，由移动终端显示出计费信息。

12、如权利要求 11 所述的方法，其特征在于，在移动终端 WAP 浏览器界面的固定位置显示所述计费信息。

13、如权利要求 1 所述的方法，其特征在于，当移动终端为预付费终端，还包括 WAP 网关在该移动终端请求 WAP 业务时，查询其预付费余额的步骤；若预付费余额不足，则 WAP 网关通知该移动终端，并拒绝其使用请求的 WAP 业务，否则移动终端正常使用 WAP 业务。

14、如权利要求 1 所述的方法，其特征在于，所述 WAP 业务为 WAP 浏览

类业务或 WAP 流媒体业务。

15、如权利要求 1 所述的方法，其特征在于，所述计费信息为移动终端本次使用 WAP 业务流量、累计使用 WAP 业务流量、本次使用 WAP 业务费用、累计使用 WAP 业务费用、本次业务使用时长、本次业务费率和预付费余额其中之一或任意多个的组合信息。

16、如权利要求 15 所述的方法，其特征在于，若 WAP 网关发送的计费信息包括累计使用 WAP 业务流量、累计使用 WAP 业务费用、本次业务费率或预付费余额中至少其中之一时，还包括 WAP 网关向数据业务管理平台发送请求消息，获取上述计费信息的步骤。

17、如权利要求 16 所述的方法，其特征在于，若数据业务管理平台没有保存相应请求的计费信息，则由数据业务管理平台到智能网的业务控制点（SCP）上获取。

一种计费信息发送方法

技术领域

本发明涉及无线通信领域，尤其涉及无线应用协议（Wireless Application Protocol，WAP）业务的计费信息发送方法。

背景技术

WAP技术目前已成为移动通信网络中终端访问无线信息服务的全球主要标准，也是实现现有移动数据及增值业务的技术基础。WAP浏览类业务是最普通和常用的移动数据业务，用户通过终端的浏览器查看从服务器收到的WAP网页信息，作为移动数据业务的一种基础业务，WAP浏览类业务正被越来越多的移动用户所使用并接受。另外基于WAP的移动流媒体业务，也将成为3G通信网络中的主流应用。开放移动联盟（Open Mobile Alliance，OMA）在WAP业务具体计费实现上并没有做出限定，而现有技术中也还没有一种将WAP业务计费信息即时传送给移动终端的方法。移动终端的计费信息只能在话费月结时由计费系统如BOSS对从WAP网关采集来的话单进行统计批价，然后打印出来提供给用户，而且通常还没有费用的明细记录。由于WAP网关很多情况都是按流量进行计费，这样对于预付费和后付费用户，都存在一个同样的问题：用户在使用WAP业务中或进行一次WAP业务后，不知道产生了多少流量，也不知道本月累计使用了多少流量，使得用户无法及时掌握或控制WAP业务的使用情况；特别是对于预付费用户，当预付费用用完时，在用户无法事先获知的情况下WAP网关会强行中断业务，给用户使用WAP业务造成困扰。

发明内容

本发明提供一种计费信息发送方法，用以解决现有技术中存在的 WAP 业

务不能即时提供计费信息的问题。

本发明方法包括：移动终端经 WAP 网关使用 WAP 业务，WAP 网关对移动终端进行计费，WAP 网关发送计费信息给移动终端。

根据本发明的上述方法，在 WAP 网关中预先设置计费信息发送方式，在移动终端使用 WAP 业务过程中或使用 WAP 业务结束后 WAP 网关根据设置的计费信息发送方式发送计费信息给移动终端。

所述 WAP 网关中预先设置的计费信息发送方式与移动终端对应，在移动终端使用 WAP 业务过程中或使用 WAP 业务完成后 WAP 网关采用移动终端对应的计费信息发送方式发送计费信息给该移动终端。

所述计费信息发送方式为短消息发送；WAP 网关通过 WAP 推送方式发送移动终端使用 WAP 业务的计费信息给短消息中心；短消息中心以短消息方式将所述计费信息下发给移动终端。

所述计费信息发送方式中还包括设定的时间间隔，在移动终端使用 WAP 业务过程中，WAP 网关按所述设定的时间间隔发送所述计费信息给短消息中心。

所述计费信息发送方式中还包括设定的余额阈值、流量阈值或费用阈值，在移动终端使用 WAP 业务过程中，当 WAP 网关检测到预付费移动终端的余额小于设定的余额阈值、移动终端使用 WAP 业务流量超过设定的流量阈值或移动终端使用 WAP 业务费用超过设定的费用阈值时，WAP 网关发送计费信息给短消息中心。

所述计费信息发送方式为 WAP 网页；具体包括：在移动终端使用 WAP 业务过程中，WAP 网关为该移动终端产生一个包含计费信息的临时 WAP 网页，并将该临时 WAP 网页的超链接地址以及超链接的显示文字插入到移动终端当前请求浏览的网页中，移动终端通过访问所述超链接地址获取计费信息；并在 WAP 业务结束后，删除所述临时 WAP 网页。

所述计费信息发送方式为 WAP 网页；具体包括：在移动终端使用 WAP

业务过程中，WAP 网关将指向一个即时计费单元的超链接插入到移动终端当前请求浏览的网页中，移动终端访问所述超链接时，即时计费单元从 WAP 网关中获取该移动终端的计费信息，并生成 WAP 网页返回给移动终端。

所述计费信息发送方式为 WAP 网页；具体包括：设定一个用于发送计费信息的固定超链接地址，当 WAP 网关检测到移动终端请求该固定超链接地址时将该移动终端的计费信息以 WAP 网页方式发送给移动终端。

所述固定超链接地址预置在所述移动终端中。

所述计费信息发送方式为 IP 数据包发送，WAP 网关接收到移动终端的计费信息请求或根据设定的时间间隔将包含计费信息的数据包按照 IP 协议格式发送给移动终端对应的 IP 地址，由移动终端显示出计费信息。

在移动终端 WAP 浏览器界面的固定位置显示所述计费信息。

当移动终端为预付费终端，还包括 WAP 网关在该移动终端请求 WAP 业务时，查询其预付费余额的步骤；若预付费余额不足，则 WAP 网关通知该移动终端，并拒绝其使用请求的 WAP 业务，否则移动终端正常使用 WAP 业务。

所述 WAP 业务为 WAP 浏览类业务或 WAP 流媒体业务。

所述计费信息为移动终端本次使用 WAP 业务流量、累计使用 WAP 业务流量、本次使用 WAP 业务费用、累计使用 WAP 业务费用、本次业务使用时长、本次业务费率和预付费余额其中之一或任意多个的组合信息。

若 WAP 网关发送的计费信息包括累计使用 WAP 业务流量、累计使用 WAP 业务费用、本次业务费率或预付费余额中至少其中之一时，还包括 WAP 网关向数据业务管理平台发送请求消息，获取上述计费信息的步骤。

若数据业务管理平台没有保存相应请求的计费信息，则由数据业务管理平台到智能网的业务控制点（SCP）上获取。

本发明有益效果如下：

（1）本发明通过利用 WAP 网关向终端发送计费信息，实现了用户在使用 WAP 业务过程中或刚刚使用 WAP 业务完成后的时间内能够即时获取计费信

息，方便用户控制和使用 WAP 业务。

（2）本发明提供了多种计费信息发送方式的实现方案，包括：短消息方式、WAP 网页方式和 IP 数据包方式，WAP 网关可以根据网络状况和能力选择其中至少一种计费信息发送的实现方案将计费信息即时发送给用户终端；而对于同时提供了多种计费信息发送方式的 WAP 网关，用户也可以灵活设置计费信息发送方式，充分满足用户的个性化需求和使用习惯。

（3）本发明可以对需要 WAP 业务计费信息即时发送的用户预先进行登记，系统只对登记的用户按默认或设置的计费信息发送方式发送计费信息，在充分满足用户需求的同时，减少系统负荷。

附图说明

图 1 为计费信息下发所涉及的系统结构示意图；

图 2 为本发明实施例中 WAP 浏览业务计费过程及通过短消息下发计费信息的信令流程图；

图 3 为本发明实施例中 WAP 流媒体业务计费过程及通过短消息下发计费信息的信令流程图。

具体实施方式

本发明方法是由 WAP 网关在移动终端使用 WAP 业务过程中或使用 WAP 业务结束后发送计费信息给移动终端。而 WAP 网关发送计费信息的方式可以是短消息，WAP 网页等，具体实施中可以在 WAP 网关中实现一种或同时实现多种计费信息发送方式。

对于不同的移动终端，通过预先在 WAP 网关存储对应的计费信息发送方式，在移动终端使用 WAP 业务过程中或使用 WAP 业务完成后 WAP 网关采用移动终端对应的计费信息发送方式发送计费信息给该移动终端。

在实际应用中，可以将计费信息发送作为一个新的 WAP 业务功能，由用

户进行登记。对于登记使用该业务功能的用户，在使用 WAP 业务过程中或业务结束后，WAP 网关采用该移动终端对应的计费信息发送方式发送计费信息给该移动终端，如果 WAP 网关不允许用户设置自己的计费信息发送方式或者用户没有设置自己的计费信息发送方式则 WAP 网关采用系统默认的计费信息发送方式发送计费信息给移动终端；对于没有登记该业务功能的用户，则可以不发送计费信息。

具体实施方法包括：在 WAP 网关的用户信息数据库中添加表明用户希望使用 WAP 计费信息即时发送标识（为描述方便，称之为第一标识），当用户申请 WAP 计费信息即时发送这项业务功能时，给该移动用户的第一标识赋值为“1”；否则，赋值为“0”表示该用户不使用 WAP 业务计费信息即时发送业务功能。同时，需要添加计费信息发送方式标识（为描述方便，称之为第二标识）；在第二标识中可以用不同的值代表不同的发送方式，如：“0”表示以短消息方式发送，“1”表示以 WAP 网页方式发送，“2”表示以 IP 数据包方式发送等；同种方式还可以衍生出多种子类型，如按时间间隔周期性发送，超过设定的流量阈值或费用阈值时发送等。还可以将其中一种发送方式作为系统默认的发送方式，如第二标识为“0”的短消息方式发送方式。

当移动用户请求 WAP 业务时，WAP 网关查询存储的用户信息数据库，若检测到该移动用户已申请 WAP 计费信息即时发送业务功能，则将其计费信息按照设置的发送方式发送给移动终端。

发送的计费信息包括至少下列之一：本次或累计流量，本次或累计费用，业务使用时长，业务费率，预付费余额等。WAP 网关一般只有当前流量信息，累计流量以及费率等需要从数据业务管理平台（DSMP）和业务控制点（SCP）上获取，如图 1 所示，WAP 网关向 DSMP 发送请求，如果 DSMP 上没有相应信息，则 DSMP 向 SCP 请求信息，获取业务相关的费率、预付费余额以及终端累计费用信息等，然后发送给移动终端。一般情况下，WAP 网关不直接与 SCP 相连，而是通过 DSMP 连接 SCP 获取计费信息。

若移动终端对应的计费信息发送方式为短消息发送，则 WAP 网关通过 WAP 推送方式发送计费信息给短消息中心；短消息中心以短消息方式将计费信息下发给移动终端。

如图 2 所示，为 WAP 浏览业务计费过程及通过短消息下发计费信息的信令流程图，包括如下流程：

1、移动用户通过移动终端发起 WAP 浏览；

2、网关 GPRS 支持节点（GGSN）为移动终端（MS）分配了 IP 地址后向远程身份验证拨入用户服务（RADIUS）服务器发送计费请求起始消息，在该消息中包含分配给 MS 的 IP 地址和手机号码；

3、RADIUS 服务器向 WAP 网关转发计费请求起始消息；

4、WAP 网关收到计费请求起始消息后，向 RADIUS 服务器发送计费响应消息；

5、RADIUS 服务器收到计费响应消息后转发给 GGSN，若 GGSN 未收到计费响应消息，应向 RADIUS 服务器重新发送计费请求起始消息；

6、移动用户结束此次 WAP 浏览；

7、GGSN 向 RADIUS 服务器发送计费请求结束消息；

8、RADIUS 服务器向 WAP 网关转发计费请求结束消息；

9、WAP 网关收到计费请求结束消息后，向 RADIUS 服务器发送计费响应消息；

10、RADIUS 服务器收到计费响应消息后转发给 GGSN，若 GGSN 未收到计费响应消息，应重新发送计费请求结束消息；

11、WAP 网关发送计费响应后，判断该移动用户的第一标识，如果第一标识为“0”，则结束；如果第一标识为“1”，且第二标识为通过短消息方式发送计费信息，则执行步骤 12；

12、WAP 网关通过推送代理网关（Push Proxy GateWay，PPG）向短消息中心（SMSC）推送用户本次使用流量（费用）以及累计流量（费用）等信息；

13、SMSC 以短消息方式将接收的计费信息发送到移动终端上。

图 3 为 WAP 流媒体业务计费过程及通过短消息下发计费信息的信令流程图。WAP 网关收到 MS 发出的访问请求后，对访问请求的统一定位资源（URL）进行解析，判断为流媒体业务后将相关业务的提供商标识信息（SPID）、业务标识信息（ServiceID）以及用户的 IP 地址等与计费相关的信息上报给 DSMP 进行业务鉴权批价。流媒体业务计费同时支持预付费用户和后付费用户。对于预付费用户，DSMP 通过与 SCP 的交互完成实时扣费。具体信令交互流程如图 3 所示，包括:

1、MS 向 WAP 网关发起流媒体业务访问请求。

2、WAP 网关收到访问请求后，判断是否对用户请求进行转发，如果满足转发条件，则继续处理；否则，拒绝此次访问请求。

在该步骤中，是否对用户的业务请求进行前转或拒绝，是根据系统数据库中的一个“转发控制表”来执行的，该表存储有不可访问某项业务的 MS 的 IP 地址或终端号码，比如，在用户欠费或余额不足的情况下，将对其禁用某些类型的业务请求；当 MS 请求业务时，WAP 网关将查找“转发控制表”，如果发送业务请求的 MS 包含在“转发控制表”中，则确定所请求此项业务是否为不可访问业务，如果是，则对此 MS 禁用该项业务，并将用户的欠费信息发送给 MS；如果发送业务请求的 MS 不在转发控制表中，则说明此 MS 是合法的，WAP 网关则将该请求透传给业务提供商（SP），并进行内容计费或流量计费，在业务使用过程中或使用后将计费信息发给 MS。为了防止用户在已经充值的情况下，仍然无法使用某项业务，转发控制表中的用户信息是实时更新的。

3、WAP 网关将业务请求转发给相应的业务提供商或内容提供商（SP/CP）。

4、SP/CP 返回访问请求应答消息给 WAP 网关。

5、WAP 网关把请求应答消息下发给终端 MS。

6、WAP 网关记录或查询用户在线信息，并判断用户类型（根据 MSISDN 号段或 IMSI 号段区分用户类型，如预付费用户、后付费用户），如果是后付费

用户，业务使用结束后直接跳转到第 11 步；如果是预付费用户，根据请求的 URL 采集 SPID、ServiceID 以及用户 IP 地址等计费相关信息。

7、WAP 网关将采集到的计费相关信息上报 DSMP，进行鉴权批价。

8、DSMP 到 SCP 申请费用预扣。

9、SCP 向 DSMP 返回费用预扣应答消息。

10、DSMP 向 WAP 网关返回鉴权批价应答消息。

11、MS 向 WAP 网关发出断连请求。

12、WAP 网关把断连请求转发给 SP/CP。

13、SP/CP 向 WAP 网关返回断连请求应答消息。

14、WAP 网关把断连请求应答消息下发给终端 MS。

15、WAP 网关生成话单记录（Call Detail Record ，CDR），包括业务开始时间，结束时间，终端号码，业务类型等。

16、WAP 网关将 CDR 话单中的计费信息通过 WAP PUSH 短消息发给 MS。

以上用 WAP 浏览业务和流媒体业务的计费过程为例，对本发明采用短消息方式发送 WAP 业务计费信息进行了详细描述。其中，短消息发送方式可以是在移动终端使用 WAP 业务过程中，由 WAP 网关按设定的时间间隔发送；或在移动终端使用 WAP 业务过程中，当预付费移动终端的余额小于设定的余额阈值、移动终端使用 WAP 业务流量超过设定的流量阈值或移动终端使用 WAP 业务费用超过设定的费用阈值时，在 WAP 浏览业务的第 5 步与第 6 步之间或在 WAP 流媒体业务的第 10 步与第 11 步之间，由 WAP 网关发送计费信息给短消息中心。另外对于流媒体业务与浏览业务同时使用的情形，如 WAP 浏览时打开了一个流媒体，这样 WAP 网关同时将两个业务的计费信息分别或合并在一起发送给 MS。

对于计费信息的发送，除了采用短消息方式发送外，还可以采用 WAP 网页方式发送，包括下列具体方法：

方法一：在移动终端使用 WAP 业务过程中，WAP 网关为该移动终端产生

一个包含计费信息的临时 WAP 网页，并将该临时 WAP 网页的超链接地址插入到移动终端当前浏览的网页中，移动终端通过访问所述超链接地址获取计费信息；并在 WAP 业务结束后，删除产生的临时 WAP 网页。

方法二：在移动终端使用 WAP 业务过程中，WAP 网关将指向一个即时计费单元的超链接插入到移动终端当前请求浏览的网页中，移动终端访问所述超链接时，即时计费单元从 WAP 网关中获取该移动终端的计费信息，并生成包含计费信息的 WAP 网页由 WAP 网关返回给移动终端。

方法三：将移动终端使用 WAP 业务的计费信息存储到一个固定超链接地址的 WAP 网页中，当移动终端访问该固定超链接地址时，WAP 网关获取相应的计费信息并更新到上述 WAP 网页然后返回给移动终端。为用户使用方便，可以将上述固定超链接地址预先存储到移动终端中，用户可以随时通过访问该超链接地址获取计费信息。

计费信息发送方式还可以为 IP 数据包发送，可以设置为当 WAP 网关接收到移动终端的计费信息请求时，将包含计费信息的数据包按照 IP 协议格式发送给移动终端对应的 IP 地址，或 WAP 网关按照设定的时间间隔将包含计费信息的数据包按照 IP 协议格式发送给移动终端对应的 IP 地址，由移动终端显示出计费信息。同时改进 WAP 浏览器，使之在终端浏览器界面的固定位置显示 WAP 网关发送的计费信息（流量或费用信息）。

显然，本领域的技术人员可以对本发明进行各种改动和变型而不脱离本发明的精神和范围。这样，倘若本发明的这些修改和变型属于本发明权利要求及其等同技术的范围之内，则本发明也意图包含这些改动和变型在内。

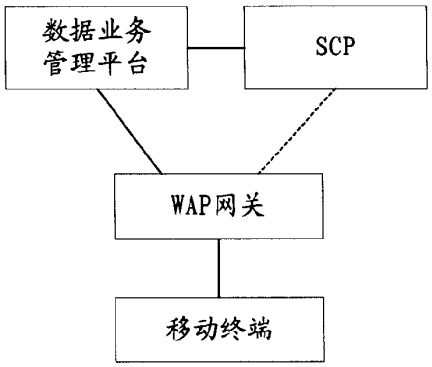

数据业务
管理平台
SCP
WAP网关
移动终端

图 1

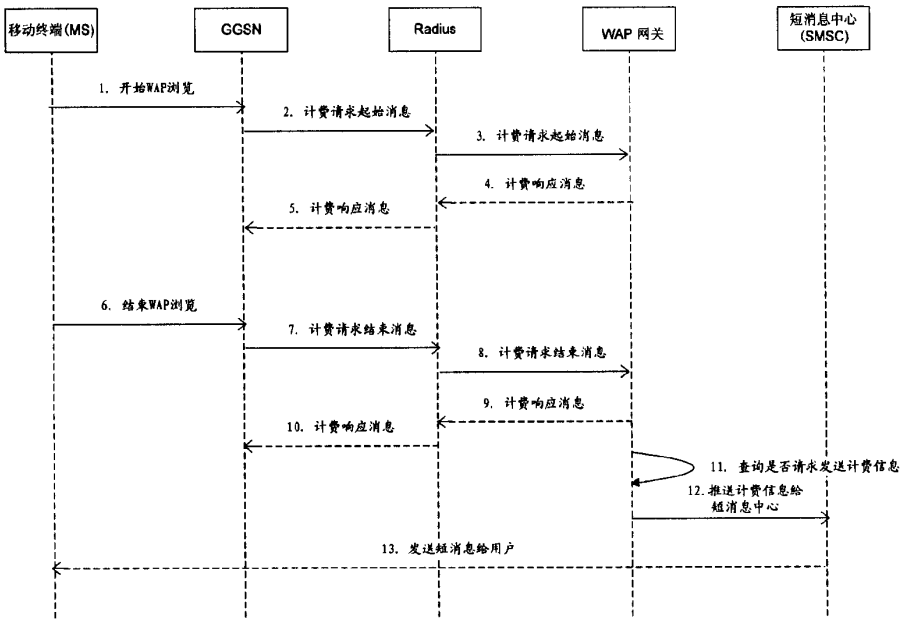

移动终端(MS)
GGSN
Radius
WAP 网关
短消息中心
(SMSC)
1. 开始WAP浏览
2. 计费请求起始消息
3. 计费请求起始消息
4. 计费响应消息
5. 计费响应消息
6. 结束WAP浏览
7. 计费请求结束消息
8. 计费请求结束消息
9. 计费响应消息
10. 计费响应消息
11. 查询是否请求发送计费信息
12. 推送计费信息给
短消息中心
13. 发送短消息给用户

图 2

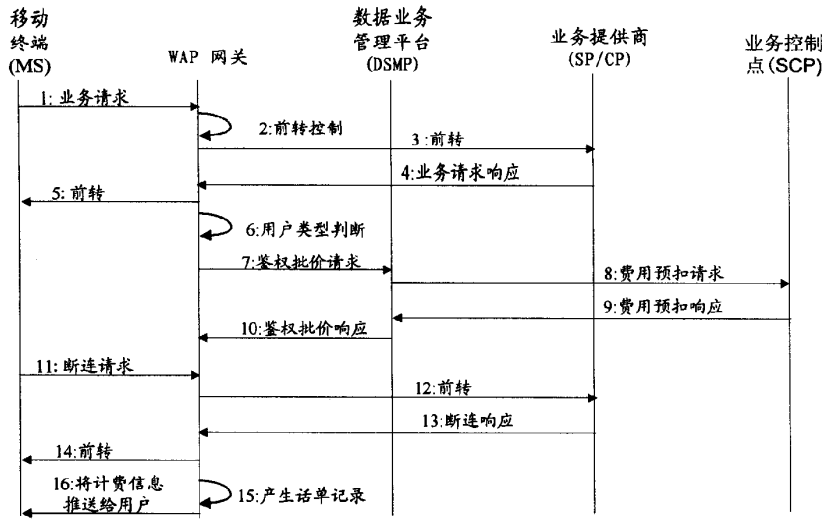

移动
终端
(MS)
WAP 网关
数据业务
管理平台
(DSMP)
业务提供商
(SP/CP)
业务控制
点(SCP)
1: 业务请求
2:前转控制
3 :前转
4:业务请求响应
5: 前转
6:用户类型判断
7:鉴权批价请求
8:费用预扣请求
9:费用预扣响应
10:鉴权批价响应
11: 断连请求
12:前转
13:断连响应
14:前转
16:将计费信息
推送给用户
15:产生话单记录

图 3

Sign in

Patents Application Grant English Chinese

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Charging information transmitting method

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ABSTRACT

The invention relates to a charge information sending method, used in wireless application protocol (WAP) service, which comprises: the mobile terminal via WAP gateway uses WAP service; the WAP gateway charges the mobile terminal and sends the charge information to the mobile terminal. The invention can make the WAP gateway instantly send the charge information of consumed WAP service to the user terminal, to support the control and application of WAP service.

DESCRIPTION translated from Chinese

An information transmission method accounting

FIELD

The present invention relates to the field of wireless communications, and more particularly to a wireless application protocol (Wireless ApplicationProtocol, WAP) service charging information transmission method.

BACKGROUND

WAP technology has become a major global standard for mobile communications network terminal access wireless information services, as well as the technical foundation of existing mobile data and value-added services. WAP browser is the most common class of business and popular mobile data services, the user terminal via a browser to view WAP pages of information received from the server, as a basis for business mobile data services, WAP browsing class of business is being more and more Mobile users are using and accepted. Also WAP-based mobile streaming media business, will become the mainstream of 3G communication network applications. Open Mobile Alliance (Open Mobile Alliance, OMA) on WAP service specific implementation does not make a limited charging, while the prior art has not yet a WAP service billing information to a method for real time transmission to the mobile terminal. Billing information of the mobile terminal only when such calls monthly billing system by BOSS collected from the WAP gateway to the words of a single statistical rating, then print it out to users, but usually no expense detail records. Many cases are due to a WAP gateway billing by traffic, so for prepaid and postpaid users, there is a similar problem: the user in the use of WAP services, or conduct a WAP service, I do not know how much traffic generated, but also I do not know how much traffic this month cumulative use, so users can not grasp or control the use of WAP services; especially for prepaid subscribers, prepaid expenses when exhausted, in case the user can not be informed in advance of the WAP gateway will be forced to interrupt business users to use WAP services to cause trouble.

SUMMARY

The present invention provides a method for transmitting charging information to solve the prior art are not readily available WAP service charging information problems.

CLAIMS (17) translated from Chinese

A charging information transmission method, applied to a wireless application protocol (WAP) service, the method comprising: a mobile terminal using WAP services via the WAP gateway, WAP gateway of the mobile terminal for billing, WAP gateway sends accounting information to the mobile terminal.

2. The method according to claim 1, characterized in that the WAP gateway is preset in the charging information transmission method, in a mobile terminal using the WAP services used during or after the WAP gateway WAP service charging information according to the transmission setting Billing information is sent to the mobile terminal.

3. The method according to claim 2, characterized in that the charging information transmission method with the mobile terminal of the WAP gateway preset correspondence, using WAP service in a mobile terminal during or after completion of the WAP gateway WAP services using accounting information corresponding to the mobile terminal sending to send accounting information to the mobile terminal.

4. A method as claimed in claim 2 or claim 3, characterized in that the charging information transmission method for transmitting a short message, WAP gateway sends the mobile terminal using the WAP service charging information via WAP push mode to the short message center; SMS short message center to the next billing information to the mobile terminal.

5. The method according to claim 4, characterized in that the charging information transmission mode further includes setting the time interval, the mobile terminal using WAP in the course of business, WAP gateway according to the set time intervals sending the accounting information to the short message center.

6. The method of claim 4 when the WAP gateway detection claim, characterized in that the charging information transmission mode further includes setting a threshold value of the balance, the flow rate threshold or cost threshold, the mobile terminal using WAP in the course of business, When the prepaid balance of the mobile terminal is less than a set threshold balance value, the mobile terminal uses the mobile terminal traffic threshold or WAP traffic exceeds the costs of the use of WAP services cost more than the set threshold value, WAP

The method of the present invention includes: a mobile terminal via WAP gateway using WAP services, WAP gateway for mobile terminals for billing, WAP gateway sends billing information to the mobile terminal.

The above-described method according to the invention, the WAP gateway preset charging information transmission method, the business process using WAP or WAP gateway used to send accounting information to the accounting information based on the transmission method set by the mobile terminal after the WAP service in a mobile terminal .

Billing information transmitting manner with the WAP gateway of the mobile terminal set in advance corresponding to, in a mobile terminal using the WAP services used during or after completion of WAP gateway WAP services using the mobile terminal corresponding to the charging information sending to send accounting information to the mobile terminal.

The charging information transmission method for sending short messages; WAP gateway sends the mobile terminal using the WAP service billing information via WAP push mode to the short message center; short message center to a mobile short message will be sent to the billing information under terminal.

Information transmission mode further includes setting the charging time interval, using the WAP service in a mobile terminal during, WAP gateway according to the preset time interval to transmit the accounting information to the short message center.

The billing information transmitting mode further includes setting a threshold value of the balance, the flow rate threshold or cost threshold, the mobile terminal using WAP in the course of business, when the WAP gateway detects that the mobile terminal prepaid balance is less than the set threshold balance, moving When the end-use flow threshold or WAP mobile terminal traffic exceeds the cost of using WAP services exceeds the cost threshold, WAP gateway sends billing information to the short message center.

The charging information transmission method for WAP pages; including: the mobile terminal business processes using WAP, WAP gateway WAP page that contains the provisional billing information for the mobile terminal, and the temporary WAP page hyperlink address and display text hyperlinks inserted in the mobile terminal is currently viewed page request, the mobile terminal acquires the billing information by accessing the hyperlink address; and after the WAP service, deleting the temporary WAP page.

The charging information transmission method as WAP pages; specifically include: the mobile terminal using the WAP business process, WAP gateway will point to an immediate hyperlink accounting unit is inserted into the mobile terminal is currently viewed page request, the mobile terminal accesses when said hyperlink, immediate accounting unit receives charging information of the mobile terminal from the WAP gateway, and generates WAP pages returned to the mobile terminal.

The charging information transmission method as WAP pages; specifically includes: setting a fixed address hyperlink for transmitting the charging information, when the WAP gateway detects that the mobile terminal requests the fixed address of the mobile terminal hyperlink billing Information sent to the WAP pages to the mobile terminal.

Said fixed hyperlink address preset in the mobile terminal.

The charging information transmission method for transmitting IP packets, WAP gateway receives the charging information to the mobile terminal or a request intervals containing charging information according to the set time of the data packet transmitted to the mobile terminal corresponding to the IP protocol in accordance with the format of IP address, the mobile terminal displays the charging information.

gateway sends accounting information to the short message center.

7. The method according to claim 2 or claim 3, characterized in that the charging information transmission method as WAP pages; specifically include: the mobile terminal using the WAP business process, WAP gateway generates a count for the mobile terminal comprising Temporary fee WAP pages of information, and the temporary WAP page hyperlink address and hyperlink display text is inserted into the mobile terminal is currently viewed page request, the mobile terminal to obtain billing information by accessing the hyperlink address; and After the WAP service, delete the temporary WAP pages.

8. The method according to claim 2 or claim 3, characterized in that the charging information transmission method as WAP pages; specifically include: the mobile terminal using the WAP service process, WAP gateway will point to a real-time accounting unit hyperlink into the mobile terminal is currently viewed web page request, the mobile terminal to access the hyperlink, the accounting unit immediately obtain charge information of the mobile terminal from the WAP gateway, and generates WAP pages returned to the mobile terminal.

When the WAP gateway detection setting a fixed hyperlink address for sending billing information: including; 9. The method of claim 2 or claim 3, wherein the charging information transmission method for WAP pages to the mobile terminal requests the address of the hyperlink fixed charge information to the mobile terminal WAP page sent to the mobile terminal.

10. The method according to claim 9, characterized in that the fixed hyperlink address preset in the mobile terminal.

11. The method according to claim 2 or claim 3, characterized in that the charging information transmission method for transmitting IP packets, WAP gateway receives the charging information to the mobile terminal according to a request or set time interval will contain packet transmission according to the charging information to the mobile terminal IP protocol format corresponding to the IP address, the mobile terminal displays the charging information.

12. The method according to claim 11, characterized in that the charging information is displayed in a fixed position of the mobile terminal WAP browser interface.

13. The method of claim 1, wherein, when the mobile terminal is a prepaid terminal, further comprising the WAP gateway when the mobile terminal requests the WAP service, its pre-paid balance inquiry step; if insufficient pre-paid balance, the WAP gateway informs the mobile terminal, and reject the use of WAP service request, otherwise normal use of WAP mobile terminal business.

14. A method as claimed in claim 1, characterized in that the WAP service for WAP browsing WAP class of business or streaming media services.

15. A method as claimed in claim 1, characterized in that the billing information for mobile terminal using WAP traffic in this, the cumulative use of WAP traffic, this time using WAP operating expenses, total operating expenses using WAP, this When using a long time business, this business combination and prepaid tariff information which one or any number of balance.

16. The right to at least one of the times when business rates or prepaid balance method of claim 15, wherein if the WAP gateway sends billing information, including cumulative use WAP traffic, total

In the fixed position of the mobile terminal WAP browser interface displays the charging information.

When the mobile terminal for prepaid terminals, including WAP gateway when the mobile terminal requests WAP services, check their prepaid balance steps; pre-paid balance if less, the WAP gateway informs the mobile terminal, and reject the use of the requested WAP business, otherwise normal use of WAP mobile terminal business.

The WAP service for WAP Browser WAP class of business or streaming media services.

operating expenses using WAP, further comprising a WAP gateway to the data service management platform sends a request message, the charge information acquisition step.

17. The method of claim 16, wherein, if the data service management platform does not save the corresponding charging information requested by the data service management platform to a service control point (SCP) of the intelligent network on the acquisition.

The charging information for the mobile terminal using WAP traffic in this, the cumulative use of WAP traffic, this time using WAP operating expenses, total operating expenses using WAP, use a long time in this business, this business rates and pre-paid balance among One or a combination of any number of information.

If the WAP gateway sends billing information, including cumulative use WAP traffic, the cumulative cost of using WAP services, at least one of the times when business rates or pre-paid balance, which also includes a WAP gateway to the data service management platform sends a request message to get said step of charging information.

If the data is not saved billing service management platform information corresponding request by the data service management platform to the service control point (SCP) on the acquisition of the intelligent network.

Beneficial effects of the present invention is as follows: (1) The present invention utilizing WAP gateway sends billing information to the terminals, the user in the course of business using WAP or just use the time after the completion of WAP services can instantly obtain billing information, user-friendly control and use WAP services.

(2) The present invention provides a variety of billing information transmission method implementations, including: short message, WAP page mode and IP packet mode, WAP gateway can select at least one of the charging information is sent according to the network status and the ability realization of the program will immediately send the charging information to the user terminal; and for a variety of billing information while providing a way to send a WAP gateway, users can flexibly set billing information transmission mode, fully meet the user's individual needs and habits .

(3) The present invention may require the user to send instant WAP service billing information pre-registration, the system only to registered users by default or set of accounting information send send billing information, while fully meet user demand, reduce system load.

Brief Description

Figure 1 is a schematic structural view of the system under the charging information issued involved; Fig. 2 embodiment of the present invention, WAP browse service billing process and the short message sent by a flowchart of charging information at a signaling; Figure 3 embodiment of the present invention example WAP streaming service billing process and issued the flow chart via SMS billing information signaling.

DETAILED DESCRIPTION

The method of the present invention is a mobile terminal using the WAP gateway WAP in the course of business or accounting information sent to the mobile terminal after the end of the use of WAP services. The WAP gateway sends billing information can be a way SMS, WAP pages, the specific implementation can be achieved in a WAP gateway or billing information is sent simultaneously to achieve a variety ways.

For different mobile terminal via the WAP gateway is stored in advance in the charging information corresponding to the transmission method, in a mobile terminal during use or after use WAP services complete WAP gateway WAP services using the mobile terminal corresponding to the charging information sending to send accounting information to the mobile terminal.

In practice, the charging information may be sent as a new WAP service function registration by the user. For registered users to use the business functions, after or during the use of the WAP service end of the business, WAP gateway uses the mobile terminal corresponding billing information send billing information is sent to the mobile terminal, if the WAP gateway does not allow users to set their own billing information is sent way or you do not set your own way billing information is sent using the default WAP gateway sends billing information send billing information to the mobile terminal; for there is no registration of the business functions of the user, you can not send billing information.

DETAILED DESCRIPTION The method comprises: a WAP gateway in the user information database indicates that the user wishes to add in a WAP charging information sent immediately identified (for convenience of description, referred to the first identification), when the user applies the charging information immediately send the WAP service When the function assigned to the first identification of the mobile subscriber is "1"; otherwise, the value "0" indicates that the user

does not immediately send a service function using the WAP service billing information. Meanwhile, the need to add the accounting information identifies the transmission mode (for convenience of description, referred to the second identification); in the second identification can be different values represent different transmission methods, such as: "0" indicates that a short message sent "1" means to send WAP pages, "2" to send IP packets, etc; the same way many seeds can also be derived types, such as by sending periodic intervals, the flow exceeds the set threshold value or cost of When the threshold is sent and the like. Wherein a further short message transmission mode as the default transmission mode, such as the second identifier is "0" may be input mode.

When the mobile user requests a WAP service, the WAP gateway queries the user information database stored, if it is detected that the mobile user has applied charging information sent immediately WAP service function, it is the accounting information sent to the mobile terminal according to the transmission mode set.

Billing information sent includes at least one of the following: The total flow or that this or cumulative cost, long-time business use, business rates, and other pre-paid balance. WAP gateway generally only current traffic information, as well as cumulative flow rate, etc. need to obtain from the data service management platform (DSMP) and a service control point (SCP), as shown in Figure 1, WAP gateway sends a request to DSMP, if on no DSMP appropriate information, then DSMP to SCP request information, access to business-related rates, pre-paid balance and terminal cumulative cost information, and then sent to the mobile terminal. Generally, WAP gateway not directly connected with the SCP, but is connected SCP receives charging information DSMP.

If the mobile terminal corresponding to the charging information transmission method for sending short messages, the WAP gateway sends billing information via WAP push mode to the short message center; short message center to short message will be sent to the mobile terminal next billing information.

2, the billing process for the WAP browsing service by sending the next charging information and a signaling message flow diagram, comprises the following processes: 1, the mobile terminal through the mobile user initiates a WAP browser; 2, Gateway GPRS Support Node (After GGSN) for the mobile terminal (MS) is assigned an IP address to the Remote Authentication Dial-In User Service (RADIUS) server sends an accounting request start message containing the IP address assigned to the MS, and phone number in the message; 3, RADIUS server forwards the request to start charging WAP gateway message; 4, WAP gateway billing request after receiving the initial message, send a response message to the RADIUS accounting server; 5, RADIUS server receives the forwarded after charging response message to the GGSN If the GGSN charging response message is not received, the RADIUS server should start charging request to resend the message; 6, the end of the WAP mobile users browse; 7, GGSN sends an accounting request to the RADIUS server end of the message; 8, RADIUS WAP billing gateway server forwards the request to the end of the message; 9, WAP gateway charging request received after the end of the message, send a response message to the RADIUS accounting server; 10, RADIUS server receives forwarded to the GGSN after charging response message, if the GGSN charging response message is not received, the end should resend the charging request message; 11, WAP gateway after sending charging response, determines the first identification of the mobile user, if the first identifier is "0", the end; if the first one identified as "1", and the second is identified as sending billing information via short message, proceed to Step 12; 12, WAP Push Proxy Gateway gateway (Push Proxy GateWay, PPG) to the Short Message Service Center (SMSC) to push users The use of flow (expense) and total flow (expense) and other information;

13, SMSC to send billing information received short message to the mobile terminal.

Figure 3 WAP streaming service billing process and issued the flow chart via SMS billing information signaling. After the WAP gateway receives an access request issued by MS, unified resource location (URL) access request is parsed to determine the identification information for the provider of streaming media services-related business will (SPID), business identification information (ServiceID) and user The IP address and billing-related information reported to the grant price DSMP authorization to conduct business. Streaming service billing support prepaid and postpaid users users. For prepaid subscribers, DSMP through real-time interaction with the completion of the SCP deductions. Specific signaling interaction process shown in Figure 3, including: 1, MS initiates streaming service access request to the WAP gateway.

2, after the WAP gateway receives an access request to determine whether the request is forwarded to the user, if the forwarding condition, then continue processing; otherwise, reject the access request.

In this step, the front of the user's service request is transposed or rejected based on the system database in a "forwarding control table" to be executed, the table stores a business of MS is not accessible IP address or a station number , for example, in the user arrears or insufficient balance situation, which will be disable certain types of service requests; "Forward Control Table" When MS requests a service, WAP gateway will find, MS If you send a service request is contained in " forwarding control table ", it is determined whether the requested service is inaccessible to this service, if yes, the service is disabled for this MS, and the information is sent to the user arrears MS; if the MS is not transmitting a service request forwarding control table, the description for this MS is legitimate, WAP gateway through the request is passed to the service provider (SP), and content-based billing or traffic accounting, business use during or after the use of accounting information sent to MS. To prevent the user has to recharge the case is still unable to use certain services,

forwarding control table user information is updated in real time.

3, WAP gateway service request will be forwarded to the appropriate service provider or content provider (SP / CP).

4, SP / CP returns an access request response message to the WAP gateway.

5, WAP gateway to request a response message to the terminal MS under.

6, WAP gateway records or query the user online information, and determine the type of user (based on MSISDN or IMSI number section number section all types of users, such as pre-paid subscribers, post-paid subscribers), if it is post-paid users to jump directly after the end of the business use Go to Step 11; if it is a pre-paid subscribers, collecting SPID, ServiceID as well as the user's IP address and other billing related information according to the requested URL.

7, WAP gateway will be collected charging related information reporting DSMP, authenticate the grant price.

8, DSMP to SCP application fee withholding.

9, SCP DSMP return costs to withhold a response message.

10, DSMP grant price return authorization response message to the WAP gateway.

11, MS issued a disconnection request to the WAP gateway.

12, WAP gateway forwards the request to put off even the SP / CP.

13, SP / CP returns to the WAP gateway disconnection request response message.

14, WAP gateway to the disconnection request response message to the terminal under MS.

15, WAP gateway CDR record generation (Call Detail Record, CDR), including business start time, end time, terminal number, type of service.

16, WAP gateway bill in the CDR billing information to the MS via WAP PUSH short message.

WAP browser with more services and streaming services billing process, for example, the present invention uses the short message sent WAP service billing information described in detail. Wherein, the short message transmission mode in the mobile terminal may be a business process using the WAP, the WAP gateway send at set time intervals; or in the mobile terminal using the WAP service process, when the prepaid balance of the mobile terminal is less than the set balance threshold, the mobile terminal using flow threshold or mobile terminal WAP traffic exceeds the use of WAP service fee exceeds the cost threshold between Step 5 WAP browsing services with step 6 or WAP streaming media business section 10 steps between step 11 and sent by the WAP gateway billing information to the short message center. In addition to the case of streaming services and browse business use, such as the WAP browser to open a streaming media, such WAP gateway billing information while the two businesses separately or combined to the MS.

For sending billing information, in addition to the short message sent, but also can be sent using WAP pages, including the following specific methods: Method One: In the mobile terminal business process using WAP, WAP gateway generates a count for the mobile terminal contains Temporary fee WAP pages of information, and the temporary WAP page hyperlink address into the mobile terminal while browsing the mobile terminal to obtain billing information by accessing the hyperlink address; and after the WAP service, delete produce Temporary WAP pages.

Method 2: In the mobile terminal business process using WAP, WAP gateway will instantly hyperlink pointing to a billing unit is inserted into the mobile terminal is currently viewed web page request, the mobile terminal to access the hyperlink, instant charging unit from WAP gateway acquires accounting information of the mobile terminal, and generates charging information WAP page containing the return by the WAP gateway to the mobile terminal.

Method three: the mobile terminal using the WAP service billing information is stored to a fixed address hyperlink WAP pages, when the mobile terminal to access the fixed hyperlink addresses, WAP gateway obtains the corresponding charging information and updates to said WAP page then returned to the mobile terminal. The user easy to use, can be a hyperlink to the fixed address previously stored in the mobile terminal, the user can obtain billing information at any time by visiting the hyperlink address.

Accounting information packet transmission method can also transmit IP packets, may be provided to the WAP gateway when the mobile terminal receives the request for charging information, the charging information contains the mobile terminal transmits the corresponding IP address according to the IP protocol format , or a WAP gateway according to the set time interval will contain data packets transmitted to the accounting information corresponding to the IP address of the mobile terminal according to IP protocol format, the mobile terminal displays the charging information. While improving the WAP browser that displays the charging information (traffic or cost information) WAP gateway sends the location of the terminal in a fixed browser interface.

Obviously, those skilled in the art may make various modifications of the present invention and modifications without departing from the spirit and scope of the invention. Thus, if such modifications and variations of the present invention and the claims of the invention belongs to the technical scope of equivalents, the present invention is also intended to include these changes and modifications included.

REFERENCED BY

Citing Patent	Filing date	Publication date	Applicant	Title
CN100450130C	21 Dec 2005	7 Jan 2009	中兴通讯股份有限公司	System and method for realizing intermediately informing user telephone fee
CN101286858B	12 Apr 2007	8 Dec 2010	中兴通讯股份有限公司	Method and system for charging of WAP gateway for mobile terminal
CN101287161B	14 May 2008	20 Apr 2011	华为软件技术有限公司	Service request forwarding method, gateway for wireless application protocol and communication system
CN101583095B	3 Jun 2009	8 May 2013	中兴通讯股份有限公司	Telephone charge prewarning method and prewarning system
CN101674561B	15 Jan 2009	4 Jul 2012	华为技术有限公司	Subscriber arrearage treatment method, device and system
WO2010028556A1 *	10 Jul 2009	18 Mar 2010	Huawei Technologies Co., Ltd.	Method for processing user debt, mobile management entity and network system

* Cited by examiner

CLASSIFICATIONS

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(71)申请人 刘泱
地址 100190 北京市海淀区知春路 63 号卫星大厦 6 层 604 单元

(72)发明人 梁秋实 袁彬

(74)专利代理机构 北京联创佳为专利事务所（普通合伙） 11362
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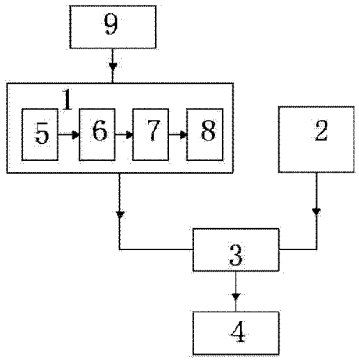
权利要求书 1 页 说明书 4 页 附图 2 页

(54)发明名称

一种手机话费计算装置

(57)摘要

本发明公开了一种手机话费计算装置，其特征在于：包括无线网络、业务支撑服务器(9)和手机；还包括设置在手机上的同步用户的话费计费规则到手机的网络同步模块(1)，记录用户通话详情的监控模块(2)，使用网络同步模块(1)上的话费计费规则对监控模块(2)记录的用户通话详情进行批价的批价模块(3)和将批价后的账单存储在手机上的存储模块(4)。本发明计算话费时的实时性和准确性高，并且可直接在手机上查询，话费详单数据量小，无需密码，更加方便快捷，同时存储的账单也便于用户对话费的核对。



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1. 一种手机话费计算装置，其特征在于：包括无线网络、业务支撑服务器(9)和手机；还包括设置在手机上的

网络同步模块(1)，用于同步用户的话费计费规则到手机上，通过无线网络与业务支撑服务器(9)相连；

监控模块(2)，用于记录用户通话详情；

批价模块(3)，用于将网络同步模块(1)上的话费计费规则对监控模块(2)记录的用户通话详情进行批价；

存储模块(4)，用于将批价后的账单存储在手机上，并与手机的显示设备相连；

监控模块(2)和网络同步模块(1)与批价模块(3)相连，批价模块(3)与存储模块(4)相连。

2. 根据权利要求1所述的手机话费计算装置，其特征在于：所述网络同步模块(1)包括获取手机的运营商、归属地和品牌信息的用户信息模块(5)，根据获取的用户信息从业务支撑服务器(9)下载运营商该品牌下所有的套餐列表的列表下载模块(6)、用于用户选择所用套餐的选择模块(7)和根据用户所选套餐从业务支撑服务器(9)获取该套餐计费规则的规则下载模块(8)。

3. 根据权利要求2所述的手机话费计算装置，其特征在于：所述用户信息模块(5)为人工输入或选择运营商、手机卡归属地、手机卡品牌和用户所在地信息的模块。

4. 根据权利要求2所述的手机话费计算装置，其特征在于：所述用户信息模块(5)为通过手机的短信中心号来判断用户的运营商和归属省份，通过手机当前的基站信息来辅助确定用户所在地的模块。

5. 根据权利要求4所述的手机话费计算装置，其特征在于：所述短信中心号与运营商、省份的对应关系从业务支撑服务器(9)下载，或预先存储在手机上。

6. 根据权利要求2所述的手机话费计算装置，其特征在于：所述规则下载模块(8)下载的套餐计费规则包括通话话费计费规则、短信计费规则、短信增值业务号码、GRPS上网费用计费规则、月租费、套餐费和手机号段。

7. 根据权利要求1所述的手机话费计算装置，其特征在于：所述监控模块(2)在手机端监控用户的通话、发送短信、通过GPRS联网的行为作为通话详情，并将此行为存为详细日志，或直接调用手机通话记录作为通话详情。

8. 根据权利要求7所述的手机话费计算装置，其特征在于：所述通话详情包括用户的通话、发送短信和通过GPRS联网行为的发话时间、结束时间、被叫方、主叫方、发话地点和流量。

9. 根据权利要求1、2或5所述的手机话费计算装置，其特征在于：所述业务支撑服务器(9)是储存套餐列表、套餐计费规则和短信中心号与运营商、省份的对应关系的服务器。

一种手机话费计算装置

技术领域

[0001] 本发明涉及一种手机话费计算装置，特别是一种手机上使用的手机话费计算装置。

背景技术

[0002] 一个典型的电信运营商所使用的计费系统中，业务网元是电信运营商提供基础服务的系统，电信的核心服务包括通话、短信、GPRS(GeneralPacketRadioService)等，每个服务对应一组业务网元。CDR(calldetailrecord)是业务详情记录，记录业务网元向用户提供的每次服务的详情。CDR40不仅仅指通话详情记录，也包括短信或GPRS的使用详情记录。每条CDR中包含发话时间、结束时间、主叫、被叫、发话地点等信息。系统向业务网元查询CDR40，然后对CDR40批价，得到账单详情，并将账单详情存入账单数据库。

[0003] 而现有的话费计算系统存在下述问题：

首先，现有的话费计算系统是在各电信运营商内部运作，且因为一些技术原因容易出现话费错算、误算的情况，手机用户很难清楚的了解自己每笔话费的产生原因，进而无法确定自己话费的准确性、正确性。

[0004] 其次，因为话单的数量巨大，一些电信运营商并不对全部用户提供话费详单查询服务。即便某些电信运营商对于部分用户开放了详单查询的业务，也存在使用不便(比如要输入服务密码、或者到移动营业厅现场办理)、实时性不强(比如只能查上月的话费详单、或几天前的话费详单)等问题。

[0005] 再次，即便用户拿到了话费详单，也会因为各运营商、各种套餐的计算规则各异，如存在优惠时段、赠送通话分钟数等特殊规则，导致用户对话费的核对非常困难。

发明内容

[0006] 本发明的目的在于，提供一种手机话费计算装置。它是一种便于用户查看和理解，具有高实时性、准确性的手机话费计算装置。

[0007] 本发明的技术方案：一种手机话费计算装置，其特征在于：包括无线网络、业务支撑服务器和手机；还包括设置在手机上的

网络同步模块，用于同步用户的话费计费规则到手机上，通过无线网络与业务支撑服务器相连；

监控模块，用于记录用户通话详情；

批价模块，用于将网络同步模块上的话费计费规则对监控模块记录的用户通话详情进行批价；

存储模块，用于将批价后的账单存储在手机上，并与手机的显示设备相连；

监控模块和网络同步模块与批价模块相连，批价模块与存储模块相连。

[0008] 上述的手机话费计算装置中，所述网络同步模块包括获取手机的运营商、归属地

和品牌信息的用户信息模块，根据获取的用户信息从业务支撑服务器下载运营商该品牌下所有的套餐列表的列表下载模块、用于用户选择所用套餐的选择模块和根据用户所选套餐从业务支撑服务器获取该套餐计费规则的规则下载模块。

[0009] 前述的手机话费计算装置中，所述用户信息模块为人工输入或选择运营商、手机卡归属地、手机卡品牌和用户所在地信息的模块。

[0010] 前述的手机话费计算装置中，所述用户信息模块为通过手机的短信中心号来判断用户的运营商和归属省份，通过手机当前的基站信息来辅助确定用户所在地的模块。

[0011] 前述的手机话费计算装置中，所述短信中心号与运营商、省份的对应关系从业务支撑服务器下载，或预先存储在手机上。

[0012] 前述的手机话费计算装置中，所述规则下载模块下载的套餐计费规则包括通话话费计费规则、短信计费规则、短信增值业务号码、GRPS 上网费用计费规则、月租费、套餐费和手机号段。

[0013] 前述的手机话费计算装置中，所述监控模块在手机端监控用户的通话、发送短信、通过 GPRS 联网的行为作为通话详情，并将此行为存为详细日志，或直接调用手机通话记录作为通话详情。

[0014] 前述的手机话费计算装置中，所述通话详情包括用户的通话、发送短信和通过 GPRS 联网行为的发话时间、结束时间、被叫方、主叫方、发话地点和流量。

[0015] 前述的手机话费计算装置中，所述业务支撑服务器是储存套餐列表、套餐计费规则和短信中心号与运营商、省份的对应关系的服务器。

[0016] 与现有技术相比，本发明由于使用了无线网络、业务支撑服务器和手机组成的基本构架，并在手机上结合了用于同步用户的话费计费规则到手机上的网络同步模块、用于记录用户通话详情的监控模块和用于将网络同步模块上的话费计费规则对监控模块记录的用户通话详情进行批价的批价模块。这种结合方式可以使计算话费时的实时性和准确性高，并且可直接在手机上查询，无需密码，更加方便快捷，同时存储的账单也便于用户对话费的核对。本发明所提供的手机话费计算装置，针对特定用户计算他自身的手机话费，话费详单数据量小，使用户可以很方便、快捷的查看、汇总自己以往的话费使用情况，并且可以在通话结束后立刻看到通话费用的变化。同时利用了电信运营商的话费计算规则，保证了话费计算的准确性，透明性。又因为计费规则存储在手机上，所以无需等待一次通话、联网结束即可实时计算当前通话、联网所产生的费用，更可以在拨出、接听一个电话之前预估本次通话每分钟的费用。现有的计费装置是在电信端计算，这套装置要对一个地市或一省的所有用户提供计费服务，其计算、存储的数据量相当庞大，因此也造成了计算的实时性较差，准确度不高，查询不便的问题。而本装置只针对特定用户计算，数据量、运算量只有电信计费装置的数百万至数千万分之一。对于正常使用的用户，每个月的数据存储只消耗数百 K，每天需要计费的电话、短信、上网等次数也只有数百次以内，完全可以做到实时准确的计算。

附图说明

[0017] 图 1 是本发明的结构示意图；

图 2 是本发明实施例的工作流程图；

图 3 是图 2 中步骤 S10 的工作流程图。

[0018] 附图中的标记：1- 网络同步模块，2- 监控模块，3- 批价模块，4- 存储模块，5- 用户信息模块，6- 列表下载模块，7- 选择模块，8- 规则下载模块，9- 业务支撑服务器。

具体实施方式

[0019] 下面结合附图和实施例对本发明作进一步的说明，但并不作为对本发明限制的依据。

实施例

[0020] 一种手机话费计算装置，结构如图 1 所示，包括无线网络、业务支撑服务器 3 和手机；还包括设置在手机上的

网络同步模块 1，用于同步用户的话费计费规则到手机上，通过无线网络与业务支撑服务器 9 相连；

监控模块 2，用于记录用户通话详情；

批价模块 3，用于将网络同步模块 1 上的话费计费规则对监控模块 2 记录的用户通话详情进行批价；

存储模块 4，用于将批价后的账单存储在手机上，并与手机的显示设备相连；

监控模块 2 和网络同步模块 1 与批价模块 3 相连，批价模块 3 与存储模块 4 相连。

[0021] 网络同步模块 1 包括获取手机的运营商、归属地和品牌信息的用户信息模块 5，根据获取的用户信息从业务支撑服务器 9 下载运营商该品牌下所有的套餐列表的列表下载模块 6、用于用户选择所用套餐的选择模块 7 和根据用户所选套餐从业务支撑服务器 9 获取该套餐计费规则的规则下载模块 8。

[0022] 用户信息模块 5 为人工输入或选择运营商、手机卡归属地、手机卡品牌和用户所在地信息的模块。

[0023] 用户信息模块 5 也为通过手机的短信中心号来判断用户的运营商和归属省份，通过手机当前的基站信息来辅助确定用户所在地的模块。

[0024] 短信中心号与运营商、省份的对应关系从业务支撑服务器 9 下载，或预先存储在手机上。

[0025] 规则下载模块 8 下载的套餐计费规则包括通话话费计费规则、短信计费规则、短信增值业务号码、GRPS 上网费用计费规则、月租费、套餐费和手机号段。

[0026] 监控模块 2 在手机端监控用户的通话、发送短信、通过 GPRS 联网的行为作为通话详情，并将此行为存为详细日志，或直接调用手机通话记录作为通话详情。

[0027] 通话详情包括用户的通话、发送短信和通过 GPRS 联网行为的发话时间、结束时间、被叫方、主叫方、发话地点和流量。

[0028] 业务支撑服务器 9 是储存套餐列表、套餐计费规则和短信中心号与运营商、省份的对应关系的服务器。

[0029] 本发明的工作流程(如图 2)：

步骤 S10，通过网络同步模块 1 同步该用户的话费计费规则到手机；

步骤 S20，在手机端通过监控模块 2 监控用户的通话、发送短信、通过 GPRS 联网的行为，

并将此行为存为详细日志；

步骤 S30，在批价模块 3 上，使用该用户的话费计费规则对详细日志进行批价；

步骤 S50，用存储模块 4 将批价后的账单存储在手机上。并通过手机显示设备（可为手机显示屏）展现给用户。

[0030] 其中步骤 S10 还包括以下步骤（如图 3）：

步骤 S101，通过用户信息模块 5，用户选择所用手机的运营商、归属地和品牌；

步骤 S102，通过列表下载模块 6，手机从支撑服务器获取该运营商该品牌下所有的套餐列表；

步骤 S103，通过选择模块 7，用户从列表中选择自己采用的套餐；

步骤 S104，通过规则下载模块 8，手机从支撑服务器获取该套餐的计费规则。

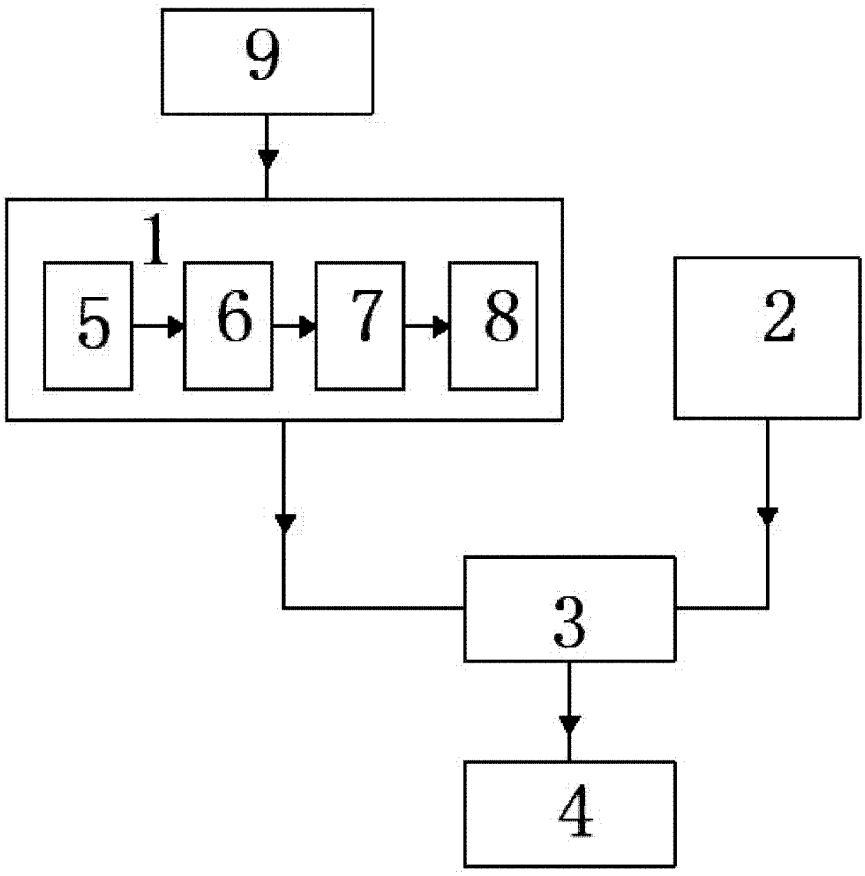


图 1

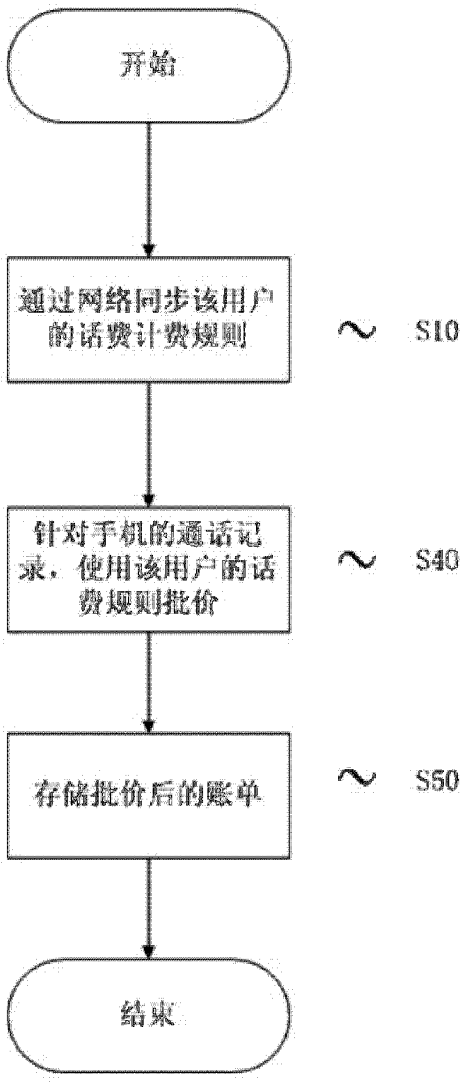

开始
通过网络同步该用户的话费计费规则
S10
针对手机的通话记录，使用该用户的话费规则批价
S40
存储批价后的账单
S50
结束

图 2

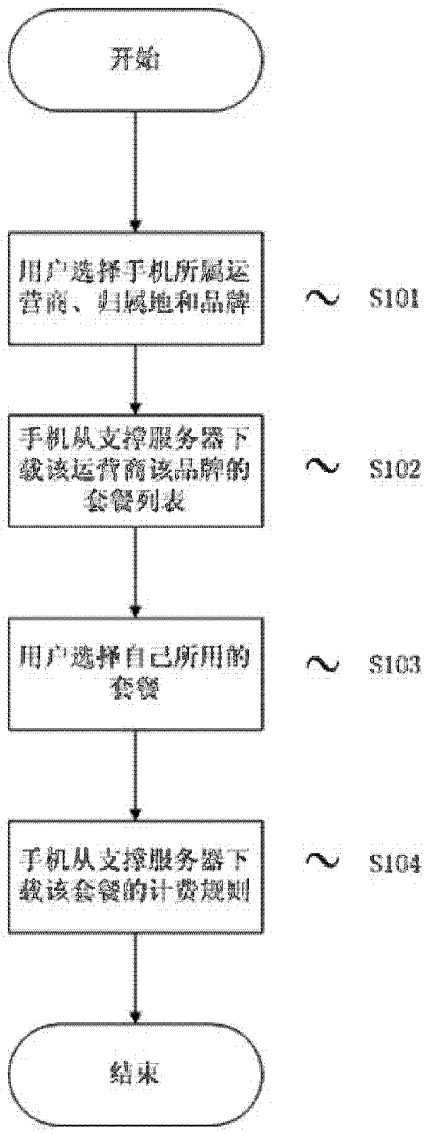

开始
用户选择手机所属运营商、归属地和品牌
S101
手机从支撑服务器下载该运营商该品牌的套餐列表
S102
用户选择自己所用的套餐
S103
手机从支撑服务器下载该套餐的计费规则
S104
结束

图 3

Sign in

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Mobile phone charge calculating device

CN 101815275 A

Publication number	CN101815275 A
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Application number	CN 201010143134
Publication date	Aug 25, 2010
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Inventors	樊秋实, 袁彬
Applicant	刘涉
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External Links: SIPO, Espacenet

ABSTRACT

The invention discloses a mobile phone charge calculating device, which is characterized by comprising a wireless network, a service support server (9), a mobile phone, a network synchronization module (1), a monitoring module (2), a pricing module (3) and a storage module (4), wherein the network synchronization module (1) is arranged on the mobile phone and is used for synchronizing a charge billing rule of a user to the mobile phone; the monitoring module (2) is used for recording user conversation details; the pricing module (3) is used for pricing the user conversation details recorded by the monitoring module (2) by using the charge billing rule on the network synchronization module (1); and the storage module (4) is used for storing a bill after pricing in the mobile phone. The calculating device has high real-time performance and accuracy during charge calculation, can query the charge on the mobile phone directly, has a small charge detail record data volume, needs no password and is more convenient and efficient, and simultaneously the stored bill is convenient for a user to check the charge.

DESCRIPTION translated from Chinese

One kind of phone calls computing device

Art

[0001] The present invention relates to a phone bill computing devices, especially cell phone calls on a computing device to use the phone.

BACKGROUND

[0002] A typical billing system used by telecom operators, the business NE telecommunications operators to provide basic services systems, telecommunications core services include calls, SMS, GPRS (GeneralPacketRadioService), etc., each service corresponds to a Group business NE. ③R (calldetailrecord) is the business details of the recording, the details of each service provided to the user NE business records. CDR40 not only refers to the call detail records, including SMS or GPRS usage detail records. Each CDR contains the utterance time, end time, caller, callee, caller location and other information. Systems to business NE query CDR40, then CDR40 grant price, get bill details and billing details stored in the billing database.

[0003] and the existing computing system calls the following problems:

First, the existing computing system calls in the inner workings of the telecom operators, and prone to technical reasons because some calls wrong calculation, miscalculation of the situation, the mobile phone user is difficult to clearly understand the causes of their own each bill, and thus can not be determine their own phone bill accuracy, correctness.

[0004] Second, because of the huge number of single words, some carriers do not bill for all users with details of a single query service. Even some telecom operators for some users open the details of a single query of business, there are also inconvenient to use (for example, to enter the service password, or to apply for Business Hall site), real-time is not strong (such as last month's bill can only check single detail, or details of a single bill a few days ago) and other

CLAIMS (9) translated from Chinese

1. A phone bill computing device, comprising: a wireless network, business support server (9) and mobile phones; also includes network settings on the phone synchronization module (1), is used to synchronize the user's calls to a cell phone charging rules connected through a wireless network and business support server (9); monitoring module (2) for recording call details of the user; grant price module (3) for network synchronization module calls accounting rules (1), for monitoring Module User Call Details (2) batch record price; memory module (4) for the phone, and connected storage bills after the grant price and the phone's display equipment; monitoring module (2) and network synchronization module (1) the approved price module (3) is connected, (4) is connected to the grant price module (3) and memory modules.

2. The phone calls computing device of claim 1, wherein, wherein: said network synchronization module (1) including access to mobile phone operators, attribution and brand information subscriber information module (5), according to the obtained user information from the business support server (9) Downloads operators under the brand list download module lists all the packages (6) for the user to select the choice with our subscription module (7) and based on user selected business support package from the server (9) to get the package charging rules rules download module (8).

3. 3. Phone calls computing device according to claim 2, wherein, wherein: said subscriber information module (5) for manual input or select the module carrier, phone cards attribution, phone card brand and user location information.

4. The phone calls computing device according to claim 2, wherein, wherein: said subscriber information module (5) through the phone's SMS center number to determine the user's operators and the home provinces, through the mobile phone base station information to the current assist in determining the

issues.

[0005] Once again, even if the user got the details of a single bill, also because the calculation rules for each operator, a variety of different packages, such as the existence of preferential period, giving the number of calls and other special rules minute, causing the user to check the phone bill is very difficult .

SUMMARY

The purpose of [0006] The present invention is to provide a phone bill computing device. It is a user-friendly viewing and understanding, with a high real-time accuracy of phone calls computing device.

[0007] aspect of the present invention: a phone bill computing device, comprising: a wireless network, business support servers and mobile phones; also includes setting on the phone

Network synchronization module for synchronizing user charging rules to the phone calls connected through a wireless network and business support server;

Monitoring module for recording user call details;

Grant price module for network synchronization module calls on the accounting rules for the monitoring module records the user calls the details were approved price;

Storage module for on the phone, and connected storage bills after the grant price and the phone's display device; connected monitoring module and network synchronization module and the grant price of the module, the module is connected to the grant price and the storage module.

[0008] The computing device of phone calls, the network synchronization module includes access to mobile phone operators, attribution and subscriber information module brand of information, access to information based on user downloads carriers under the brand all the support from the business server Package list List Download module for the user to select the package selection module and access rules of the charging rules package downloaded from the service module supporting server based on user-selected packages.

[0009] The aforementioned phone bill computing device, wherein the user information module for manual input or select the module carrier, phone cards attribution, phone card brand and user location information.

[0010] The foregoing phone calls computing device, the mobile phone subscriber information module for SMS center number to determine the user's operators and the home provinces, the current through the mobile phone base station information to assist in determining the location of the user module.

[0011] The foregoing phone calls computing device, the message center number correspondence between operators, provinces and downloaded from the service support server or stored on the phone.

[0012] The foregoing phone calls computing device, the rules of the download module download package billing rules include rules call toll billing, SMS billing rules, SMS value-added service numbers, costs GRPS Internet billing rules, monthly fees, Package fee and phone number section.

[0013] The aforementioned phone bill computing device, wherein the monitoring module to monitor the end user in the mobile phone calls, send text messages through GPRS network acts as the call details, and this behavior is saved as a detailed log, or directly call phone call records As the call details.

[0014] The foregoing calculation means phone calls, the call details including the user's calls, send text messages and through the GPRS network behavior utterance time, end time, the called party, the caller, the caller location and traffic.

[0015] The foregoing phone calls computing device, the storage server is a business support package lists, correspondence between server packages billing rules and message center number with operators, provinces.

[0016] Compared with the prior art, the basic framework of the present invention is the use of a wireless network, composed of business support servers and mobile phones, combined with a bill charging rules for synchronizing user on the phone to the network synchronization module on your phone record the call details of the user for the monitoring module and charging rules calls for network synchronization module for monitoring module records the user's call details were awarded the grant price price module. This combination can make calls when calculating real-time and high

location of the user module.

5. 5. phone calls computing device according to claim 4, wherein, characterized in that: the SMS center number correspondence between operators, provinces and from business support server (9) download, or stored on the phone.

6. 6. phone calls computing device according to claim 2, wherein, wherein: said rules download module (8) Download the package billing rules include rules call toll billing, SMS billing rules, SMS value-added service numbers, GRPS Charging Rules Internet access charges, monthly fees, course fees and phone number section.

7. 7. The phone calls computing device according to claim 1, characterized in that: the monitoring module (2) monitor the user's end of the phone call, send SMS, via GPRS network acts as the call details, and keep this behavior for detailed logging, or directly call phone call records as a call for more information.

8. 8. phone calls computing device according to claim 7, wherein, wherein: said call details including the user's calls, send SMS and GPRS network behavior by utterance time, ending time, the called party, the caller, the caller Location and traffic.

9. 9. phone calls, 2 or computing device according to claim 5, characterized in that: the business support server (9) is a storage package list, the corresponding charging rule packages and SMS center number and operators, provinces server relationship.

accuracy, and can query directly on the phone without a password, faster and more convenient, but also easy for users to store bills for calls reconciliation. Phone calls computing device of the present invention provides, calculated for a particular user's phone bill of his own, a small amount of data calls single detail, so that users can easily and quickly view, summarizing his past calls usage, and can end in a call After seeing changes in the cost of calls immediately. While taking advantage of the service provider's bill calculation rules to ensure that the bill calculation accuracy, transparency. And because the accounting rules are stored on the phone, so no need to wait for a call, the networking end the current call to real-time computing, networking costs arising, more can be set aside, before answering a phone call estimate this cost per minute . Existing billing system is to calculate the telecommunications side, this device is to provide billing services for all users by one city or a province, which is calculated, the amount of data storage is quite large, and therefore resulted in the more real-time computing poor accuracy is not high, the query inconvenient questions. And this is only for a specific user computing device, the amount of data, computation device only telecommunications billing millions to thousands of parts per million. For normal use, the monthly data storage consumes only several hundred K, daily need billing telephone, text messaging, Internet and other times only within hundreds of times, can be done in real-time and accurate count Da Bian.

Brief Description

[0017] Figure 1 is a schematic structural view of the present invention; FIG. 2 is a flowchart of an embodiment of the present invention; FIG. 3 is a flowchart of step SIO of Figure 2.

[0018] The drawings mark: 1- network synchronization module, 2-monitoring module, 3 grant price module, 4 storage modules, user information module 5-, 6- List Download module, 7-selection module, 8 Rules download module, 9-business support server.

Specific embodiments

[0019] accompanying drawings and the following embodiment of the present invention will be further illustrated by, but not as a basis for limiting the present invention.

Example

[0020] A computing device phone calls, the structure shown in Figure 1, including Wi-Fi, business support server 3 and mobile phones; also includes setting on the phone

Network synchronization module 1, calls for synchronizing user charging rules to the phone, connected through a wireless network and business support server 9;

Monitoring Module 2, is used to record the call details of the user;

Module 3 approved price for network synchronization module Call Details user charging rule calls for a monitoring module 2 on the batch record price;

Storage Module 4 for the bill after the grant price of storage on the phone, and the phone is connected to a display device; monitoring module 2 and network synchronization module 1 module 3 is connected with the grant price, grant price of module 3 is connected with the storage module 4.

[0021] network synchronization module 1 includes access to mobile phone operators, attribution and brand information user information module 5, download carriers under the brand list all the packages to download the module from the list of six business support server 9 based on user access to information for the user to select the package selection module download module with 7 and rules based on user-selected packages to get the package from the service support server charging rules 9 8.

[0022] The user information module 5 for manual input or select the module carrier, phone cards attribution, phone card brand and user location information.

[0023] The user information module 5 also via mobile phone SMS center number to determine the user's operators and the home provinces, the current through the mobile phone base station information to assist in determining the location of the user module.

[0024] SMS center number corresponds to the relationship operators, provinces and downloaded from the service support server 9, or stored on the phone.

[0025] Rule 8 download download module packages billing rules include rules call toll billing, SMS billing rules, SMS value-added service numbers, costs GRPS Internet billing rules, monthly fees, package costs and phone number section.

[0026] 2 at the end of the phone monitoring module to monitor the user's call, send SMS, via GPRS network acts as the call details, and keep a detailed log of this behavior, or directly call phone call records as a call for more information.

[0027] Call details include the user's calls, send text messages and through the GPRS network behavior utterance time,

end time, the called party, the caller, the caller location and traffic.

[0028] 9 is a storage server business support package lists, correspondence between server packages billing rules and message center number with operators, provinces.

[0029] The workflow of the invention (Figure 2):

Step S10, the synchronous network synchronization module 1 through the user's calls to the phone charging rules; step S20, the mobile terminal 2 through the monitoring module to monitor users' calls, send text messages through GPRS network behavior, and this behavior is saved for details logs;

Step S30, the grant price Module 3, using the user's calls for a detailed log accounting rules grant price; step S50, with a storage module 4 will grant price after the bill is stored on the phone. And through mobile display devices (for mobile phone display) presented to the user.

[0030] wherein step further comprises the step SIO (Figure 3):

Step S101, the user information module 5, the user selects the mobile phone operators, attribution and brand; step S102, 6, cell phones get packages list of all under the carrier of the brand from the supporting server list download module; step S103, 7, users choose their own package by selecting the modules used from the list; step S104, the adoption of the rules download module 8, cell phone charging rules to get the package from the support server.

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CLASSIFICATIONS

International Classification	H04W4/24, H04W88/02

LEGAL EVENTS

Date	Code	Event	Description
Oct 30, 2013	C12	Rejection of an application for a patent	
Jun 1, 2011	C41	Transfer of the right of patent application or the patent right	
Jun 1, 2011	ASS	Succession or assignment of patent right	**Effective date:** 20110421 **Free format text:** FORMER OWNER: LIU YANG **Owner name:** BEIJING WALI NETWORK TECHNOLOGY CO., LTD.
Jun 1, 2011	COR	Bibliographic change or correction in the description	**Free format text:** CORRECT: ADDRESS; FROM: 100190 UNIT 604, 6/F, SATELLITE BUILDING, NO. 63, ZHICHUN ROAD, HAIDIAN DISTRICT, BEIJING TO: 100114 ROOM 2533, BUILDING 3, NO. 3, XIJING ROAD, BADACHU HIGH-TECH. PARK, SHIJINGSHAN DISTRICT, BEIJING
Aug 25, 2010	C06	Publication	

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International Application Number:	
Confirmation Number:	1065
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First Named Inventor/Applicant Name:	Gregory G. Raleigh
Customer Number:	106963
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT
(Not for submission under 37 CFR 1.99)

Application Number	14675113
Filing Date	2015-03-31
First Named Inventor	Raleigh
Art Unit	2464
Examiner Name	Ngo, Ricky Quoc
Attorney Docket Number	RALEP032C1C3

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)		
	Application Number	14675113
	Filing Date	2015-03-31
	First Named Inventor	Raleigh
	Art Unit	2464
	Examiner Name	Ngo, Ricky Quoc
	Attorney Docket Number	RALEP032C1C3

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	17	20030182420		2003-09-25	JONES et al.	
	18	20030182435		2003-09-25	REDLICH et al.	
	19	20030220984		2003-11-27	JONES et al.	
	20	20030224781		2003-12-04	MILFORD et al.	
	21	20030229900		2003-12-11	REISMAN, Richard	
	22	20030236745		2003-12-25	HARTSELL et al.	
	23	20040019539		2004-01-29	RAMAN et al.	
	24	20040021697		2004-02-05	BEATON et al.	
	25	20040030705		2004-02-12	BOWMAN-AMUAH, Michel K.	
	26	20040044623		2004-03-04	WAKE et al.	
	27	20040047358		2004-03-11	CHEN et al.	

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	28	20040073672		2004-04-15	FASCENDA, Anthony C.	
	29	20040082346		2004-04-29	SKYTT et al.	
	30	20040098715		2004-05-20	AGHERA et al.	
	31	20040103193		2004-05-27	PANDYA et al.	
	32	20040107360		2004-06-03	HERRMANN et al.	
	33	20040127200		2004-07-01	SHAW et al.	
	34	20040132427		2004-07-08	LEE et al.	
	35	20040168052		2004-08-26	CLISHAM et al.	
	36	20040198331		2004-10-07	COWARD et al.	
	37	20040236547		2004-11-25	RAPPAPORT et al.	
	38	20040249918		2004-12-09	SUNSHINE, Roger N.	

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	39	20050021995		2005-01-27	LAL et al.	
	40	20050048950		2005-03-03	MORPER, Hans-Jochen	
	41	20050055291		2005-03-10	BEVENTE et al.	
	42	20050055309		2005-03-10	WILLIAMS et al.	
	43	20050060266		2005-03-17	DEMELLO et al.	
	44	20050097516		2005-05-05	DONNELLY et al.	
	45	20050107091		2005-05-19	VANNITHAMBY et al.	
	46	20050128967		2005-06-16	SCOBBIE, Donald MacGregor	
	47	20050166043		2005-07-28	ZHANG et al.	
	48	20050183143		2005-08-18	ANDERHOLM et al.	
	49	20050198377		2005-09-08	FERGUSON et al.	

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	50	20050216421		2005-09-29	BARRY et al.	
	51	20050228985		2005-10-13	YLIKOSKI et al.	
	52	20050238046		2005-10-27	HASSAN et al.	
	53	20050246282		2005-11-03	NASLUND et al.	
	54	20050250508		2005-11-10	GUO et al.	
	55	20050254435		2005-11-17	MOAKLEY et al.	
	56	20050266825		2005-12-01	CLAYTON, Steve	
	57	20050266880		2005-12-01	GUPTA, Vivek G.	
	58	20060014519		2006-01-19	MARSH et al.	
	59	20060019632		2006-01-26	CUNNINGHAM et al.	
	60	20060026679		2006-02-02	ZAKAS, Philip H.	

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	61	20060034256		2006-02-16	ADDAGATLA et al.	
	62	20060040642		2006-02-23	BORIS et al.	
	63	20060045245		2006-03-02	AARON et al.	
	64	20060048223		2006-03-02	LEE et al.	
	65	20060072646		2006-04-06	FEHER, Kamilo	
	66	20060085543		2006-04-20	HRASTAR et al.	
	67	20060112016		2006-05-25	ISHIBASHI, Yoshihito	
	68	20060143098		2006-06-29	LAZARIDIS, Mihal	
	69	20060165060		2006-07-27	DUA, Robin	
	70	20060178917		2006-08-10	MERRIAM et al.	
	71	20060178918		2006-08-10	MIKURAK, Michael G.	

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	72	20060183462		2006-08-17	KOLEHMAINEN, Mikko	
	73	20060190314		2006-08-24	HERNANDEZ, Rick	
	74	20060199608		2006-09-07	DUNN et al.	
	75	20060206904		2006-09-14	WATKINS et al.	
	76	20060218395		2006-09-28	MAES, Stephane H.	
	77	20060233108		2006-10-19	KRISHNAN, Murali R.	
	78	20060233166		2006-10-19	BOU-DIAB et al.	
	79	20060236095		2006-10-19	SMITH et al.	
	80	20060242685		2006-10-26	HEARD et al.	
	81	20060258341		2006-11-16	MILLER et al.	
	82	20060291477		2006-12-28	CROAK et al.	

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	83	20070019670		2007-01-25	FALARDEAU, Eric	
	84	20070022289		2007-01-25	ALT et al.	
	85	20070036312		2007-02-15	CAI et al.	
	86	20070055694		2007-03-08	RUGE et al.	
	87	20070061243		2007-03-15	RAMER et al.	
	88	20070076616		2007-04-05	NGO et al.	
	89	20070093243		2007-04-26	KAPADEKAR et al.	
	90	20070100981		2007-05-03	ADAMCZYK et al.	
	91	20070101426		2007-05-03	LEE et al.	
	92	20070104126		2007-05-10	CALHOUN et al.	
	93	20070130315		2007-06-07	FRIEND et al.	

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	94	20070140113		2007-06-21	GEMELOS, Steven	
	95	20070140275		2007-06-21	BOWMAN et al.	
	96	20070198656		2007-08-23	MAZZAFERRI et al.	
	97	20070220251		2007-09-20	ROSENBERG et al.	
	98	20070226225		2007-09-27	YIU et al.	
	99	20070243862		2007-10-18	COSKUN et al.	
	100	20070248100		2007-10-25	ZUBERI et al.	
	101	20070254675		2007-11-01	ZORLU OZER et al.	
	102	20070255848		2007-11-01	SEWALL et al.	
	103	20070259673		2007-11-08	WILLARS et al.	
	104	20070263558		2007-11-15	SALOMONE, Leonardo	

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	105	20070274327		2007-11-29	KAARELA et al.	
	106	20070282896		2007-12-06	WYDROUG et al.	
	107	20070294395		2007-12-20	STRUB et al.	
	108	20070298764		2007-12-27	CLAYTON, Steve	
	109	20080005285		2008-01-03	ROBINSON et al.	
	110	20080005561		2008-01-03	BROWN et al.	
	111	20080010452		2008-01-10	HOLTZMAN et al.	
	112	20080039102		2008-02-14	SEWALL et al.	
	113	20080049630		2008-02-28	KOZISEK et al.	
	114	20080052387		2008-02-28	HEINZ et al.	
	115	20080059474		2008-03-06	LIM, Keng	

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	117	20080060066		2008-03-06	WYNN et al.	
	118	20080062900		2008-03-13	RAO, Bindu Rama	
	119	20080064367		2008-03-13	NATH et al.	
	120	20080066149		2008-03-13	LIM, Keng	
	121	20080066150		2008-03-13	LIM, Keng	
	122	20080082643		2008-04-03	STORRIE et al.	
	123	20080083013		2008-04-03	SOLIMAN et al.	
	124	20080095339		2008-04-24	ELLIOTT et al.	
	125	20080098062		2008-04-24	BALIA, Hinal K.	
	126	20080109679		2008-05-08	WRIGHT et al.	

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	127	20080120688		2008-05-22	QIU et al.	
	128	20080127304		2008-05-29	GINTER et al.	
	129	20080130534		2008-06-05	TOMIOKA, Tazuko	
	130	20080130656		2008-06-05	KIM et al.	
	131	20080132268		2008-06-05	CHOI-GROGAN et al.	
	132	20080134330		2008-06-05	KAPOOR et al.	
	133	20080147454		2008-06-19	WALKER et al.	
	134	20080160958		2008-07-03	ABICHANDANI et al.	
	135	20080162637		2008-07-03	ADAMCZYK et al.	
	136	20080162704		2008-07-03	POPLETT et al.	
	137	20080164304		2008-07-10	NARASIMHAN et al.	

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	139	20080167033		2008-07-10	BECKERS, Michel	
	140	20080168523		2008-07-10	ANSARI et al.	
	141	20080177998		2008-07-24	APSANGI et al.	
	142	20080183812		2008-07-31	PAUL et al.	
	143	20080184127		2008-07-31	RAFEY et al.	
	144	20080189760		2008-08-07	ROSENBERG et al.	
	145	20080207167		2008-08-28	BUGENHAGEN, Michael K.	
	146	20080212470		2008-09-04	CASTANEDA et al.	
	147	20080221951		2008-09-11	STANFORTH et al.	
	148	20080222692		2008-09-11	ANDERSSON et al.	

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	150	20080229385		2008-09-18	FEDER et al.	
	151	20080229388		2008-09-18	MAES, Stephane H.	
	152	20080256593		2008-10-16	VINBERG et al.	
	153	20080268813		2008-10-30	MAES, Stephane H.	
	154	20080298230		2008-12-04	LUFT et al.	
	155	20080305793		2008-12-11	GALLAGHER et al.	
	156	20080311885		2008-12-18	DAWSON et al.	
	157	20080316923		2008-12-25	FEDDERS et al.	
	158	20080318547		2008-12-25	BALLOU et al.	
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	161	20090005005		2009-01-01	FORSTALL et al.	
	162	20090013157		2009-01-08	BEAULE, Stephane	
	163	20090054030		2009-02-26	GOLDS, David	
	164	20090068984		2009-03-12	BURNETT, R. Alan	
	165	20090077622		2009-03-19	BAUM et al.	
	166	20090079699		2009-03-26	SUN, Jian	
	167	20090113514		2009-04-30	HU, Q. James	
	168	20090125619		2009-05-14	ANTANI, Snehal S.	
	169	20090180391		2009-07-16	PETERSEN et al.	
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	172	20090271514		2009-10-29	THOMAS et al.	
	173	20090286507		2009-11-19	O'NEIL et al.	
	174	20090287921		2009-11-19	ZHU et al.	
	175	20090288140		2009-11-19	HUBER et al.	
	176	20100017506		2010-01-21	FADELL, Anthony	
	177	20100042675		2010-02-18	FUJII, Hiroshi	
	178	20100043068		2010-02-18	VARADHAN et al.	
	179	20100071053		2010-03-18	ANSARI et al.	
	180	20100082431		2010-04-01	RAMER et al.	
	181	20100103820		2010-04-29	FULLER et al.	

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	183	20100188990		2010-07-29	RALEIGH, Gregory G.	
	184	20100188992		2010-07-29	RALEIGH, Gregory G.	
	185	20100188994		2010-07-29	RALEIGH, Gregory G.	
	186	20100191576		2010-07-29	RALEIGH, Gregory G.	
	187	20100191612		2010-07-29	RALEIGH, Gregory G.	
	188	20100191846		2010-07-29	RALEIGH, Gregory G.	
	189	20100192170		2010-07-29	RALEIGH, Gregory G.	
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	194	20100198939		2010-08-05	RALEIGH, Gregory G.	
	195	20100325420		2010-12-23	KANEKAR, Tushar	
	196	20110126141		2011-05-26	KING et al.	
	197	20080132201		2008-06-05	KARLBERG, Johan	
	198	20080081606		2008-04-03	COLE, Terry L.	
	199	20090248883		2009-10-01	SURYANARAYANA et al.	
	200	20100144310		2010-06-10	BEDINGFIELD, James Carlton	
	201	20080085707		2008-04-10	FADELL, Tony	
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	205	20090315735		2009-12-24	BHAVANI, Neeraj S. et al.	
	206	20090219170		2009-09-03	CLARK, Ryan C. et al.	
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	208	20080262798		2008-10-23	KIM, Eun Ah et al.	
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	217	20100027469		2010-02-04	GURAJALA, Ravindra Babu et al.	
	218	20090299857		2009-12-03	BRUBAKER, Curtis M.	
	219	20080051076		2008-02-28	O'Shaughnessy, John et al.	
	220	20080313730		2008-12-18	Iftimie, Sorin et al.	
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	222	20080235511		2008-09-25	O'BRIEN, William G. et al.	
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	227	20100020822		2010-01-28	ZERILLO, Anthony J. et al.	
	228	20040203755		2004-10-14	BRUNET, Jeffrey et al.	
	229	20090172077		2009-07-02	ROXBURGH, David et al.	
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	234	20020164983		2002-11-07	Raviv, Li-On et al.	
	235	20070280453		2007-12-06	Kelley, Sean S.	
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	238	20070109983		2007-05-17	Shankar, Rohit et al.	
	239	20020049074		2002-04-25	Eisinger, Bernd et al.	
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	243	20010048738		2001-12-06	Baniak, Paul G. et al.	
	244	20070033197		2007-02-08	Scherzer, Shimon et al.	
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Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

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☐ See attached certification statement.

☐ Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

☒ None

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A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

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Name/Print	James E. Harris	Registration Number	40013

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Examiner Name	Ngo, Ricky Quoc
Attorney Docket Number	RALEP032C1C3

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A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

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Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T5
	1	VerizonWireless.com news, "Verizon Wireless Adds to Portfolio of Cosumer-Friendly Tools With Introduction of Usage Controls, Usage Controls and Chaperone 2.0 Offer Parents Full Family Security Solution," August 18, 2008	☐
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[1] See Kind Codes of USPTO Patent Documents at www.USPTO.GOV or MPEP 901.04. [2] Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). [3] For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. [4] Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. [5] Applicant is to place a check mark here if English language translation is attached.

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CERTIFICATION STATEMENT

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

☐ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

OR

☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

☐ See attached certification statement.

☐ Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

☒ None

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/James E. Harris/	Date (YYYY-MM-DD)	2015-04-29
Name/Print	James E. Harris	Registration Number	40013

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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PATENT APPLICATION FEE DETERMINATION RECORD

Substitute for Form PTO-875

Application or Docket Number: 14/675,113

APPLICATION AS FILED - PART I

FOR	(Column 1) NUMBER FILED	(Column 2) NUMBER EXTRA	SMALL ENTITY RATE($)	SMALL ENTITY FEE($)	OR	OTHER THAN SMALL ENTITY RATE($)	OTHER THAN SMALL ENTITY FEE($)
BASIC FEE (37 CFR 1.16(a), (b), or (c))	N/A	N/A	N/A	70		N/A	
SEARCH FEE (37 CFR 1.16(k), (i), or (m))	N/A	N/A	N/A	300		N/A	
EXAMINATION FEE (37 CFR 1.16(o), (p), or (q))	N/A	N/A	N/A	360		N/A	
TOTAL CLAIMS (37 CFR 1.16(i))	25 minus 20 =	* 5	x 40 =	200	OR		
INDEPENDENT CLAIMS (37 CFR 1.16(h))	1 minus 3 =	*	x 210 =	0.00			
APPLICATION SIZE FEE (37 CFR 1.16(s))	If the specification and drawings exceed 100 sheets of paper, the application size fee due is $310 ($155 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).			200			
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(j))				0.00			
* If the difference in column 1 is less than zero, enter "0" in column 2.			TOTAL	1130		TOTAL	

APPLICATION AS AMENDED - PART II

		(Column 1) CLAIMS REMAINING AFTER AMENDMENT		(Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Column 3) PRESENT EXTRA	SMALL ENTITY RATE($)	SMALL ENTITY ADDITIONAL FEE($)	OR	OTHER THAN SMALL ENTITY RATE($)	OTHER THAN SMALL ENTITY ADDITIONAL FEE($)
AMENDMENT A	Total (37 CFR 1.16(i))	*	Minus	**	=	x =		OR	x =	
	Independent (37 CFR 1.16(h))	*	Minus	***	=	x =		OR	x =	
	Application Size Fee (37 CFR 1.16(s))									
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))							OR		
						TOTAL ADD'L FEE		OR	TOTAL ADD'L FEE	

		(Column 1) CLAIMS REMAINING AFTER AMENDMENT		(Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Column 3) PRESENT EXTRA	RATE($)	ADDITIONAL FEE($)	OR	RATE($)	ADDITIONAL FEE($)
AMENDMENT B	Total (37 CFR 1.16(i))	*	Minus	**	=	x =		OR	x =	
	Independent (37 CFR 1.16(h))	*	Minus	***	=	x =		OR	x =	
	Application Size Fee (37 CFR 1.16(s))									
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))							OR		
						TOTAL ADD'L FEE		OR	TOTAL ADD'L FEE	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest Number Previously Paid For" (Total or Independent) is the highest found in the appropriate box in column 1.

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APPLICATION NUMBER	FILING or 371(c) DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	TOT CLAIMS	IND CLAIMS
14/675,113	03/31/2015	2447	1130	RALEP032C1C3	25	1

CONFIRMATION NO. 1065

106963
Headwater Partners I LLC
555 Twin Dolphin Drive, Suite 310
Redwood Shores, CA 94065

FILING RECEIPT

OC000000074595486

Date Mailed: 04/15/2015

Receipt is acknowledged of this non-provisional patent application. The application will be taken up for examination in due course. Applicant will be notified as to the results of the examination. Any correspondence concerning the application must include the following identification information: the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please submit a written request for a Filing Receipt Correction. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections**

Inventor(s)

Gregory G. Raleigh, Woodside, CA;
James Lavine, Corte Madera, CA;
Alireza Raissinia, Monte Sereno, CA;

Applicant(s)

Headwater Partners I LLC, Redwood City, CA

Power of Attorney: None

Domestic Priority data as claimed by applicant

This application is a CON of 14/082,040 11/15/2013
which is a DIV of 13/134,028 05/25/2011 PAT 8589541
which is a CIP of 13/134,005 05/25/2011 PAT 8635335
and is a CIP of 12/695,021 01/27/2010 PAT 8346225
and claims benefit of 61/348,022 05/25/2010
and claims benefit of 61/381,159 09/09/2010
and claims benefit of 61/381,162 09/09/2010
and claims benefit of 61/384,456 09/20/2010
and claims benefit of 61/389,547 10/04/2010
and claims benefit of 61/385,020 09/21/2010
and claims benefit of 61/387,243 09/28/2010
and claims benefit of 61/387,247 09/28/2010
and claims benefit of 61/407,358 10/27/2010
and claims benefit of 61/418,507 12/01/2010
and claims benefit of 61/418,509 12/01/2010
and claims benefit of 61/420,727 12/07/2010
and claims benefit of 61/422,565 12/13/2010

and claims benefit of 61/422,572 12/13/2010
and claims benefit of 61/422,574 12/13/2010
and claims benefit of 61/435,564 01/24/2011
and claims benefit of 61/472,606 04/06/2011
and said 12/695,021 01/27/2010
claims benefit of 61/252,151 10/15/2009
and claims benefit of 61/252,153 10/15/2009
and is a CIP of 12/380,780 03/02/2009 PAT 8839388
and said 13/134,005 05/25/2011
is a CIP of 12/380,780 03/02/2009 PAT 8839388
and is a CIP of 12/380,778 03/02/2009 PAT 8321526
and said 12/380,780 03/02/2009
claims benefit of 61/206,354 01/28/2009
and claims benefit of 61/206,944 02/04/2009
and claims benefit of 61/207,393 02/10/2009
and claims benefit of 61/207,739 02/13/2009
and said 12/380,778 03/02/2009
claims benefit of 61/206,354 01/28/2009
and claims benefit of 61/206,944 02/04/2009
and claims benefit of 61/207,393 02/10/2009
and claims benefit of 61/207,739 02/13/2009
and said 13/134,028 05/25/2011
is a CIP of 12/695,019 01/27/2010 PAT 8275830
and is a CIP of 12/695,020 01/27/2010 PAT 8406748
and is a CIP of 12/694,445 01/27/2010 PAT 8391834
and is a CIP of 12/694,451 01/27/2010 PAT 8548428
and is a CIP of 12/694,455 01/27/2010 PAT 8402111
and is a CIP of 12/695,980 01/28/2010 PAT 8340634
and said 12/695,019 01/27/2010
claims benefit of 61/270,353 07/06/2009
and claims benefit of 61/264,126 11/24/2009
and said 12/695,020 01/27/2010
claims benefit of 61/275,208 08/25/2009
and claims benefit of 61/237,753 08/28/2009
and said 12/694,455 01/27/2010
claims benefit of 61/264,120 11/24/2009

Foreign Applications for which priority is claimed (You may be eligible to benefit from the **Patent Prosecution Highway** program at the USPTO. Please see http://www.uspto.gov for more information.) - None.
Foreign application information must be provided in an Application Data Sheet in order to constitute a claim to foreign priority. See 37 CFR 1.55 and 1.76.

Permission to Access - A proper **Authorization to Permit Access to Application by Participating Offices** (PTO/SB/39 or its equivalent) has been received by the USPTO.

If Required, Foreign Filing License Granted: 04/13/2015
The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US 14/675,113**
Projected Publication Date: 07/23/2015
Non-Publication Request: No

Early Publication Request: Yes
**** SMALL ENTITY ****
Title

Device-Assisted Services for Protecting Network Capacity

Preliminary Class

709

Statement under 37 CFR 1.55 or 1.78 for AIA (First Inventor to File) Transition Applications: No

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Title 35, United States Code, Section 184

Title 37, Code of Federal Regulations, 5.11 & 5.15

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Raleigh et al.	Examiner:	not yet assigned
Serial No.:	14/675,113	Art Unit:	not yet assigned
Filed:	March 31, 2015	Conf. No.:	1065
Title:	Device-Assisted Services for Protecting Network Capacity		

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

PRELIMINARY AMENDMENT

Prior to examination on the merits, please amend the above-identified application as follows:

Amendments to the Specification begin on page 2.

Amendments to the Claims begin on page 3.

Remarks begin on page 8.

AMENDMENTS TO THE SPECIFICATION

Please amend the **Application Title** as follows:

Wireless End-User Device With Differentiated Network Access for Background and Foreground Device Applications

Please replace the **Abstract** with the following:

A wireless end-user device has wireless wide-area network (WWAN) and wireless local-area network (WLAN) modems. One or more processors determine when an application is running in a background state or as a foreground application. The processors control application access for Internet service activities through an application program interface (API). At a time when Internet service activities are communicated through the WWAN modem, the processors use a differential traffic control policy to selectively block and allow network access for an application based on the determination as to whether the application is running in a background state or as a foreground application. A different policy may apply to WLAN modem usage.

AMENDMENTS TO THE CLAIMS

Please amend the claims as follows:

1. (Canceled).

2. (New) A wireless end-user device, comprising:

a wireless wide area network (WWAN) modem to communicate data for Internet service activities between the device and at least one WWAN, when configured for and connected to the WWAN;

a wireless local area network (WLAN) modem to communicate data for Internet service activities between the device and at least one WLAN, when configured for and connected to the WLAN;

one or more processors configured to

determine, for a first end-user application capable of running in a background state and capable of running as a foreground application, whether the application is running in a background state or as a foreground application, and control, via an application program interface (API), application access for Internet service activities provided through the WWAN modem and the WLAN modem, to, based on a first differential traffic control policy, selectively block and allow access by the first end-user application to the WWAN modem at a time when data for Internet service activities is communicated through a WWAN modem connection to the at least one WWAN,

wherein the access is selectively blocked based on a determination that the first end-user application is running in a background state, and

wherein the access is selectively allowed based on a determination that the first end-user application is running as a foreground application.

3. (New) The wireless end-user device of claim 2, wherein the one or more processors are configured to determine that the first end-user application is running in a background state when a user of the device is not directly interacting with that application or perceiving any benefit from that application.

4. (New) The wireless end-user device of claim 2, further comprising a user interface to provide a user of the device with information regarding why the first differential traffic control policy is applied to the first end-user application.

5. (New) The wireless end-user device of claim 2, further comprising a user interface to inform a user of the device when there are options to set, control, override, or modify service usage controls that affect the first differential traffic control policy.

6. (New) The wireless end-user device of claim 2, wherein the first differential traffic control policy is part of a multimode profile having different policies for different networks.

7. (New) The wireless end-user device of claim 6, wherein the one or more processors are further configured to select a traffic control policy from the multimode profile based at least in part on the type of network connection currently in use by the device.

8. (New) The wireless end-user device of claim 7, wherein the one or more processors are further configured to, when the type of network connection is at least one type of WLAN connection, select a traffic control policy from the multimode profile based at least in part on a type of network connection from the WLAN to the Internet.

9. (New) The wireless end-user device of claim 2, wherein the one or more processors are further configured to determine whether a second end-user application is running in a background state or as a foreground application, and control application access for Internet service activities by the second end-user application similar to the control of application access for the first end-user application, except the control of application access for Internet service activities by the second end-user application is based on a second differential traffic control policy that can be set different from the first differential traffic control policy.

10. (New) The wireless end-user device of claim 2, further comprising a network stack interface integrated with the API.

11. (New) The wireless end-user device of claim 2, further comprising a networking stack, wherein the one or more processors are further configured to, at an application service interface layer, identify application traffic flows prior to the flows entering the networking stack.

12. (New) The wireless end-user device of claim 2, wherein the one or more processors control of application access based on a first differential traffic control policy is applied to one of but not both of a connection to a roaming WWAN network and a connection to a home WWAN network.

13. (New) The wireless end-user device of claim 2, wherein the one or more processors are further configured to dynamically change the application of the first differential traffic control policy based on a power state of the device.

14. (New) The wireless end-user device of claim 2, wherein the one or more processors are further configured to dynamically change the application of the first differential traffic control policy based on a device usage state.

15. (New) The wireless end-user device of claim 2, wherein the one or more processors are further configured to dynamically change the application of the first differential traffic control policy based on monitoring of user interaction with the device.

16. (New) The wireless end-user device of claim 2, wherein the one or more processors are further configured to dynamically change the application of the first differential traffic control policy based on power control state changes for one or more of the modems.

17. (New) The wireless end-user device of claim 2, wherein the one or more processors are configured to associate the first end-user application with the differential traffic control policy based on an application behavior.

18. (New) The wireless end-user device of claim 2, wherein the differential traffic control policy defines that applications to which the policy applies can only have WWAN network access events during particular time windows.

19. (New) The wireless end-user device of claim 2, wherein the one or more processors are further configured to update the first differential traffic control policy based on information received from a network element.

20. (New) The wireless end-user device of claim 2, further comprising an agent to block, modify, remove, or replace user interface messages generated by the first end-user application based on the applied differential traffic control policy.

21. (New) The wireless end-user device of claim 2, wherein the one or more processors configured to control application access are configured to selectively block access by the first end-user application by intercepting open, connect, and/or write requests by the first end-user application to a network stack.

22. (New) The wireless end-user device of claim 21, wherein the API responds to an intercepted request by the first end-user application by emulating network messaging.

23. (New) The wireless end-user device of claim 22, wherein emulating network messaging comprises responding to a network request from the particular application by blocking the request from passing to a network stack and returning to the particular application a message indicating the network request was not successful.

24. (New) The wireless end-user device of claim 2, the first differential traffic control policy comprising first and second sub-policies applicable respectively to Internet data service provided using the WWAN modem to connect to a home WWAN and a roaming WWAN, wherein the one or more processors are further configured to apply the first sub-policy when Internet data service is provided through a home WWAN and to apply the second sub-policy when Internet data service is provided through a roaming WWAN.

25. (New) The wireless end-user device of claim 2, the first differential traffic control policy comprising first, second, and third sub-policies applicable respectively to Internet data service provided using the WWAN modem

and three different network types from the network types consisting of 2G, 3G, 4G, home, and roaming.

26. (New) The wireless end-user device of claim 2, wherein the one or more processors are configured to determine when the first end-user application is running in a background state or as a foreground application based on a state of user interface priority for the application.

REMARKS

Applicant respectfully requests entry of the amendments provided herein. This preliminary amendment is presented before any office action. Claim 1 has been canceled, and new claims 2-26 have been added. No new matter has been added. If the Examiner has any questions or needs any additional information, the Examiner is invited to contact the undersigned.

The Commissioner is authorized to charge any fee deficiency or credit any overpayment to Deposit Account 50-5876.

Respectfully submitted,

Date: April 1, 2015 By: /James E. Harris/

James E. Harris
Reg. No. 40,013
Patent Counsel
Headwater Partners I LLC
555 Twin Dolphin Dr., Suite 310
Redwood Shores, CA 94065
(650) 517-2798

CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being filed electronically via EFS-Web addressed to the Commissioner for Patents on:

Date: April 1, 2015 By: /Ann Taylor/
Ann Taylor

Electronic Patent Application Fee Transmittal

Application Number:	14675113
Filing Date:	
Title of Invention:	Device-Assisted Services for Protecting Network Capacity
First Named Inventor/Applicant Name:	Gregory G. Raleigh
Filer:	James E. Harris/Ann Taylor
Attorney Docket Number:	RALEP032C1C3

Filed as Small Entity

Filing Fees for Utility under 35 USC 111(a)

Description	Fee Code	Quantity	Amount	Sub-Total in USD($)
Basic Filing:				
Pages:				
Claims:				
Claims in excess of 20	2202	5	40	200
Miscellaneous-Filing:				
Petition:				
Patent-Appeals-and-Interference:				
Post-Allowance-and-Post-Issuance:				

Description	Fee Code	Quantity	Amount	Sub-Total in USD($)
Extension-of-Time:				
Miscellaneous:				
			Total in USD ($)	**200**

Electronic Acknowledgement Receipt	
EFS ID:	21947017
Application Number:	14675113
International Application Number:	
Confirmation Number:	1065
Title of Invention:	Device-Assisted Services for Protecting Network Capacity
First Named Inventor/Applicant Name:	Gregory G. Raleigh
Customer Number:	106963
Filer:	James E. Harris/Ann Taylor
Filer Authorized By:	James E. Harris
Attorney Docket Number:	RALEP032C1C3
Receipt Date:	01-APR-2015
Filing Date:	
Time Stamp:	19:36:09
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	yes
Payment Type	Deposit Account
Payment was successfully received in RAM	$200
RAM confirmation Number	5211
Deposit Account	505876
Authorized User	
The Director of the USPTO is hereby authorized to charge indicated fees and credit any overpayment as follows: Charge any Additional Fees required under 37 C.F.R. Section 1.16 (National application filing, search, and examination fees) Charge any Additional Fees required under 37 C.F.R. Section 1.17 (Patent application and reexamination processing fees)	

Charge any Additional Fees required under 37 C.F.R. Section 1.19 (Document supply fees)

Charge any Additional Fees required under 37 C.F.R. Section 1.20 (Post Issuance fees)

Charge any Additional Fees required under 37 C.F.R. Section 1.21 (Miscellaneous fees and charges)

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1		P032C1C3_PreliminaryAmendment.pdf	86633 de4cd738f9e95dda41e5b130fd9c6ee883006248	yes	8

Multipart Description/PDF files in .zip description

Document Description	Start	End
Preliminary Amendment	1	1
Specification	2	2
Claims	3	7
Applicant Arguments/Remarks Made in an Amendment	8	8

Warnings:

Information:

2	Fee Worksheet (SB06)	fee-info.pdf	30099 54b32f0c6fbc71c531591ea82be1086df9d08082	no	2

Warnings:

Information:

Total Files Size (in bytes):	116732

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

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If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

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New International Application Filed with the USPTO as a Receiving Office
If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

PTO/SB/06 (09-11)
Approved for use through 1/31/2014. OMB 0651-0032
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PATENT APPLICATION FEE DETERMINATION RECORD Substitute for Form PTO-875	Application or Docket Number 14/675,113	Filing Date 03/31/2015	☐ To be Mailed

ENTITY: ☐ LARGE ☒ SMALL ☐ MICRO

APPLICATION AS FILED – PART I

FOR	(Column 1) NUMBER FILED	(Column 2) NUMBER EXTRA	RATE ($)	FEE ($)
☐ BASIC FEE (37 CFR 1.16(a), (b), or (c))	N/A	N/A	N/A	
☐ SEARCH FEE (37 CFR 1.16(k), (i), or (m))	N/A	N/A	N/A	
☐ EXAMINATION FEE (37 CFR 1.16(o), (p), or (q))	N/A	N/A	N/A	
TOTAL CLAIMS (37 CFR 1.16(i))	minus 20 =	*	X $ =	
INDEPENDENT CLAIMS (37 CFR 1.16(h))	minus 3 =	*	X $ =	
☐ APPLICATION SIZE FEE (37 CFR 1.16(s))	If the specification and drawings exceed 100 sheets of paper, the application size fee due is $310 ($155 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).			
☐ MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(j))				
* If the difference in column 1 is less than zero, enter "0" in column 2.			TOTAL	

APPLICATION AS AMENDED – PART II

AMENDMENT	04/01/2015	(Column 1) CLAIMS REMAINING AFTER AMENDMENT		(Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Column 3) PRESENT EXTRA	RATE ($)	ADDITIONAL FEE ($)
	Total (37 CFR 1.16(i))	* 25	Minus	** 25	=	X $ =	
	Independent (37 CFR 1.16(h))	* 1	Minus	***3	=	X $ =	
	☐ Application Size Fee (37 CFR 1.16(s))						
	☐ FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))						
						TOTAL ADD'L FEE	

AMENDMENT		(Column 1) CLAIMS REMAINING AFTER AMENDMENT		(Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Column 3) PRESENT EXTRA	RATE ($)	ADDITIONAL FEE ($)
	Total (37 CFR 1.16(i))	*	Minus	**	=	X $ =	
	Independent (37 CFR 1.16(h))	*	Minus	***	=	X $ =	
	☐ Application Size Fee (37 CFR 1.16(s))						
	☐ FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))						
						TOTAL ADD'L FEE	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".
The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

LIE
/DORRETTA BROOKS/

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Doc Code: TRACK1.REQ
Document Description: TrackOne Request

PTO/AIA/424 (04-14)

CERTIFICATION AND REQUEST FOR PRIORITIZED EXAMINATION UNDER 37 CFR 1.102(e) (Page 1 of 1)

First Named Inventor:	Raleigh	Nonprovisional Application Number (if known):	RALEP032C1C3
Title of Invention:	Device-Assisted Services for Protecting Network Capacity		

APPLICANT HEREBY CERTIFIES THE FOLLOWING AND REQUESTS PRIORITIZED EXAMINATION FOR THE ABOVE-IDENTIFIED APPLICATION.

1. The processing fee set forth in 37 CFR 1.17(i)(1) and the prioritized examination fee set forth in 37 CFR 1.17(c) have been filed with the request. The publication fee requirement is met because that fee, set forth in 37 CFR 1.18(d), is currently $0. The basic filing fee, search fee, and examination fee are filed with the request or have been already been paid. I understand that any required excess claims fees or application size fee must be paid for the application.

2. I understand that the application may not contain, or be amended to contain, more than four independent claims, more than thirty total claims, or any multiple dependent claims, and that any request for an extension of time will cause an outstanding Track I request to be dismissed.

3. The applicable box is checked below:

I. ☑ Original Application (Track One) - Prioritized Examination under § 1.102(e)(1)

i. (a) The application is an original nonprovisional utility application filed under 35 U.S.C. 111(a). This certification and request is being filed with the utility application via EFS-Web.

---OR---

(b) The application is an original nonprovisional plant application filed under 35 U.S.C. 111(a). This certification and request is being filed with the plant application in paper.

ii. An executed inventor's oath or declaration under 37 CFR 1.63 or 37 CFR 1.64 for each inventor, **or** the application data sheet meeting the conditions specified in 37 CFR 1.53(f)(3)(i) is filed with the application.

II. ☐ Request for Continued Examination - Prioritized Examination under § 1.102(e)(2)

i. A request for continued examination has been filed with, or prior to, this form.
ii. If the application is a utility application, this certification and request is being filed via EFS-Web.
iii. The application is an original nonprovisional utility application filed under 35 U.S.C. 111(a), or is a national stage entry under 35 U.S.C. 371.
iv. This certification and request is being filed prior to the mailing of a first Office action responsive to the request for continued examination.
v. No prior request for continued examination has been granted prioritized examination status under 37 CFR 1.102(e)(2).

Signature /James E. Harris/	Date 2015-03-31
Name (Print/Typed) James E. Harris	Practitioner Registration Number 40013

Note: *This form must be signed in accordance with 37 CFR 1.33. See 37 CFR 1.4(d) for signature requirements and certifications. Submit multiple forms if more than one signature is required.**

☐ *Total of _____ forms are submitted.

Privacy Act Statement

The **Privacy Act of 1974 (P.L. 93-579)** requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether disclosure of these records is required by the Freedom of Information Act.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (*i.e.*, GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

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Application Data Sheet 37 CFR 1.76	Attorney Docket Number	RALEP032C1C3
	Application Number	
Title of Invention	Device-Assisted Services for Protecting Network Capacity	

The application data sheet is part of the provisional or nonprovisional application for which it is being submitted. The following form contains the bibliographic data arranged in a format specified by the United States Patent and Trademark Office as outlined in 37 CFR 1.76.
This document may be completed electronically and submitted to the Office in electronic format using the Electronic Filing System (EFS) or the document may be printed and included in a paper filed application.

Secrecy Order 37 CFR 5.2

☐ Portions or all of the application associated with this Application Data Sheet may fall under a Secrecy Order pursuant to 37 CFR 5.2 (Paper filers only. Applications that fall under Secrecy Order may not be filed electronically.)

Inventor Information:

Inventor 1 Remove

Legal Name

Prefix	Given Name	Middle Name	Family Name	Suffix
	Gregory	G.	Raleigh	

Residence Information (Select One) ◉ US Residency ○ Non US Residency ○ Active US Military Service

City	Woodside	State/Province	CA	Country of Residence i	US

Mailing Address of Inventor:

Address 1	555 Twin Dolphin Dr., Suite 310		
Address 2			
City	Redwood City	State/Province	CA
Postal Code	94065	Country i	US

Inventor 2 Remove

Legal Name

Prefix	Given Name	Middle Name	Family Name	Suffix
	James		Lavine	

Residence Information (Select One) ◉ US Residency ○ Non US Residency ○ Active US Military Service

City	Corte Madera	State/Province	CA	Country of Residence i	US

Mailing Address of Inventor:

Address 1	555 Twin Dolphin Dr., Suite 310		
Address 2			
City	Redwood City	State/Province	CA
Postal Code	94065	Country i	US

Inventor 3 Remove

Legal Name

Prefix	Given Name	Middle Name	Family Name	Suffix
	Alireza		Raissinia	

Residence Information (Select One) ◉ US Residency ○ Non US Residency ○ Active US Military Service

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Application Data Sheet 37 CFR 1.76	Attorney Docket Number	RALEP032C1C3
	Application Number	
Title of Invention	Device-Assisted Services for Protecting Network Capacity	

City	Monte Sereno	State/Province	CA	Country of Residence i	US

Mailing Address of Inventor:

Address 1	555 Twin Dolphin Dr., Suite 310		
Address 2			
City	Redwood City	State/Province	CA
Postal Code	94065	Country i	US

All Inventors Must Be Listed - Additional Inventor Information blocks may be generated within this form by selecting the **Add** button. Add

Correspondence Information:

Enter either Customer Number or complete the Correspondence Information section below.
For further information see 37 CFR 1.33(a).

☐ **An Address is being provided for the correspondence Information of this application.**

Customer Number	106963		
Email Address	patent@headwaterllc.com	Add Email	Remove Email

Application Information:

Title of the Invention	Device-Assisted Services for Protecting Network Capacity		
Attorney Docket Number	RALEP032C1C3	Small Entity Status Claimed	☒
Application Type	Nonprovisional		
Subject Matter	Utility		
Total Number of Drawing Sheets (if any)	29	Suggested Figure for Publication (if any)	

Filing By Reference :

Only complete this section when filing an application by reference under 35 U.S.C. 111(c) and 37 CFR 1.57(a). Do not complete this section if application papers including a specification and any drawings are being filed. Any domestic benefit or foreign priority information must be provided in the appropriate section(s) below (i.e., "Domestic Benefit/National Stage Information" and "Foreign Priority Information").

For the purposes of a filing date under 37 CFR 1.53(b), the description and any drawings of the present application are replaced by this reference to the previously filed application, subject to conditions and requirements of 37 CFR 1.57(a).

Application number of the previously filed application	Filing date (YYYY-MM-DD)	Intellectual Property Authority or Country i

Publication Information:

☒ Request Early Publication (Fee required at time of Request 37 CFR 1.219)

☐ **Request Not to Publish.** I hereby request that the attached application not be published under 35 U.S.C. 122(b) and certify that the invention disclosed in the attached application **has not and will not** be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.

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Application Data Sheet 37 CFR 1.76	Attorney Docket Number	RALEP032C1C3
	Application Number	
Title of Invention	Device-Assisted Services for Protecting Network Capacity	

Representative Information:

Representative information should be provided for all practitioners having a power of attorney in the application. Providing this information in the Application Data Sheet does not constitute a power of attorney in the application (see 37 CFR 1.32).
Either enter Customer Number or complete the Representative Name section below. If both sections are completed the customer Number will be used for the Representative Information during processing.

Please Select One:	(•) Customer Number	( ) US Patent Practitioner	( ) Limited Recognition (37 CFR 11.9)
Customer Number	106963		

Domestic Benefit/National Stage Information:

This section allows for the applicant to either claim benefit under 35 U.S.C. 119(e), 120, 121, or 365(c) or indicate National Stage entry from a PCT application. Providing this information in the application data sheet constitutes the specific reference required by 35 U.S.C. 119(e) or 120, and 37 CFR 1.78.
When referring to the current application, please leave the application number blank.

Prior Application Status	Pending				Remove
Application Number	Continuity Type		Prior Application Number		Filing Date (YYYY-MM-DD)
notyetassigned	Continuation of		14082040		2013-11-15
Prior Application Status	Patented				Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)	Patent Number	Issue Date (YYYY-MM-DD)
14082040	Division of	13134028	2011-05-25	8589541	2013-11-19
Prior Application Status	Patented				Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)	Patent Number	Issue Date (YYYY-MM-DD)
13134028	Continuation in part of	13134005	2011-05-25	8635335	2014-01-21
Prior Application Status	Patented				Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)	Patent Number	Issue Date (YYYY-MM-DD)
13134028	Continuation in part of	12695021	2010-01-27	8346225	2013-01-01
Prior Application Status	Expired				Remove
Application Number	Continuity Type		Prior Application Number		Filing Date (YYYY-MM-DD)
13134028	Claims benefit of provisional		61348022		2010-05-25
Prior Application Status	Expired				Remove
Application Number	Continuity Type		Prior Application Number		Filing Date (YYYY-MM-DD)
13134028	Claims benefit of provisional		61381159		2010-09-09
Prior Application Status	Expired				Remove

Application Data Sheet 37 CFR 1.76	Attorney Docket Number	RALEP032C1C3
	Application Number	
Title of Invention	Device-Assisted Services for Protecting Network Capacity	

Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
13134028	Claims benefit of provisional	61381162	2010-09-09
Prior Application Status	Expired		Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
13134028	Claims benefit of provisional	61384456	2010-09-20
Prior Application Status	Expired		Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
13134028	Claims benefit of provisional	61389547	2010-10-04
Prior Application Status	Expired		Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
13134028	Claims benefit of provisional	61385020	2010-09-21
Prior Application Status	Expired		Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
13134028	Claims benefit of provisional	61387243	2010-09-28
Prior Application Status	Expired		Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
13134028	Claims benefit of provisional	61387247	2010-09-28
Prior Application Status	Expired		Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
13134028	Claims benefit of provisional	61407358	2010-10-27
Prior Application Status	Expired		Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
13134028	Claims benefit of provisional	61418507	2010-12-01
Prior Application Status	Expired		Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
13134028	Claims benefit of provisional	61418509	2010-12-01
Prior Application Status	Expired		Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
13134028	Claims benefit of provisional	61420727	2010-12-07
Prior Application Status	Expired		Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
13134028	Claims benefit of provisional	61422565	2010-12-13
Prior Application Status	Expired		Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
13134028	Claims benefit of provisional	61422572	2010-12-13
Prior Application Status	Expired		Remove

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Application Data Sheet 37 CFR 1.76	Attorney Docket Number	RALEP032C1C3
	Application Number	
Title of Invention	Device-Assisted Services for Protecting Network Capacity	

Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
13134028	Claims benefit of provisional	61422574	2010-12-13
Prior Application Status	Expired		Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
13134028	Claims benefit of provisional	61435564	2011-01-24
Prior Application Status	Expired		Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
13134028	Claims benefit of provisional	61472606	2011-04-06
Prior Application Status	Expired		Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
12695021	Claims benefit of provisional	61252151	2009-10-15
Prior Application Status	Expired		Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
12695021	Claims benefit of provisional	61252153	2009-10-15
Prior Application Status	Patented		Remove

Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)	Patent Number	Issue Date (YYYY-MM-DD)
12695021	Continuation in part of	12380780	2009-03-02	8839388	2014-09-16
Prior Application Status	Patented			Remove	

Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)	Patent Number	Issue Date (YYYY-MM-DD)
13134005	Continuation in part of	12380780	2009-03-02	8839388	2014-09-16
Prior Application Status	Patented			Remove	

Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)	Patent Number	Issue Date (YYYY-MM-DD)
13134005	Continuation in part of	12380778	2009-03-02	8321526	2012-11-27
Prior Application Status	Expired			Remove	

Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
12380780	Claims benefit of provisional	61206354	2009-01-28
Prior Application Status	Expired		Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
12380780	Claims benefit of provisional	61206944	2009-02-04
Prior Application Status	Expired		Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
12380780	Claims benefit of provisional	61207393	2009-02-10
Prior Application Status	Expired		Remove

Application Data Sheet 37 CFR 1.76	Attorney Docket Number	RALEP032C1C3
	Application Number	
Title of Invention	Device-Assisted Services for Protecting Network Capacity	

Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
12380780	Claims benefit of provisional	61207739	2009-02-13
Prior Application Status	Expired		Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
12380778	Claims benefit of provisional	61206354	2009-01-28
Prior Application Status	Expired		Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
12380778	Claims benefit of provisional	61206944	2009-02-04
Prior Application Status	Expired		Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
12380778	Claims benefit of provisional	61207393	2009-02-10
Prior Application Status	Expired		Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
12380778	Claims benefit of provisional	61207739	2009-02-13
Prior Application Status	Patented		Remove

Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)	Patent Number	Issue Date (YYYY-MM-DD)
13134028	Continuation in part of	12695019	2010-01-27	8275830	2012-09-25
Prior Application Status	Patented				Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)	Patent Number	Issue Date (YYYY-MM-DD)
13134028	Continuation in part of	12695020	2010-01-27	8406748	2013-03-26
Prior Application Status	Patented				Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)	Patent Number	Issue Date (YYYY-MM-DD)
13134028	Continuation in part of	12694445	2010-01-27	8391834	2013-03-05
Prior Application Status	Patented				Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)	Patent Number	Issue Date (YYYY-MM-DD)
13134028	Continuation in part of	12694451	2010-01-27	8548428	2013-10-01
Prior Application Status	Patented				Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)	Patent Number	Issue Date (YYYY-MM-DD)
13134028	Continuation in part of	12694455	2010-01-27	8402111	2013-03-19
Prior Application Status	Patented				Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)	Patent Number	Issue Date (YYYY-MM-DD)
13134028	Continuation in part of	12695980	2010-01-28	8340634	2012-12-25
Prior Application Status	Expired				Remove

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Application Data Sheet 37 CFR 1.76	Attorney Docket Number	RALEP032C1C3
	Application Number	
Title of Invention	Device-Assisted Services for Protecting Network Capacity	

Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
12695019	Claims benefit of provisional	61270353	2009-07-06
Prior Application Status	Expired		Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
12695019	Claims benefit of provisional	61264126	2009-11-24
Prior Application Status	Expired		Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
12695020	Claims benefit of provisional	61275208	2009-08-25
Prior Application Status	Expired		Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
12695020	Claims benefit of provisional	61237753	2009-08-28
Prior Application Status	Expired		Remove
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
12694455	Claims benefit of provisional	61264120	2009-11-24
Additional Domestic Benefit/National Stage Data may be generated within this form by selecting the **Add** button.			Add

Foreign Priority Information:

This section allows for the applicant to claim priority to a foreign application. Providing this information in the application data sheet constitutes the claim for priority as required by 35 U.S.C. 119(b) and 37 CFR 1.55(d). When priority is claimed to a foreign application that is eligible for retrieval under the priority document exchange program (PDX) [i] the information will be used by the Office to automatically attempt retrieval pursuant to 37 CFR 1.55(h)(1) and (2). Under the PDX program, applicant bears the ultimate responsibility for ensuring that a copy of the foreign application is received by the Office from the participating foreign intellectual property office, or a certified copy of the foreign priority application is filed, within the time period specified in 37 CFR 1.55(g)(1).

Remove

Application Number	Country [i]	Filing Date (YYYY-MM-DD)	Access Code [i] (if applicable)

Additional Foreign Priority Data may be generated within this form by selecting the **Add** button. Add

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Application Data Sheet 37 CFR 1.76	Attorney Docket Number	RALEP032C1C3
	Application Number	
Title of Invention	Device-Assisted Services for Protecting Network Capacity	

Statement under 37 CFR 1.55 or 1.78 for AIA (First Inventor to File) Transition Applications

☐ This application (1) claims priority to or the benefit of an application filed before March 16, 2013 and (2) also contains, or contained at any time, a claim to a claimed invention that has an effective filing date on or after March 16, 2013.
NOTE: By providing this statement under 37 CFR 1.55 or 1.78, this application, with a filing date on or after March 16, 2013, will be examined under the first inventor to file provisions of the AIA.

Authorization to Permit Access:

☒ Authorization to Permit Access to the Instant Application by the Participating Offices

If checked, the undersigned hereby grants the USPTO authority to provide the European Patent Office (EPO), the Japan Patent Office (JPO), the Korean Intellectual Property Office (KIPO), the World Intellectual Property Office (WIPO), and any other intellectual property offices in which a foreign application claiming priority to the instant patent application is filed access to the instant patent application. See 37 CFR 1.14(c) and (h). This box should not be checked if the applicant does not wish the EPO, JPO, KIPO, WIPO, or other intellectual property office in which a foreign application claiming priority to the instant patent application is filed to have access to the instant patent application.

In accordance with 37 CFR 1.14(h)(3), access will be provided to a copy of the instant patent application with respect to: 1) the instant patent application-as-filed; 2) any foreign application to which the instant patent application claims priority under 35 U.S.C. 119(a)-(d) if a copy of the foreign application that satisfies the certified copy requirement of 37 CFR 1.55 has been filed in the instant patent application; and 3) any U.S. application-as-filed from which benefit is sought in the instant patent application.

In accordance with 37 CFR 1.14(c), access may be provided to information concerning the date of filing this Authorization.

Applicant Information:

Providing assignment information in this section does not substitute for compliance with any requirement of part 3 of Title 37 of CFR to have an assignment recorded by the Office.

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Application Data Sheet 37 CFR 1.76	Attorney Docket Number	RALEP032C1C3
	Application Number	
Title of Invention	Device-Assisted Services for Protecting Network Capacity	

Applicant 1 Remove

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Organization Name	Headwater Partners I LLC		
Mailing Address Information:			
Address 1	555 Twin Dolphin Dr., Suite 310		
Address 2			
City	Redwood City	**State/Province**	CA
Country [i]	US	Postal Code	94065
Phone Number	650-517-2798	Fax Number	
Email Address	patent@headwaterllc.com		

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Application Data Sheet 37 CFR 1.76	Attorney Docket Number	RALEP032C1C3
	Application Number	
Title of Invention	Device-Assisted Services for Protecting Network Capacity	

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UNITED STATES PATENT APPLICATION

FOR

DEVICE-ASSISTED SERVICES FOR PROTECTING NETWORK CAPACITY

INVENTORS:

GREGORY G. RALEIGH

ALI RAISSINIA

JAMES LAVINE

PREPARED BY:

HEADWATER PARTNERS I LLC
555 TWIN DOLPHIN DRIVE, SUITE 310
REDWOOD SHORES, CA 94065
650-517-2798

ATTORNEY DOCKET NO.: RALEP032C1C3

DEVICE-ASSISTED SERVICES FOR PROTECTING NETWORK CAPACITY

BACKGROUND

[0001] With the advent of mass market digital communications, applications and content distribution, many access networks such as wireless networks, cable networks and Digital Subscriber Line (DSL) networks are pressed for user capacity, with, for example Evolution-Data Optimized (EVDO), High Speed Packet Access (HSPA), Long Term Evolution (LTE), Worldwide Interoperability for Microwave Access (WiMax), DOCSIS, DSL, and Wireless Fidelity (Wi-Fi) becoming user capacity constrained. In the wireless case, although network capacity will increase with new higher capacity wireless radio access technologies, such as Multiple-Input Multiple-Output (MIMO), and with more frequency spectrum and cell splitting being deployed in the future, these capacity gains are likely to be less than what is required to meet growing digital networking demand.

[0002] Similarly, although wire line access networks, such as cable and DSL, can have higher average capacity per user compared to wireless, wire line user service consumption habits are trending toward very high bandwidth applications and content that can quickly consume the available capacity and degrade overall network service experience. Because some components of service provider costs go up with increasing bandwidth, this trend will also negatively impact service provider profits.

[0003] The foregoing example of trends and issues is intended to be illustrative and not exclusive. Other limitations of the art will become apparent to those of skill in the relevant art upon a reading of the specification and a study of the drawings.

BRIEF DESCRIPTION OF THE DRAWINGS

[0004] FIG. 1 illustrates a functional diagram of a network architecture for providing quality of service (QoS) for device assisted services (DAS) and/or for providing DAS for protecting network capacity in accordance with some embodiments.

[0005] FIG. 2 illustrates another functional diagram of another network architecture for providing quality of service (QoS) for device assisted services (DAS) and/or for providing DAS for protecting network capacity in accordance with some embodiments.

[0006] FIG. 3 illustrates a functional diagram of an architecture including a device based service processor and a service controller for providing quality of service (QoS) for device assisted services (DAS) and/or for providing DAS for protecting network capacity in accordance with some embodiments.

[0007] FIGS. 4A through 4C illustrates a functional diagram for providing quality of service (QoS) for device assisted services (DAS) in accordance with some embodiments.

[0008] FIG. 5 illustrates a functional diagram for generating a QoS activity map for quality of service (QoS) for device assisted services (DAS) in accordance with some embodiments.

[0009] FIG. 6 illustrates a functional diagram for quality of service (QoS) for device assisted services (DAS) for an end to end coordinated QoS service channel control in accordance with some embodiments.

[0010] FIG. 7 illustrates a flow diagram for quality of service (QoS) for device assisted services (DAS) in accordance with some embodiments.

[0011] FIGS. 8A through 8C each illustrate another flow diagram for quality of service (QoS) for device assisted services (DAS) in accordance with some embodiments.

[0012] FIG. 9 illustrates another flow diagram for quality of service (QoS) for device assisted services (DAS) in accordance with some embodiments.

[0013] FIG. 10 illustrates another flow diagram for quality of service (QoS) for device assisted services (DAS) in accordance with some embodiments.

[0014] FIG. 11 illustrates another flow diagram for quality of service (QoS) for device assisted services (DAS) in accordance with some embodiments.

[0015] FIG. 12 illustrates a device stack for providing various service usage measurement techniques in accordance with some embodiments.

[0016] FIG. 13 illustrates another device stack for providing various service usage measurement techniques in accordance with some embodiments.

[0017] FIG. 14 illustrates a flow diagram for device assisted services (DAS) for protecting network capacity in accordance with some embodiments.

[0018] FIG. 15 illustrates another flow diagram for device assisted services (DAS) for protecting network capacity in accordance with some embodiments.

[0019] FIG. 16 illustrates another flow diagram for device assisted services (DAS) for protecting network capacity in accordance with some embodiments.

[0020] FIG. 17 illustrates another flow diagram for device assisted services (DAS) for protecting network capacity in accordance with some embodiments.

[0021] FIG. 18 illustrates another flow diagram for device assisted services (DAS) for protecting network capacity in accordance with some embodiments.

[0022] FIG. 19 illustrates another flow diagram for device assisted services (DAS) for protecting network capacity in accordance with some embodiments.

[0023] FIG. 20 illustrates another flow diagram for device assisted services (DAS) for protecting network capacity in accordance with some embodiments.

[0024] FIG. 21 illustrates another flow diagram for device assisted services (DAS) for protecting network capacity in accordance with some embodiments.

[0025] FIG. 22 illustrates another flow diagram for device assisted services (DAS) for protecting network capacity in accordance with some embodiments.

[0026] FIG. 23 illustrates a network capacity controlled services priority level chart for device assisted services (DAS) for protecting network capacity in accordance with some embodiments.

[0027] FIG. 24 depicts a diagram of a network capacity protection system utilizing device-assisted services (DAS).

[0028] FIG. 25 depicts a diagram an example of a differential access control notification system.

[0029] FIG. 26 depicts an example of a computer system on which techniques described in this paper can be implemented.

[0030] FIG. 27 depicts a diagram of an example of a system for application-specific differential network access control.

DETAILED DESCRIPTION

[0031] The invention can be implemented in numerous ways, including as a process; an apparatus; a system; a composition of matter; a computer program product embodied on a computer readable storage medium; and/or a processor, such as a processor configured to execute instructions stored on and/or provided by a memory coupled to the processor. In this specification, these implementations, or any other form that the invention may take, may be referred to as techniques. In general, the order of the steps of disclosed processes may be altered within the scope of the invention. Unless stated otherwise, a component such as a processor or a memory described as being configured to perform a task may be implemented as a general component that is temporarily configured to perform the task at a given time or a specific component that is manufactured to perform the task. As used herein, the term 'processor' refers to one or more devices, circuits, and/or processing cores configured to process data, such as computer program instructions.

[0032] A detailed description of one or more embodiments of the invention is provided below along with accompanying figures that illustrate the principles of the invention. The invention is described in connection with such embodiments, but the invention is not limited to any embodiment. The scope of the invention is limited only by the claims and the invention encompasses numerous alternatives, modifications and equivalents. Numerous specific details are set forth in the following description in order to provide a thorough understanding of the invention. These details are provided for the purpose of example and the invention may be practiced according to the claims without some or all of these specific details. For the purpose of clarity, technical material that is known in the technical fields related to the invention has not been described in detail so that the invention is not unnecessarily obscured.

[0033] As the network capacity gains are less than what is required to meet growing digital networking demand, a network capacity crunch is developing due to increasing network congestion on various wireless networks, such as mobile networks. The increasing popularity of various smart phone devices, net book devices, tablet computing devices, and various other wireless mobile computing devices, which are becoming increasingly popular on 3G, 4G, and other advanced wireless networks, is contributing to the network capacity crunch. Some network carriers have indicated that a relatively small number of users on such devices demand a

disproportionately significant amount of their network capacity. For example, AT&T has recently indicated that about 3 percent of its smart phone device users (e.g., Apple iPhone® users) are generating approximately 40 percent of the operator's data traffic.

[0034] For example, in wireless networks, managing the wireless access connection capacity and network access connection resources is important to maintain network performance as network resources/capacity demand increases. Many network performance measures can be advantageously maintained or improved as network loading increases if capacity management and/or network resource management is employed. For example, these performance measures include network availability; the ability to deliver connections to all devices, users and/or applications seeking connections and enabled for service on the network; network access attempt success rate; the transmission speed experienced by one or more devices, users or applications; the average transmission speed experienced by all devices, users and/or applications; network bit error rate or packet error rate; the time delay from network access request to delivered access connection; the one-way delay or round-trip delay for a transmission; the delay timing jitter for a transmission; the time variation in transmission speed for one or more connections; the ability of the network to deliver various requested/needed levels of Quality of Service (QoS) to devices, users or applications that require differentiated connection QoS classes; the ability of the network to maintain efficiency (e.g., aggregated service throughput measured across all devices, users, and/or applications); the ability of the network to share or distribute a performance measure (e.g., the performance measures listed above) uniformly or fairly across multiple devices, users, and/or applications that all have the same service quality class or the same service plan performance parameters.

[0035] For example, if there is a limited amount of shared bandwidth for a set of user devices (e.g., a set of devices on a wireless network, such as a given base station or base station controller or femto cell or pico cell; or a set of devices on a cable modem networks, etc.), and if multiple and/or all devices allow all applications to indiscriminately access or attempt to access network resources or transmit/receive traffic, then the network can generally become overloaded. As a result, a subset of users/devices or in some cases most or all users/devices obtain poor network performance. As another example, if one or more devices forming a subset of devices on the network allow multiple and/or all applications to indiscriminately access or attempt to access network resources or transmit/receive traffic, then the network can become overloaded.

As a result, a subset of users/devices or in some cases most or all users/devices obtain poor network performance.

[0036] Traditionally, mobile devices typically have specialized designs that are optimized to preserve network capacity and protect network resources from being over taxed. For example, wireless devices that browse the Internet often use specialized protocols such as WAP and data traffic compression or low resolution techniques rather than standard HTTP protocols and traffic used in wired Internet devices.

[0037] However, the wireless devices that implement specialized methods for accessing the Internet and/or other networks often implement complex specifications provided by one or more wireless carriers that own the networks that the device is designed to connect to. Such complex specifications often require time consuming design, testing, and certification processes. These processes in part have the effect of narrowing the base of device suppliers to those qualified and willing to perform the specialized design work required, slowing time to market for new devices, increasing the expense to develop new devices and reducing the types of applications that are supported.

[0038] Device OEMs have recently created wireless devices that are designed more like standard Internet devices and not fully optimized to preserve network capacity and resources. Many wireless service customers desire this type of device, and the OEMs generally want to reduce the complexity and time to market to deliver such devices. In addition, new market needs and new government requirements sometimes require that carriers offer a more open process for bringing new devices onto their network, in which the process does not require all of the specialized design and certification described above. These and various other factors are driving a growing need and trend for less complex and time consuming wireless device design and certification processes.

[0039] This trend has led many carriers to begin selling devices that are designed more as standard Internet service devices that connect to the Internet and other data networks through carrier wireless networks. As the cellular network is opened up to more and more new devices, applications and markets, there is a growing demand to allow general purpose Internet devices and applications to gain access to wireless networks without necessarily going through

specialized design and certification process requirements to make the devices and applications efficient and authorized for access to such wireless networks.

[0040] However, general purpose Internet devices are not as frugal or sparing with wireless network access bandwidth. Moreover, with the advent of always on wide area network connections to the Internet has led to popular Internet services and applications that typically assume very inexpensive access and generally heed no attention to, for example, network busy state. As more general purpose Internet devices are provided for us on various wireless networks (e.g., mobile wireless networks), a high frequency of inefficient wireless network accesses continue to rise, which can reduce network capacity sometimes to levels that hinder access to service for that device (e.g., user, device, software demand) and/or other devices on that wireless network and/or that wireless network segment. As discussed above, judicious use of wireless network bandwidth, capacity, and resources generally results in better service for all users, but at present, device manufacturers and wireless network providers (e.g., wireless network carriers or carriers) have not provided or implemented more intelligent bandwidth usage techniques. These factors generally result in less carrier control of device design, which poses a threat to longer term network capacity and performance preservation as the volume of devices with less optimized wireless designs continues to grow.

[0041] There are many network performance and user performance factors that are impacted by the efficiency of the network, including, for example, overall network congestion; the access network performance experienced by one or more groups of users, devices, applications, network service sources, communication protocols, and/or operating system functions; and/or the performance experienced by a given user, device, application, network service source, communication protocol, and/or operating system function. Under a relatively low capacity demand of a wireless network, network performance as experienced by a group of devices, applications, network service sources, communication protocols, operating system functions, and/or users or by a single device, application, network service source, communication protocol, operating system function, and/or user can degrade somewhat proportionally (e.g., aggregate traffic delivered by the network may be roughly proportional to the peak available network traffic) with incremental increases in network access and/or traffic demand from one or more groups of users, devices, applications, network service sources, communication protocols and/or operating system functions. However, as network resources/network capacity demand

increases (e.g., more wireless network data traffic is demanded in aggregate; more devices are serviced by the network; more users are serviced by the network; more applications are serviced by the network; more network service sources are serviced by the network; more operating system functions are serviced by the network; and/or more differentiated QoS sessions are serviced by the network), network availability/performance can decrease and/or the network may not adequately service one or more users, devices, applications, network service sources, communication protocols, and/or operating system functions, or may not service one or more groups of users, devices, applications, network service sources, communication protocols, and/or operating system functions.

[0042] There are many examples of how increasing network capacity demand can decrease network performance, including for example, to a decrease in average bandwidth offered per device (e.g., one or more users on a device, application, network service source, communication protocol, and/or operating system function executed/implemented on the device); an increase in traffic delivery latency; an increase in traffic delivery latency jitter; insufficient guaranteed or differentiated bandwidth for one or more differentiated QoS and/or dynamic QoS services (e.g., as described herein) to one or more devices, users, applications, network service sources, communication protocols, and/or operating system functions; increased latency for bandwidth reservation services; increased latency for QoS reservation services; performance problems with one or more communication protocols; unacceptable delays in user experience, and/or various other or similar consequences and device or user impacts resulting from reduced network availability and/or reduced network capacity. Examples of network communication protocols that can have degraded performance with excessive network loading or degraded network performance include, for example, Internet protocol (IP), HTML protocols, voice communication protocols including VOIP protocols, real-time video communication protocols, streaming media protocols (e.g., audio, video, etc), gaming protocols, VPN protocols, file download protocols, background service protocols, software update protocols, and/or various other network communication protocols. Thus, is it important to preserve/protect network capacity.

[0043] It is also important to control the number of transactions demanded from a given network resource (e.g., edge network segment, base station, base station controller, MAC resources, pico cell, femto cell, etc.) in a given period of time so that demand does not overcome

the transaction servicing ability of that network resource. For example, network resources that should not be subjected to excess transaction demand can include base station or base station controller resources, media access control (MAC) resources, traffic transport resources, AAA resources, security or authentication resources, home agent (HA) resources, DNS resources, resources that play a part in network discovery, gateway or router resources, data session reservation or establishment resources (e.g., network resources required to manage, set up, conduct, and/or close service sessions, PPP sessions, communication flows, communication streams, QoS flows, radio access bearer reservation resources , tunnels, VPNs, APNs, special service routing, etc.), bandwidth reservation resources, QoS reservation or coordination resources, QoS transport resources, service charging resources, traffic analysis resources, network security resources, and/or various other or similar network resources. In some networks, the network performance degradation due to a given measure of incremental increase in network resource/capacity demand can become relatively large as various network resources become increasingly taxed due to either limited transaction processing capability or limited traffic bandwidth for one or more of the network resources that participate in establishing, servicing, conducting, maintaining, and/or closing the necessary network service connections and/or information exchanges required to conduct a service activity. For example, if the equipment required to establish a PPP session can only handle a certain number of new PPP session openings and/or closings per given period of time, and if device behavior is such that PPP sessions are often opened and/or closed, then the rate of PPP session transactions (e.g., openings and/or closings) can exceed the transaction capacity of the PPP session management resources. This is sometimes referred to as "flooding" or "overloading" a network resource with excess demand or excess connections, and, in such cases, the network resource may begin falling behind in servicing transaction demand in a well controlled manner (e.g., the network resource may continue processing transactions at or near a maximum rate for that network resource), or in some cases, the resource may fall behind transaction demand in a less well controlled manner (e.g., the network resource may become overwhelmed such that its processing rate not only falls below aggregate transaction demand, but the transaction rate processing capability decreases under overload as well). In the PPP session establishment resource example, once the rate of requested transactions exceeds the resource maximum transaction rate, then unmet device

demand can grow to a point where one or more devices experiences delays in connecting to and/or communicating (e.g., sending/receiving data) with the network.

[0044] As another example, in any type of random access bandwidth reservation protocol, MAC protocol, or bandwidth delivery protocol, in a network without proper management and/or control of traffic access reservations and/or transmissions, as the network demand increases there may be more collisions between reservation requests, traffic transmissions, application demands, network service source demands, communication protocol demands, and/or operating system function demands causing a decreasing network efficiency that can degrade user, device, application and/or network service performance so that performance falls below acceptable levels. As another example, in systems in which there is a QoS service session reservation system, uncontrolled and/or unmanaged QoS reservation requests and/or reservation grants can lead to a situation where the QoS reservation resources and/or QoS service delivery resources are over taxed to the point where QoS service performance falls below desired levels. As another example, in networks that require some form of minimum resource allocation for transmissions, reservations, or network resource transactions, the network can become inefficient if one or more devices, applications, network service sources, operating system functions, and/or communication protocols have a relatively high rate of network resource access attempts, network accesses or data transmissions for small transmission payloads (e.g., minimum MAC reservation factors, minimum security overhead factors, minimum QoS reservation factors, minimum time responses for establishing a base station connection, minimum time responses for establishing or closing/being released from a session, etc). Even if the data packet comprising the access event is small, the network resources required to complete the access event are often busy servicing the access event for much longer periods of time than are required for the actual data transmission.

[0045] Another example of device service activity behavior that can have an impact on network performance is the way the device, device subsystem, and/or modem subsystem power cycling or transitions from one power save state to another. For example, establishing a basic connection from a device to a wireless base station consumes base station resources for a period of time and in some cases can also consume other network resources such as AAA, HLR, HA, gateway, billing, and/or charging gateway resources. If a device terminates the connection to the base station when the modem subsystem (e.g., or some other portion of the device) goes from

active connection state to a power save state, then each time the device enters power save state and then exits power save state network resources are consumed, sometimes for time periods measured on the order of seconds or in extreme cases even minutes. If such a device has an aggressive power save algorithm that enters power save state after a short idle period, then the device behavior can consume a proportionally large amount of resources such that the network ability to support multiple devices is diminished, or such that the network cannot support very many similar devices on the network. Another similar example is the establishment of network sessions once the base station connection is established (e.g., establishing a PPP session between the device and a home agent (HA) or other gateway), in which network resources required to open and/or close the network session are ignorantly consumed if a device exhibits aggressive power save state cycling or frequently terminates the data session for other reasons.

[0046] Another example of device service activity behavior that can impact network performance is applications that maintain persistent network communication that generates a relatively high frequency of network data packets. Some applications have persistent signaling that falls into this category. Specific examples include frequent device signaling sequences to update widgets on a desktop; synchronize user data such as calendars, contacts, email, and/or other information/content; check or update email or RSS feeds; access social networking websites or tools; online text, voice or video chat tools; update real-time information; and conduct other repetitive actions. Additional application behavior that can significantly tie up network resources and capacity include, for example, conference meeting services, video streaming, content update, software update, and/or other or similar application behavior. For example, even when the user is not directly interacting with or benefiting from this type of application, the application can be running in the background and continuing to consume potentially significant network resources.

[0047] For example, the types of service activities and/or device behavior that can reduce network capacity and/or network resource availability include software updates for OS and applications, frequent OS and application background network accesses and signaling, frequent network discovery and/or signaling (e.g., EtherType messages, ARP messages, and/or other messaging related to network access), cloud synchronization services, RSS feeds and/or other background information feeds, application (e.g., web browser) or device behavior reporting, background email downloads, content subscription service updates and downloads (e.g.,

music/video downloads, news feeds, etc.), text/voice/video chat clients, virus updates, peer to peer networking applications, inefficient network access sequences during frequent power cycling or power save state cycling, large downloads or other high bandwidth accesses, and/or greedy application programs that continually and/or frequently access the network with small transmissions or requests for information. Various other examples will now be apparent to one of ordinary skill in the art.

[0048] Thus, not only can network capacity, network performance, and/or network resource availability be degraded by high device transmission bandwidth demand, but other types of persistent or frequent traffic resulting from network resource requests, network data accesses or other network interaction can also degrade network capacity, network performance, and/or network resource whether or not the aggregate bandwidth demand as measured by the total data throughput is high or not. Thus, techniques are needed to preserve network capacity by, for example, differentially controlling these types of network service usage activities in various ways depending on the type of service activity requesting network access and/or requesting transactions with network resources.

[0049] Smart phones and similar devices are exacerbating the problem by making frequent queries of the wireless network as such devices move among cell sites to, while in transit, for example, push email, access social networking tools, and/or conduct other repetitive actions. While data traffic is also growing, signaling traffic is outpacing actual mobile data traffic by 30 percent to 50 percent by some estimates. For example, a Yahoo IM user may send a message but then wait a couple of seconds between messages. To preserve battery life, the smart phone typically moves into an idle mode. When the user pushes another message seconds later, the device has to set up a signaling path again, and even when the signaling resource is released by the smart phone, the network typically does not react fast enough to allow for the next station to use resources until several seconds and sometimes minutes. As a result, the base station controller in this example is spending a lot of its resources trying to process the signaling so it cannot perform other tasks, such as allocate additional resources for data network usage, and such inefficiencies exacerbate the data network capacity crunch and dropped calls on such wireless networks.

[0050] One approach used by smart phone vendors to address this problem and save battery life on their devices is to implement a fast dormancy feature, which allows the mobile device to quickly make a query to the radio network controller to release the connection so that it can return to the idle state faster. In other words, the device is relaying the fact that the phone is going dormant saving device resources (e.g., signaling channel) rather than network resources. However, the fast dormancy feature can exacerbate this problem by prematurely requesting a network release only to follow on with a request to connect back to the network or by a request to re-establish a connection with the network.

[0051] Network carriers have typically attempted to manage network capacity using various purely central/core network based approaches. For example, some carriers have indicated a robust capacity planning process and sufficient investment is needed to alleviate this growing capacity crunch. Purely centralized network solutions with no assistance from a device based software agent (or service processor) can have several limitations. For example, for some device applications, OS functions or other service usage activities, if the activity is blocked somewhere in the network behind the base station after over the air (OTA) spectrum bandwidth is consumed to open or begin to open a communication socket, then there can still be an appreciable amount of network capacity or resources consumed even though the data transfer is not allowed to complete. In addition, if the service usage activity is aggressive in re-attempting to establish the network connection to transfer the data, and the network continues to allow the OTA portion of the connection establishment but blocks the connection somewhere in the network, then a large amount of capacity can be consumed by many devices exhibiting such behavior even though no useful service is being allowed. Accordingly, some embodiments for protecting network capacity include controlling network service usage activities at the source of the demand – the device. Furthermore, in some embodiments, service usage is controlled in a manner that delays, prevents, or reduces the frequency of service usage activity re-try attempts to connect to the network.

[0052] In some cases, an additional drawback of purely centralized network solutions to protect network capacity arises when service usage activities are controlled, blocked, throttled, and/or delayed by central network equipment with no mechanisms or support to link to a device user interface (UI) to inform the user what is happening and why it is happening. This can lead to a frustrating user experience and reduced carrier customer satisfaction. Accordingly, in some

embodiments, a device based UI is provided to provide the user with real time or near real time information regarding why a service usage activity is being controlled, blocked, throttled, and/or otherwise controlled in order to protect network capacity. In some embodiments, a UI is provided that also informs the user when there are options to set, control, override, or modify service usage controls for the purpose of protecting network capacity. In some embodiments, such user preference inputs also correspond to a change in service usage billing. In some embodiments, such changes in service usage billing due to capacity sparing service control changes by the user are communicated to the user via a UI notification sequence. In some embodiments, techniques for protecting network capacity employ user warnings when a service usage activity classified for differential user notification policies is likely to cause the user to go over service plan caps (e.g., total data byte count usage caps).

[0053] What is needed is intelligent network monitoring to provide real-time traffic monitoring network service usage (e.g., at the packet level/layer, network stack application interface level/layer, and/or application level/layer) of the wireless network (e.g., radio access networks and/or core networks) and to effectively manage the network service usage for protecting network capacity (e.g., while still maintaining an acceptable user experience). Using Device Assisted Services (DAS) techniques, and in some cases, network assisted/based techniques, to provide for network service usage monitoring of devices, network carriers/operators would be provided greater insight into what devices, which users and what applications, and when and where network congestion problems occur, enabling operators to intelligently add additional resources to certain areas when necessary (e.g., offloading data traffic onto femto cells or WiFi hotspots and adding more network resources), to differentially control network service usage, and/or to differentially charge for network service usage based on, for example, a network busy state, for protecting network capacity.

[0054] Intelligent network monitoring of the wireless network to effectively manage network service usage for protecting network capacity can include providing Device Assisted Services (DAS) for protecting network capacity in accordance with various embodiments described herein. For example, intelligent network monitoring of the wireless network to effectively manage network service usage for protecting network capacity can include differentially controlling over the air software updates and/or performing software updates via wired connections only. As another example, intelligent network monitoring of the wireless

network to effectively manage network service usage for protecting network capacity can include differentially controlling various applications that demand significant network resources or network capacity. As another example, intelligent network monitoring of the wireless network to effectively manage network service usage for protecting network capacity can include managing network access connection requests resulting from repeated power down modes in the modem, which can cause resource intensive re-connection and/or re-authentication processes. As another example, intelligent network monitoring of the wireless network to effectively manage network service usage for protecting network capacity can include techniques for keeping PPP sessions alive to avoid the need to consume network resources to re-establish PPP sessions (e.g., unless the application behavior analysis predicts that a mean access time is long enough for the PPP session to be dropped off and yet not causing overall network resource limitations).

[0055] Unlike traditional QoS techniques, which are used to establish a single end or end to end guaranteed service level(s) on a network, techniques disclosed herein for protecting network capacity facilitate implementation of services on a network to facilitate differential control of certain services to protect network capacity (e.g., to reduce network congestion, network capacity demand, network resource demand; and/or to increase network availability). As also disclosed herein, techniques disclosed herein for protecting network capacity facilitate implementation of services on a network to facilitate differential control of certain services to protect network capacity can also facilitate QoS implementations by maintaining needed levels of network capacity/availability to facilitate delivery of certain QoS levels/classes. For example, techniques disclosed herein for protecting network capacity can aggregate across multiple services and/or devices to facilitate differential control of certain services to protect network capacity. As another example, techniques disclosed herein for protecting network capacity can be used to provide for dynamic QoS classifications (e.g., dynamically assigning/classifying and reassigning/reclassifying (based on various criteria, events, and/or measures) network service usage activities to various QoS levels/classes, such as described herein) to facilitate differential control of certain services to protect network capacity.

[0056] Accordingly, Device Assisted Services (DAS) for protecting network capacity is provided. In some embodiments, DAS for protecting network capacity provides for protection of network capacity (e.g., network congestion and/or network access/resource demand and/or

network availability on an edge element of the network, such as on the Radio Access Network (RAN) of a wireless network, and/or from a device to a base station/base station controller), such as by controlling network service activity usage activities of a device in wireless communication with the network to reduce demands on the network. For example, controlling network service usage activities can include classifying and/or controlling network access requests (e.g., IP address requests), network access reservation requests (e.g., a QoS reservation/sequence), network capacity/resources usage (e.g., bandwidth usage), and/or any other network service usage activities. In some embodiments, applications, OS functions, and/or other network service usage activities that request IP addresses from network address server resources are classified and/or controlled so that the IP address requests are withheld, delayed, time windowed, reduced in frequency, aggregated or otherwise controlled. In some embodiments, such "IP address request control policies" for one or more applications, OS functions, and/or other network service usage activities are set, updated, and/or modified before communicating it over a network connection to a network element (e.g., a service controller or another network element/function). In some embodiments, network service usage activities are generated/requested by applications, operating system (OS) functions, and/or other software/functions executed on a device in communication with the network. In some embodiments, it is desirable to apply a service usage control policy for the network service usage activities to protect network capacity (e.g., reduce network capacity demand). For example, some applications and/or OS functions have limited capabilities to defer certain traffic types based on fixed settings in the application, and such applications and/or OS functions typically cannot optimize network service usage activities based on a current network busy state (e.g., based on changing levels of network capacity and/or network performance available to the device). In some embodiments, the network busy state (e.g., or conversely the network availability state) is a characterization of the congestion (e.g., or conversely available capacity) of the network for one or more device connections. For example, the network busy state can provide a measure of how busy or congested the network or a network segment (e.g., network edge element) is for one or more device connections. As another example, network availability state can provide a measure of what network connection resources are available to one or more device connections. Thus, network busy state and network availability state can be viewed as converse ways of providing similar information, and as described herein with respect to various embodiments, these terms can be used interchangeably.

[0057] In some embodiments, techniques are provided for assigning a priority to a network service usage activity and controlling traffic associated with the network services usage activity based on the assigned priority. In some embodiments, techniques are provided for a implementing a differentiated and dynamic background services classification, for example, as a function of network availability state and/or network busy state.

[0058] In some embodiments, a service usage control policy is used for assisting in network access control of network service usage activities (e.g., deferring some or all of the network capacity demand from these source activities). In some embodiments, some or all of the network capacity demand is satisfied at a point where the network resources or capacity are more available or less busy. In some embodiments, techniques are provided for classifying network service activities associated with one or more applications or OS functions to a background service class and differentially controlling the background service class traffic. In some embodiments, techniques are provided for classifying one or more network service activities associated with an application or OS function to a background service class, while other network service activities associated with that application or OS function are classified to other service classes (e.g., or to different background service class priority levels).

[0059] In some embodiments, techniques are provided for determining a network busy state (e.g., for a network edge element connection to a device, such as for a RAN for the device's current wireless network access and/or to the current base station/base station controller in wireless communication with the device). In some embodiments, techniques are provided for implementing a service usage control policy to differentially control network services traffic based on a network busy state for an activity, a group of activities, or for a service class.

[0060] In some embodiments, DAS for protecting network capacity includes monitoring a network service usage activity of the communications device in network communication; classifying the network service usage activity for differential network access control for protecting network capacity; and associating the network service usage activity with a network service usage control policy based on a classification of the network service usage activity to facilitate differential network access control for protecting network capacity.

[0061] In some embodiments, a network service usage activity is any activity by the device that includes wireless network communication. In some embodiments, an application, an

operating system (OS), and/or other device function generates a network service usage activity. In some embodiments, an application, an operating system (OS), and/or other device function generates one or more network service usage activities. Examples of a network service usage activity include the following: a voice connection (e.g., coded voice connection or voice over IP (VOIP) connection), a device application or widget connection, a device OS function connection, an email text connection, an email download connection, a file download connection, a streaming media connection, a location service connection, a map services connection, a software update (e.g., application, operating system, and/or antimalware software update) or firmware update connection, a device backup connection, an RSS feed connection, a website connection, a connection to a server, a web browser connection, an Internet connection for a device based service activity, establishing a sync service account, a user data synchronization service, a device data synchronization service, a network connection flow or stream, a socket connection, a TCP connection, a destination/port assigned connection, an IP connection, a UDP connection, an HTTP or HTTPS connection, a TLS connection, an SSL connection, a VPN connection, a general network services connection (e.g., establishing a PPP session, authenticating to the network, obtaining an IP address, DNS service), and various other types of connections via wireless network communication as will be apparent to one of ordinary skill in the art.

[0062] In some embodiments, a network service usage activity is classified, associated with, and/or assigned to a background class (e.g., a background service or QoS class) to facilitate differential network service usage control to protect network capacity. In some embodiments, differential network service usage control includes one or more of the following: monitoring network service usage activity; accounting for network service usage activity; reporting network service usage activity; generating a user notification for a network service usage activity; requesting a user preference for control of network service usage activity; accepting a user preference for network service usage activity; implementation of a network service usage activity policy (e.g., block/allow; traffic control techniques, such as throttle, delay, priority queue, time window, suspend, quarantine, kill, remove, and other well known traffic control techniques); implementing UI intercept procedures; generating a network busy state notification; generating a background class notification; generating a user notification for differential network service

usage control of a network service usage activity; and various other techniques as described herein.

[0063] In some embodiments, a network availability state includes a state or measure of availability/capacity of a segment of a network (e.g., a last edge element of a wireless network). In some embodiments, a network busy state includes a state or measure of the network usage level or network congestion of a segment of a network (e.g., a last edge element of a wireless network). In some embodiments, network availability state and network busy state are inverse measures. As used herein with respect to certain embodiments, network availability state and network busy state can be used interchangeably based on, for example, a design choice (e.g., designing to assign background policies based on a network busy state or a network availability state yields similar results, but they are different ways to characterize the network performance and/or capacity and/or congestion). In some embodiments, network availability state and network busy state are dynamic measures as such states change based on network usage activities (e.g., based on a time of day, availability/capacity level, congestion level, and/or performance level). In some embodiments, differential network service usage control of a network service usage activity is based on a network busy state or network availability state.

[0064] In some embodiments, certain network service usage activities are classified as background services. In some embodiments, lower priority and/or less critical (and/or based on various other criteria/measures) network service usage activities are classified as background services based on a network busy state and differentially controlled based on a network busy state to protect network capacity. In some embodiments, differential network service usage control policies are based on a time of day, a network busy state, background services and/or QoS class changes based on a time of day and/or a network busy state, a random back-off for access for certain network service usage activities, a deterministic schedule for certain network service usage activities, a time windowing in which network service usage control policies for one or more service activities or background/QoS classes changes based on time of day, network busy state, a service plan, and various other criteria, measures, and/or techniques as described herein.

[0065] In some embodiments, a network capacity controlled service or network capacity controlled services class includes one or more network services (e.g., background download

services and/or various other types or categories of services as described herein) selected for differential network service usage control for protecting network capacity. In some embodiments, a network capacity controlled services classification includes one or more network services associated with a network capacity controlled service/class priority setting for differential network service usage control for protecting network capacity. In some embodiments, a network capacity controlled service or network capacity controlled services class includes one or more network services associated with a QoS class for differential network service usage control for protecting network capacity. In some embodiments, a network capacity controlled service or network capacity controlled services class includes one or more network services associated with a dynamic QoS class for differential network service usage control for protecting network capacity.

[0066] For example, differentially controlling network service usage activities based on network capacity controlled services or dynamic QoS or QoS classifications can protect network capacity by, for example, improving network performance, increasing network availability, reducing network resources demand, and/or reducing network capacity demand (e.g., based on an individual device, aggregate devices connected to an edge element, and/or aggregate devices connected to many edge elements). In some embodiments, differentially controlling network service usage activities based on network capacity controlled services or dynamic QoS or QoS classifications can protect network capacity while maintaining proper device operation. In some embodiments, differentially controlling network service usage activities based on network capacity controlled services or dynamic QoS or QoS classifications can protect network capacity while maintaining an acceptable user experience (e.g., proper and/or expected device operation, proper and/or software/application/OS/function operation, avoiding (whenever possible) significant adverse impact on device functions, and/or user notifications to keep the user informed of various differential control implemented on the device).

[0067] In some embodiments, dynamic QoS classifications include QoS classifications that can be dynamically modified (e.g., reclassified, reprioritized, upgraded, and/or downgraded) based on various criteria, measures, settings, and/or user input as described herein (e.g., based on a time of day and/or day of week, based on a network busy state, based on a user preference, and/or based on a service plan). In some embodiments, the various techniques described herein

related to DAS for providing network capacity and/or QoS for DAS are applied to dynamic QoS related techniques.

[0068] As wireless networks, such as mobile networks, evolve towards higher bandwidth services, which can include or require, for example, various levels of Quality of Service (QoS) (e.g., conversational, interactive data, streaming data, and/or various (end-to-end) real-time services that may benefit from QoS), demands will increase for converged network services to facilitate such services for end-to-end services between networks (e.g., to allow for control and/or support for such services, for example, QoS support, across network boundaries, such as between wireless networks (such as various service provider networks) and IP networks (such as the Internet), and/or other networks). While various efforts have attempted to address such QoS needs, such as policy management frameworks for facilitating QoS end-to end solutions, there exists a need to facilitate various QoS requirements using Device Assisted Services (DAS).

[0069] Accordingly, Quality of Service (QoS) for Device Assisted Services (DAS) is provided. In some embodiments, QoS for DAS is provided.

[0070] To establish a QoS channel, differentiated services are typically available, in which one class/level of service has a higher priority than another to provide for differentiated services on a network, such as a wireless network. For example, in a wireless network, various network elements/functions can be provisioned and controlled to establish a single end or end to end QoS channel. In some embodiments, a centralized QoS policy coordination and decision function using DAS techniques to assist in coordinating the QoS channel setup and control among the various elements of a wireless network is provided.

[0071] In some embodiments, QoS channel refers to the logical communication channel connected to a device that provides a desired level of QoS service level. For example, the QoS channel can be created with one or more QoS links, in which each link represents a QoS enabled connection that spans a portion of the total end to end network communication path from a near end device to a far end device. For example, the far end device can be on the same network or on a different network, potentially with different access technology and/or a different access network carrier. In some embodiments, the QoS channel includes one or more QoS links in which each link in the channel is QoS enabled, or one or more of the links in the channel is QoS enabled and others are not. As an example, a QoS channel can include the following links: a

first device traffic path link, a first device to access network equipment element link (e.g., 2G/3G/4G wireless base station, WiFi access point, cable network head end, DSLAM, fiber aggregation node, satellite aggregation node, or other network access point/node), a first carrier core network, a long haul IPX network, a second carrier core network, a second device to access network equipment element link, and a second device traffic path link as similarly described herein with respect to various embodiments.

[0072] In some embodiments, each of the links described above has the ability to provide QoS services for that segment of an overall QoS channel. In some embodiments, the device traffic path link and/or the device to access network equipment element link are QoS enabled, but the carrier core network and/or IPX network links are not QoS enabled. In some embodiments, the core network and/or IPX network have sufficient over-provisioning of bandwidth that QoS is not limited by these network elements and, for example, can be limited by the device traffic link and/or the device to access network equipment element link do not have sufficient excess bandwidth making it desirable to QoS enable these QoS channel links. A common example is a 2G/3G/4G wireless network in which a device traffic path link and the device to access network element link (e.g., Radio Access Bearer (RAB)) are QoS enabled while the carrier core network and IPX network links are not (e.g., are provided at a best effort service level or other service levels).

[0073] In some embodiments, a QoS session refers to the QoS enabled traffic for a given device that flows over a QoS channel or QoS link. This QoS traffic supports a QoS service activity. In some embodiments, a QoS service activity includes a device service usage that is requested, configured, or preferably serviced with a given level of QoS. In some embodiments, a device QoS activity is a combination of one or more of the following: application, destination, source, socket (e.g., IP address, protocol, and/or port), socket address (e.g., port number), URL or other similar service identifier, service provider, network type, traffic type, content type, network protocol, session type, QoS identifier, time of day, network capacity (e.g., network busy state), user service plan authorization or standing, roaming/home network status, and/or other criteria/measures as similarly described herein. For example, QoS service activities that are supported by QoS sessions can include VOIP traffic, streaming video traffic, differentiated access bandwidth during busy network periods, real-time interactive traffic, such as network connected multimedia meetings (e.g., shared presentations, picture, video, voice, and/or other

such applications/services), best effort interactive, such as Internet browsing, time sensitive services, such as email message body delivery, near real-time interactive services, such as SMS or push to talk, background download services, such as email downloads and other file transfers (e.g., FTP), and/or truly background download services, such as software updates (e.g., OS or application software updates and/or antimalware updates including content/signature updates).

[0074] In some embodiments, various QoS levels or classes are supported. For example a conversation class can provide for real-time traffic, which is typically very delay sensitive but can tolerate bit errors and packet losses. The conversational class is typically used for Voice Over IP (VOIP) and video telephony, in which users of such services benefit from the short delay features of the conversational class. A streaming class is similar to the conversational class except that the streaming class typically can tolerate more delay than the conversational class. The streaming class is generally used for when one end of the connection is a user (e.g., human user) and the other end is a machine/computer (e.g., for streaming content applications, such as streaming of video, such as movies or other video content). An interactive class is generally intended for traffic that allows delay variation while requiring reasonably low response time (e.g., web browsing or other applications in which the channel can be unused for long periods of time but when a user makes a request for a new page/data, the response time should be reasonably low). A background class is generally used for lowest priority service usages (e.g., typically used for e-mail with and without downloads/attachments, application software updates, OS software updates, and/or other similar applications/functions). In some embodiments, various QoS classes or services are applicable to the conversational class. In some embodiments, various QoS classes or services are also applicable to the streaming class. In some embodiments, various QoS classes or services are also applicable to the interactive class but typically not applicable to the background class. As will now be apparent to one of ordinary skill in the art, various other classes can be provided with lower or higher granularity based on service usage/channel requirements and/or network architectures.

[0075] In some embodiments, a QoS link or a QoS channel supports one QoS session. In some embodiments, a QoS link or a QoS channel supports multiple QoS sessions. In some embodiments, QoS link provisioning is provided to setup the QoS traffic level for a given QoS session or group of QoS sessions.

[0076] In some embodiments, a QoS channel is a single ended QoS channel or an end to end QoS channel. For example, if a QoS channel is end to end, then the QoS channel provisioning is accomplished in a coordinated manner for each QoS enabled link in the QoS channel. If a QoS channel is single ended, then the network elements and/or device participate in provisioning as much of one end of the QoS channel as possible, leaving provisioning of the QoS for the other end of the channel as the responsibility of the device and/or network elements that handle the traffic at the other end of the QoS channel. In some embodiments, a single ended QoS channel includes another single ended QoS channel at the other end. In some embodiments, only one end has single ended QoS channel enablement while the other end of the channel is a best effort service level, which, for example, can be used where one end of the QoS channel has tighter constraints on traffic capacity or quality than the other end (e.g., a VOIP call with one end that is QoS enabled on a 3G wireless network that has relatively tight bandwidth compared to a lightly loaded cable modem network device on the other end which may not need to be QoS enabled in order to achieve adequate voice quality).

[0077] In some embodiments, a QoS request (e.g., a QoS channel request or QoS service request) is a request for a QoS provisioning event to enable a QoS channel for one or more QoS service activities. In some embodiments, QoS availability assessment includes determining whether one or more of the links in a possible QoS channel are available (e.g., based on network capacity and transmission quality) to provision the necessary level of QoS for a requested QoS channel. In some embodiments, a QoS request is initiated by a device, a user, an application, and/or a network element/function as similarly described herein.

[0078] In some embodiments, a service plan refers to the collection of access service capabilities, QoS capabilities, and/or network capacity controlled services that are associated with a communications device. In some embodiments, the access service capabilities, QoS capabilities, and/or network capacity controlled services are determined by the collection of access service control policies for the device. In some embodiments, these service control policies are implemented in the network equipment. In some embodiments, these access service control policies are implemented both in the device and in the network equipment. In some embodiments, these access service control policies are implemented in the device. In some embodiments, there are different levels of service control capabilities (e.g., policies) based on different levels of service plan payments or device standing or user standing. In some

embodiments, there are different levels of service control policies based on network type, time of day, network busy status, and/or other criteria/measures as similarly described herein with respect to various embodiments. In some embodiments, the access control and QoS control policies are based on the type of service activity being sought. In some embodiments, the QoS level and access level available for a given service activity for a given device or user is determined by the policies associated with the service plan. In some embodiments, a QoS authorization assessment is performed to determine whether a device or user has sufficient service plan standing to allow the requested level of QoS.

[0079] In some embodiments, before a QoS channel or link is provisioned (or before a QoS request is responded to or filled), a QoS availability assessment is performed to determine whether sufficient communication channel resources are available to provision the necessary level of QoS for the QoS channel or link. In some embodiments, this QoS availability assessment is determined by assessing the available QoS capacity for one or more necessary QoS links in the channel. For example, the available QoS link capacity can be assessed for one or more of a device traffic path, a device to access network equipment element link, a core network link, and/or an IPX network link. If the QoS assessment shows that the necessary channel capacity and quality are available for the desired QoS level for one or more desired QoS service activities, then a QoS channel request or QoS service request can be granted. In some embodiments, a QoS link or QoS channel reservation process is provided to reserve QoS capacity and quality in advance of link or channel provisioning to ensure that the available QoS resources are not assigned between the time of QoS availability assessment and QoS channel provisioning.

[0080] In some embodiments, the QoS availability assessment is performed after QoS authorization assessment. This prevents the unnecessary exercising of network elements when the device or user does not have sufficient service plan standing to receive the desired level of QoS even if it is available. This can be an important screening function performed on the device in the service processor, or by a centralized network function such as the service controller (e.g., or interchangeably, the home agent; Home Location Register (HLR); Authentication, Authorization, and Accounting (AAA) server/gateway/function; base station; one of the gateways, policy and charging rules function (PCRF), or other network element/function). In

some embodiments, QoS availability is assessed without conducting a QoS authorization assessment or before receiving the response to a QoS authorization assessment.

[0081] In some embodiments, a QoS channel is provisioned to create the QoS channel to support a QoS session (e.g., a QoS service activity). In some embodiments, QoS channel provision includes assigning, routing, and/or otherwise causing the QoS session traffic to flow over one or more QoS links in the assigned QoS channel.

[0082] In some embodiments, device assisted service traffic control and QoS apply readily and directly to the problems of managing a QoS device link for QoS channel provisioning. Accordingly, in some embodiments, a service processor is provided to assist in provisioning the device portion of the QoS channel. In some embodiments, the service processor provisions the device link portion of the QoS channel by placing a higher priority on higher QoS level traffic. In some embodiments, this QoS priority is implemented in a number of ways, including routing the higher priority QoS traffic into first priority in the downstream and/or upstream traffic queues. Upstream traffic queuing is performed directly in some embodiments by transmitting guaranteed bit rate traffic first at higher available throttling rates, differentiated QoS traffic second with a controlled throttling rate, best effort traffic third with possibly lower controlled throttled rates, and/or background traffic fourth when/if bandwidth not needed by the higher levels of QoS traffic and at lower controlled throttling rates. For example, downstream traffic can be handled by queuing traffic and delaying or preventing TCP acknowledgements to be returned for the lower levels of QoS priority, while immediately passing the traffic and TCP acknowledgements for higher levels of QoS priority. The device link portion of the QoS channel is thus provisioned by assigning policies for the queuing priority, delay, throttle rate, and TCP acknowledgement return rate for device traffic in accordance with the bandwidth that is available at any point in time for the device. In some embodiments, various device service processor traffic control capabilities regulate or partially regulate QoS in accordance with a set of network policy instructions, including, in some embodiments, a service plan policy set.

[0083] In some embodiments the device service processor establishes multiple QoS channels through the device traffic path with each QoS channel having traffic control policies as described herein, with each QoS channel policy set creating a different class of QoS. In some embodiments, employing this multiple QoS channel approach, QoS for a given service activity is

provided by routing the traffic for that QoS activity to the appropriate QoS channel with the appropriate QoS policy settings. The routing to the appropriate QoS channel can be provided using various techniques. For example, the routing can be provided by applying a common service traffic control policy set to traffic associated with all QoS service activities that require or request the QoS provided by the common service traffic control policy set. The application of the service traffic control policy set can be accomplished in a number of ways utilizing the embodiments described for the policy implementation agent and the policy control agent described herein. In such embodiments, the problem of assigning a QoS channel to a number of QoS service activities is reduced to applying a pre-determined set of service traffic control policies to each of the QoS service activities, with each pre-determined set of service traffic control policies representing a different QoS class. The device can then manage the overall QoS for all traffic based on the available traffic capacity and quality, the total aggregate traffic demand for each QoS traffic class and the policy rules that determine how each traffic class is provided with differential bit rate and traffic quality as compared to the other traffic classes for a given level of available traffic capacity and quality.

[0084] Based on the aggregate demand for each traffic QoS class, and the traffic capacity and quality level available to the device, the service processor can adjust the total available bit rate or percentage of available traffic capacity for each QoS class. For example, in some embodiments, the aggregate demand for the real-time interactive traffic control class (e.g., services, such as VOIP, emergency communication services or high performance real-time competitive gaming) can be determined, and the QoS routing function on the device (e.g., a QoS router agent/function) can first allocate enough constant bit rate traffic capacity from the available traffic capacity to satisfy these services, with each QoS service activity that requires this QoS class being assigned to this QoS channel. As more QoS service activities require this traffic class, the capacity allocated to the QoS channel out of the available device capacity is increased, and when fewer QoS service activities require this traffic class the capacity for this QoS channel is released. In the event that the device does not have any more available capacity with a guaranteed bit rate QoS level, then additional QoS service activities that desire, require or request this QoS level will not be provided this QoS level, and instead will either be provided with a lower QoS level or will not be allowed to connect to the access network. In some embodiments, there can be a hierarchy among the possible QoS service activities so that if there

is no more capacity available at a given service QoS level, then the available capacity for that QoS class is provided to the service activities requiring that QoS from highest priority to lowest, until the available QoS class capacity is consumed, and then one or more QoS service activities that are too low on the priority list to obtain service with that QoS class are either bumped to a lower QoS class or are denied access. In some embodiments, once the required capacity to satisfy the real-time constant rate traffic needs is satisfied, the remaining capacity available to the device is then divided among the other QoS channel classes in accordance with a priority policy, with the priority policy being based on the relative priority of each service class, the relative priority of each QoS service activity, or a combination of the relative priority of each QoS service class and each QoS service activity. For example, these relative priority policies can vary from device to device based on service plan selection, device type, user standing, user group, device location, device network connection, type of network, time of day, network busy state, and/or other criteria/measures.

[0085] In some embodiments, a QoS link is established between the device and an access network equipment element. For example, such equipment element embodiments can include a 2G/3G/4G wireless base station, a wireless access point, a cable network head end, a DSL network DSLAM, a fiber network device traffic aggregator, a satellite network device traffic aggregator, a frame relay aggregation node, an ATM aggregation node, and/or other network equipment. In some embodiments, a logical communication channel is created between the device and the network equipment element, with the logical communication channel supporting a given level of QoS or QoS class traffic policy set. For example, the logical channel can include a RAB formed between a 2G/3G/4G base station and a wireless end point device. The RAB can be formed by controlling the media access control (MAC) parameters of the base station radio channel so that a given level of QoS class policies can be implemented. For example, the RAB can support constant bit rate, low latency communication traffic for guaranteed bit rate real-time traffic, or a differentiated high priority access channel for streaming traffic, or a best effort random access channel for best effort traffic, or an available unused capacity traffic for background traffic. The QoS channel link created in this manner can be dedicated to a single device, or shared with a subset of devices, or available to all devices. The QoS channel link created in this manner can be used by the device to support a single QoS activity as described herein, or a group of QoS activities as described herein. It will now be apparent to one of

ordinary skill in the art that similar settings for cable head end and cable modem MAC can yield similar QoS classes for QoS links for the cable modem case and that similar techniques can be applied for a wireless access point or a satellite system MAC to achieve similar QoS classes for QoS links. It will also now be apparent to one of ordinary skill in the art that by creating multiple logical channels in the device link, and/or adjusting the available access network capacity and quality for each logical device communication channel in the DSLAM or fiber aggregator, similar QoS class QoS links can be established for the DSL and fiber distribution network cases.

[0086] In some embodiments the device service processor serves to route QoS service activities to the appropriate logical communication channel established for the desired QoS class supported by a QoS link between the device and the access network equipment element. In some embodiments, the device service processor elements (e.g., the policy implementation agent and/or the policy control agent) can be used in some embodiments to assign the same QoS traffic control policies to one or more QoS service activities that require the same QoS level. In a similar manner, in some embodiments, the device service processor elements can be used to assign or route service activity traffic for a given QoS class to the correct logical communication channel between the device and the access network element (e.g., a 2G/3G/4G base station) that supports the traffic control policies for the desired QoS class. For example, a QoS service link that supports guaranteed bit rate and latency can be established with one or more RABs from a base station to the device, and a second QoS service link can be established that supports differentiated preferred access for streaming content using one or more differentiated access RABs, and a third best effort RAB can be used to support best effort traffic. Each of the required RABs is first requested and then provisioned as described herein based on the aggregate required capacity and quality for one or more QoS service activities that require or desire the specific QoS service class associated with the RAB logical channel policy parameters. Once the set of logical QoS channels is thus established, the service processor (e.g., QoS router agent/function) routes the traffic associated with each QoS service activity to the appropriate RAB. In some embodiments, the service processor can detect increases or decreases in aggregate QoS class demand for each QoS class as QoS activities are initiated or terminated for that QoS class, and the service processor can communicate the required increases or decreases in the RAB assignments required to support that logical QoS channel.

[0087] In some embodiments, the access QoS link is established by direct communication from the device in which the device requests the QoS channel or link from the access network equipment element, or the device requests the QoS channel or link from an intermediate networking device, such as a service controller (e.g., or a readily substituted device with similar features, such as a home agent, an HLR, a mobile switching center, a base station, an access gateway, a AAA system, PCRF, or a billing system). In some embodiments, the device service processor bases the QoS channel or link request on an association the device performs to match a QoS service activity with a desired or required QoS class or QoS traffic control policy set. For example, this association of QoS class or QoS traffic control policy set with QoS service activity can be determined by a predefined policy mapping that is stored on the device and used by the service processor. In some embodiments, this policy mapping store is populated and/or updated by a service controller (e.g., or similar function as described herein). In some embodiments, the mapping is determined by a service controller (e.g., or similar function as described herein) based on a report from the device of the QoS service activity that needs the QoS channel or link.

[0088] In some embodiments, the required or desired QoS level for one or more QoS service activities is determined by a set of QoS service traffic control policies that are pre-assigned to various QoS service activities. For example, a given application can be pre-assigned a QoS class. As another example, a web service destination such as a VOIP service site can be assigned a QoS class. As another example, a given application can have one QoS assignment level for general Internet traffic but have a QoS assignment for real-time gaming traffic. As another example, a real-time broadcasting website can have a best effort QoS level assigned to programming information and general browsing and have a differentiated streaming QoS level for broadcast traffic content. In some embodiments, detection of QoS need or QoS assignment request for a given activity can be assigned by a device service processor according to a pre-defined QoS policy rules table (e.g., QoS activity table), or can be determined by a service controller based on information reported by the device, or can be requested by an application through a QoS application interface (e.g., QoS API), or can be determined by the nature of incoming traffic.

[0089] In embodiments, in which both end points in the QoS channel participate in establishing an end to end QoS channel, the required QoS level is determined and/or

communicated by the originating end point. In some embodiments, the required QoS level is determined and/or communicated by the receiving end point. In some embodiments the QoS level is determined and/or communicated by the originating end point service controller (e.g., or the access network element (such as a base station), the HLR, home agent, mobile switching center, AAA, gateway, or other network element/function). In some embodiments, the QoS level is determined and/or communicated by the receiving end point service controller (e.g., or alternatively the access network element (such as a base station), the HLR, home agent, mobile switching center, AAA, gateway, or other network element/function). In some embodiments, the receiving end point service controller (e.g., or the access network element (such as a base station), the HLR, home agent, mobile switching center, AAA, gateway or other network function) and the originating end point service controller (e.g., or other similar function) communicate with one another to coordinate establishment of the QoS channel between the end points.

[0090] In some embodiments, the near end or originating end device service processor contacts the far end or terminating device service processor to initiate a QoS channel. In some embodiments, the initiation of the QoS channel from the near end or originating device is performed automatically by the far end device when its service processor detects that a given level of QoS is needed for the communication between the two devices. In some embodiments, the near end or originating device service processor detects the need for a QoS channel to the far end or terminating device and contacts a central network resources, such as the service controller (e.g., or other equipment element with similar function for this purpose), and the service controller provisions the far end of the QoS channel, either by communicating directly with the far end device or by communicating with the far end device's service controller (e.g., or other equipment element with similar function for this purpose). In some embodiments, in which the far end device service controller is contacted to assist in provisioning the QoS channel, there is a look up function to determine the address of the far end service controller based on a look up index formed from some aspect of the far end device credentials (e.g., phone number, SIM ID, MEID, IMSI, IP address, user name, and/or other device credentials).

[0091] In some embodiments, the mapping of QoS service activity to the desired level of QoS class or QoS traffic control policies is determined by providing a QoS API in the device service processor that applications use to request a QoS class or QoS channel connection. In

some embodiments, an API is provided so that application developers can create application software that uses the standard interface commands to request and set up QoS channels. In some embodiments, the API does one or more of the following: accepts QoS requests from an application, formats the QoS channel request into a protocol appropriate for transmission to network equipment responsible for assessing QoS channel availability (e.g., including possibly the device traffic control system), coordinates with other network elements (e.g., including possibly the device traffic control system) to reserve a QoS channel, coordinates with other network elements (e.g., including possibly the device traffic control system) to provision a QoS channel, informs the application that the desired QoS channel can be created or not, and/or coordinates with other network elements (e.g., including possibly the device traffic control system) to connect the application with the desired QoS channel class. In some embodiments, the QoS API accepts the application QoS request and communicates and possibly coordinates with one or more QoS network equipment elements, such as a base station, cable head end or access point. In some embodiments, the QoS API accepts the QoS request from the application and communicates and possibly coordinates with an intermediate network element, such as a service processor (e.g., or other similar function as described herein). In some embodiments the QoS API assesses the QoS service plan standing for the device or user before sending QoS channel requests to other network elements, and only initiates the QoS request sequence if required service plan authorization is in place. In this manner, the potentially complex process of establishing a QoS channel with all the specific equipment communication protocols that typically need to be supported to assess QoS channel availability and provision the QoS channel are simplified into a limited set of API commands that are easy for an application development community to learn about and use for QoS differentiated services and applications.

[0092] In some embodiments, local traffic control on the device service processor is combined with traffic control in the link between the device and the access network equipment element. In this manner, both the device traffic control path QoS link and the device to access network element QoS link can be coordinated for best device QoS performance results given the available capacity and quality of the access network traffic for the device. In some embodiments, the policies for how the device manages local traffic control, establishes access network element logical channels (e.g., RABs) and routes traffic to and from the access network element logical channels is all determined by predefined policy rules loaded onto the device by

the service controller (or other equivalent network element). In some embodiments, these policies are determined in the service controller itself.

[0093] In some embodiments, a QoS user interface (e.g., QoS UI) is presented to the device user. In some embodiments, the QoS UI notifies the user what level of QoS services the device is authorized to receive based on the service plan selection. In some embodiments, the QoS UI notifies the user what level of QoS services are available on the present network the device is connected to at the present time. In some embodiments, the QoS UI notifies the user when a level of QoS service that is higher than that authorized by the user service plan is required or desirable for a given service activity that the device has initiated. In some embodiments, the QoS UI provides the user with a set of one or more upgrade options to upgrade the service plan to include a higher level of QoS for one or more service activities. In some embodiments, the QoS UI provides the user with an opportunity to specify what level of QoS the user would like to employ for one or more service usage activities. In some embodiments, the QoS UI allows the user to specify a service plan setting that provides differentiated QoS during times when the network is busy. In some embodiments, the QoS UI allows the user to purchase one or more grades of service QoS with either a post-pay for a pre-defined service period and one or more pre-defined service usage limits by QoS class, a pre-pay for one or more pre-defined service usage limits by QoS class, or another payment system for differentiated QoS services. In some embodiments, the QoS UI provides the user with an opportunity to QoS enable or pay for QoS services for a connection that is initiated by an incoming connection to the device.

[0094] In some embodiments, QoS for DAS techniques include verifying that the device is properly implementing the QoS traffic control policies, for example, in accordance with a service plan. This ensures that errors, hacking, user device software settings manipulations, or other malware events do not result in inappropriate levels of QoS for a given device or group of devices. Accordingly, in some embodiments, the traffic control and QoS verification techniques described herein are employed to verify that the proper level of QoS is applied for a given service usage activity in accordance with a QoS priority policy. For example, verification of QoS channel request policy rules behavior can be implemented in a variety of ways including, as an example, monitoring device QoS channel requests and comparing the level of QoS requested with the level of QoS the device is authorized to receive in the service plan in effect for the device. Verification of proper QoS channel usage behavior by a device can be implemented in a

variety of ways including, for example, monitoring network based reports of QoS service usage and comparing the network based reports against the service policy rules that should be in effect given the device service plan. Verification of proper device traffic control to implement a QoS service policy that is in effect can be accomplished in a variety of ways by verifying that the appropriate traffic control policy rules are being properly implemented as described herein. In some embodiments, DAS for protecting network capacity techniques include various verification techniques (e.g., verifying monitoring, traffic controlling, reporting, and/or other functions implemented or performed by the device), as described herein.

[0095] In some embodiments, the QoS router prioritizes traffic on the device. In some embodiments, the QoS router connects the QoS enabled session to the RAB that has the proper QoS level. In some embodiments, one session is routed to the RAB. In some embodiments, more than one session can be routed to an RAB. In some embodiments, multiple RABs providing multiple QoS levels are created to the device, and the QoS router routes each service activity to the RAB dictated by the QoS policy rules in effect on the device.

[0096] In some embodiments, the network collects service usage charges for different QoS classes. In some embodiments, there is differentiated service charging for the different classes of QoS service usage. As an example, since guaranteed bit rate traffic consumes network resources whether the traffic capacity is used or not, there can be a time element involved in the charging calculations. As a more detailed example, guaranteed bit rate services can be charged by the total bandwidth provisioned to the device at a given time multiplied by the amount of time that that bandwidth is made available. In some embodiments, differentiated access traffic that has higher QoS than best effort traffic but is not guaranteed bit rate can be charged at a higher rate than best effort traffic but lower than guaranteed bit rate. In some embodiments, such traffic can be charged based on the time the QoS channel is made available and the total amount of data transmitted over the channel, or can only be based on the total amount of data transmitted over the channel. Best effort traffic is charged in some embodiments based only on the total amount of data used, with the data charges being less than differentiated streaming access services. Background data services in some embodiments are charged at the lowest rate, possibly with only certain times of the day or periods of low network traffic demand being available for such services, and with the service being based on total data transmitted. In some embodiments, all QoS service levels can be charged based on a fixed price for a fixed charging period, possibly

with a service usage cap with additional charges if the service cap is exceeded. In such fixed price scenario embodiments, the price charged is again higher for higher levels of QoS. In some embodiments, the network collects service usage charges for different network capacity controlled service classes. In some embodiments, there is differentiated service charging for the different classes of network capacity controlled service usage, as described herein.

[0097] In some embodiments, the network equipment (e.g., access network element, gateways, AAA, service usage storage systems, home agent, HLR, mobile data center, and/or billing systems) record and report service usage for one or more of the QoS service classes used by the device. In some embodiments, the device service processor records and reports service usage for one or more of the QoS service classes used by the device and reports the QoS service class usage to the service controller (e.g., or another substitute network element). In some embodiments, in which the device is recording reporting usage for one or more QoS service classes, it is important to verify the device service usage reports to ensure that the device usage reports are not distorted, tampered with, and/or otherwise in error. In some embodiments, verifying service usage reports against service usage that should be occurring given the service control policies in place on the device, service processor agent functional operation verification, test service usage events, agent query response sequences, device service processor software protection techniques, device service processor software environment checks, and several other techniques are provides as described herein. For example, using one or more of these verification techniques can provide a verifiable device assisted QoS service usage charging system. As another example, using one or more of these verification techniques can provide a verifiable network capacity controlled service usage charging system. In some embodiments, the network equipment (e.g., access network element, gateways, AAA, service usage storage systems, home agent, HLR, mobile data center, and/or billing systems) record and report service usage for one or more of the network capacity controlled service classes used by the device, as described herein.

[0098] In some embodiments, device assisted traffic control is provided for managing network congestion as follows. For example, when a given base station or group of base stations experience traffic demand that is high relative to the available capacity and/or service quality that can be provided, and such a condition is determined (e.g., detected or reported) based on a network busy state assessment as described below and further herein, then a service controller

(e.g., or another network function) can issue, send, and/or implement traffic control throttling policies to/for the devices in accordance with a measure of the excess traffic demand the one or more base stations is experiencing. For example, the device service processors connected to an overly busy base station can be instructed to reduce the traffic control priority for one or more classes of QoS traffic, reducing the queuing priority, throttling rate, delay and/or access allowance for some or all of one or more classes of traffic. As another example, the device service processors connected to an overly busy base station can be instructed to reduce the traffic control priority for one or more classes of network capacity controlled services traffic, reducing the queuing priority, throttling rate, delay and/or access allowance for some or all of one or more classes of such traffic. As another example, one or more classes of network capacity controlled services traffic, such as background download processes, which can include, for example, software updates can be turned off completely or throttled back significantly. As another example, best effort traffic such as Internet browsing can be throttled or reduced for a group of devices connected to base stations experiencing excess traffic demand. As another example, a policy can be implemented on the devices connected to busy base stations in which the device is allowed to browse or conduct other best effort service activities at a relatively high throttling rate for a period of time, but if the device uses more than a certain amount of service (e.g., total data downloaded and/or uploaded) in a certain period of time then the device may be traffic controlled according to an adaptive throttling policy as described herein. In some embodiments, higher QoS level traffic cannot be throttled in such circumstances, such as VOIP traffic where real-time guaranteed bit rate is important to meet user service needs or expectations, while lower priority traffic such as interactive browsing and/or background download are throttled and/or blocked. In some embodiments, the QoS availability assessment processes described herein are adjusted so that higher QoS channels are not provided and provisioned in times or locations in which a given base station or group of base stations experience excess demand or demand above a given threshold.

[0099] In some embodiments, users or devices that have service plans with higher QoS levels, or service plans with higher priority during busy network periods have different traffic control policies (e.g., for QoS services and/or network capacity controlled services) applied to them that result in a higher level of traffic performance and/or a higher level of QoS service availability. For example, emergency service workers can be given higher traffic control access

policies that result in differentiated services during peak busy times on the network or a portion of the network. In some embodiments, users can obtain a premium service plan for differentiated access during peak busy time periods or may use higher levels of QoS service settings and/or service plans to achieve differentiated service during peak busy periods. As another example, services that demand high levels of QoS classes, such as real-time voice services, instant messaging, push to talk, differentiated video streaming, and/or interactive gaming, are not traffic controlled to the same extent that other lower priority services or lower class service plans are traffic controlled during peak busy times. For example, this type of service differentiation can also be applied based on device type, user group, user standing, user reward zone points, and/or other criteria/measures as similarly described herein.

[00100] In some embodiments, the decision to control (e.g., reduce, increase, and/or otherwise control in some manner) the access traffic control settings as described above is made by the device service processor based on the device's assessment of the network capacity, which can be determined using various techniques as described herein. In some embodiments, the decision to control the access traffic control settings as described above is made by a service controller (e.g., or other interchangeable network equipment element or elements as described herein) connected to the device that provides instructions to the device to adjust the access policy settings. For example, the service controller can obtain the network capacity information from access equipment elements, from device reports of traffic capacity and/or quality as described herein, or from reports on traffic capacity and/or quality obtained from dedicated devices used for the purpose of assessing network capacity. In some embodiments, the decision to control the access traffic control settings as described above is based on the time of day, the day of week, or both to accommodate cyclical patterns in network capacity and traffic demand.

[00101] In some embodiments, a service controller (e.g., or another network equipment element or elements, as described herein) assesses network busy state and then controls device traffic demand by reducing the offered capacity for one or more service classes (e.g., for QoS services and/or network capacity controlled services) supported by the access network equipment elements, such as a wireless base station. In such embodiments, the service controller (e.g., or similar function) gathers the network capacity information with one of the techniques described herein and instructs one or more of the access network equipment elements to reduce the offered capacity for one or more levels of QoS classes and/or network capacity controlled service

classes, to one or more of the devices connected to the access network equipment elements. For example, the determination of which devices to throttle back can be made based on an equal throttling of all devices of a given service plan status, or based on the device traffic usage patterns in the recent past as described herein, or based on a combination of service plan status and recent traffic usage patterns.

[00102] In some embodiments, the device is enabled with ambient services that have differentiated QoS services and/or network capacity controlled services as part of the ambient service offering. For example, ambient QoS techniques can be provided using the pre-assigned QoS policies for a given service activity set within the ambient service, or using an ambient service application that requests QoS through the QoS API. Other embodiments for providing QoS differentiated service activities within ambient service offerings will now be apparent to one of ordinary skill in the art. As another example, ambient network capacity controlled service techniques can be provided using the pre-assigned network capacity controlled policies for a given service activity set within the ambient service, monitoring and dynamically assigned techniques, and/or using an ambient service application that uses API or emulated API techniques, and/or other techniques as described herein.

[00103] In some embodiments, a QoS service control policy is adapted as a function of the type of network the device is connected to. For example, the QoS traffic control policies and/or the QoS service charging policies can be different when the device is connected to a wireless network (e.g., a 3G/4G network where there is in general less available QoS enabled traffic capacity) than when the device is connected to a wired network (e.g., a cable or DSL network where there is in general a higher level of QoS capacity available). In such embodiments, the device service processor and the service controller can coordinate to adapt the QoS service control policies and/or the QoS service charging policies to be different depending on which network the device is connected to. Similarly, the device QoS service control policy and/or QoS service charging policy can also be adapted based on whether the device is connected to a home wireless network or a roaming wireless network. In some embodiments, a network capacity controlled service control policy and/or a network capacity controlled charging policy is adapted as a function of the type of network the device is connected to, as similarly described herein.

[00104] In some embodiments, various of the QoS related techniques and/or network capacity controlled services techniques described herein are performed on the device using DAS techniques and/or on the service controller in secure communication with a verified service processor executed on the device using DAS techniques. In some embodiments, various of the QoS related techniques and/or network capacity controlled services techniques described herein are performed by/in coordination/communication with one or more intermediate network elements/functions for assisting in various techniques (e.g., functions) for QoS techniques and/or network capacity controlled services techniques as described herein.

[00105] FIG. 1 illustrates a functional diagram of a network architecture for providing quality of service (QoS) for device assisted services (DAS) and/or for providing DAS for protecting network capacity in accordance with some embodiments. In some embodiments, QoS for DAS techniques described herein are implemented using the network architecture shown in FIG. 1. In some embodiments, DAS for protecting network capacity techniques described herein are implemented using the network architecture shown in FIG. 1.

[00106] As shown, FIG. 1 includes a 4G/3G/2G wireless network operated by, for example, a central provider. As shown, various wireless devices 100 are in communication with base stations 125 for wireless network communication with the wireless network (e.g., via a firewall 124), and other devices 100 are in communication with Wi-Fi Access Points (APs) or Mesh 702 for wireless communication to Wi-Fi Access CPE 704 in communication with central provider access network 109. In some embodiments, one or more of the devices 100 are in communication with other network element(s)/equipment that provides an access point, such as a cable network head end, a DSL network DSLAM, a fiber network aggregation node, and/or a satellite network aggregation node. In some embodiments, each of the wireless devices 100 includes a service processor 115 (as shown) (e.g., executed on a processor of the wireless device 100), and each service processor connects through a secure control plane link to a service controller 122 (e.g., using encrypted communications).

[00107] In some embodiments, service usage information includes network based service usage information (e.g., network based service usage measures or charging data records (CDRs), which can, for example, be generated by service usage measurement apparatus in the network equipment), which is obtained from one or more network elements (e.g., BTS/BSCs 125, RAN

Gateways (not shown), Transport Gateways (not shown), Mobile Wireless Center/HLRs 132, AAA 121, Service Usage History/CDR Aggregation, Mediation, Feed 118, or other network equipment). In some embodiments, service usage information includes micro-CDRs. In some embodiments, micro-CDRs are used for CDR mediation or reconciliation that provides for service usage accounting on any device activity that is desired. In some embodiments, each device activity that is desired to be associated with a billing event is assigned a micro-CDR transaction code, and the service processor 115 is programmed to account for that activity associated with that transaction code. In some embodiments, the service processor 115 periodically reports (e.g., during each heartbeat or based on any other periodic, push, and/or pull communication technique(s)) micro-CDR usage measures to, for example, the service controller 122 or some other network element. In some embodiments, the service controller 122 reformats the heartbeat micro-CDR usage information into a valid CDR format (e.g., a CDR format that is used and can be processed by an SGSN or GGSN or other network elements/equipment used/authorized for generating or processing CDRs) and then transmits it to a network element/function for CDR mediation (e.g., CDR Storage, Aggregation, Mediation, Feed 118).

[00108] In some embodiments, CDR mediation is used to account for the micro-CDR service usage information by depositing it into an appropriate service usage account and deducting it from the user device bulk service usage account. For example, this technique provides for a flexible service usage billing solution that uses pre-existing solutions, infrastructures, and/or techniques for CDR mediation and billing. For example, the billing system (e.g., billing system 123 or billing interface 127) processes the mediated CDR feed from CDR mediation, applies the appropriate account billing codes to the aggregated micro-CDR information that was generated by the device, and then generates billing events in a manner that does not require changes to the existing billing systems (e.g., using new transaction codes to label the new device assisted billing capabilities). In some embodiments, network provisioning system 160 provisions various network elements/functions for authorization in the network, such as to authorize certain network elements/functions (e.g., CDR storage, aggregation, mediation, feed 118 or other network elements/functions) for providing micro-CDRs, reformatted micro-CDRs, and/or aggregated or reconciled CDRs.

[00109] As shown in FIG. 1, a CDR storage, aggregation, mediation, feed 118 is provided. In some embodiments, the CDR storage, aggregation, mediation, feed 118 receives, stores,

aggregates and mediates micro-CDRs received from mobile devices 100. In some embodiments, the CDR storage, aggregation, mediation, feed 118 also provides a settlement platform using the mediated micro-CDRs, as described herein. In some embodiments, another network element provides the settlement platform using aggregated and/or mediated micro-CDRs (e.g., central billing interface 127 and/or another network element/function).

[00110] In some embodiments, various techniques for partitioning of device groups are used for partitioning the mobile devices 100 (e.g., allocating a subset of mobile devices 100 for a distributor, an OEM, a MVNO, and/or another partner or entity). As shown in FIG. 1, a MVNO core network 210 includes a MVNO CDR storage, aggregation, mediation, feed 118, a MVNO billing interface 122, and a MVNO billing system 123 (and other network elements as shown in FIG. 1). In some embodiments, the MVNO CDR storage, aggregation, mediation, feed 118 receives, stores, aggregates and mediates micro-CDRs received from mobile devices 100 (e.g., MVNO group partitioned devices).

[00111] Those of ordinary skill in the art will appreciate that various other network architectures can be used for providing device group partitions and a settlement platform, and FIG. 1 is illustrative of just one such example network architecture for which device group partitions and settlement platform techniques described herein can be provided.

[00112] In some embodiments, CDR storage, aggregation, mediation, feed 118 (e.g., service usage 118, including a billing aggregation data store and rules engine) is a functional descriptor for, in some embodiments, a device/network level service usage information collection, aggregation, mediation, and reporting function located in one or more of the networking equipment apparatus/systems attached to one or more of the sub-networks shown in FIG. 1 (e.g., central provider access network 109 and/or central provider core network 110), which is in communication with the service controller 122 and a central billing interface 127. As shown in FIG. 1, service usage 118 provides a function in communication with the central provider core network 110. In some embodiments, the CDR storage, aggregation, mediation, feed 118 function is located elsewhere in the network or partially located in elsewhere or integrated with/as part of other network elements. In some embodiments, CDR storage, aggregation, mediation, feed 118 functionality is located or partially located in the AAA server 121 and/or the mobile wireless center/Home Location Register(HLR) 132 (as shown, in

communication with a DNS/DHCP server 126). In some embodiments, service usage 118 functionality is located or partially located in the base station, base station controller and/or base station aggregator, collectively referred to as base station 125 in FIG. 1. In some embodiments, CDR storage, aggregation, mediation, feed 118 functionality is located or partially located in a networking component in the central provider access network 109, a networking component in the core network 110, the central billing system 123, the central billing interface 127, and/or in another network component or function. This discussion on the possible locations for the network based and device based service usage information collection, aggregation, mediation, and reporting function (e.g., CDR storage, aggregation, mediation, feed 118) can be easily generalized as described herein and as shown in the other figures and embodiments described herein by one of ordinary skill in the art. Also, as shown in FIG. 1, the service controller 122 is in communication with the central billing interface 127 (e.g., sometimes referred to as the external billing management interface or billing communication interface), which is in communication with the central billing system 123. As shown in FIG. 1, an order management 180 and subscriber management 182 are also in communication with the central provider core network 110 for facilitating order and subscriber management of services for the devices 100 in accordance with some embodiments.

[00113] In some embodiments, a service processor download 170 is provided, which provides for periodical downloads/updates of service processors (e.g., service processor 115). In some embodiments, verification techniques include periodically updating, replacing, and/or updating an obfuscated version of the service processor, or performing any of these techniques in response to an indication of a potential compromise or tampering of any service processor functionality (e.g., QoS functionality and/or network capacity controlled services functionality) executed on or implemented on the device 100.

[00114] In some embodiments, the CDR storage, aggregation, mediation, feed 118 (and/or other network elements or combinations of network elements) provides a device/network level service usage information collection, aggregation, mediation, and reporting function. In some embodiments, the CDR storage, aggregation, mediation, feed 118 (and/or other network elements or combinations of network elements) collects device generated/assisted service usage information (e.g., micro-CDRs) for one or more devices on the wireless network (e.g., devices 100); and provides the device generated service usage information in a syntax and a

communication protocol that can be used by the wireless network to augment or replace network generated usage information for the one or more devices on the wireless network. In some embodiments, the syntax is a charging data record (CDR), and the communication protocol is selected from one or more of the following: 3GPP, 3GPP2, or other communication protocols. In some embodiments, as described herein, the CDR storage, aggregation, mediation, feed 118 collects/receives micro-CDRs for one or more devices on the wireless network (e.g., devices 100). In some embodiments, the CDR storage, aggregation, mediation, feed 118 (e.g., or other network elements and/or various combinations of network elements) includes a service usage data store (e.g., a billing aggregator) and a rules engine for aggregating the collected device generated service usage information. In some embodiments, the network device is a CDR feed aggregator, and the CDR storage, aggregation, mediation, feed 118 (and/or other network elements or combinations of network elements) also aggregates (network based) CDRs and/or micro-CDRs for the one or more devices on the wireless network; applies a set of rules to the aggregated CDRs and/or micro-CDRs using a rules engine (e.g., bill by account, transactional billing, revenue sharing model, and/or any other billing or other rules for service usage information collection, aggregation, mediation, and reporting), and communicates a new set of CDRs for the one or more devices on the wireless network to a billing interface or a billing system (e.g., providing a CDR with a billing offset by account/service). In some embodiments, a revenue sharing platform is provided using various techniques described herein. In some embodiments, QoS usage accounting/charging and/or network capacity controlled services usage accounting/charging is provided using various techniques described herein.

[00115] In some embodiments, the CDR storage, aggregation, mediation, feed 118 (and/or other network elements or combinations of network elements) communicates a new set of CDRs (e.g., aggregated and mediated CDRs and/or micro-CDRs that are then translated into standard CDRs for a given wireless network) for the one or more devices on the wireless network to a billing interface (e.g., central billing interface 127) or a billing system (e.g., central billing system 123). In some embodiments, the CDR storage, aggregation, mediation, feed 118 (and/or other network elements or combinations of network elements) communicates with a service controller (e.g., service controller 122) to collect the device generated service usage information (e.g., micro-CDRs) for the one or more devices on the wireless network. In some embodiments, the CDR storage, aggregation, mediation, feed 118 (and/or other network elements or

combinations of network elements) communicates with a service controller, in which the service controller is in communication with a billing interface or a billing system. In some embodiments, the CDR storage, aggregation, mediation, feed 118 (and/or other network elements or combinations of network elements) communicates the device generated service usage information to a billing interface or a billing system. In some embodiments, the CDR storage, aggregation, mediation, feed 118 (and/or other network elements or combinations of network elements) communicates with a transport gateway and/or a Radio Access Network (RAN) gateway to collect the network generated/based service usage information for the one or more devices on the wireless network. In some embodiments, the service controller 122 communicates the device assisted service usage information (e.g., micro-CDRs) to the CDR storage, aggregation, mediation, feed 118 (e.g., or other network elements and/or various combinations of network elements).

[00116] In some embodiments, the CDR storage, aggregation, mediation, feed 118 (e.g., or other network elements and/or various combinations of network elements) performs rules for performing a bill by account aggregation and mediation function. In some embodiments, the CDR storage, aggregation, mediation, feed 118 (and/or other network elements or combinations of network elements) performs rules for performing a service billing function, as described herein, and/or for performing a service/transactional revenue sharing function, as described herein. In some embodiments, the service controller 122 in communication with the CDR storage, aggregation, mediation, feed 118 (and/or other network elements or combinations of network elements) performs a rules engine for aggregating and mediating the device assisted service usage information (e.g., micro-CDRs). In some embodiments, a rules engine device in communication with the CDR storage, aggregation, mediation, feed 118 (e.g., or other network elements and/or various combinations of network elements) performs a rules engine for aggregating and mediating the device assisted service usage information (e.g., QOS service usage information and/or network capacity controlled services usage information).

[00117] In some embodiments, the rules engine is included in (e.g., integrated with/part of) the CDR storage, aggregation, mediation, feed 118. In some embodiments, the rules engine and associated functions, as described herein, is a separate function/device. In some embodiments, the service controller 122 performs some or all of these rules engine based functions, as described herein, and communicates with the central billing interface 127. In some

embodiments, the service controller 122 performs some or all of these rules engine based functions, as described herein, and communicates with the central billing system 123.

[00118] In some embodiments, a settlement platform service is provided. For example, micro-CDRs can be aggregated and mediated to associate service usage for one or more services used by a communications device (e.g., a user of the communications device). A rules engine or another function can determine a revenue share allocation for the service usage for a particular service to determine the settlement for such service usage for the revenue sharing allocation/model and to distribute accounting and settlement information to one or more of carriers, distribution partners, MVNOs, wholesale partners, and/or other partners or entities. In some embodiments, the service is a transactional service.

[00119] In some embodiments, duplicate CDRs are sent from the network equipment to the billing system 123 that is used for generating service billing. In some embodiments, duplicate CDRs are filtered to send only those CDRs/records for devices controlled by the service controller and/or service processor (e.g., managed devices). For example, this approach can provide for the same level of reporting, lower level of reporting, and/or higher level of reporting as compared to the reporting required by the central billing system 123.

[00120] In some embodiments, a bill-by-account billing offset is provided. For example, bill-by-account billing offset information can be informed to the central billing system 123 by providing a CDR aggregator feed that aggregates the device assisted service usage data feed to provide a new set of CDRs for the managed devices to the central billing interface 127 and/or the central billing system 123. In some embodiments, transaction billing is provided using similar techniques. For example, transaction billing log information can be provided to the central billing interface 127 and/or the central billing system 123.

[00121] In some embodiments, the rules engine (e.g., performed by the service usage 118 or another network element, as described herein) provides a bill-by-account billing offset. For example, device assisted service usage information (e.g., micro-CDRs) includes a transaction type field or transaction code (e.g., indicating a type of service for the associated service usage information). For example, the rules engine can apply a rule or a set of rules based on the identified service associated with the device generated service usage information to determine a bill-by-account billing offset (e.g., a new CDR can be generated to provide the determined bill-

by-account billing offset). In some examples, the determined bill-by-account billing offset can be provided as a credit to the user's service usage account (e.g., a new CDR can be generated with a negative offset for the user's service usage account, such as for network chatter service usage, or transactional service usage, or for any other purposes based on one or more rules performed by the rules engine).

[00122] As another example, for a transactional service, a first new CDR can be generated with a negative offset for the user's service usage account for that transactional service related usage, and a second new CDR can be generated with a positive service usage value to charge that same service usage to the transactional service provider (e.g., Amazon, eBay, or another transactional service provider). In some embodiments, the service controller 122 generates these two new CDRs, and the service usage 118 stores, aggregates, and communicates these two new CDRs to the central billing interface 127. In some embodiments, the service controller 122 generates these two new CDRs, and the service usage 118 stores, aggregates, and communicates these two new CDRs to the central billing interface 127, in which the central billing interface 127 applies rules (e.g., performs the rules engine for determining the bill-by-account billing offset).

[00123] In some embodiments, the service controller 122 sends the device generated CDRs to the rules engine (e.g., a service usage data store and rules engine, such as CDR storage, aggregation, mediation, feed 118), and the rules engine applies one or more rules, such as those described herein and/or any other billing/service usage related rules as would be apparent to one of ordinary skill in the art. In some embodiments, the service controller 122 generates CDRs similar to other network elements, and the rules (e.g., bill-by-account) are performed in the central billing interface 127. For example, for the service controller 122 to generate CDRs similar to other network elements, in some embodiments, the service controller 122 is provisioned on the wireless network (e.g., by network provision system 160) and behaves substantially similar to other CDR generators on the network).

[00124] In some embodiments, the service controller 122 is provisioned as a new type of networking function that is recognized as a valid, authorized, and secure source for CDRs by the other necessary elements in the network (e.g., CDR storage, aggregation, mediation, feed 118). In some embodiments, if the necessary network apparatus only recognize CDRs from certain

types of networking equipment (e.g., a RAN gateway or transport gateway), then the service controller 122 provides authentication credentials to the other networking equipment that indicate that it is one of the approved types of equipment for providing CDRs. In some embodiments, the link between the service controller 122 and the necessary CDR aggregation and mediation equipment is secured, authenticated, encrypted, and/or signed.

[00125] In some embodiments, the CDR storage, aggregation, mediation, feed 118 discards the network based service usage information (e.g., network based CDRs) received from one or more network elements. In these embodiments, the service controller 122 provides the device assisted service usage information (e.g., device based CDRs or micro-CDRs) to the CDR storage, aggregation, mediation, feed 118 (e.g., the CDR storage, aggregation, mediation, feed 118 can just provide a store, aggregate, and communication function(s), as it is not required to mediate network based CDRs and device assisted CDRs), and the device based service usage information is provided to the central billing interface 127 or the central billing system 123.

[00126] In some embodiments, the device based CDRs (e.g., micro-CDRs) and/or new CDRs generated based on execution of a rules engine as described herein are provided only for devices that are managed and/or based on device group, service plan, or any other criteria, categorization, and/or grouping, such as based on ambient service or ambient service provider or transactional service or transactional service provider.

[00127] In some embodiments, QoS for DAS includes a service processor (e.g., any device assisted element/function) that facilitates coordination for and/or provisions wireless access/radio access bearers (e.g., RABs). In some embodiments, the service processor determines whether a request for QoS is authorized (e.g., according to QoS service level, user standing, available local network capacity (e.g., as reported by other device(s) and/or network)). In some embodiments, device QoS capacity demand reports provide and/or augment network capacity demand reports.

[00128] In some embodiments, QoS for DAS includes a service controller (e.g., any network device based service control element/function) that facilitates coordination for and/or provisions wireless access/radio access bearers (e.g., RABs) on a device (e.g., a communications device, such as a mobile wireless communications device and/or an intermediate networking device), on network, and/or on device plus network. In some embodiments, the service

controller provides device QoS capacity demand reports to other network equipment/elements/functions, and then also provisions the RAB channel based on various criteria and determinations.

[00129] In some embodiments, QoS for DAS provides for device assisted monitoring, information, and/or functionality to facilitate QoS without and/or to assist network based monitoring, information, and/or functionality (e.g., Deep Packet Inspection (DPI) and/or provides such monitoring, information, and/or functionality that may not be available via network based monitoring, information, and/or functionality (e.g., encrypted activities on the device may not be accessible by DPI or other network based techniques). For example, QoS for DAS can assist in the QoS setup to facilitate the QoS setup and provide such information that may not otherwise be available using network based only techniques. For example, device assisted activity and/or service monitoring techniques can assist in classifying the QoS for the monitored activity and/or service using, for example, a QoS activity map (e.g., as described herein or other similar techniques). For example, using such device assisted techniques eliminates and/or minimizes DPI or other network based techniques that can give rise to privacy concerns/issues, network neutrality concerns/issues, and/or otherwise may not be able to provide similar or equivalent granular service/activity monitoring, as discussed above, and/or also off loads such processing from the network (e.g., network elements/devices/functionality) to the communications devices (e.g., at least for such communications devices that can perform such functions, based on their processing and/or memory capabilities, as would be apparent to one of ordinary skill in the art). In some embodiments, QoS for DAS includes the service provider for providing an initial authorization/clearance for a QoS request (e.g., using various techniques described herein), and the service controller determines if the QoS request should be authorized (e.g., based on various QoS authorization/clearance/approval criteria (e.g., QoS activity maps and/or QoS request rule) and/or network capacity, as described herein). In some embodiments, QoS for DAS includes the service provider for providing a QoS request including a QoS class to the service controller, and the service controller determines if the QoS request should be authorized, as described herein. In some embodiments, DAS for protecting network capacity provides for device assisted monitoring, information, and/or functionality to facilitate protecting network capacity without and/or to assist network based monitoring, information, and/or functionality (e.g., Deep Packet Inspection (DPI) and/or provides such monitoring, information,

and/or functionality that may not be available via network based monitoring, information, and/or functionality (e.g., encrypted activities on the device may not be accessible by DPI or other network based techniques). In some embodiments, DAS for protecting network capacity provides for device assisted monitoring, information, and/or functionality to facilitate protecting network capacity without solely relying upon DPI and/or without any use or any significant use of DPI wireless network, which conserves network resources and network capacity by controlling device network access behavior at the device instead of deep in the core network at a DPI gateway (e.g., DPI based techniques consume over the air wireless network capacity even if chatty device behavior is blocked at a DPI gateway; in contrast, DAS for protecting network capacity techniques that do not use DPI based techniques for controlling device service usage can, for example, provide a device based usage notification and service selection UI that does not consume over the air wireless network capacity).

[00130] In some embodiments, QoS for DAS and/or DAS for protecting network capacity includes providing or facilitating reports for base station (BTS) for network capacity (e.g., sector, channel, busy state information or network capacity usage/availability, and/or network capacity expected demand) based on, for example, one or more of the following: monitored application usage on the communications device, monitored user activity on the communications device, location of the communications, other available networks, and/or other monitored or determined activity, service usage measure, and/or metric. In some embodiments, at or after execution of an application that is determined to require network service usage (e.g., may require increased wireless network bandwidth, such as based on a service usage activity map), QoS for DAS sends information to the network (e.g., a network controller or other network device element/function) that capacity demand is forthcoming for the communications device (e.g., potentially initiating a provisioning of a QoS radio access bearer (RAB) or other type of RAB).

[00131] In some embodiments, network capacity (e.g., busy state information) is collected from one or more communications devices in communication with a wireless network (e.g., network capacity/usage information measured from each respective communications device's perspective is determined and stored by the service processor on each respective communications device) and reported to the service controller, and the service controller (e.g., or another network element/function) uses this information to determine what resources are available for allocation to various levels of QoS (e.g., to respond to/facilitate various QoS requests) and/or to workload

balance across multiple base stations and/or networks (e.g., wired networks, cellular, Wi-Fi, and/or other wireless networks).

[00132] In some embodiments, the service processor executed on the communications device sends a QoS request (e.g., a wireless network bearer channel reservation request or Radio Access Bearer (RAB) request) to the service controller. The service controller verifies the request using various verification techniques as described herein. In some embodiments, the service controller facilitates coordination of various device QoS requests with one or more base stations (BTSs) in communication with the communications device to provide for the requested QoS reservation to facilitate the new QoS session. In some embodiments, the service controller provides a QoS routing function by, for example, providing various QoS routing instructions to a device service processor (e.g., aggregating, prioritizing, queuing, authorizing, allocating reservations/RABs, denying, re-routing (such as to other BTSs and/or other networks) and/or otherwise managing QoS requests), in which the BTS may or may not be QoS aware. For example, QoS priority can be based on activity (e.g., service usage and/or application), service level, user standing, network capacity, time of day, and/or QoS priority can be purchased on a transaction basis, a session basis, a pre-pay basis or a plan basis. As another example, QoS priority can also vary by device type, user within a group, group, application type, content type, or any other criteria or measure and/or any combination thereof. In some embodiments, the service controller also facilitates coordination of various device QoS requests with other network elements/functions for QoS implementation and management to provide for an end to end QoS solution.

[00133] In some embodiments, QoS can be symmetric for two mobile devices or asymmetric. In some embodiments, QoS resource availability can be from communications devices, BTS(s), other network functions (e.g., service control, service controller and/or any other network elements/functions) or any combination thereof. In some embodiments, the service controller provides QoS demand information to another network element/function. In some embodiments, the service controller provides the central aggregator and policy decision point (PDP). In some embodiments, the service controller controls (e.g., at least in part) QoS related functions for communications devices, BTS(s), and/or a combination of both.

[00134] In some embodiments, charging (e.g., monitoring and/or determining associating charging or billing) for QoS service usage/transactions and/or network capacity controlled services usage/transactions is determined using various techniques described herein. For example, the service processor can assist in charging for QoS and/or network capacity controlled activities. In some embodiments, the service processor uses device assisted Charging Data Records (CDRs) or micro-CDRs to assist in charging for QoS and/or network capacity controlled activities (e.g., using QoS class related transaction codes and/or network capacity controlled related transaction codes), as described herein with respect to various embodiments. In some embodiments, charging for QoS and/or network capacity controlled services is performed in whole or in part by one or more network elements/functions (e.g., service controller, SGSN/GGSN/other gateways, and/or billing interfaces/servers).

[00135] In some embodiments, service usage information includes network based service usage information. In some embodiments, the network based service usage information includes network based CDRs. In some embodiments, service usage information includes device based service usage information. In some embodiments, device based service usage information includes device assisted CDRs, also referred to herein as micro-CDRs, as described herein. In some embodiments, micro-CDRs are used for CDR mediation or reconciliation that provides for service usage accounting on any device activity that is desired (e.g., providing granular service usage information, such as based on application layer service usage monitoring, transaction service usage monitoring, QoS activities/sessions/transactions, network capacity controlled activities/sessions/transactions, and/or other types of service usage information). In some embodiments, each device includes a service processor (e.g., a service processor executed on a processor of a communications device, such as a mobile device or an intermediate networking device that can communicate with a wireless network).

[00136] In some embodiments, each device activity that is desired to be associated with a billing event (e.g., for a QoS related billing event) is assigned a micro-CDR transaction code, and the service processor is programmed to account for that activity associated with that transaction code (e.g., various transaction codes can be associated with service usage associated with certain services, applications, and/or based on QoS classes or priorities, respectively, which can be used for providing granular service usage for these various Internet/network based services/sites/transactions and/or any other Internet/network based services/sites, which can

include transactional based services). For example, using these techniques, as described herein, essentially any type of device activity (e.g., including QoS classes and prioritization and/or network capacity controlled classes and prioritization) can be individually accounted for and/or controlled (e.g., throttled, restricted, and/or otherwise controlled as desired). In some embodiments, the service processor periodically reports (e.g., during each heartbeat or based on any other periodic, push, and/or pull communication technique(s)) micro-CDR usage measures to, for example, a service controller or some other network element/function. In some embodiments, the service controller reformats the heartbeat micro-CDR usage information into a valid CDR format (e.g., a CDR format that is used and can be processed by an SGSN or GGSN or some other authorized network element/function for CDRs) and then transmits the reformatted micro-CDRs to a network element/function for performing CDR mediation.

[00137] In some embodiments, CDR mediation is used to properly account for the micro-CDR service usage information by depositing it into an appropriate service usage account and deducting it from the user device bulk service usage account. For example, this technique provides for a flexible service usage billing solution that uses pre-existing solutions for CDR mediation and billing. For example, the billing system can process the mediated CDR feed from CDR mediation, apply the appropriate account billing codes to the aggregated micro-CDR information that was generated by the device, and then generate billing events in a manner that does not require changes to existing billing systems, infrastructures, and techniques (e.g., using new transaction codes to label the new device assisted billing capabilities).

[00138] In some embodiments, the various QoS techniques performed on or by the communications device (e.g., using a service processor to provide or assist in providing QoS session provisioning, QoS policy management, QoS policy enforcement, and/or QoS accounting/charging, such as QoS charging records and reports) are verified (e.g., using various verification techniques described herein). In some embodiments, the various network capacity controlled services techniques performed on or by the communications device (e.g., using a service processor to provide or assist in providing network capacity controlled services policy management, network capacity controlled services policy enforcement, and/or network capacity controlled services charging, such as network capacity controlled services charging records and reports) are verified (e.g., using various verification techniques described herein).

[00139] For example, a QoS request, QoS related policy rules (e.g., QoS activity map, QoS related service plan and/or service policy settings) and implementation, QoS policy enforcement, and QoS charging are verified (e.g., periodically, per transaction, and/or based on some other criteria/metric). In some embodiments, verification techniques include one or more of the following: compare a network based service usage measure with a first service policy associated with the communications device, compare a device assisted service usage measure with the first service policy, compare the network based service usage measure to the device assisted service usage measure, perform a test and confirm a device assisted service usage measure based on the test, perform a User Interface (UI) notification (e.g., which can include a user authentication, password, question/answer challenge, and/or other authentication technique), and/or other similar verification techniques as will now be apparent to one of ordinary skill in the art. Accordingly, in some embodiments, QoS for DAS "closes the loop" for verification of various QoS related techniques, such as QoS requests, QoS grants, QoS usage, and/or QoS charging. In some embodiments, the service processor and the service controller serve as a verifiable QoS management/coordination system for other QoS elements/functions in network. In some embodiments, if such or other verification techniques determine or assist in determining that a QoS request, QoS report, and/or QoS policy behavior (e.g., or similarly, network capacity controlled services monitoring, reporting, and/or policy behavior) does not match expected requests, reports, and/or policy, then responsive actions can be performed, for example, the communications device (e.g., and/or suspect services) can be suspended, quarantined, killed/terminated, and/or flagged for further analysis/scrutiny to determine whether the device is malfunctioning, needs updating, has been tampered with or compromised, is infected with malware, and/or if any other problem exists.

[00140] In some embodiments, the communications device (e.g., the service processor) maintains a QoS flow table that associates or maps device activity to QoS level/class to RAB/QoS channel, and in some embodiments, the communications device also informs a QoS management network function/element of the relative priority of the QoS flows for the communications device (e.g., based on or using the QoS flow table). In some embodiments, the service controller receives or collects information from the communications device and maintains such a QoS flow table for the communications device and, in some embodiments, the service controller also informs a QoS management network function/element of the relative

priority of the QoS flows for the communications device (e.g., based on or using the QoS flow table). In some embodiments, flows can be assigned to activities originating at the communications device in a transparent way, or simply by activity class or user preference, or using other techniques.

[00141] In some embodiments, the communications device maintains a table of QoS billing rates, scheduled transmission times, and/other QoS related information to implement an overlay MAC at the data networking level to manage QoS on legacy networks that are not QoS MAC enabled and/or do not have the various functionality to support QoS controls (e.g., and such techniques can also be used to provide for QoS functionality across different networks). In some embodiments, QoS related policies are exchanged between roaming and home service controllers to facilitate QoS support while roaming on a non-home network(s).

[00142] In some embodiments, the communications device serves as a network capacity indicator (e.g., collecting network capacity information for a local cell and communicating or reporting that network capacity information to the service controller). For example, permanent local cell communications devices can be placed in local cell areas to augment legacy equipment for such network capacity indicator/reporting functions. Various other techniques for determining network capacity and/or network availability are described herein.

[00143] In some embodiments, service partners and/or service providers can subsidize in whole or in part to upgrade a given user or group of users to better QoS related service level agreement (SLA)/class for a preferred destination. In some embodiments, based on monitored service usage and/or other monitored behavior of the communications device, such subsidized QoS upgrade/offers can be presented to a user of the communications device (e.g., as an incentive/reward for desired or preferred user behavior or for other reasons). Similarly, in some embodiments, these techniques are also applied to network capacity controlled services.

[00144] In some embodiments, QoS charging is based on QoS channel/reservation, service flow, or RAB charging (e.g., single flow per RAB, multi-flow per RAB, multi-RAB per flow). In some embodiments, charging (e.g., for QoS and/or for network capacity controlled services) is based on one or more of the following: network busy state, time criteria, user service class request, traffic volume and class, time and class, network capacity (e.g., network busy state) and class, time of day and class, location, traffic type, application type, application class, destination,

destination type, partner service, and/or other criteria/measures. In some embodiments, QoS charging is verified using the various verification techniques described herein (e.g., test charging events). In some embodiments, network capacity controlled services charging is verified using the various verification techniques described herein (e.g., test charging events). In some embodiments, QoS charging is by data usage (e.g., by Megabyte (MB)), service flow by time by QoS class, speed by time, network busy state, time of day/day of week, service plan, current network, and/or other criteria/measures. In some embodiments, network capacity controlled services charging is by data usage (e.g., by Megabyte (MB)), service flow by time by network capacity controlled services class, speed by time, network busy state, time of day/day of week, service plan, current network, and/or other criteria/measures.

[00145] In some embodiments, QoS for DAS includes coordinating functions with one or more of the following: DAS elements/functions, Radio Access Network (RAN), Transport network, Core network, GRX network, IPX network, and/or other networks/elements/functions.

[00146] FIG. 2 illustrates another functional diagram of another network architecture for providing quality of service (QoS) for device assisted services (DAS) and/or for providing DAS for protecting network capacity in accordance with some embodiments. In some embodiments, QoS for DAS techniques described herein are implemented using the network architecture shown in FIG. 2. In some embodiments, DAS for protecting network capacity techniques described herein are implemented using the network architecture shown in FIG. 2.

[00147] As shown, FIG. 2 includes various devices 100 including service processors 115. For example, devices 100 can include various types of mobile devices, such as phones, PDAs, computing devices, laptops, net books, tablets, cameras, music/media players, GPS devices, networked appliances, and any other networked device; and/or devices 100 can include various types of intermediate networking devices, as described herein. The devices 100 are in communication with service control 210 and central provider access and core networks 220. Service policies and accounting functions 230 are also provided in communication with the central provider access and core networks 220. For example, devices 100 can communicate via the central provider access and core networks 220 to the Internet 120 for access to various Internet sites/services 240 (e.g., Google sites/services, Yahoo sites/services, Blackberry services,

Apple iTunes and AppStore, Amazon.com, FaceBook, and/or any other Internet service or other network facilitated service).

[00148] In some embodiments, FIG. 2 provides a wireless network architecture that supports various DAS for protecting network capacity techniques as described herein. Those of ordinary skill in the art will appreciate that various other network architectures can be used for providing various DAS for protecting network capacity techniques as described herein, and FIG. 2 is illustrative of just another such example network architecture for which DAS for protecting network capacity techniques as described herein can be provided.

[00149] FIG. 3 illustrates another functional diagram of an architecture 300 including a device based service processor 115 and a service controller 122 for providing quality of service (QoS) for device assisted services (DAS) and/or for providing DAS for protecting network capacity in accordance with some embodiments. In some embodiments, QoS for DAS techniques described herein are implemented using the functions/elements shown in FIG. 3. In some embodiments, DAS for protecting network capacity techniques described herein are implemented using the functions/elements shown in FIG. 3.

[00150] For example, the architecture 300 provides a relatively full featured device based service processor implementation and service controller implementation. As shown, this corresponds to a networking configuration in which the service controller 122 is connected to the Internet 120 and not directly to the access network 1610. As shown, a data plane (e.g., service traffic plane) communication path is shown in solid line connections and control plane (e.g., service control plane) communication path is shown in dashed line connections. As will be apparent to one of ordinary skill in the art, the division in functionality between one device agent and another is based on, for example, design choices, networking environments, devices and/or services/applications, and various different combinations can be used in various different implementations. For example, the functional lines can be re-drawn in any way that the product designers see fit. As shown, this includes certain divisions and functional breakouts for device agents as an illustrative implementation, although other, potentially more complex, embodiments can include different divisions and functional breakouts for device agent functionality specifications, for example, in order to manage development specification and testing complexity and workflow. In addition, the placement of the agents that operate, interact with or monitor the

data path can be moved or re-ordered in various embodiments. For example, the functional elements shown in FIG. 3 are described below with respect to, for example, FIGS. 4, 12, and 13 as well as FIGS. 5 through 11 (e.g., QoS for DAS related embodiments) and FIGS. 14 through 23 (e.g., DAS for protecting network capacity related embodiments).

[00151] As shown in FIG. 3, service processor 115 includes a service control device link 1691. For example, as device based service control techniques involving supervision across a network become more sophisticated, it becomes increasingly important to have an efficient and flexible control plane communication link between the device agents and the network elements communicating with, controlling, monitoring, or verifying service policy. In some embodiments, the service control device link 1691 provides the device side of a system for transmission and reception of service agent to/from network element functions. In some embodiments, the traffic efficiency of this link is enhanced by buffering and framing multiple agent messages in the transmissions. In some embodiments, the traffic efficiency is further improved by controlling the transmission frequency or linking the transmission frequency to the rate of service usage or traffic usage. In some embodiments, one or more levels of security or encryption are used to make the link robust to discovery, eavesdropping or compromise. In some embodiments, the service control device link 1691 also provides the communications link and heartbeat timing for the agent heartbeat function. As discussed below, various embodiments disclosed herein for the service control device link 1691 provide an efficient and secure solution for transmitting and receiving service policy implementation, control, monitoring and verification information with other network elements.

[00152] As shown in FIG. 3, the service controller 122 includes a service control server link 1638. In some embodiments, device based service control techniques involving supervision across a network (e.g., on the control plane) are more sophisticated, and for such it is increasingly important to have an efficient and flexible control plane communication link between the device agents (e.g., of the service processor 115) and the network elements (e.g., of the service controller 122) communicating with, controlling, monitoring, or verifying service policy. For example, the communication link between the service control server link 1638 of service controller 122 and the service control device link 1691 of the service processor 115 can provide an efficient and flexible control plane communication link, a service control link 1653 as shown in FIG. 3, and, in some embodiments, this control plane communication link provides for

a secure (e.g., encrypted) communications link for providing secure, bidirectional communications between the service processor 115 and the service controller 122. In some embodiments, the service control server link 1638 provides the network side of a system for transmission and reception of service agent to/from network element functions. In some embodiments, the traffic efficiency of this link is enhanced by buffering and framing multiple agent messages in the transmissions (e.g., thereby reducing network chatter). In some embodiments, the traffic efficiency is further improved by controlling the transmission frequency and/or linking the transmission frequency to the rate of service usage or traffic usage. In some embodiments, one or more levels of security and/or encryption are used to secure the link against potential discovery, eavesdropping or compromise of communications on the link. In some embodiments, the service control server link 1638 also provides the communications link and heartbeat timing for the agent heartbeat function.

[00153] In some embodiments, the service control server link 1638 provides for securing, signing, encrypting and/or otherwise protecting the communications before sending such communications over the service control link 1653. For example, the service control server link 1638 can send to the transport layer or directly to the link layer for transmission. In another example, the service control server link 1638 further secures the communications with transport layer encryption, such as TCP TLS or another secure transport layer protocol. As another example, the service control server link 1638 can encrypt at the link layer, such as using IPSEC, various possible VPN services, other forms of IP layer encryption and/or another link layer encryption technique.

[00154] As shown in FIG. 3, the service controller 122 includes an access control integrity server 1654 (e.g., service policy security server). In some embodiments, the access control integrity server 1654 collects device information on service policy, service usage, agent configuration, and/or agent behavior. For example, the access control integrity server 1654 can cross check this information to identify integrity breaches in the service policy implementation and control system. In another example, the access control integrity server 1654 can initiate action when a service policy violation (e.g., QoS policy violation and/or a network capacity controlled services policy violation) or a system integrity breach is suspected.

[00155] In some embodiments, the access control integrity server 1654 (and/or some other agent of service controller 122) acts on access control integrity agent 1694 (e.g., service policy security agent) reports and error conditions. Many of the access control integrity agent 1654 checks can be accomplished by the server. For example, the access control integrity agent 1654 checks include one or more of the following: service usage measure against usage range consistent with policies (e.g., usage measure from the network and/or from the device); configuration of agents; operation of the agents; and/or dynamic agent download.

[00156] In some embodiments, the access control integrity server 1654 (and/or some other agent of service controller 122) verifies device service policy implementations by comparing various service usage measures (e.g., based on network monitored information, such as by using IPDRs or CDRs, and/or local service usage monitoring information) against expected service usage behavior given the policies that are intended to be in place (e.g., a QoS policy and/or a network capacity controlled services policy). For example, device service policy implementations can include measuring total QoS data passed, QoS data passed in a period of time, IP addresses, data per IP address, and/or other measures such as location, downloads, email accessed, URLs, and comparing such measures expected service usage behavior given the policies that are intended to be in place.

[00157] In some embodiments, the access control integrity server 1654 (e.g., and/or some other agent of service controller 122) verifies device service policy, and the verification error conditions that can indicate a mismatch in QoS service measure and QoS service policy include one or more of the following: unauthorized network access (e.g., access beyond ambient service policy limits); unauthorized network speed (e.g., average speed beyond service policy limit); network data amount does not match QoS policy limit (e.g., device not stop at limit without re-up/revising service policy); unauthorized network address; unauthorized service usage (e.g., VOIP, email, and/or web browsing); unauthorized application usage (e.g., email, VOIP, email, and/or web); service usage rate too high for plan, and policy controller not controlling/throttling it down; and/or any other mismatch in service measure and service policy. Accordingly, in some embodiments, the access control integrity server 1654 (and/or some other agent of service controller 122) provides a policy/service control integrity service to continually (e.g., periodically and/or based on trigger events) verify that the service control of the device has not

been compromised and/or is not behaving out of policy (e.g., a QoS policy and/or a network capacity controlled services policy).

[00158] As shown in FIG. 3, service controller 122 includes a service history server 1650 (e.g., charging server). In some embodiments, the service history server 1650 collects and records service usage or service activity reports from the Access Network AAA Server 1621 and the Service Monitor Agent 1696. For example, although service usage history from the network elements can in certain embodiments be less detailed than service history from the device, the service history from the network can provide a valuable source for verification of device service policy implementation, because, for example, it is extremely difficult for a device error or compromise event on the device to compromise the network based equipment and software. For example, service history reports from the device can include various service tracking information, as similarly described above. In some embodiments, the service history server 1650 provides the service history on request to other servers and/or one or more agents. In some embodiments, the service history server 1650 provides the service usage history to the device service history 1618 (e.g., CDR feed and CDR mediation). In some embodiments, for purposes of facilitating the activation tracking service functions (described below), the service history server 1650 maintains a history of which networks the device has connected to. For example, this network activity summary can include a summary of the networks accessed, activity versus time per connection, and/or traffic versus time per connection. As another example, this activity summary can further be analyzed or reported to estimate the type of service plan associated with the traffic activity for the purpose of bill sharing reconciliation.

[00159] As shown in FIG. 3, service controller 122 includes a policy management server 1652 (e.g., policy decision point (PDP) server) for managing service usage policies, such as QoS policies and/or a network capacity controlled services policies. In some embodiments, the policy management server 1652 transmits policies to the service processor 115 via the service control link 1653. In some embodiments, the policy management server 1652 manages policy settings on the device (e.g., various policy settings as described herein with respect to various embodiments) in accordance with a device service profile. In some embodiments, the policy management server 1652 sets instantaneous policies on policy implementation agents (e.g., policy implementation agent 1690). For example, the policy management server 1652 can issue policy settings, monitor service usage and, if necessary, modify policy settings. For example, in

the case of a user who prefers for the network to manage their service usage costs, or in the case of any adaptive policy management needs, the policy management server 1652 can maintain a relatively high frequency of communication with the device to collect traffic and/or service measures and issue new policy settings. In this example, device monitored service measures and any user service policy preference changes are reported, periodically and/or based on various triggers/events/requests, to the policy management server 1652. In this example, user privacy settings generally require secure communication with the network (e.g., a secure service control link 1653), such as with the policy management server 1652, to ensure that various aspects of user privacy are properly maintained during such configuration requests/policy settings transmitted over the network. For example, information can be compartmentalized to service policy management and not communicated to other databases used for CRM for maintaining user privacy.

[00160] In some embodiments, the policy management server 1652 provides adaptive policy management on the device. For example, the policy management server 1652 can issue policy settings and objectives and rely on the device based policy management (e.g., service processor 115) for some or all of the policy adaptation. This approach can require less interaction with the device thereby reducing network chatter on the service control link 1653 for purposes of device policy management (e.g., network chatter is reduced relative to various server/network based policy management approaches described above). This approach can also provide robust user privacy embodiments by allowing the user to configure the device policy for user privacy preferences/settings so that, for example, sensitive information (e.g., geo-location data, website history, and/or other sensitive information) is not communicated to the network without the user's approval. In some embodiments, the policy management server 1652 adjusts service policy based on time of day. In some embodiments, the policy management server 1652 receives, requests, and/or otherwise obtains a measure of network availability/capacity and adjusts traffic shaping policy and/or other policy settings based on available network availability/capacity (e.g., a network busy state).

[00161] As shown in FIG. 3, service controller 122 includes a network traffic analysis server 1656. In some embodiments, the network traffic analysis server 1656 collects/receives service usage history for devices and/or groups of devices and analyzes the service usage. In some embodiments, the network traffic analysis server 1656 presents service usage statistics in

various formats to identify improvements in network service quality and/or service profitability. In some embodiments, the network traffic analysis server 1656 estimates the service quality and/or service usage for the network under variable settings on potential service policies. In some embodiments, the network traffic analysis server 1656 identifies actual or potential service behaviors by one or more devices that are causing problems for overall network service quality or service cost. In some embodiments, the network traffic analysis server 1656 estimates the network availability/capacity for the network under variable settings on potential service policies. In some embodiments, the network traffic analysis server 1656 identifies actual or potential service behaviors by one or more devices that are impacting and/or causing problems for overall network availability/capacity.

[00162] As shown in FIG. 3, Service Analysis, Test & Download 122B includes a beta test server 1658 (e.g., policy creation point and beta test server). In some embodiments, the beta test server 1658 publishes candidate service plan policy settings to one or more devices. In some embodiments, the beta test server 1658 provides summary reports of network service usage or user feedback information for one or more candidate service plan policy settings. In some embodiments, the beta test server 1658 provides a mechanism to compare the beta test results for different candidate service plan policy settings or select the optimum candidates for further policy settings optimization, such as for protecting network capacity.

[00163] As shown in FIG. 3, service controller 122 includes a service download control server 1660 (e.g., a service software download control server). In some embodiments, the service download control server 1660 provides a download function to install and/or update service software elements (e.g., the service processor 115 and/or agents/components of the service processor 115) on the device, as described herein.

[00164] As shown in FIG. 3 service controller 122 includes a billing event server 1662 (e.g., micro-CDR server). In some embodiments, the billing event server 1662 collects billing events, provides service plan information to the service processor 115, provides service usage updates to the service processor 115, serves as interface between device and central billing server 1619, and/or provides trusted third party function for certain ecommerce billing transactions.

[00165] As shown in FIG. 3, the Access Network HLR AAA server 1621 is in network communication with the access network 1610. In some embodiments, the Access Network AAA

server 1621 provides the necessary access network AAA services (e.g., access control and authorization functions for the device access layer) to allow the devices onto the central provider access network and the service provider network. In some embodiments, another layer of access control is required for the device to gain access to other networks, such as the Internet, a corporate network and/or a machine to machine network. This additional layer of access control can be implemented, for example, by the service processor 115 on the device. In some embodiments, the Access Network AAA server 1621 also provides the ability to suspend service for a device and resume service for a device based on communications received from the service controller 122. In some embodiments, the Access Network AAA server 1621 also provides the ability to direct routing for device traffic to a quarantine network or to restrict or limit network access when a device quarantine condition is invoked. In some embodiments, the Access Network AAA server 1621 also records and reports device network service usage (e.g., device network service usage can be reported to the device service history 1618).

[00166] As shown in FIG. 3, the device service history 1618 is in network communication with the access network 1610. In some embodiments, the device service history 1618 provides service usage data records used for various purposes in various embodiments. In some embodiments, the device service history 1618 is used to assist in verifying service policy implementation. In some embodiments, the device service history 1618 is used to verify service monitoring. In some embodiments, the device service history 1618 is used to verify billing records and/or billing policy implementation (e.g., to verify service usage charging). In some embodiments, the device service history 1618 is used to synchronize and/or verify the local service usage counter (e.g., to verify service usage accounting).

[00167] As shown in FIG. 3, the central billing 1619 (e.g., central provider billing server) is in network communication with the access network 1610. In some embodiments, the central provider billing server 1619 provides a mediation function for central provider billing events. For example, the central provider billing server 1619 can accept service plan changes. In some embodiments, the central provider billing server 1619 provides updates on device service usage, service plan limits and/or service policies. In some embodiments, the central provider billing server 1619 collects billing events, formulates bills, bills service users, provides certain billing event data and service plan information to the service controller 122 and/or device 100.

[00168] As shown in FIG. 3, in some embodiments, modem selection and control 1811 (e.g., in communication with connection manager 1804 as shown) selects the access network connection and is in communication with the modem firewall 1655, and modem drivers 1831, 1815, 1814, 1813, 1812 convert data traffic into modem bus traffic for one or more modems and are in communication with the modem selection and control 1811. In some embodiments, different profiles are selected based on the selected network connection (e.g., different service profiles/policies for WWAN, WLAN, WPAN, Ethernet and/or DSL network connections), which is also referred to herein as multimode profile setting. For example, service profile settings can be based on the actual access network (e.g., home DSL/cable or work network) behind the Wi-Fi not the fact that it is Wi-Fi (e.g., or any other network, such as DSL/cable, satellite, or T-1), which is viewed as different than accessing a Wi-Fi network at the coffee shop. For example, in a Wi-Fi hotspot situation in which there are a significant number of users on a DSL or T-1 backhaul, the service controller can sit in a service provider cloud or an MVNO cloud, the service controls can be provided by a VSP capability offered by the service provider or the service controller can be owned by the hotspot service provider that uses the service controller on their own without any association with an access network service provider. For example, the service processors can be controlled by the service controller to divide up the available bandwidth at the hotspot according to QoS or user sharing rules (e.g., with some users having higher differentiated priority (e.g., potentially for higher service payments) than other users). As another example, ambient services (e.g., as similarly described herein) can be provided for the hotspot for verified service processors.

[00169] In some embodiments, the service processor 115 and service controller 122 are capable of assigning multiple service profiles associated with multiple service plans that the user chooses individually or in combination as a package. For example, a device 100 starts with ambient services that include free transaction services wherein the user pays for transactions or events rather than the basic service (e.g., a news service, eReader, PND service, pay as you go session Internet) in which each service is supported with a bill by account capability to correctly account for any subsidized partner billing to provide the transaction services (e.g., Barnes and Noble may pay for the eReader service and offer a revenue share to the service provider for any book or magazine transactions purchased from the device 100). In some embodiments, the bill by account service can also track the transactions and, in some embodiments, advertisements for

the purpose of revenue sharing, all using the service monitoring capabilities disclosed herein. After initiating services with the free ambient service discussed above, the user may later choose a post-pay monthly Internet, email, and SMS service. In this case, the service controller 122 would obtain from the billing system 123 in the case of network based billing (e.g., or the service controller 122 billing event server 1622 in the case of device based billing) the billing plan code for the new Internet, email and SMS service. In some embodiments, this code is cross referenced in a database (e.g., the policy management server 1652) to find the appropriate service profile for the new service in combination with the initial ambient service. The new superset service profile is then applied so that the user maintains free access to the ambient services, and the billing partners continue to subsidize those services, the user also gets access to Internet services and may choose the service control profile (e.g., from one of the embodiments disclosed herein). The superset profile is the profile that provides the combined capabilities of two or more service profiles when the profiles are applied to the same device 100 service processor. In some embodiments, the device 100 (service processor 115) can determine the superset profile rather than the service controller 122 when more than one "stackable" service is selected by the user or otherwise applied to the device. The flexibility of the service processor 115 and service controller 122 embodiments described herein allow for a large variety of service profiles to be defined and applied individually or as a superset to achieve the desired device 100 service features.

[00170] As shown in FIG. 3, an agent communication bus 1630 represents a functional description for providing communication for the various service processor 115 agents and functions. In some embodiments, as represented in the functional diagram illustrated in FIG. 3, the architecture of the bus is generally multipoint to multipoint so that any agent can communicate with any other agent, the service controller or in some cases other components of the device, such user interface 1697 and/or modem components. As described below, the architecture can also be point to point for certain agents or communication transactions, or point to multipoint within the agent framework so that all agent communication can be concentrated, or secured, or controlled, or restricted, or logged or reported. In some embodiments, the agent communication bus is secured, signed, encrypted, hidden, partitioned, and/or otherwise protected from unauthorized monitoring or usage. In some embodiments, an application interface agent (not shown) is used to literally tag or virtually tag application layer traffic so that the policy

implementation agent(s) 1690 has the necessary information to implement selected traffic shaping solutions. In some embodiments, an application interface agent (not shown) is in communication with various applications, including a TCP application 1604, an IP application 1605, and a voice application 1602.

[00171] As shown in FIG. 3, service processor 115 includes an API and OS stack interface 1693. In some embodiments, the API and OS stack interface 1693 provides the QoS API functionality as similarly described herein with respect to various embodiments. In some embodiments, a QoS API is used to report back QoS availability to applications. In some embodiments, the API and OS stack interface 1693 provides the network capacity controlled API and/or emulated API functionality as similarly described herein with respect to various embodiments. As shown, service processor 115 also includes a router 1698 (e.g., a QoS router agent/function and/or a network capacity controlled services router agent/function) and a policy decision point (PDP) agent 1692. In some embodiments, the router 1698 provides QoS router functionality as similarly described herein with respect to various embodiments. In some embodiments, the router 1698 provides network capacity controlled services router functionality as similarly described herein with respect to various embodiments. In some embodiments, the QoS router supports multiple QoS channels (e.g., one or more provisioned/allocated QoS links forming a QoS channel between the device and the desired end point, such as an access point/BTS/gateway/network for a single ended QoS channel or other communication device for an end to end QoS channel, depending on the QoS connection/network support/availability/etc.). In some embodiments, the QoS router supports multiple QoS channels, which can each have different QoS classes/levels. In some embodiments, the QoS router routes application/service usage traffic to an appropriate QoS channel. In some embodiments, the QoS router determines the routing/mapping based on, for example, one or more of the following: a QoS API request, a QoS activity map, a user request, a service plan, a service profile, service policy settings, network capacity, service controller or other intermediate QoS network element/function/device, and/or any other criteria/measure, as similarly described herein with respect to various embodiments. In some embodiments, multiple different applications/services are routed to a particular QoS channel using various techniques described herein. In some embodiments, different applications/services are routed to different QoS channels using various techniques described herein. In some embodiments, the QoS router assists in managing and/or optimizing

QoS usage for the communications device. In some embodiments, the QoS router assists in managing and/or optimizing QoS usage across multiple communications devices (e.g., based on network capacity for a given cell area/base station or other access point). In some embodiments, PDP agent 1692 provides the PDP agent functionality as similarly described herein with respect to various embodiments. As shown, architecture 300 also includes a suspend resume interface 320, network QoS provisioning interfaces 330 (e.g., for providing the various QoS techniques described herein), and an activation/suspend resume server 340 and billing interface server 350 in the service controller 122A.

[00172] In some embodiments, device assisted services (DAS) techniques for providing an activity map for classifying or categorizing service usage activities to associate various monitored activities (e.g., by URL, by network domain, by website, by network traffic type, by application or application type, and/or any other service usage activity categorization/classification) with associated IP addresses are provided. In some embodiments, a policy control agent (not shown), service monitor agent 1696 (e.g., charging agent), or another agent or function (or combinations thereof) of the service processor 115 provides a DAS activity map. In some embodiments, a policy control agent (not shown), service monitor agent, or another agent or function (or combinations thereof) of the service processor provides an activity map for classifying or categorizing service usage activities to associate various monitored activities (e.g., by Uniform Resource Locator (URL), by network domain, by website, by network traffic type, by socket (such as by IP address, protocol, and/or port), by socket id (such as port address/number), by port number, by content type, by application or application type, and/or any other service usage activity classification/categorization) with associated IP addresses and/or other criteria/measures. In some embodiments, a policy control agent, service monitor agent, or another agent or function (or combinations thereof) of the service processor determines the associated IP addresses for monitored service usage activities using various techniques to snoop the DNS request(s) (e.g., by performing such snooping techniques on the device 100 the associated IP addresses can be determined without the need for a network request for a reverse DNS lookup). In some embodiments, a policy control agent, service monitor agent, or another agent or function (or combinations thereof) of the service processor records and reports IP addresses or includes a DNS lookup function to report IP addresses or IP addresses and associated URLs for monitored service usage activities. For example, a policy control agent,

service monitor agent, or another agent or function (or combinations thereof) of the service processor can determine the associated IP addresses for monitored service usage activities using various techniques to perform a DNS lookup function (e.g., using a local DNS cache on the monitored device 100). In some embodiments, one or more of these techniques are used to dynamically build and maintain a DAS activity map that maps, for example, URLs to IP addresses, applications to IP addresses, content types to IP addresses, and/or any other categorization/classification to IP addresses as applicable. In some embodiments, the DAS activity map is used for various DAS traffic control and/or throttling techniques as described herein with respect to various embodiments for providing QoS for DAS and/or for providing DAS for protecting network capacity. In some embodiments, the DAS activity map is used to provide the user various UI related information and notification techniques related to service usage as described herein with respect to various embodiments. In some embodiments, the DAS activity map is used to provide service usage monitoring, prediction/estimation of future service usage, service usage billing (e.g., bill by account and/or any other service usage/billing categorization techniques), DAS techniques for ambient services usage monitoring, DAS techniques for generating micro-CDRs, and/or any of the various other DAS related techniques as described herein with respect to various embodiments.

[00173] In some embodiments, all or a portion of the service processor 115 functions disclosed herein are implemented in software. In some embodiments, all or a portion of the service processor 115 functions are implemented in hardware. In some embodiments, all or substantially all of the service processor 115 functionality (e.g., as discussed herein) is implemented and stored in software that can be performed on (e.g., executed by) various components in device 100. In some embodiments, it is advantageous to store or implement certain portions or all of service processor 115 in protected or secure memory so that other undesired programs (e.g., and/or unauthorized users) have difficulty accessing the functions or software in service processor 115. In some embodiments, service processor 115, at least in part, is implemented in and/or stored on secure non-volatile memory (e.g., non volatile memory can be secure non-volatile memory) that is not accessible without pass keys and/or other security mechanisms (e.g., security credentials). In some embodiments, the ability to load at least a portion of service processor 115 software into protected non-volatile memory also requires a secure key and/or signature and/or requires that the service processor 115 software components

being loaded into non-volatile memory are also securely encrypted and appropriately signed by an authority that is trusted by a secure software downloader function, such as service downloader 1663 as shown in FIG. 3. In some embodiments, a secure software download embodiment also uses a secure non-volatile memory. Those of ordinary skill in the art will also appreciate that all memory can be on-chip, off-chip, on-board, and/or off-board.

[00174] FIGS. 4A through 4C illustrates a functional diagram for providing quality of service (QoS) for device assisted services (DAS) in accordance with some embodiments. In some embodiments, QoS for DAS techniques described herein are implemented using the network architecture shown in FIGS. 4A through 4C.

[00175] Referring to FIG. 4A, in some embodiments, QoS functionality is performed at the communications device 100 using service processor 115 as similarly described herein. For example, the service processor 115 determines whether or not a QoS request is authorized (e.g., based on the associated service plan and/or other criteria/measures). If the QoS request is authorized, then the service processor 115 communicates with the base station (BTS) 125 to send the QoS request (e.g., a RAB or multi-RAB reservation request) to the local BTS. The BTS determines whether to accept or deny the QoS request (e.g., based on network capacity, such as using a first come first service QoS/network bandwidth or best effort access policy or other techniques, and/or other criteria/measures). The BTS responds to the QoS request accordingly. If the QoS request is granted, the QoS session can be initiated as similarly described herein. In some embodiments, the service processor 115 also performs various QoS charging functions using various techniques described herein, and the service processor 115 periodically sends QoS charging records or reports to the service controller 122 (e.g., and/or another network element/function). In some embodiments, the service processor 115 and the QoS related functions performed by the service processor 115 are periodically verified using the various techniques described herein.

[00176] Referring to FIG. 4B, FIG. 4B is similar to FIG. 4A except that the service controller 122 is also shown to be in communication with the service processor 115 of the communications device 100, which can provide for the download and periodically updating of the QoS rules and/or other service plan/profile/policy information that can include QoS related information. In some embodiments, the service processor 115 also performs various QoS

charging functions using various techniques described herein, and the service processor 115 periodically sends QoS charging records or reports to the service controller 122 (e.g., and/or another network element/function). In some embodiments, the service processor 115 and the QoS related functions performed by the service processor 115 are periodically verified using the various techniques described herein.

[00177] Referring to FIG. 4C, at 410, the service processor 115 sends a QoS request to the service controller 122 (e.g., the service processor can also (at least in part) determine whether the QoS request is authorized as similarly described with respect to FIG. 4A). At 420, the service controller 122 sends the QoS request to the BTS 125 if it is determined that the QoS request is authorized using various techniques described herein and/or whether the BTS 125 has network capacity for the QoS request. For example, the service controller can provide a central policy decision point function for QoS related activities (e.g., based on QoS prioritization, network capacity, and/or other criteria/measures/policies). At 430, the service controller 122 communicates the response to the QoS request accordingly. At 440, if the QoS request was approved, the device 100 initiates the QoS session (e.g., using a RAB or multi-RAB reservation) via the BTS 125. In some embodiments, the service processor 115 also performs various QoS charging functions using various techniques described herein, and the service processor 115 periodically sends QoS charging records or reports to the service controller 122 (e.g., and/or another network element/function). In some embodiments, the service processor 115 and the QoS related functions performed by the service processor 115 are periodically verified using the various techniques described herein.

[00178] In some embodiments, QoS techniques as described herein are implemented in the device (e.g., using the service processor 115) and one or more other network elements/functions, such as the BTS 125, service controller 125, RAN, SGSN/GGSN/other gateways and/or other network elements/functions, in which various of the QoS related functions can be distributed or allocated to such network elements/functions based on various design/network architecture approaches as will now be apparent to one of ordinary skill in the art, in which QoS related activities and/or functions at the device 100 are verified using various verification techniques described herein.

[00179] In some embodiments, the device determines QoS availability by directly querying QoS link reservation equipment in the network (e.g., an access point, such as the BTS 125). In some embodiments, the device determines QoS availability based on an intermediate network function that coordinates QoS requests with one or more network QoS link resources. In some embodiments, the device requests a QoS reservation in advance of QoS link establishment with one or more QoS network link resources. In some embodiments, in response to a QoS request, a QoS channel is reported as available only if/after it is determined that the necessary one or more QoS links required to create the QoS channel are available, and, for example, the QoS channel can then be reserved based on a confirmation or automatically be reserved in response to the QoS request.

[00180] FIG. 5 illustrates a functional diagram for generating a QoS activity map for quality of service (QoS) for device assisted services (DAS) in accordance with some embodiments. In particular, FIG. 5 illustrates techniques for mapping a service plan or a set of service plan policies/rules for QoS 510 to a set of QoS activity rules 530. As shown, a set of QoS rules/QoS related device state information 510 (e.g., a set of associated service plan, service plan usage, other state such as network capacity or forecasted demand or time of day/day of week, activity usage, QoS level, and/or user preferences) is mapped using a QoS mapping function to a set of QoS activity rules 530 using various techniques described herein. At 530, activity rules (e.g., activity policy rules instructions) 530 are determined using the mapping function 520. In some embodiments, DAS for network capacity controlled services techniques can similarly be implemented using the techniques described with respect to FIG. 5 (e.g., for generating and implementing a network capacity controlled services activity map).

[00181] In some embodiments, the service plan includes a list of activity policies, and each activity policy in the service plan specifies how the activity policy is modified by rules state information. In some embodiments, each activity policy then becomes the instruction for the engine (e.g., QoS mapping function 520) that maps the activity policy to QoS activity rules 530. In some embodiments, service controller 122 downloads QoS mapping function 520, which is implemented by service processor 115.

[00182] In some embodiments, the service processor determines (e.g., and classifies) application/service usage activity demand with or without granular application/service usage

activity (e.g., depending on various user/service plan/service provider/network/legal and/or other privacy restrictions and/or any other related requirements or settings). For example, policies (e.g., service policy settings and/or service profile settings) can be downloaded to provide such application/service usage activity monitoring rules and a QoS activity map for assigning such monitored activities to various QoS classes or priorities, and, in some embodiments, such monitoring and the QoS activity map can also be implemented using various verification techniques described herein (e.g., periodically audited, tested, compared with network service usage information). In some embodiments, the QoS activity map is based on a service plan, service profile, and/or service policy settings associated with the communications device. In some embodiments, the QoS activity map is based on a device group and/or user group. In some embodiments, the QoS activity map is based on user input (e.g., a user of the communications device can identify QoS classes/service levels for various applications and/or service activities, in response to requests for user input, based on user configurations, user defined rules (e.g., to eliminate or mitigate privacy and/or net neutrality concerns/issues), and/or confirmed monitored user behavior QoS related patterns or preferences). In some embodiments, the QoS activity map includes mappings/associations based on one or more of the following: a user preference for a given destination, destination class, application, application class (e.g., by application class instead of with respect to a specific application can also eliminate or mitigate privacy and/or net neutrality concerns/issues), flow, traffic or flow class, time period, time of day, location, network busy state (e.g., provide QoS when you can, then charge more when busy, notify user of busy state), device type, user type, user plan, user group, user standing, partner service, tokens, service type, and/or other criteria or measures.

[00183] In some embodiments, various techniques described herein are managed for device 100 for incoming and/or outgoing QoS requests. In some embodiments, as shown in FIG. 6, QoS for DAS includes establishing an end to end coordinated QoS service channel control.

[00184] FIG. 6 illustrates a functional diagram for quality of service (QoS) for device assisted services for an end to end coordinated QoS service channel control in accordance with some embodiments. As shown in FIG. 6, a wireless communications device 100A includes a service processor 115A in secure communication with service controller 122A. A wireless communications device 100B includes a service processor 115B in secure communication with service controller 122B. In some embodiments, when, for example, device 100A initiates a QoS

request for a QoS class session in communication with device 100B (e.g., a VOIP call or another application service requiring or possibly using a QoS class/level session, such as a conversational or other QoS type of class/level), as sequence of actions are performed using service controller 122A and service controller 122B to facilitate/setup an end to end coordinated QoS service channel control. In some embodiments, as similarly described herein, assuming that service processor 115A and service controller 122A determine that the QoS request from device 100A is authorized for that device, then the service controller 122A contacts registry 650 (e.g., a device registry, such as an HLR, mobile services center, or other central database or registry including, for example, service controller mappings by device/IP address/other) to determine the service controller associated with/responsible for managing QoS/service control for device 100B. The registry 650 provides the service controller 122B information (e.g., IP address/other address) based on this lookup determination. In some embodiments, service controller 122A then initiates the QoS request with service controller 122B to determine if the device 100B is authorized and/or available for the QoS session requested by device 100A. In some embodiments, service controllers 122A/B communicate with BTSs 125A/B to determine whether the QoS request can be facilitated (e.g., based on network capacity) as similarly described herein. In some embodiments, the service controllers 122A and 122B provide the central QoS coordination function and can request appropriate QoS channels directly from the respective local BTSs. In some embodiments, the service controllers 122A and 122B also communicate with one or more of the following network elements/functions as shown in FIG. 6 in order to facilitate an end to end coordinated QoS service channel control: RAN 610/670, Core Network 620/660, and IPX network 630. In some embodiments, service controllers 122A and 122B communicate with various necessary network elements for provisioning to facilitate session provisioning through the carrier core network as similarly discussed above. In some embodiments, service controllers 122A and 122B communicate with various necessary network elements for provisioning to facilitate session provisioning through the IPX network as similarly discussed above. As will be apparent to one of ordinary skill in the art, QoS for DAS techniques as described herein can be similarly implemented using these or similar techniques to various other network architectures.

[00185] FIG. 7 illustrates a flow diagram for quality of service (QoS) for device assisted services (DAS) in accordance with some embodiments. At 702, the process begins. At 704, QoS rules are received or determined (e.g., a service processor receives or requests the QoS

rules, which may be included in service plan, service profile, and/or service policy settings associated with the communications device). In some embodiments, the QoS rules are verified using various techniques as described herein (e.g., periodically updated, replaced, downloaded, obfuscated, and/or tested using by a service controller and/or using other verification techniques). In some embodiments, a QoS API is also used by various applications to initiate a QoS request, as described herein with respect to various embodiments. In some embodiments, the QoS rules are implemented in the form of a QoS activity map in accordance with various embodiments described herein. At 706, the communications device's standing for QoS is determined using various techniques described herein (e.g., based on the service plan, service profile, service policy settings, QoS rules, based on QoS class, current service usage, current billing standing, and/or any other criteria/measure). In some embodiments, in addition to verifying the device/user standing for the QoS request, whether the device is following or in compliance with an assigned QoS reservation request policy is also verified using various techniques described herein. If the device is determined to not be eligible for QoS, then at 708, the device User Interface (UI) provides information concerning the denial/ineligibility for QoS session(s) (e.g., denial/ineligibility explanation and/or options for providing for one or more QoS options, such as a service plan upgrade or payment for a certain/set of/period of time for QoS session(s) access). If the device is determined to be eligible for QoS, then at 710, QoS availability is determined (e.g., based on network capacity, which may be determined at the device, via communication with the service controller, via communication with the BTS, and/or any combination thereof, using the various techniques described herein). If QoS is determined to not be available, then at 712, the UI provides information and/or options concerning the QoS availability (e.g., unavailability explanation and/or options for providing for one or more QoS options, such as a service plan upgrade or payment for a certain/set of/period of time for QoS session(s) access). If QoS is determined to be available, then at 714, a request for network resources for the QoS session is sent to one or more network resources (e.g., service controller, BTS, gateway, core/transport network, IPX/GRX networks, and/or other network elements/functions/resources). At 716, a confirmation of the approved QoS session is received to close the loop for the QoS for DAS (e.g., a QoS schedule is received that provides the QoS session confirmation information, such as a scheduled RAB/multi-RAB and/or other reserved network resource(s) by schedule/other criteria). At 718, one or more verification techniques are

performed to verify the QoS for DAS implementation on the device using various verification techniques described herein (e.g., comparing QoS service usage reports from a network source with the associated device policy; comparing QoS service usage reports from a network source with the QoS service usage reports from the device, and/or using other verification techniques as similarly described herein). At 720, the process is completed.

[00186] FIGS. 8A through 8C each illustrate another flow diagram for quality of service (QoS) for device assisted services (DAS) in accordance with some embodiments. FIG. 8A illustrates another flow diagram for quality of service (QoS) for device assisted services (DAS) in accordance with some embodiments. At 802, the process begins. In some embodiments, the QoS policies are implemented on the device (e.g., service processor collects/receives an associated service plan that defines/specifies basic policies for QoS, which can include a QoS activity map, which, for example, maps QoS classes based on application, service usage, flow type, destination, time of day, network capacity, and/or other criteria/measures, as similarly described herein). In some embodiments, a QoS API is also used by various applications to initiate a QoS request, as described herein with respect to various embodiments. In some embodiments, the QoS rules are implemented in the form of a verified QoS activity map in accordance with various embodiments described herein. At 804, a QoS request is determined (e.g., by QoS class for a particular associated service/application). In some embodiments, the QoS request is determined at least in part by using the QoS activity map using various techniques described herein, for example, based on service/application usage monitoring on the device (e.g., by the service processor service usage monitoring agent). In some embodiments, the QoS request is determined based on the QoS API. In some embodiments, the QoS request is determined to be associated with an outgoing connection or an incoming connection. At 806, whether the QoS request is authorized is determined (e.g., whether the QoS request supported by the service plan, sufficient charging credit exists for this QoS request, and/or other criteria/measures). If not, then at 808, the UI provides a responsive notification and/or option as similarly described herein. If the QoS request is approved, then at 810, a request for network resources for the QoS session is sent to one or more network resources (e.g., service controller, BTS, gateway, core/transport network, IPX/GRX networks, a/another service controller in communication with another communications device such as for setting up a conversational class QoS connection with the other communications device, and/or other network

elements/functions/resources). If the device is determined to be eligible for QoS, then at 810, QoS availability is determined (e.g., based on network capacity, which may be determined at the device, via communication with the service controller, via communication with the BTS or another network element/function, and/or any combination thereof, using the various techniques described herein). If QoS is determined to not be available, then at 812, the UI provides information and/or options concerning the QoS availability (e.g., unavailability explanation and/or options for providing for one or more QoS options, such as a service plan upgrade or payment for a certain/set of/period of time for QoS session(s) access). If QoS is determined to be available, then at 814, a request for network resources for the QoS session is sent to one or more network resources (e.g., service controller, BTS, gateway, core/transport network, IPX/GRX networks, and/or other network elements/functions/resources, to setup, for example, a QoS end to end connection – coordinate all resources end to end for the approved and verified QoS flow). At 816, a confirmation of the approved QoS session is received to close the loop for the QoS for DAS (e.g., a QoS schedule is received that provides the QoS session confirmation information, such as a scheduled RAB/multi-RAB and/or other reserved network resource(s) by schedule/other criteria). At 818, a QoS router is executed/performed on the communications device to assist in implementing QoS for DAS using various verification techniques described herein (e.g., to perform QoS queuing, throttling, and/or other QoS router related functions as described herein). At 820, verified QoS charging is performed (e.g., at least in part) on the device using various techniques described herein (e.g., using the service processor, such as the charging/service usage monitoring and/or other agents as described herein). In some embodiments, QoS charging records and/or reports are provided to one or more network elements for managing QoS billing and/or other QoS management/billing related service control functions (e.g., to the service controller and/or the billing interface or billing server). In some embodiments, QoS for DAS also facilitates reestablishing the QoS session/connection/channel/stream if the QoS session/connection/channel/stream is lost or goes down, using similar techniques to those described herein as would be apparent to one of ordinary skill in the art. At 822, the process is completed. In some embodiments, the QoS provisioning channel is closed when the device session is over to, for example, free up various resources.

[00187] FIG. 8B illustrates another flow diagram for quality of service (QoS) for device assisted services (DAS) in accordance with some embodiments. In some embodiments, QoS for

DAS includes identifying the QoS requirements (e.g., QoS level or QoS class) for a service activity. At 824, the process begins. In some embodiments, the QoS policies are implemented on the device (e.g., service processor collects/receives an associated service plan that defines/specifies basic policies for QoS, which can include a QoS activity map, which, for example, maps QoS classes based on application, service usage, flow type, destination, time of day, network capacity, and/or other criteria/measures, as similarly described herein). In some embodiments, the QoS rules are implemented in the form of a verified QoS activity map in accordance with various embodiments described herein. At 826, the device monitors device activity, such as service/application usage activities. In some embodiments, the device detects the relevant activities based on various service usage monitoring techniques described herein. At 828, a QoS request is determined, for example, using various techniques described herein. At 830, a QoS level is determined based on the application and/or various device monitored service usage/application activities associated with the QoS request using various techniques described herein. For example, the QoS level can be determined using the QoS activity map, which provides a QoS policy defined by a table associating various QoS levels with a variety of activities that include various device monitored service usage/application activities. In some embodiments, the QoS activity map includes QoS level mappings based on one or more of the following: application, destination/source, traffic type, connection type, content type, time of day/day of week, network capacity, activity usage, service plan selection, current standing, user class, device class, home/roaming, network capabilities, and/or other criteria/measures as similarly described herein. In some embodiments, at 832, if the QoS level cannot be determined and/or in order to confirm a QoS level or selection among multiple potential appropriate/approved QoS levels, the UI presents options for a user to select the QoS level. At 834, the QoS request is initiated for the determined QoS level (e.g., QoS class and/or priorities). At 836, the process is completed.

[00188] FIG. 8C illustrates another flow diagram for quality of service (QoS) for device assisted services (DAS) in accordance with some embodiments. In some embodiments, QoS for DAS includes determining whether the network should grant the QoS request for a given device activity. At 842, the process begins. At 844, QoS request is determined. At 846, the communications device's standing for QoS is determined using various techniques described herein (e.g., a service processor in combination with a service controller or based on a

communication for authorization of the QoS request sent to the service controller determines whether the QoS request is authorized, which can be based on the service plan, service profile, service policy settings, QoS rules, based on QoS class, current service usage, current billing standing, and/or any other criteria/measure). If the device is determined to not be eligible for QoS, then at 848, the device User Interface (UI) provides information concerning the denial/ineligibility for QoS session(s) (e.g., denial/ineligibility explanation and/or options for providing for one or more QoS options, such as a service plan upgrade or payment for a certain/set of/period of time for QoS session(s) access). If the device is determined to be eligible for QoS, then at 850, QoS availability is determined (e.g., based on network capacity, which may be determined at the device, via communication with the service controller, via communication with the BTS or another network element/function, and/or any combination thereof, using the various techniques described herein). If QoS is determined to not be available, then at 852, the UI provides information and/or options concerning the QoS availability (e.g., unavailability explanation and/or options for providing for one or more QoS options, such as a service plan upgrade or payment for a certain/set of/period of time for QoS session(s) access). If QoS is determined to be available, then at 854, a request for network resources for the QoS session is sent to one or more network resources (e.g., service controller, BTS, gateway, core/transport network, IPX/GRX networks, and/or other network elements/functions/resources can be queried directly and/or a centralized QoS resource/network function/element/database can be queried for determining such network resources and coordinating such scheduling). At 856, a confirmation of the approved QoS session is received to close the loop for the QoS for DAS (e.g., a QoS schedule is received that provides the QoS session confirmation information, such as a scheduled RAB/multi-RAB and/or other reserved network resource(s) by schedule/other criteria). At 858, a QoS router is performed. In some embodiments, the QoS router is performed on the device (e.g., service processor), on a network element/function (e.g., service controller), and/or in combinations thereof. In some embodiments, the QoS router prioritizes multiple QoS requests across a given communications device. In some embodiments, the QoS router prioritizes multiple QoS requests across multiple communications devices and/or across multiple BTSs. In some embodiments, the QoS router performs various QoS class degradation, promotion, and/or other throttling related techniques as similarly described herein (e.g., based on session priority,

network capacity, workload balancing, QoS priority rules, and/or other criteria/measures/rules). At 860, the process is completed.

[00189] FIG. 9 illustrates another flow diagram for quality of service (QoS) for device assisted services (DAS) in accordance with some embodiments. In some embodiments, QoS for DAS includes QoS session provision for a service activity. At 902, the process begins. At 904, a new QoS session is granted and/or confirmed. At 906, a device service processor (e.g., policy decision point (PDP) agent, also referred to herein as a policy control agent) maps the QoS session grant to a QoS monitoring policy (e.g., based on a service controller provided QoS related policy, based on a service plan associated with the device, user, device/user group, and/or other criteria/measures, as similarly described herein). At 908, the QoS monitoring policy provides commands/instructions to a policy enforcement point (PEP) (e.g., PEP agent, also referred to herein as a policy implementation agent) for managing/enforcing the new QoS priorities/sessions. At 910, the PEP determines whether to allow, block, throttle, and/or queue priority (e.g., and/or otherwise control using various traffic control related techniques) a session based on the QoS monitoring policy. At 912, the process is completed.

[00190] FIG. 10 illustrates another flow diagram for quality of service (QoS) for device assisted services (DAS) in accordance with some embodiments. In some embodiments, Radio Access Bearer (RAB) support is available, and the following process is performed in accordance with some embodiments. At 1002, the process begins. At 1004, the device service processor detects a QoS request or QoS need (e.g., a QoS API request, a QoS request or need/benefit of QoS session based on service usage monitoring, such as by application and/or another service usage measure/activity). At 1006, the service processor and/or the service processor in communication with the service controller determines if the service plan allows/supports the requested QoS. If not, then at 1008, a UI event is generated (e.g., notifying the device user that such QoS/QoS level/class is not available, and potentially offering a QoS/service plan upgrade/purchase for that QoS/QoS level/class). At 1010, the service processor communicates the QoS request to the service controller (e.g., using a secure service control link or secure communication channel, as similarly described herein) to request the QoS level/class. At 1012, the service controller determines whether network resources are available using various techniques as described herein. In some embodiments, network capacity is determined using various techniques, such as local device measurements; dedicated local device measurement

reports; BTS reports; other network element reports; by assessing, for example, a combination of one or more of available bandwidth, traffic delay or latency, available QoS level, variability in available bandwidth, variability in latency, and/or variability in available QoS level; and/or other techniques as described herein. At 1014, the service controller responds to the QoS request (e.g., grants or denies the QoS request). In some embodiments, another UI event is generated if the QoS request is denied as similarly described herein. At 1016 (assuming the QoS request is granted), the device requests a QoS channel from the BTS. In some embodiments, the request includes a QoS request authorization code received from the service controller. In some embodiments, the service controller provides a notification of the QoS request approval for the communications device to the BTS, so that the BTS can verify the approval of the QoS request. In some embodiments, the BTS confirms the device QoS channel request directly with the service controller. For example, various other techniques for verifying the QoS channel request can also be used as similarly described herein and as would be apparent to one of ordinary skill in the art. In some embodiments, the device service processor and/or service controller provides QoS related reports informing the BTS of how many QoS channels (e.g., RABs) to provision and how many best effort resources to provision based on device demand projections. At 1018 (assuming the QoS channel request is verified), the QoS session is initiated based on an allocated RAB or multi-RAB reservation received from the BTS (e.g., and/or other network elements as similarly described herein). At 1020, the process is completed.

[00191] FIG. 11 illustrates another flow diagram for quality of service (QoS) for device assisted services (DAS) in accordance with some embodiments. In some embodiments, RAB support is not available, and the following process is performed in accordance with some embodiments. At 1102, the process begins. At 1104, the device service processor detects a QoS request or QoS need (e.g., a QoS API request, a QoS request or need/benefit of QoS session based on service usage monitoring, such as by application, or other service usage measure/activity). At 1106, the service processor and/or the service processor in communication with the service controller determines if the service plan allows/supports the requested QoS. If not, then at 1108, a UI event is generated (e.g., notifying the device user that such QoS/QoS level/class is not available, and potentially offering a QoS/service plan upgrade/purchase for that QoS/QoS level/class). At 1110, the service processor communicates the QoS request to the service controller (e.g., using a secure service control link or secure communication channel, as

similarly described herein) to request the QoS level/class. At 1112, the service controller determines whether network resources are available using various techniques as described herein. In some embodiments, network capacity is determined using various techniques, such as local device measurements, BTS reports, other network element reports, and/or other techniques as described herein. In some embodiments, the service controller throttles other devices on the link so that the requested QoS level can be achieved (e.g., as RAB support is not available). In some embodiments, the service controller time slots traffic from the device end in synchronization with a BTS clock or absolute clock to facilitate the requested QoS level and to achieve necessary network capacity to support/facilitate the requested QoS level (e.g., minimizing jitter/inter-packet delay variation) based on current/forecasted network capacity on the link. At 1114, the service controller responds to the QoS request (e.g., grants or denies the QoS request). In some embodiments, another UI event is generated if the QoS request is denied as similarly described herein. At 1116 (assuming the QoS request is granted), the device initiates the QoS session. At 1118, the device service processor and/or the device service processor in secure communication with the service controller monitors and verifies the QoS session using various monitoring and verification techniques described herein (e.g., checks CDRs to determine if the QoS channel is properly implemented by the device). In some embodiments, a UI event is generated to notify the device user if there are potential problems with the QoS session implementation, to periodically inform the user of QoS charging, and/or other events/information related to QoS activities. At 1120, the process is completed.

[00192] FIG. 12 illustrates a device stack for providing various service usage measurement techniques in accordance with some embodiments. FIG. 12 illustrates a device stack providing various service usage measurement from various points in the networking stack for a service monitor agent (e.g., for monitoring QoS related activities and/or for monitoring network capacity controlled services as described herein), a billing agent, and an access control integrity agent to assist in verifying the service usage measures, QoS related activities and functions, and billing reports in accordance with some embodiments. As shown in FIG. 12, several service agents take part in data path operations to achieve various data path improvements, and, for example, several other service agents can manage the policy settings for the data path service, implement billing for the data path service, manage one or more modem selection and settings for access network connection, interface with the user and/or provide

service policy implementation verification. Additionally, in some embodiments, several agents perform functions to assist in verifying that the service control or monitoring policies intended to be in place are properly implemented, the service control or monitoring policies are being properly adhered to, that the service processor or one or more service agents are operating properly, to prevent unintended errors in policy implementation or control, and/or to prevent/detect tampering with the service policies or control. As shown, the service measurement points labeled I through VI represent various service measurement points for service monitor agent 1696 and/or other agents to perform various service monitoring activities. Each of these measurement points can have a useful purpose in various embodiments described herein. For example, each of the traffic measurement points that is employed in a given design can be used by a monitoring agent to track application layer traffic through the communication stack to assist policy implementation functions, such as the policy implementation driver/agent 1690 (e.g., policy enforcement point driver/agent), or in some embodiments the modem firewall agent 1655 or the application interface agent, in making a determination regarding the traffic parameters or type once the traffic is farther down in the communication stack where it is sometimes difficult or impossible to make a complete determination of traffic parameters. The particular locations for the measurement points provided in these figures are intended as instructional examples, and other measurement points can be used for different embodiments, as will be apparent to one of ordinary skill in the art in view of the embodiments described herein. Generally, in some embodiments, one or more measurement points within the device can be used to assist in service control verification and/or device or service troubleshooting.

[00193] In some embodiments, the service monitor agent and/or other agents implement virtual traffic tagging by tracking or tracing packet flows through the various communication stack formatting, processing and encryption steps, and providing the virtual tag information to the various agents that monitor, control, shape, throttle or otherwise observe, manipulate or modify the traffic. This tagging approach is referred to herein as virtual tagging, because there is not a literal data flow, traffic flow or packet tag that is attached to flows or packets, and the book-keeping to tag the packet is done through tracking or tracing the flow or packet through the stack instead. In some embodiments, the application interface and/or other agents identify a traffic flow, associate it with a service usage activity and cause a literal tag to be attached to the traffic or packets associated with the activity. This tagging approach is referred to herein as

literal tagging. There are various advantages with both the virtual tagging and the literal tagging approaches. For example, it can be preferable in some embodiments to reduce the inter-agent communication required to track or trace a packet through the stack processing by assigning a literal tag so that each flow or packet has its own activity association embedded in the data. As another example, it can be preferable in some embodiments to re-use portions of standard communication stack software or components, enhancing the verifiable traffic control or service control capabilities of the standard stack by inserting additional processing steps associated with the various service agents and monitoring points rather than re-writing the entire stack to correctly process literal tagging information, and in such cases, a virtual tagging scheme may be desired. As yet another example, some standard communication stacks provide for unused, unspecified or otherwise available bit fields in a packet frame or flow, and these unused, unspecified or otherwise available bit fields can be used to literally tag traffic without the need to re-write all of the standard communication stack software, with only the portions of the stack that are added to enhance the verifiable traffic control or service control capabilities of the standard stack needing to decode and use the literal tagging information encapsulated in the available bit fields. In the case of literal tagging, in some embodiments, the tags are removed prior to passing the packets or flows to the network or to the applications utilizing the stack. In some embodiments, the manner in which the virtual or literal tagging is implemented can be developed into a communication standard specification so that various device or service product developers can independently develop the communication stack and/or service processor hardware and/or software in a manner that is compatible with the service controller specifications and the products of other device or service product developers.

[00194] It will be appreciated that although the implementation/use of any or all of the measurement points illustrated in FIG. 12 is not required to have an effective implementation, such as was similarly shown with respect to various embodiments described herein, various embodiments can benefit from these and/or similar measurement points. It will also be appreciated that the exact measurement points can be moved to different locations in the traffic processing stack, just as the various embodiments described herein can have the agents affecting policy implementation moved to different points in the traffic processing stack while still maintaining effective operation. In some embodiments, one or more measurement points are provided deeper in the modem stack where, for example, it is more difficult to circumvent and

can be more difficult to access for tampering purposes if the modem is designed with the proper software and/or hardware security to protect the integrity of the modem stack and measurement point(s).

[00195] Referring to FIG. 12, describing the device communications stack from the bottom to the top of the stack as shown, the device communications stack provides a communication layer for each of the modems of the device at the bottom of the device communications stack. Example measurement point VI resides within or just above the modem driver layer. For example, the modem driver performs modem bus communications, data protocol translations, modem control and configuration to interface the networking stack traffic to the modem. As shown, measurement point VI is common to all modem drivers and modems, and it is advantageous for certain embodiments to differentiate the traffic or service activity taking place through one modem from that of one or more of the other modems. In some embodiments, measurement point VI, or another measurement point, is located over, within or below one or more of the individual modem drivers. The respective modem buses for each modem reside between example measurement points V and VI. In the next higher layer, a modem selection & control layer for multimode device based communication is provided. In some embodiments, this layer is controlled by a network decision policy that selects the most desirable network modem for some or all of the data traffic, and when the most desirable network is not available the policy reverts to the next most desirable network until a connection is established provided that one of the networks is available. In some embodiments, certain network traffic, such as verification, control, redundant or secure traffic, is routed to one of the networks even when some or all of the data traffic is routed to another network. This dual routing capability provides for a variety of enhanced security, enhanced reliability or enhanced manageability devices, services or applications. In the next higher layer, a modem firewall is provided. For example, the modem firewall provides for traditional firewall functions, but unlike traditional firewalls, in order to rely on the firewall for verifiable service usage control, such as access control and security protection from unwanted networking traffic or applications, the various service verification techniques and agents described herein are added to the firewall function to verify compliance with service policy and prevent/detect tampering of the service controls. In some embodiments, the modem firewall is implemented farther up the stack, possibly in combination with other layers as indicated in other figures and described herein. In

some embodiments, a dedicated firewall function or layer is provided that is independent of the other processing layers, such as the policy implementation layer, the packet forwarding layer and/or the application layer. In some embodiments, the modem firewall is implemented farther down the stack, such as within the modem drivers, below the modem drivers, or in the modem itself. Example measurement point IV resides between the modem firewall layer and an IP queuing and routing layer (e.g., QoS IP queuing and routing layer and/or a network capacity controlled services queuing and routing layer). As shown, an IP queuing and routing layer is separate from the policy implementation layer where the policy implementation agent implements a portion of the traffic control and/or service usage control policies. As described herein, in some embodiments, these functions are separated so that a standard network stack function can be used for QoS IP queuing and routing and/or for network capacity controlled services queuing and routing, and the modifications necessary to implement the policy implementation agent functions can be provided in a new layer inserted into the standard stack. In some embodiments, the IP queuing and routing layer is combined with the traffic or service usage control layer. For example, a combined routing and policy implementation layer embodiment can also be used with the other embodiments, such as shown in FIG. 12. Measurement point III resides between the IP queuing and routing layer and a policy implementation agent layer. Measurement point II resides between the policy implementation agent layer and the transport layer, including TCP, UDP, and other IP as shown. The session layer resides above the transport layer, which is shown as a socket assignment and session management (e.g., basic TCP setup, TLS/SSL) layer. The network services API (e.g., HTTP, HTTPS, FTP (File Transfer Protocol), SMTP (Simple Mail Transfer Protocol), POP3, DNS) resides above the session layer. Measurement point I resides between the network services API layer and an application layer, shown as application service interface agent in the device communications stack of FIG. 12.

[00196] As shown in FIG. 12, the application service interface layer (e.g., QoS application service interface layer and/or network capacity controlled services interface layer) is above the standard networking stack API and, in some embodiments, its function is to monitor and in some cases intercept and process the traffic between the applications and the standard networking stack API. In some embodiments, the application service interface layer identifies application traffic flows before the application traffic flows are more difficult or practically impossible to

identify farther down in the stack. In some embodiments, the application service interface layer in this way assists application layer tagging in both the virtual and literal tagging cases. In the case of upstream traffic, the application layer tagging is straight forward, because the traffic originates at the application layer. In some downstream embodiments, where the traffic or service activity classification relies on traffic attributes that are readily obtainable, such as source address or URL, application socket address, IP destination address, time of day or any other readily obtained parameter, the traffic type can be identified and tagged for processing by the firewall agent or another agent as it initially arrives. In other embodiments, as described herein, in the downstream case, the solution is generally more sophisticated when a traffic parameter that is needed to classify the manner in which the traffic flow is to be controlled or throttled is not readily available at the lower levels of the stack, such as association with an aspect of an application, type of content, something contained within TLS, IPSEC or other secure format, or other information associated with the traffic. Accordingly, in some embodiments the networking stack identifies the traffic flow before it is fully characterized, categorized or associated with a service activity, and then passes the traffic through to the application interface layer where the final classification is completed. In such embodiments, the application interface layer then communicates the traffic flow ID with the proper classification so that after an initial short traffic burst or time period the policy implementation agents can properly control the traffic. In some embodiments, there is also a policy for tagging and setting service control policies for traffic that cannot be fully identified with all sources of tagging including application layer tagging.

[00197] As shown in FIG. 12, a service monitor agent, which is also in communication with the agent communication bus 1630, communicates with various layers of the device communications stack. For example, the service monitor agent, performs monitoring at each of measurement points I through VI, receiving information including application information, service usage and other service related information, and assignment information. An access control integrity agent is in communication with the service monitor agent via the agent communications bus 1630, as also shown.

[00198] FIG. 13 illustrates another device stack for providing various service usage measurement techniques in accordance with some embodiments. FIG. 13 illustrates an embodiment similar to FIG. 12 in which some of the service processor is implemented on the modem and some of the service processor is implemented on the device application processor in

accordance with some embodiments. In some embodiments, a portion of the service processor is implemented on the modem (e.g., on modem module hardware or modem chipset) and a portion of the service processor is implemented on the device application processor subsystem. It will be apparent to one of ordinary skill in the art that variations of the embodiment depicted in FIG. 13 are possible where more or less of the service processor functionality is moved onto the modem subsystem or onto the device application processor subsystem. For example, such embodiments similar to that depicted in FIG. 13 can be motivated by the advantages of including some or all of the service processor network communication stack processing and/or some or all of the other service agent functions on the modem subsystem (e.g., and such an approach can be applied to one or more modems). For example, the service processor can be distributed as a standard feature set contained in a modem chipset hardware of software package or modem module hardware or software package, and such a configuration can provide for easier adoption or development by device OEMs, a higher level of differentiation for the chipset or modem module manufacturer, higher levels of performance or service usage control implementation integrity or security, specification or interoperability standardization, and/or other benefits.

[00199] Referring to FIG. 13, describing the device communications stack from the bottom to the top of the stack as shown, the device communications stack provides a communication layer for modem MAC/PHY layer at the bottom of the device communications stack. Measurement point IV resides above the modem MAC/PHY layer. The modem firewall layer resides between measurement points IV and III. In the next higher layer, the policy implementation agent is provided, in which the policy implementation agent is implemented on the modem (e.g., on modem hardware). Measurement point II resides between the policy implementation agent and the modem driver layer, which is then shown below a modem bus layer. The next higher layer is shown as the IP queuing and routing layer, followed by the transport layer, including TCP, UDP, and other IP as shown. The session layer resides above the transport layer, which is shown as a socket assignment and session management (e.g., basic TCP setup, TLS/SSL) layer. The network services API (e.g., HTTP, HTTPS, FTP (File Transfer Protocol), SMTP (Simple Mail Transfer Protocol), POP3, DNS) resides above the session layer. Measurement point I resides between the network services API layer and an application layer, shown as application service interface agent in the device communications stack of FIG. 13.

[00200] Additional Embodiments of DAS for Protecting Network Capacity

[00201] In some embodiments, DAS for protecting network capacity includes classifying a service activity as a network capacity controlled service and implementing a network capacity controlled services policy. In some embodiments, DAS for protecting network capacity includes device assisted/based techniques for classifying a service activity as a network capacity controlled service and/or implementing a network capacity controlled services policy. In some embodiments, DAS for protecting network capacity includes network assisted/based techniques (e.g., implemented on a network element/function, such as a service controller, a DPI gateway, a BTS/BTSC, etc., or a combination of network elements) for classifying a service activity as a network capacity controlled service and/or implementing a network capacity controlled services policy. In some embodiments, DAS for protecting network capacity includes providing a network access API or an emulated or virtual network access API (e.g., such an API can provide network busy state information and/or other criteria/measures and/or provide a mechanism for allowing, denying, delaying, and/or otherwise controlling network access). In some embodiments, DAS for protecting network capacity includes implementing a service plan that includes a network capacity controlled services policy (e.g., for differential network access control and/or differential charging for network capacity controlled services, which can also be based on a network busy state and/or other criteria/measures).

[00202] In some embodiments, DAS for protecting network capacity techniques also provide improved user privacy and facilitate network neutrality requirements. In contrast, network based techniques (e.g., DPI based techniques) can give rise to user privacy and network neutrality concerns and problems as discussed above. In some embodiments, DAS for protecting network capacity techniques include allowing a user to specify (e.g., permit or not permit) whether the network is aware of the user's Internet behavior (e.g., using UI input). In some embodiments, DAS for protecting network capacity techniques include allowing a user to select how they want their traffic usage and service plan costs to be managed.

[00203] FIG. 14 illustrates a flow diagram for device assisted services (DAS) for protecting network capacity in accordance with some embodiments. At 1402, the process begins. At 1404, monitoring a network service usage activity of a device in network communication (e.g., wireless network communication) is performed. At 1406, whether the monitored network service usage activity is a network capacity controlled service is determined. At 1408 (the monitored network service usage activity was determined not to be a network

capacity controlled service), the network service usage activity is not classified for differential network access control. At 1410, (the monitored network service usage activity was determined to be a network capacity controlled service), the network service usage activity is classified (e.g., into one or more network capacity controlled services) for differential network access control for protecting network capacity. In some embodiments, classifying the network service usage activity includes classifying the network service usage activity into one or more of a plurality of classification categories for differential network access control for protecting network capacity (e.g., one or more network capacity controlled service classifications and/or a priority state classification, such as a background services classification and/or a background priority state classification). At 1412, associating the network service usage activity with a network capacity controlled services control policy based on a classification of the network service usage activity to facilitate differential network access control for protecting network capacity is performed. At 1414, implementing differential network access control for protecting network capacity by implementing different traffic controls for all or some of the network service usage activities (e.g., based on a network busy state or another criteria/measure) is performed. At 1416, the process is completed.

[00204] FIG. 15 illustrates another flow diagram for device assisted services (DAS) for protecting network capacity in accordance with some embodiments. At 1502, the process begins. At 1504, monitoring network service usage activities of a device in network communication is performed. At 1506, monitored network service usage activity of the device is reported (e.g., to a network element/function). At 1508, a statistical analysis of a reported network service usage activities across a plurality of devices is performed (e.g., by a network element/function). At 1510, the device receives a network service usage activity classification list (e.g., a network capacity controlled services list, which can be generated, for example, based on the monitored network service usage activities and the statistical analysis as well as other criteria/measures, including, for example, a service plan and/or a network busy state) from the network element. At 1512, implementing differential network access control based on the network service usage activity classification list for protecting network capacity is performed. At 1514, the process is completed. In some embodiments, DAS for protecting network capacity further includes associating the network service usage activity with a network service usage control policy (e.g., a network capacity controlled services policy) based on a classification of

the network service usage activity to facilitate differential network access control for protecting network capacity. In some embodiments, DAS for protecting network capacity further includes differentially controlling the network service usage activity (e.g., network capacity controlled service) based on the service usage activity classification list.

[00205] FIG. 16 illustrates another flow diagram for device assisted services (DAS) for protecting network capacity in accordance with some embodiments. At 1622, the process begins. At 1624, a first report of network service usage activity of a first device is received (e.g., at a network element/function) from the first device. At 1626, a second report of network service usage activity of a second device (e.g., at a network element/function) from the second device is received. At 1628, a statistical analysis of a plurality of reported service usage activities across a plurality of devices, including the first device and the second device, is performed (e.g., by a network element/function). At 1630, a network service usage activity classification list (e.g., a network capacity controlled services classification list) is sent to the first device (e.g., from a network element/function) for classifying network service usage activities (e.g., network capacity controlled services) based on the network service usage activity classification list for differential network access control for protecting network capacity. At 1632, a network service usage activity classification list is sent to the second device (e.g., from a network element/function) for classifying network service usage activities based on the network service usage activity classification list for differential network access control for protecting network capacity. At 1634, the process is completed. In some embodiments, DAS for protecting network capacity further includes associating the network service usage activity with a service usage control policy (e.g., a network capacity controlled services policy) based on a classification of the network service usage activity to facilitate differential network access control for protecting network capacity. In some embodiments, DAS for protecting network capacity further includes differentially controlling the network service usage activity (e.g., network capacity controlled service) based on the service usage activity classification list (e.g., network capacity controlled services classification list). In some embodiments, classifying network service usage activities is based on which network to which the device is connected. In some embodiments, the network service usage control policy is based on which network to which the device is connected.

[00206] FIG. 17 illustrates another flow diagram for device assisted services (DAS) for protecting network capacity in accordance with some embodiments. At 1702, the process

begins. At 1704, monitoring a network service usage activity of a plurality of devices in network communication using network based techniques is performed. At 1706, a statistical analysis of monitored network service usage activities across the plurality of devices is performed. At 1708, a network service usage activity classification list (e.g., a network capacity controlled services classification list) is sent to each of the plurality of devices for classifying network service usage activities (e.g., network capacity controlled services) based on the service usage activity classification list for differential network access control for protecting network capacity. At 1710, the process is completed.

[00207] FIG. 18 illustrates another flow diagram for device assisted services (DAS) for protecting network capacity in accordance with some embodiments. At 1802, the process begins. At 1804, monitoring network service usage activities of a device in network communication is performed. At 1806, associating a network service usage activity (e.g., a network capacity controlled service) with a service usage control policy (e.g., a network capacity controlled services policy) based on a classification of the network service usage activity (e.g., a network capacity controlled services classification list) for differential network access control for protecting network capacity is performed. At 1808, a user notification based on the service usage control policy is generated. At 1810, the process is completed.

[00208] In some embodiments, the service usage control policy includes a service usage notification policy. In some embodiments, the user notification includes one or more of the following: a notification that the application to be downloaded and/or launched is a network capacity controlled service; a list of one or more service activities (e.g., applications, OS/other software functions/utilities, and/or other functions/utilities as described herein) that have a network capacity controlled services classification; type of service policy in effect for one or more network capacity controlled services; notification that a service activity belongs to a network capacity controlled services class; notification that a service activity that is classified as network capacity controlled service can have the service class changed; notification that if the service class is changed for a service activity the service charges will change; notification that one or more networks are available (e.g., one or more alternative networks and/or network busy state information and/or charging information and/or incentives associated with such networks), a service plan upgrade/downgrade offer/option; and an offer for a service plan that rewards a user that responds to the notification a service plan is lower cost/discounted for responding to

notification to use or not to use service activity based on usage level warning notification. In some embodiments, the user notification includes a user preference selection, including one or more of the following: a provision to associate an access policy control with the application (e.g., allow/block, notify of usage, notify of usage at a given threshold, traffic control settings, allow during certain times, allow when network not busy, and/or other policy controls as described herein), an over-ride option for selecting the service usage control policy; a modify option to select the service usage control policy; a select option to select a new service plan (e.g., an option to review and select alternative/new service plan upgrade/downgrade options), and an acknowledgement request (e.g., to confirm/acknowledge receipt of the notification, in which the acknowledgement can be transmitted to a network element/function and/or stored locally for later reference/transmission).

[00209] In some embodiments, before a given device application, process, function, OS service or other service activity is allowed to start, the intention to start is intercepted by a launch manager, the background service policy set or the network protection service policy set for the service activity is retrieved, and any necessary user notification or service launch control policies are implemented prior to allowing the service activity to launch. In such embodiments, a launch intercept manager may be used to implement this functionality. In some embodiments, this launch intercept manager is provided with a list identifying the service activities (e.g., application identifiers, OS function identifiers, aggregate service activity identifiers, and/or component service activity identifiers) that have a launch control policy in effect. In some embodiments, the list of launch control policies includes blocking or delaying launch of the one or more service activities. In some embodiments, the launch control policy includes a user notification before, during or after the service activity is launched. In some embodiments, the user is informed that a service activity that has a background service control policy in effect or a network protection service control policy in effect is attempting to launch, is about to launch or has launched. In a further set of embodiments, the launch is held up until the user is notified and is allowed to decide if they would like to launch the service activity. In some embodiments, the user notification includes a message that the service activity attempting to launch consumes a large amount of service usage and asks the user if they would like to continue (e.g., "This application consumes a large amount of data, would you like to continue?", "This application consumes data even when you are not using it, would you like to continue?" "This application

consumes data while you are roaming which adds cost to your usage bill, would you like to continue?", etc). In some embodiments, the decision on whether or not to launch a service activity is pre-programmed into the list identifying the service activities (e.g., application identifiers, OS function identifiers, aggregate service activity identifiers, and/or component service activity identifiers) that have a launch control policy in effect. In some embodiments a portion of the list is pre-programmed by the user in accordance with user preference for controlling usage of service activities. In some embodiments, a portion of the list is pre-programmed by a network element (e.g., a service controller) in accordance with network background service or network protection service policies specified by a service policy design management system operated by a service provider as described herein. In some embodiments, the policy implementation defined by the list identifying the service activities (e.g., application identifiers, OS function identifiers, aggregate service activity identifiers, and/or component service activity identifiers) that have a launch control policy in effect is verified to ensure that the user or malicious software has not defeated the policy enforcement specified in the list. In some embodiments the list identifying the service activities that have a launch control policy in effect includes launch policies that are a function of one or more of: background service state, network busy state (or performance state or QoS state), type of network the device is connected to, home or roaming connection, time of day or day of week.

[00210] In some embodiments, the various design techniques described herein that allow for intercepting a service activity intention to launch, and applying a background service policy set or a network protection service policy set can be designed into the OS itself. For example, the intercept and policy implementation functions can be designed into the activity manager, broadcast intent manger, media service manager, service manager, or other application or service activity management function in the Android OS. One of ordinary skill in the art will recognize that similarly, the various design techniques described herein that allow for intercepting a service activity intention to launch, and applying a background service policy set or a network protection service policy set can be designed into application launch management functions in the iPhone OS, windows mobile OS, windows PC OS, Blackberry OS, Palm OS, and other OS designs.

[00211] In some embodiments, the pre-launch user notification information indicates one or more of: typical service usage or cost, or projected service usage or cost for the service activity attempting to launch. In some embodiments, the user sets limitations on access for one

or more service activities and once this limit is hit then when the service activities with exceeded limits attempt to launch the user is notified. In some embodiments, the user chooses from a set of service restrictions rather than simply blocking or allowing service activity launch, with example service restrictions including but not limited to: a pre-configured set of restriction policies to chose from (e.g., full access, limited access, highly restricted access or block access), block, throttle, delay, aggregate and hold, limit amount of usage per unit time, cap usage, set limit for additional notification, specify type of network, specify busy state (performance, QoS) or background state, or choose from pre-configured settings options.

[00212] In some embodiments, the user notification occurs after the user attempts to download or load an application onto the device (e.g., an application downloaded from the web or an online application store for a smart phone or other wireless/network computing device, such as an Apple iPhone or iPad, or Google Android/Chrome based device). In some embodiments, the user notification occurs after the user attempts to run the service activity or to initiate usage of a cloud based service/application (e.g., Google or Microsoft cloud service based apps). In some embodiments, the user notification occurs after one or more of the following: the service usage activity hits a usage threshold event, the service usage activity attempts a network service usage that satisfies a pre-condition, an update to a network capacity protection service activity classification list or policy set, and a network message is sent to the device triggering the notification. In some embodiments, the user notification provides information on the service usage activity that is possible, typical, or likely for the service usage activity. In some embodiments, the user notification includes a user option for obtaining more information about the service usage of the service activity (e.g., a message that the service usage activity may result in a high service usage and/or that the service usage activity may or will result in a high service usage as compared in some way to a limit of the current service plan) to make informed user preference settings.

[00213] In some embodiments, a user notification includes displaying (e.g., and as applicable, allowing users to provide UI input) one or more of the following: current and/or past/historical/logged network service usage activity list, current and/or past/historical/logged network capacity controlled service usage activities, current activity policy settings, current or available networks, service plan options (e.g., for how to treat one or more network capacity controlled service traffic types), selection option(s) to assign a network capacity controlled

service activity into a different priority traffic control and/or charging buckets, network service usage by activity (e.g., network capacity controlled services and other services), network busy state (e.g., and with resulting policies in force), service activity policy setting vs. busy state and time/day/week, network service activity priority, network service activity usage statistics (e.g., vs. network busy state and/or network service usage control policy state).

[00214] In some embodiments, a UI notification is displayed when user attempts a network capacity controlled service activity during a network busy state (e.g., that modifies a network capacity controlled services policy). In some embodiments, the UI notification includes information on service plan choice and a network capacity controlled services policy over-ride option (e.g., one time, time window, usage amount, permanent by activity, and/or all), charging information based on a user selection, and/or service plan upgrade information and options.

[00215] In some embodiments, a UI notification is displayed for user input for preferences/configurations for multiple networks (e.g., WiFi, 4G, 3G, and/or other wired or wireless access networks) including charging policy. In some embodiments, a UI notification is displayed when a specified network traffic service usage activity (e.g., based on network capacity controlled services classification, QoS classification, priority classification, time based criteria, network capacity, service plan, charging criteria, and/or other criteria/measures) is being attempted or is occurring and providing options (e.g., allow, block, delay, throttle, and/or other options).

[00216] In some embodiments, a UI fuel gauge is displayed (e.g., to depict current and/or historical network service usage, for example, relative to a service plan for the device, by network, relative to network busy state, time based criteria, and/or other criteria/measures). In some embodiments, a user notification includes a communication sent to the user (e.g., an email, SMS or other text message, voice message/call, and/or other electronic form of communication). In some embodiments, the communication sent to the user includes network service usage information, network capacity controlled service usage related information, and/or an instruction to log into a web page or send a communication for more information (e.g., regarding an information update and/or alert or warning message, such as related to network service usage and/or charging for network service usage).

[00217] In some embodiments, a notification (e.g., a user or network service cloud notification) is generated based on an aggregate service activity reports usage (e.g., allows network provider to generate user notifications and/or to notify application provider/service activity provider). In some embodiments, a notification (e.g., a user or network service cloud notification) is generated based on a publishing of an updated/new network capacity controlled services list based on an aggregate monitored activity (e.g., based on a service plan, velocity, sockets opening frequency/rate (e.g., messaging layer behavior), total data usage, peak busy time usage to formulate or update black list for monitoring, notifying, and/or controlling, which can be applied to one, multiple, group, or all devices). In some embodiments, a notification (e.g., a user or network service cloud notification) is generated based on data usage trends for particular device relative to an associated service plan and/or other comparable devices or data usage thresholds/statistical based data usage measures.

[00218] In some embodiments an application is actually composed of several component applications, processes or functions. Examples of this include but are not limited to: the components of a Java application JAR file; applications that use OS functions; applications that use a proxy service function; applications, functions or processes that coordinate with one another to implement a composite process, function or application; and OS process functions that support an application or overall OS function. In such embodiments it is important to be able to categorize all applications, functions and processes on a device that contribute to the service usage of a service activity so that the service activity can be monitored for service usage, have the service usage accounted for, implement the appropriate user notification when one or more service activity components attempts to start or use the network, implement the appropriate user notification when one or more service activity components reaches a pre-determined service usage level that requires user notification, and implement the appropriate background service or network protection service usage controls as specified herein ((including but not limited to for example: block network access, restrict network access, throttle network access, delay network access, aggregate and hold network access, select for time of day network access restrictions, select network type restrictions, select roaming network access restrictions, select service usage restrictions such as a usage limit, select service cost restrictions such as a cost limit or otherwise place on another form of background service status or network usage restriction as described herein). In the case of service activity components that belong exclusively to one aggregate

service activity (e.g., an application, application JAR file or OS function), this may be accomplished by including each of the component service activities on a list that identifies the service activity components that belong to the aggregate service activity, and then monitoring, possibly controlling and providing user notifications based on the aggregate or component behavior of each service activity in accordance with the policies specified for the aggregate service activity. For example, it is necessary to group all application launch behavior and/or network access behavior under the monitoring, launch, notification, accounting and background service controls or network protection service controls (or other background or network protection service policies as specified herein) in accordance with the background service or network protection service policies for the aggregate application that the JAR file supports. As another example, if an OS network synch or update function utilizes various software components or processes to implement the network synch or update function, then each of the software components or process must be monitored and aggregated under the background service policies or network protection service policies for the aggregate OS synch or update function.

[00219] In some embodiments, this ability to group usage for a related set of service activity components dedicated to an aggregate service activity as described herein is used to improve usage reporting of service activities to a service controller for the purpose of statistically identifying service activities that are candidates for background service policy controls or network protections service policy controls.

[00220] In some cases, multiple applications, processes, functions, OS services or other service activities can utilize a common set of component software applications, processes, functions or OS services. In such cases, in order to implement background service policies and/or network protection service policies for service activity monitoring and accounting, service activity launch control, user notification, or network access control as described herein, it is necessary to associate the specific network access data or information flows to and from the common component software applications, processes or functions that belong to the specific initiating application, process, function or other service activity that is to be managed according to a background service or network protection service policy set. In what follows, a specific set of examples is provided on how to map common component service activity for a set of common OS functions referred to as proxy service functions to a specific application, process, function, OS service or other service activity for the purpose of implementing a background service policy

set or a network protection service policy set as described herein. Once these examples are reviewed, it will be obvious to one of ordinary skill in the art how to apply similar mapping of service activity for a common set of components to a service activity that is to be managed in accordance with a background service policy set or a network protection service policy set as described herein.

[00221] In some embodiments, this ability to group usage for a common set of service activity components as described herein is used to improve usage reporting of service activities to a service controller for the purpose of statistically identifying service activities that are candidates for background service policy controls or network protections service policy controls.

[00222] In some embodiments, a proxy network service manager refers to an intermediary data flow function in a device operating system that sits on a data path between a device application and a device networking stack interface to provide a level of network service abstraction from the network stack interface, a higher level service function above the network stack interface, enhanced or special traffic processing functions, media service transfer management, file download service, HTTP proxy service functions, QoS differentiation, or other similar or related higher level traffic processing. Example Proxy Service Managers include the following: media service manager (e.g., android media service library function), email service manager, DNS function, software download service manager, media download manager (e.g., audio player, streaming media player, movie downloader, media service OS function, etc.), data download service manager, Android "media" library function, Android.net library function, Jave.net library function, Apache library function, other similar software/library functions or services in other device operating systems, SMTP/IMAP/POP proxy, HTTP proxy, IM proxy, VPN service manager, SSL proxy, etc. Herein these alternative network access data flows that are initiated by an application are termed application proxy service flows. In such embodiments an app can sometimes simply request a network access service activity from an OS component such as a proxy service component rather than directly accessing the network. In such embodiments, in order to implement background service controls or user notification of application service usage, it is necessary to monitor the application proxy service flows, classify them as being initiated by or belonging to a particular application or service activity, and implement the proper background service classifications, user notifications, application process launch intercept, background service accounting, and background service usage restrictions as

described herein in accordance with the policies intended for the initiating application or service activity. This is accomplished by inserting service usage monitors that allow a mapping of (i) the initiating application identifier (e.g., app name, app fingerprint, application identification tag, application process number, application credential, or other secure or non-secure application or process identifier) to (ii) the request to the proxy service and subsequently to (iii) the network service flows between the proxy service and the network elements that service the information communications. Once this mapping is accomplished, the service usage flows of the proxy service can then be accounted back to the initiating application, device software process or other service activity, the proper policies can then be applied to each service usage flow for user notification, service activity launch control, service activity background accounting (including variable charge rating dependent on background service state and/or sponsored service charging), service activity background service controls or network usage restrictions as described herein (including but not limited to for example: block network access, restrict network access, throttle network access, delay network access, aggregate and hold network access, select for time of day network access restrictions, select network type restrictions, select roaming network access restrictions, select service usage restrictions such as a usage limit, select service cost restrictions such as a cost limit or otherwise place on another form of background service status or network usage restriction as described herein).

[00223] In some embodiments, this ability to track service usage for an service activity through a proxy service as described herein is used to improve usage reporting of service activities to a service controller for the purpose of statistically identifying service activities that are candidates for background service policy controls or network protections service policy controls.

[00224] In some embodiments, the various design techniques described herein that allow for monitoring, accounting for and/or implementing service policy for component service activities that belong to an aggregate service activity can be designed into the OS itself. For example, in certain current mobile OS implementations (e.g., Android, iPhone, Blackberry, etc) there are some applications available in the market that allow a user to get an estimate for how much data a certain subset of applications are consuming on a wireless service provider network, but it is not possible for the user or application to get an indication of the service usage for certain OS functions, whereas the embodiments disclosed herein will allow for this. As another

example, in certain current mobile OS implementations it is not possible to associate proxy service usage (e.g., media download and media streaming proxy library software functions) with the specific applications that use the proxy service, so while the user can be informed of generic common OS functions or proxy services (e.g., in the case of Android: "media service," "media," "gallery," "Google service framework" and other generic common OS software library functions or proxy services), there is no way for the user to determine what applications widgets or other service activities are actually generating this common service function usage, whereas the invention described herein permits the user full visibility on such usage monitoring examples. Furthermore, if the OS is retrofitted with the intercept and policy implementation functions can be designed into the activity manager, broadcast intent manger, media service manager, service manager, or other application or service activity management function in the Android OS. One or ordinary skill in the art will recognize that similarly, the various design techniques described herein that allow for intercepting a service activity intention to launch, and applying a background service policy set or a network protection service policy set can be designed into application launch management functions in the iPhone OS, Windows mobile OS, Windows PC OS, Blackberry OS, Palm OS, and other OS designs.

[00225] FIG. 19 illustrates another flow diagram for device assisted services (DAS) for protecting network capacity in accordance with some embodiments. At 1902, the process begins. At 1904, determining a network busy state of one or more networks is performed. In some embodiments, the one or more networks are selected from an access network, a wired network, and a wireless network. At 1906, classifying a network service usage activity (e.g., a network capacity controlled service) of a device based on the network busy state determination is performed to facilitate differential network access control for protecting network capacity of the one or more networks. In some embodiments, the network busy state is based on one or more of the following: network performance, network congestion, network availability, network resource availability, network capacity, or any other network service usage measure, and one or more time windows (e.g., time based criteria). In some embodiments, protecting network capacity of the one or more networks includes protecting network capacity of a last edge segment of a wireless network (e.g., RAN, BTS, BTSC, and/or other network elements). In some embodiments, the determining and classifying are performed using device assisted/based techniques. In some embodiments, the determining and classifying are performed using network

assisted/based techniques (e.g., implemented on a network element/function, such as a service controller, a DPI gateway, a BTS/BTSC, etc., or a combination of network elements). In some embodiments, the determining and classifying are performed using a combination of device assisted/based techniques and network assisted/based techniques. At 1908, implementing differential traffic controls is performed based on the service usage activity classification for protecting network capacity. At 1910, the process is completed. In some embodiments, a network busy state is determined based on one or more of the following: a time of day, a network reported busy state, and/or a device (e.g., near-end and/or far-end) determined/reported network busy state. In some embodiments, a network busy state is determined using one or more of the following: a network probe, a device query, a network probe report (e.g., including a BTS and/or BTSC), a network probe analysis, a device analysis based on performance of native traffic without probe such as TCP timeout, UDP retransmissions, a multiple network test, a device monitored network congestion based on network service usage activity (e.g., application based network access performance data) performed for a network to which the device is connected and/or one or more alternative networks. In some embodiments, a network congestion state is associated with a network busy state (e.g., a network busy state setting/level). For example, a network congestion level of 40% of network usage can be associated with a network busy state setting of 4, a network congestion level of 80% of network usage can be associated with a network busy state setting of 8, and so forth.

[00226] FIG. 20 illustrates another flow diagram for device assisted services (DAS) for protecting network capacity in accordance with some embodiments. At 2002, the process begins. At 2004, monitoring a network service usage activity of a device in network communication is performed. At 2006, classifying the network service usage activity (e.g., based on a classification of the network service usage activity for protecting network capacity, for example, as a network capacity controlled service) for protecting network capacity is performed. At 2008, accounting for network capacity controlled services (e.g., accounting for the network service usage activity based on a classification of the network service usage activity for protecting network capacity) is performed. At 2010, charging for network capacity controlled services is performed. At 2012, the process is completed. In some embodiments, DAS for protecting network capacity further includes classifying the network service usage activity as a network capacity controlled service. In some embodiments, DAS for protecting

network capacity includes differentially accounting and/or differentially charging for network capacity controlled services and foreground services. In some embodiments, the network service usage control policy includes policies for differentially controlling, accounting, and/or charging for network capacity controlled services (e.g., based on a network busy state, a time based criteria, a service plan, network to which the device or network service usage activity is gaining access from, and/or other criteria/measures). In some embodiments, accounting for network capacity controlled services includes differentially collecting service usage for one or more network capacity controlled service classes in which the accounting is modified/varies (e.g., dynamically) based on one or more of the following: network busy state (e.g., modify/credit accounting during network congestion not satisfying the user preference), network service activity, access network (e.g., the network to which the device/service activity is currently connected), user preference selection, time based criteria (e.g., current time of day/day of week/month), associated service plan, option to time window. In some embodiments, charging for network capacity controlled services includes mapping an accounting to a charging report. In some embodiments, charging for network capacity controlled services includes sending the charging report to a network element (e.g., a service controller, a service cloud, a billing interface/server, and/or another network element/function). In some embodiments, charging for network capacity controlled services includes mediating or arbitrating CDRs/IPDRs for network capacity controlled service(s) vs. other network service usage activities or bulk network service usage activities. In some embodiments, charging for network capacity controlled services includes converting a charging report to a billing record or billing action. In some embodiments, charging for network capacity controlled services includes generating a user notification of network capacity controlled service charges upon request or based a criteria/measure (e.g., a threshold charging level and/or a threshold network service usage level). In some embodiments, charging for network capacity controlled services includes charge by application based on a charging policy (e.g., bill by application according to billing policy rules, such as for billing to a user or to a sponsored service provider, carrier, and/or other entity).

[00227] FIG. 21 illustrates another flow diagram for device assisted services (DAS) for protecting network capacity in accordance with some embodiments. In some embodiments, DAS for protecting network capacity includes providing a device service access API that provides an interface for applications, OS functions, and/or other service usage activities to a

network access connection (e.g., or stack) for providing differential network access for protecting network capacity. In some embodiments, the differential network access is determined by one or more of the following: a service priority of the service usage activity and a network busy state. At 2102, the process begins. At 2104, a device service access API request is received. At 2106, the device service access API request is responded to. In some embodiments, the differential network access (e.g., for network capacity controlled services and/or based on network busy state and/or other criteria/measures) is implemented by one or more of the following: providing network busy state information to the service usage activity, receiving network busy state information, receiving network capacity demands for the service usage activity, receiving a scheduled time/time slot demand from the service usage activity, receiving and/or providing network location and/or physical location information (e.g., base station, communication channel, cell sector, roaming or non-roaming network to which the device is connected, and/or GPS or other physical location data), providing information to the service usage activity informing it when it is allowed to access the network, providing information to the service usage activity informing it what traffic controls must be applied/implemented, providing information to the service usage activity informing it when the network is available to it for access, and providing information to the service usage activity of its scheduled access time/time slot (e.g., based on one or more of the following: priority, network busy state, and time of day) (e.g., with a specified performance level or service level, such as data transfer size, speed, network capacity controlled service priority level, QoS level, data transfer type, scheduling time(s), and/or network connection parameters), and instructing the device and/or service usage activity to transition to a different state (e.g., power save state, sleep state dormant, idle, wait state, and/or an awake state). At 2108, differential network access is implemented. At 2110, the process is completed. In some embodiments, the device service access API is a programmatic interface, a virtual interface, and/or an emulated interface that provides instructions for differential access to a network to protect network capacity, as described herein.

[00228] In some embodiments, the API is served or located on the device, on a network element (e.g., using a secure communication between the device and the network element for the API communication, such as HTTPS, TLS, SSL, an encrypted data connection or SS7 control channel, and/or other well known secure communication techniques), and/or both/partly in both. In some embodiments, a network based API is an API that facilitates an API or other interface

communication (e.g., secure communication as discussed above) between an application executing on the device and a network element and/or service cloud for protecting network capacity. For example, a network API can provide an interface for an application to communicate with a service cloud (e.g., network server) for obtaining network access control information (e.g., network busy state, multiple network information based on available networks and/or network busy state information of available networks, network capacity controlled service priorities and availability, scheduled time/time slots for network access based on network busy state, service plan, network capacity controlled service, and/or other criteria/measures). As another example, a network API can facilitate an application provider, central network/service provider, and/or a third party with access to communicate with the application to provide and/or request information (e.g., physical location of the application, network location of the application, network service usage information for the application, network busy state information provided to the application, and/or other criteria/measures). As yet another example, a network API can facilitate a broadcast to one or more applications, OS functions, and/or devices (e.g., partitioned based on geography, network, application, OS function, and/or any other criteria/measure) with network capacity related information (e.g., network busy state, availability based on network capacity controlled service classification and/or priority level, scheduled time/time slots for certain network capacity controlled service classification and/or priority level, emergency/high priority software/antimalware/vulnerability update and scheduled time/time slots for such software updates, and/or other criteria/measures). In some embodiments, the network access API for protecting network capacity is an open API or standard/required API (e.g., required or standardized for applications for a certain network service provider, such as to be provided via the Verizon application store or the Apple AppStore) published for application and OS developers so that the applications and OS functions are designed to understand and implement the network access API for protecting network capacity. For example, a certification program can be established to provide application and OS developers with test specifications, working implementations, and/or criteria to make sure the network access API is properly implemented and is functioning in accordance with the specified requirements. In some embodiments, the network access API is an interface for communication with a service controller (e.g., service controller 122) or another network element/function (e.g., a service usage API for communication with a service usage server or billing interface/server or

another network element/function that facilitates a secure communication for sending/receiving or otherwise communicating network access related information for protecting network capacity). In some embodiments, the network API provides for sponsored billing (e.g., reverse billing) of all, classified, and/or a subset of network service usage charges to a sponsored partner associated with the network service usage activity (e.g., application) that accesses the network API. In some embodiments, the network API provides for a sponsored service in which the network service usage activity (e.g., application) that accesses the network API provides a sponsored service partner credential to the network API, the credential is used as a billing mechanism to charge the sponsored partner, the user account is mediated to remove the sponsored partner charge, and the network API provides access service and/or information service (e.g., location information, local information, content information, network information, and/or any other information).

[00229] FIG. 22 illustrates another flow diagram for device assisted services (DAS) for protecting network capacity in accordance with some embodiments. At 2202, the process begins. At 2204, network service usage activities of a device are monitored (e.g., using a verified/verifiable service processor). At 2206, a network busy state (e.g., a measure of network capacity, availability, and/or performance) is determined based on the monitored network service usage activities (e.g., using various techniques as described herein). In some embodiments, a service processor on the device is used to determine (e.g., measure and/or characterize) a network busy state experienced by the device (e.g., which can be used to determine the network access control policy for one or more network capacity controlled services). At 2208, a network busy state report is sent to a network element/function (e.g., a service controller and/or another network element/function as described herein). At 2210, the process is completed. In some embodiments, the service processor is verified using various techniques described herein. In some embodiments, the network busy state report includes one or more of the following: data rate, latency, jitter, bit error rate, packet error rate, number of access attempts, number of access successes, number of access failures, QoS level availability, QoS level performance, and variability in any of the preceding parameters. In some embodiments, the network busy state report includes one or more of the following: base station ID, cell sector ID, CDMA ID, FDMA channel ID, TDMA channel ID, GPS location, and/or physical location to identify the edge network element that is associated with the network busy state report to a network element. In

some embodiments, the monitoring of network service usage activities includes measuring the network performance for traffic the device is transmitting/receiving and/or generating network performance testing traffic. In some embodiments, the network busy state is collected (e.g., and/or used to assist, supplement, and/or verify device based network busy state measures) by one or more network elements that can measure and/or report network busy state (e.g., BTS, BTSC, base station monitor, and/or airwave monitor). For example, airwave monitors and/or base station monitors can be provided to facilitate a reliable characterization of network busy state in a coverage area of one or more base stations and/or base station sectors, such as affixed mobile terminals (e.g., trusted terminals that can include additional network busy state monitoring and/or reporting functionality) installed (e.g., temporarily or permanently) in the coverage area of one or more base stations and/or base station sectors (e.g., in which a sector is the combination of a directional antenna and a frequency channel) so that the affixed mobile terminals perform network busy state monitoring and reporting to the service controller, the local base station, and/or other network element(s)/function(s) as similarly described herein. In some embodiments, the permanently affixed mobile terminals provide network monitors for reporting, for example, network busy state, to a central network element, such as the service controller, which can, for example, aggregate such network busy state information to determine network busy state for one or more network coverage areas. In some embodiments, the permanently affixed mobile terminals are always present in these locations where installed and always on (e.g., performing network monitoring), and can be trusted (e.g., the permanently affixed mobile terminals can be loaded with various hardware and/or software credentials). For example, using the permanently affixed mobile terminals, a reliable characterization of network busy state can be provided, which can then be reported to a central network element and aggregated for performing various network busy state related techniques as described herein with respect to various embodiments. In some embodiments, the network element/function uses the network busy state report (e.g., and other network busy state reports from other devices connected to the same network edge element) to determine the network busy state for a network edge element connected to the device. In some embodiments, network element/function sends a busy state report for the network edge element to the device (e.g., and to other devices connected to the same network edge element), which the device can then use to implement differential network access control policies (e.g., for network capacity controlled services) based on the network busy

state. In some embodiments, a network busy state is provided by a network element (e.g., service controller or service cloud) and broadcast to the device (e.g., securely communicated to the service processor).

[00230] FIG. 23 illustrates a network capacity controlled services priority level chart for device assisted services (DAS) for protecting network capacity in accordance with some embodiments. In some embodiments, various applications, OS functions, and/or other utilities/tools installed/loaded onto and/or launched/executing/active on a communications device (e.g., device 100) are classified as network capacity controlled services for protecting network capacity. In some embodiments, one or more of the network capacity controlled services are assigned or classified with network capacity controlled service levels or priority levels for protecting network capacity. In some embodiments, one or more of the network capacity controlled services are dynamically assigned or classified with network capacity controlled service levels or priority levels based on one or more criteria/measures (e.g., dynamic criteria/measures), such as network busy state, current access network, time based criteria, an associated service plan, and/or other criteria/measures. In some embodiments, a higher priority level means that the application or utility/function is granted higher relative priority for network access (e.g., a priority level 10 can provide for guaranteed network access and a priority level 0 can provide a blocked network access, while priority levels between 1 through 9 can provide relatively increasing prioritized network access potentially relative to allocated network access and other services requesting network access).

[00231] As shown in FIG. 23, the network capacity controlled services are dynamically assigned or classified with network capacity controlled service levels or priority levels based on the network busy state of the current access network. For example, an email application, Microsoft Outlook, is assigned different priority levels for protecting network capacity based on the network busy state, as shown: a priority level 6 for a network busy state (NBS) level of 10% (e.g., up to about 10% of the network capacity is being utilized based on current or recently/last measured/detected/determined network capacity/resources usage using various techniques as described herein), a priority level 5 for a network busy state (NBS) level of 25%, a priority level 4 for a network busy state (NBS) level of 50%, a priority level 3 for a network busy state (NBS) level of 75%, and a priority level 2 for a network busy state (NBS) level of 90%. As also shown, an antivirus (AV) software update application/utility/function is assigned different priority levels

for protecting network capacity based on the network busy state: a priority level 9 for a network busy state (NBS) level of 10%, a priority level 7 for a network busy state (NBS) level of 25%, a priority level 5 for a network busy state (NBS) level of 50%, a priority level 3 for a network busy state (NBS) level of 75%, and a priority level 1 for a network busy state (NBS) level of 90%. Various other applications and utilities/functions are shown with various priority level assignments/classifications based on the network busy state levels shown in the network capacity controlled services priority level chart of FIG. 23. As will be apparent to one of ordinary skill in the art, various assignments and/or techniques for dynamically assigning priority levels for network access based on network busy state levels can be applied for protecting network capacity (e.g., based on user preferences, service plans, access networks, a power state of device, a device usage state, time based criteria, and various other factors such as higher priority for urgent software and/or security updates, such as a high priority security or vulnerability software patch or update, and/or urgent or high priority emails or other communications, such as a 911 VOIP call).

[00232] Referring again to FIGS. 1 through 3, DAS for protecting network capacity is implemented using a service processor (e.g., a service processor 115) of the device (e.g., a device 100) using various DAS techniques as described herein to facilitate differential network service access control (e.g., for network capacity controlled services) to assist in protecting network capacity in accordance with some embodiments. In some embodiments, the service processor and/or one or more agents of the service processor is/are verified using one or more of the following verification techniques (e.g., and/or to specifically verify monitoring the network service usage activity, classifying one or more service activities into one or more network capacity controlled service classes, associating the one or more network capacity controlled service classes with one or more differential service activity policies, and/or determining a network busy state): compare a network based service usage measure with a service policy and/or service plan associated with the device, compare a device assisted service usage measure with the service policy and/or service plan associated with the device, compare the network based service usage measure to the device assisted service usage measure, compare a first device assisted service usage measure to a second device assisted service usage measure, verify presence of the service processor and/or one or more agents of the service processor, verify configuration of the service processor, verify service usage activities are reported properly (e.g.,

using test service usages to generate service usage events/reports for analysis and confirmation), verify billing events are reported properly, compare the network based service usage measure with reported device billing data, verify reporting of a test billing event, verify reporting of the communications device reports billing events from a transaction server, verify presence of an activation tracking system, verify device configuration or operation, verify device standing or service plan standing, verify proper operation of the service processor, verify service processor heartbeat response reports, verify monitoring of a test service event, download a new service processor (e.g., and/or one or more agents or new configuration settings of the service processor) and perform integrity checks, verify a service processor code configuration with agent self-diagnosis checks, verify that the communications device uses the first service only after being authorized, verify user standing, verify a network busy state (e.g., compare and/or statistically process network busy state measures from more than one device in which the network busy state monitoring apparatus, for example, is located in a secure execution environment on the device), verify various differential network access control implementations (e.g., network capacity controlled services are properly monitored/determined/detected, controlled, accounted for, and/or charged for), verify various QoS implementations (e.g., as discussed above), and verify an agent communications log. Various other verification techniques are described herein and similar and other verification techniques for providing DAS for protecting network capacity using device based implementations (e.g., service processors and/or other device based agents or software/hardware techniques) will now be apparent to one of ordinary skill in the art in view of the various embodiments described herein.

[00233] In some embodiments, the service processor is secured using various hardware and software techniques described herein, including, for example, implementing all and/or portions of the service processor in a secure virtual machine, protected execution environment, secure storage (e.g., secure memory), secure modem, and/or other secure implementation techniques as described herein and/or other or similar techniques as will now be apparent to one of ordinary skill in the art in view of the various embodiments described herein. For example, the service processor can be implemented in software and executed in a protected area of an OS executed on the device and/or executed in protected execution partitions (e.g., in CPU, APU, SIM chipset, modem, modem secure execution partition, SIM, other hardware function on the device, and/or any combination of the above).

[00234] In some embodiments, a network service usage counter is embedded into a secure execution environment (e.g., a program store in secure non-volatile memory located on a modem card and/or a modem chip not accessible by device applications, secure CPU environment for executing program and/or secure program operation for data path monitoring and/or control that cannot be bypassed by device applications to get to the modem connection to the network) in a device modem (e.g., using measurement points V, VI, and/or other measurement points of FIG. 12). In some embodiments, the service usage counter counts data traffic (e.g., bytes and/or any other measure of service usage, such as file transactions, message transactions, connection time, time of connection or duration of connection, and/or traffic passed or transactions passed for a given QoS or network capacity controlled service priority level), traffic as a function of time, traffic according to a network service activity classification (e.g., by application, destination/source, port, traffic type, content type, time of day, network busy state, and/or any other criteria/measure). In some embodiments, the service usage counter counts data traffic (e.g., as discussed above) while coordinating with a VPN layer established, for example, for both layer-III (e.g., IPSEC) and layer-II (e.g., L2TP tunnel) so that precise over the air service usage measure is counted for billing mediation and/or network service usage charging (e.g., customer billing, sponsored service bill by service and/or any other charging or billing). In some embodiments, the service usage counter counts data traffic (e.g., as discussed above) while coordinating with accelerator software (e.g., a compression/decompression engine) which transforms frames for more efficient over the air transmission. As similarly discussed above, service processor coordination with the accelerator layer facilitates a precise over the air service usage measure for billing mediation and/or network service usage charging. In some embodiments, the service usage counter counts data traffic (e.g., as discussed above) while coordinating with both the VPN layer and accelerator software layer to facilitate a precise over the air service usage measure for billing mediation and/or network service usage charging.

[00235] In some embodiments, the service usage counter reports the service usage to a network element (e.g., a service controller, charging gateway, PCRF, AAA, HA, billing system, mediation system, traffic accounting database, base station or base station controller, and/or another network element/function or central network element/function). In some embodiments, the information reported to the network element is encrypted or signed with a corresponding key known by the network element. In some embodiments, the communication link to the network

element to pass the service usage count is conducted over a wireless network specific channel such as SMS, MMS, SS-7, or another specialized control channel. In some embodiments, the communications link to the network element to pass the service usage count is conducted over a network channel (e.g., via IP, TCP, UDP, HTTP, HTTPS, TLS, SSL, point to point signed variants of TLS or SSL, or another data network channel via the network control channel connection to the device). In some embodiments, the data network control channel traffic is injected into the PPP stream at the modem. In some embodiments, the data network control channel traffic is passed up to the device networking stack for connection to the network. In some embodiments, a signed or encrypted service usage count from the modem subsystem is coordinated to provide a service usage count for a time period that also corresponds to a similar time period for a service processor heartbeat report that includes a service usage measure or count. For example, this provides the service controller or another network element with a secondary set of information that can be used to verify and/or secure the service usage measures reported by the service processor. Various techniques can be used to synchronize the time period for the modem service usage count and the service processor service usage count. For example, the service processor can request a latest count message from the modem, in which the modem counts all service usage since the previous request for latest count until the present request for latest count, encrypts the latest count message so that the service processor or other application software or OS software on the device cannot decode and/or tamper with the message, and the modem service usage counter then passes the encrypted message to the service processor. The service processor can then pass the encrypted service usage count message from the modem to the service controller along with the service processor service usage accounting message(s) for the same or similar time period. The service controller can then decode both service count messages from the secure modem subsystem and the service processor and correlate the two measures to verify the service usage reporting by, for example, looking for discrepancies that would indicate service usage control or charging errors or device service processor tampering. In some embodiments, the secure modem subsystem records byte counts for streams (e.g., and/or flows, socket connections, or combinations of IP destination/source/ports), potentially along with time of day, network busy state, QoS level, and/or other criteria/measures, and reports these counts for each stream that had traffic activity during the current reporting interval. For example, the service controller can then correlate the stream service usage information with the

service usage information provided by the service processor heartbeat service usage report to verify that the service processor service usage report is consistent with the independent measure made in the modem subsystem. In some embodiments, service usage reports (e.g., certified service usage reports) are correlated on the device and/or in the network (e.g., using one or more network elements/functions, such as the service controller).

[00236] In some embodiments, a deeper analysis of traffic can be conducted in the modem subsystem service usage count. For example, a layer 7 analysis of the service usage can be conducted for HTTP or HTTPS traffic flowing through the modem in which the modem subsystem service usage counter performs an HTTP level analysis of the traffic to associate web traffic gets and other transfers with a given higher level service classification (e.g., ad server, content server, proxy server, and/or traffic that is referred by the local host serving up a web page). In some embodiments, the modem subsystem service usage count can be augmented for HTTPS, SSL or TLS traffic by including a trusted proxy server embedded in the modem system. For example, the proxy server can be trusted by the device stack so that the encryption keys for HTTPS, TLS or SSL are known by the proxy server allowing the modem based proxy server, located, for example, in a secure execution environment, to perform layer 7 analysis of encrypted traffic in a manner similar to that described above. In some embodiments, the embedded proxy server generates server SSL certificates for each connection to a specific remote host in real time based on a root certificate trusted by the device (e.g., and/or by network service usage activity, such as by application) and also trusted by the embedded proxy server, and the proxy server then becomes a middle man emulating a remote SSL host on one side and emulating the device (e.g., and/or network service usage activity, such as application) on the other side, decrypting the traffic, analyzing it and re-encrypting before forwarding to and from the remote host. Similarly, as in the case of layer 3 and 4 traffic analysis performed by the modem service usage counting subsystem, the layer 7 service usage count messages can be encrypted and passed to the service controller via various channels. In some embodiments, the layer 7 modem subsystem service usage counting system records service usage counts for a reporting time period that is similar to the reporting time period used by the service processor so that the service controller can correlate the service processor accounting messages against the modem accounting messages with layer 7 information.

[00237] In some embodiments, the secure service usage reporting system elements are located in a secure execution environment that includes the modem driver. In some embodiments, all traffic that gets to the modem for the network traffic being controlled or accounted for is required to go through the secure modem driver so that an independent count can be generated and reported to the service controller as described above without the need to embed the secure service usage counting and reporting elements in the modem.

[00238] In some embodiments, the secure service usage reporting system elements are located in a secure execution environment that includes the modem driver and modem hardware interface controller driver (e.g., USB controller for 2/3/4G and SDIO controller for WiFi). In some embodiments, all traffic that gets to the modem for the network traffic being controlled or accounted for is required to go through the secure modem driver and modem hardware interface controller driver (e.g., USB controller for 2/3/4G and SDIO controller for WiFi) so that precise count can be generated by either the modem driver and/or modem hardware interface controller driver (e.g., USB controller for 2/3/4G and SDIO controller for WiFi) and passed to the secure service usage reporting element to send it to the service controller for customer charging/billing. This scheme provides flexibility (e.g., most of the device software and operation system and its services/applications need not be located/executed in the secure execution environment) while ensuring usage counting to occur securely as it pertains to the customer accounting and billing.

[00239] In some embodiments, the layer 7 proxy server traffic accounting and reporting techniques used for processing HTTPS, TLS, and SSL traffic, as discussed above, are also used in the service processor itself to allow a detailed accounting of encrypted layer 7 traffic by the device. In some embodiments, the information thus obtained is filtered so that private user information is not transmitted to the network (e.g., service controller, PCRF, and/or any other network element/function) but only service usage information sufficient to allow for accounting of service plan usage, to verify service control policy implementation, or to verify service charging policy implementation is transmitted to the network (e.g., service controller, PCRF, and/or any other network element/function). In some embodiments, the layer 7 proxy server for processing secure or in the clear device service usage accounting messages is located in secure hardware execution environments in the device application processor or within secure software partitions in the operating system.

[00240] Various techniques can be used to verify and/or secure service usage controls or service usage charging reports. For example, if the secondary service usage reports indicate that service usage is outside of the service usage policy limits that are intended to be in effect (e.g., based on a service plan and/or service policy associated with the device), then the service controller can indicate an error flag for further analysis and action (e.g., implementing various verification and responsive actions as described herein, such as blocking the activity, throttling the activity, quarantining the device, updating/replacing the service processor, and/or monitoring the device using various additional DAS and/or network assisted monitoring techniques). As another example, if the service usage reports from the service processor do not match up with the secondary service usage reports, then the service controller can indicate an error flag for further analysis and action. For example, the correlation can be based on bulk measures of service usage (e.g., total bytes over a given period of time), or using finer grain measures of service usage (e.g., verifying the accounting between one group of service usage activities, such as application, destination/source, port, content type, time of day, network busy state, QoS level, and/or other criteria/measures) charged to one service plan charging record versus the accounting for another group of service usage activities charged to another service plan charging record. In some embodiments, the correlation process between the two service usage accounting reports is performed continuously on all device traffic in real time or near real time as the usage accounting reports are received. In some embodiments, the usage accounting reports are stored and analyzed or correlated later (e.g., periodically, based on a request or audit, and/or based on certain events, such as threshold network service usage events and/or any other events based on various criteria/measures). In some embodiments, only an audit of a portion of time is used to correlate the two usage accounting reports, which, for example, can reduce network traffic and/or network processing load in the service controller.

[00241] In some embodiments, correlation techniques are applied by the service controller to compare two different service usage measures as described above based on one or more of the following: total amount of data (e.g., bytes for file transfers, sessions, and/or other measures), amount of data per unit time, total number of accesses, number of accesses per unit time or frequency of accesses, accesses during a time interval (e.g., peak time), accesses during a network busy state, access requests, and individual versus group transmissions at a point in time (e.g., each for a given set of destinations or destinations and traffic types).

[00242] In some embodiments, service usage monitoring includes characterizing service usage activities by streams, flows, destination/port, packet inspection, and/or other criteria/measures using the various techniques as described herein and/or other or similar techniques as would be apparent to one of ordinary skill in the art. In some embodiments, service usage monitoring includes characterizing service usage activities by streams, flows, destination/port, packet inspection, and/or other criteria/measures and then correlating to find network service usage behavior patterns that identify likely association of behavior with one or more service activities being managed.

[00243] In some embodiments, DAS for network capacity control includes classifying traffic to determine which network service usage activity(ies) are causing traffic (e.g., increasing network capacity/resources usage beyond a threshold), and then determining if access network service usage activity(ies) are violating any rules (e.g., service usage policies or service plan settings associated with the device/user). In some embodiments, DAS for network capacity control includes generating a list for network capacity controlled services that specifies behavioral characteristics for one or more network service usage activities with expected access limits based on access control policy for each managed network service usage activity (e.g., based on service usage policies or service plan settings associated with the device/user). In some embodiments, DAS for network capacity control includes monitoring and/or controlling network service usage activities based on limits, which, for example, can be based on one or more of the following: total access traffic counters, counters for different types of access traffic, destinations, ports, frequency of accesses, access behavior during a given time, access behavior during a given busy state, access behavior for groups of activities (e.g., verify clumping), and/or other criteria/measures.

[00244] Accordingly, in some embodiments, a second secure and trusted service usage measure is provided that the service controller (e.g., or another network element/function) can use to verify or secure the service control or service charging reports for the service processor. In some embodiments, the secure and trusted service usage measure also provides for enhanced verification and service security in cases, in which, for example, network based service usage measures are available for additional correlation with the service processor service usage reports. In cases in which network based service usage measures are either not available or are only available at widely spaced time intervals (e.g., roaming networks or other networks with no

timely network based service usage measure), these techniques facilitate real time or near real time verification or security for the device assisted service controls and charging.

[00245] In some embodiments, a SIM card performs a portion or all of the secure environment processing described above, with the device modem traffic, or a copy of the device modem traffic, being directed to the SIM secure subsystem for traffic accounting and reporting. In some embodiments, a SIM card is used to store QoS classifications and/or network capacity controlled services classifications for various service usage activities so that the user behavior in using certain network service usage activities and/or the user preferences in controlling certain network service usage activities do not need to be relearned or redownloaded as the user swaps the SIM between different devices. In some embodiments, the SIM keeps a local record of service usage activity for multiple devices that belong to the user or the user family plan, so that the service usage notification and policies can be immediately updated on a given device as the user swaps the SIM from device to device. In some embodiments, the manner in which this service usage history is stored on the SIM is secure so that it cannot be tampered with. In some embodiments, the SIM card is used to implement various application management and/or traffic control techniques described herein. In some embodiments, the SIM card is used to inspect traffic, classify traffic, create reports (e.g., certified service activity usage reports), encrypt the report, send the report to a network element/function, and the network element/function correlates the reports (e.g., using network assisted measures for comparisons and/or using various other techniques as described herein). In some embodiments, a SIM card performs a portion or all of the secure environment processing described above using one or more modem measurement points. For example, the traffic that is to be classified can be routed through the SIM and correlated with what is measured by the modem. In some embodiments, network assisted/based network service usage activity classifications are compared SIM based/assisted classifications for service usage monitoring/reporting verification (e.g., detected inconsistencies in monitored/reported network service usage activities can be identified, such as based on total traffic, streams/flows/sockets activities, and/or other criteria/measures). In some embodiments, the reports include a verified sequence so that reports cannot be spoofed and/or missing reports can be determined.

[00246] In some embodiments, a portion or all of the secure environment processing described above are applied to implement and/or verify QoS for DAS techniques and/or DAS for network capacity controlled services techniques as described herein.

[00247] In some embodiments, the reports include one or more of the following: a number of times the device is cycled from or to a power cycle state in the modem, a number of times during a time window or network busy state, a power cycle versus number of streams initiated during the cycle, and a power cycle versus the streams that are transmitted during that cycle, In some embodiments, device power cycle events trigger generating of a report.

[00248] In some embodiments, monitoring, reporting, control, accounting, charging, and/or policy implementation for network capacity controlled services is verified (e.g., using various verification techniques described herein). If any of the verification techniques determine or assist in determining that the network capacity controlled services monitoring, reporting, control, accounting, and/or charging, and/or policy implementation has been tampered with, disabled, and/or is not properly implemented or functioning, then responsive actions can be performed, for example, the device (e.g., and/or suspect services) can be suspended, quarantined, killed/terminated, and/or flagged for further analysis/scrutiny to determine whether the device is malfunctioning, needs updating, has been tampered with or compromised, is infected with malware, and/or if any other problem exists.

[00249] In some embodiments, the service processor monitors a network service usage activity of a device. In some embodiments, monitoring of the service usage activity includes monitoring for multiple networks (e.g., to determine which networks are available and/or a network busy state of the available networks). In some embodiments monitoring a network service usage activity is performed by and/or assisted by a service cloud (e.g., one or more network elements that provide such a service). In some embodiments, monitoring the network service usage activity includes identifying the network service usage activity, measuring the network service usage of the network service usage activity, and/or characterizing the network service usage of the network service usage activity (e.g., using device assisted/based techniques, network assisted/based techniques, testing/offline monitoring/analysis techniques, and/or a combination thereof).

[00250] In some embodiments, the service processor implements differential network access service control (e.g., for network capacity controlled services), network service usage accounting, network service usage charging, and/or network service usage notification on the device to facilitate DAS for protecting network capacity.

[00251] In some embodiments, the service processor (e.g., a service processor 115) is updated, communicated with, set, and/or controlled by a network element (e.g., a service controller 122). In some embodiments, the service processor receives service policy information from a network function selected from a base station (e.g., a base station 125), a RAN gateway, a core gateway, a DPI gateway, a home agent (HA), a AAA server (e.g., AAA server 121), a service controller, and/or another network function or combinations of network functions as described herein and/or as will now be apparent to one of ordinary skill in the art in view of the various embodiments described herein. In some embodiments, the service processor is updated through over the air or over the network OS software updates or application software updates or device firmware updates. In some embodiments, the service processor uses an IP connection, SMS connection, and/or MMS connection, for a control channel with a service controller. In some embodiments, the service processor queries a service controller to determine the association of a monitored network service usage activity with a network service usage control policy. In some embodiments, the device (e.g., service processor) maintains a network capacity controlled services list and/or network capacity controlled services policy for one or more of the active services (e.g., actively executing and/or previously installed/downloaded to the device) that have been classified as a network capacity controlled service (e.g., as the number of applications continues to grow, as hundreds of thousands of applications are already available on certain platforms, maintaining a list specific and/or a set of policies unique or specific to each application is not efficient). In this embodiment, when a new application is active/launched and/or downloaded to the device, the device can request an updated network capacity controlled services list and/or an updated network capacity controlled services policy accordingly (e.g., and/or periodically refresh such lists/policies).

[00252] In some embodiments, differential network access control for protecting network capacity includes controlling network services traffic generated by the device (e.g., network capacity controlled services based on a network service usage control policy (e.g., a network capacity controlled services policy). In some embodiments, differential network access control

for protecting network capacity includes providing assistance in control of the distribution of bandwidth among devices, network capacity controlled services (e.g., applications, OS operations/functions, and various other network services usage activities classified as network capacity controlled services), a differentiated QoS service offering, a fair sharing of capacity, a high user load network performance, and/or preventing one or more devices from consuming so much network capacity that other devices cannot receive adequate performance or performance in accordance with various threshold and/or guaranteed service levels. In some embodiments, differential network access control for protecting network capacity includes applying policies to determine which network the service activity should be connected to (e.g., 2G, 3G, 4G, home or roaming, WiFi, cable, DSL, fiber, wired WAN, and/or another wired or wireless or access network), and applying differential network access control rules (e.g., traffic control rules) depending on which network to which the service activity is connected. In some embodiments, differential network access control for protecting network capacity includes differentially controlling network service usage activities based on the service usage control policy and a user input (e.g., a user selection or user preference). In some embodiments, differential network access control for protecting network capacity includes differentially controlling network service usage activities based on the service usage control policy and the network the device or network service activity is gaining access from.

[00253] In some embodiments, the network service usage control policy is dynamic based on one or more of the following: a network busy state, a time of day, which network the service activity is connected to, which base station or communication channel the service activity is connected to, a user input, a user preference selection, an associated service plan, a service plan change, an application behavior, a messaging layer behavior, random back off, a power state of device, a device usage state, a time based criteria (e.g., time/day/week/month, hold/delay/defer for future time slot, hold/delay/defer for scheduled time slot, and/or hold/delay/defer until a busy state/availability state/QoS state is achieved), monitoring of user interaction with the service activity, monitoring of user interaction with the device, the state of UI priority for the service activity, monitoring the power consumption behavior of the service activity, modem power cycling or power control state changes, modem communication session set up or tear down, and/or a policy update/modification/change from the network. In some embodiments, the network service usage control policy is based on updated service usage behavior analysis of the

network service usage activity. In some embodiments, the network service usage control policy is based on updated activity behavior response to a network capacity controlled service classification. In some embodiments, the network service usage control policy is based on updated user input/preferences (e.g., related to policies/controls for network capacity controlled services). In some embodiments, the network service usage control policy is based on updates to service plan status. In some embodiments, the network service usage control policy is based on updates to service plan policies. In some embodiments, the network service usage control policy is based on availability of alternative networks. In some embodiments, the network service usage control policy is based on policy rules for selecting alternative networks. In some embodiments, the network service usage control policy is based on network busy state or availability state for alternative networks. In some embodiments, the network service usage control policy is based on specific network selection or preference policies for a given network service activity or set of network service activities.

[00254] In some embodiments, associating the network service usage activity with a network service usage control policy or a network service usage notification policy, includes dynamically associating based on one or more of the following: a network busy state, a time of day, a user input/preference, an associated service plan (e.g., 25 MB data plan, 5G data plan, or an unlimited data plan or other data/service usage plan), an application behavior, a messaging layer behavior, a power state of device, a device usage state, a time based criteria, availability of alternative networks, and a set of policy rules for selecting and/or controlling traffic on one or more of the alternative networks.

[00255] In some embodiments, a network service usage control policy (e.g., a network capacity controlled services policy) includes defining the network service usage control policy for one or more service plans, defining network access policy rules for one or more devices or groups of devices in a single or multi-user scenarios such as family and enterprise plans, defining network access policy rules for one or more users or groups of users, allowing or disallowing network access events or attempts, modulating the number of network access events or attempts, aggregating network access events or attempts into a group of access events or attempts, time windowing network access events or attempts, time windowing network access events or attempts based on the application or function being served by the network access events or attempts, time windowing network access events or attempts to pre-determined time windows,

time windowing network access events or attempts to time windows where a measure of network busy state is within a range, assigning the allowable types of access events or attempts, assigning the allowable functions or applications that are allowed network access events or attempts, assigning the priority of one or more network access events or attempts, defining the allowable duration of network access events or attempts, defining the allowable speed of network access events or attempts, defining the allowable network destinations for network access events or attempts, defining the allowable applications for network access events or attempts, defining the QoS rules for one or more network access events or attempts, defining or setting access policy rules for one or more applications, defining or setting access policy rules for one or more network destinations, defining or setting access policy rules for one or more devices, defining or setting access policy rules for one or more network services, defining or setting access policy rules for one or more traffic types, defining or setting access policy rules for one or more QoS classes, and defining or setting access policy rules based on any combination of device, application, network destination, network service, traffic type, QoS class, and/or other criteria/measures.

[00256] In some embodiments, a network service usage control policy (e.g., a network capacity controlled services policy) includes a traffic control policy. In some embodiments, the traffic control policy includes a traffic control setting. In some embodiments, the traffic control policy includes a traffic control/tier, and the traffic control/tier includes the traffic control setting. In some embodiments, the traffic control policy includes one or more of the following: block/allow settings, throttle settings, adaptive throttle settings, QoS class settings including packet error rate, jitter and delay settings, queue settings, and tag settings (e.g., for packet tagging certain traffic flows). In some embodiments, QoS class settings include one or more of the following: throttle level, priority queuing relative to other device traffic, time window parameters, and hold or delay while accumulating or aggregating traffic into a larger stream/burst/packet/group of packets. In some embodiments, the traffic control policy includes filters implemented as indexes into different lists of policy settings (e.g., using cascade filtering techniques), in which the policy filters include one or more of the following: a network, a service plan, an application, a time of day, and a network busy state. For example, a two dimensional traffic control implementation scheme can be provided using a network busy state and/or a time of day as an index into a traffic control setting (e.g., a certain application's priority

level can be increased or decreased based on a network busy state and/or time of day). In some embodiments, the traffic control policy is used for selecting the network from a list of available networks, blocking or reducing access until a connection is made to an alternative network, and/or modifying or replacing a network stack interface of the device to provide for intercept or discontinuance of network socket interface messages to applications or OS functions.

[00257] In some embodiments, a traffic control setting is selected based on the network service usage control policy. In some embodiments, the traffic control setting is implemented on the device based on the network service usage control policy. In some embodiments, the implemented traffic control setting controls traffic/traffic flows of a network capacity controlled service. In some embodiments, the traffic control setting is selected based on one or more of the following: a time of day, a day of week, a special time/date (e.g., a holiday or a network maintenance time/date), a network busy state, a priority level associated with the network service usage activity, a QoS class associated with the network service usage activity (e.g., emergency traffic), which network the network service activity is gaining access from, which networks are available, which network the network service activity is connected to, which base station or communication channel the network service activity is connected to, and a network dependent set of traffic control policies that can vary depending on which network the service activity is gaining access from (e.g., and/or various other criteria/measures as described herein). In some embodiments, the traffic control setting includes one or more of the following: allow/block, delay, throttle, QoS class implementation, queue, tag, generate a user notification, random back off, clear to send received from a network element, hold for scheduled transmission time slot, selecting the network from the available networks, and blocking or reducing access until a connection is made to an alternative network. In some embodiments, the traffic control setting is selected based on a network capacity controlled services priority state of the network service usage activity and a network busy state. In some embodiments, the traffic control setting is selected based on a network capacity controlled services priority state of the network service usage activity and a network busy state and is global (e.g., the same) for all network capacity controlled services activities or varies based on a network service usage activity priority, user preferences or option selection, an application, a time based criteria, a service plan, a network the device or service activity is gaining access from, a redetermination of a network congestion state

after adapting to a previously determined network busy state, and/or other criteria/measures as described herein.

[00258] In some embodiments, network capacity controlled services traffic (e.g., traffic flows) is differentially controlled for protecting network capacity. For example, various software updates for an OS and one or more applications on the device can be differentially controlled using the various techniques described herein. As another example, security/antimalware software (e.g., antivirus, firewall, content protection, intrusion detection/prevention, and/or other security/antimalware software) can be differentially controlled using the various techniques described herein. As yet another example, network backups/imaging, content downloads (e.g., exceeding a threshold individually and/or in aggregate, such as for image, music, video, eBook content, email attachments, content/media subscriptions, RSS/news feeds, text/image/video chat, software updates, and/or other content downloads) can be differentially controlled using the various techniques described herein.

[00259] For example, using the DAS for protecting network capacity techniques described herein an adaptive policy control for protecting network capacity can be provided. A network capacity controlled services list can be generated, updated, reported, and/or received by the device and stored on the device (e.g., the list can be based on adapted to the service plan associated with the device). If a monitored network service usage activity is not on the list, then the device can report the monitored network service usage activity to a network element (e.g., for a monitored network service usage activity that also exceeds a certain threshold, based on a network busy state, based on a time based criteria, and/or other criteria/measure). As an example, monitored network service usage activity can be reported if/when the monitored network service usage activity exceeds a data usage threshold (e.g., 50 MB total data usage per day, a socket opening frequency/rate, velocity of data usage at an instant in time, or more complicated thresholds over time, over peak periods, by content and time, by various other parameters/thresholds). As another example, the monitored network service usage activity can be reported based on testing of the network service usage behavior and/or application developer characterization input. The report can include information that identifies the network service usage activity and various network service usage parameters.

[00260] In some embodiments, a notification setting is selected based on a service usage notification policy. In some embodiments, a notification setting includes a user notification setting (e.g., various user notifications settings as described above with respect to FIG. 18).

[00261] In some embodiments, classifying the network service usage activity further includes classifying the network service usage activity (e.g., using a usage threshold filter and/or cascading filter techniques) into one or more of a plurality of classification categories for differential network access control for protecting network capacity. In some embodiments, classifying the network service usage activity further includes classifying the network service usage activity into one or more network capacity controlled services in which the network capacity controlled services include one or more of the following: applications requiring data network access, application software updates, applications requiring network information, applications requiring GPS or physical location, operating system software updates, security software updates, network based backups, email downloads, and a set of activities configured as network capacity controlled service activities based on a service profile and/or user input (e.g., and/or various other types of network service usage activities as described herein and as will now be apparent to one of ordinary skill in the art). For example, network capacity controlled services can include software updates for OS and applications, OS background network accesses, cloud synchronization services, RSS feeds and other background information feeds, browser/application/device behavior reporting, background email downloads, content subscription service updates and downloads (e.g., music/video downloads, news feeds), text/voice/video chat clients, security updates (e.g., antimalware updates), peer to peer networking application updates, inefficient network access sequences during frequent power cycling or power save state cycling, large downloads or other high bandwidth accesses, and greedy application programs that constantly/repeatedly access the network with small transmissions or requests for information. In some embodiments, a network capacity controlled services list is static, adaptive, generated using a service processor, received from a network element (e.g., service controller or service cloud), received from a network element (e.g., service controller or service cloud) and based at least in part on device activity reports received from the service processor, based on criteria set by pre-testing, report of behavior characterization performed by the application developer, and/or based at least in part on user input. In some

embodiments, the network capacity controlled services list includes one or more network service activity background (QoS) classes.

[00262] In some embodiments, classifying the network service usage activity further includes classifying the network service usage activity based on one or more of the following: application or widget (e.g., Outlook, Skype, iTunes, Android email, weather channel weather widget, iCal, Firefox Browser, etc), application type (e.g., user application, system application/utility/function/process, OS application/utility/function/process, email, browser, widget, malware (such as a virus or suspicious process), RSS feed, device synchronization service, download application, network backup/imaging application, voice/video chat, peer to peer content application or other peer to peer application, streaming media feed or broadcast reception/transmission application, network meeting application, chat application or session, and/or any other application or process identification and categorization), OS/system function (e.g., any system application/utility/function/process and/or OS application/utility/function/process, such as a OS update and/or OS error reporting), modem function, network communication function (e.g., network discovery or signaling, EtherType messages, connection flow/stream/session set up or tear down, network authentication or authorization sequences, IP address acquisition, and DNS services), URL and/or domain, destination/source IP address, protocol, traffic type, socket (e.g., IP address, protocol, and/or port), socket address/label/identifier (e.g., port address/port number), content type (e.g., email downloads, email text, video, music, eBooks, widget update streams, and download streams), port (e.g., port number), QoS classification level, time of day, on peak or off peak, network time, network busy state, access network selected, service plan selected, user preferences, device credentials, user credentials, and/or status, modem power cycling or power state changes, modem authentication processes, modem link set up or tear down, modem management communications, modem software or firmware updates, modem power management information, device power state, and modem power state. In some embodiments, classifying the network service usage activity further includes associating the classified network service usage activity with an ID (e.g., an application ID, which can be, for example, a unique number, name, and/or signature). In some embodiments, classifying the network service usage activity further includes classifying the network service usage activity using a plurality of classification parameters, including one or more of the following: application ID, remote IP (e.g., URL, domain, and/or IP address), remote

port, protocol, content type, a filter action class (e.g., network busy state class, QoS class, time of day, network busy state, and/or other criteria/measures), and access network selected. In some embodiments, classifying the network service usage activity further includes using a combination of parameters as discussed above to determine the classification of the network service usage activity.

[00263] In some embodiments, classifying the network service usage activity further includes classifying the network service usage activity as a network capacity controlled service, a non-network capacity controlled service, a blocked or disallowed service, and/or a not yet classified/identified service (e.g., unknown/yet to be determined classification or pending classification). In some embodiments, an application connection, OS connection, and/or other service activity is classified as a network capacity controlled service activity when the device has been inactive (e.g., or in a power save state) for a period of time (e.g., when the user has not interacted with it for a period of time, when it has not displayed user notification policy, and/or a user input has not been received for a period of time, and/or when a power save state is entered). In some embodiments, an application connection, OS connection, and/or other service activity is classified as a network capacity controlled service activity when the monitored network service usage activity exceeds a data usage threshold for more than one application connection, OS connection, and/or other service activity (e.g., aggregated data usage exceeds the data usage threshold); or for a specific application connection. In some embodiments, an application connection, OS connection, and/or other service activity is classified as a network capacity controlled service activity when the monitored network service usage activity exceeds a data usage threshold based on a predetermined list of one or more data usage limits, based on a list received from a network element, usage time limit (e.g., based on a period of time exceeding a usage limit), and/or based on some other usage related criteria/measures. In some embodiments, classifying the network service usage activity further includes classifying the network service usage activity as a network capacity controlled service based on a network peak time, a network busy state, or a network connection to the device falls below a certain performance level (e.g., higher/lower priorities assigned based on various such criteria/other input/factors).

[00264] In some embodiments, one or more of the network capacity controlled services are associated with a different network access policy set for one or more networks and/or one or

more alternative networks. In some embodiments, one or more of the network capacity controlled services are associated with a different notification policy set for one or more networks and/or one or more alternative networks. In some embodiments, the network capacity controlled services list is stored on the device. In some embodiments, the network capacity controlled services list is received/periodically updated from a network element and stored on the device. In some embodiments, the network capacity controlled services list includes network capacity controlled services, non-network capacity controlled services (e.g., foreground services or services based on various possibly dynamic criteria are not classified as network capacity controlled services), and an unclassified set of services (e.g., grey list including one or more network service activities pending classification based on further analysis and/or input, such as from a network element, service provider, and/or user). In some embodiments, the network capacity controlled services list is based on one or more of the following: predefined/predesignated (e.g., network, service plan, pre-test and/or characterized by an application developer) criteria; device assisted/based monitoring (e.g., using a service processor); network based monitoring (e.g., using a DPI gateway); network assisted analysis (e.g., based on device reports of DAS activity analysis). For example, the device can report device monitored network service usage activities (e.g., all monitored network service usage activities or a subset based on configuration, threshold, service plan, network, and/or user input) to the network element. As another example, the network element can update the network capacity controlled services list and send the updated list to the device. As yet another example, the network element can perform a statistical analysis of network service activities across a plurality of devices based on the device based and/or network based network service usage activity monitoring/reporting. In some embodiments, a network service usage activity is determined to be an active application or process (e.g., based on a user interaction with the device and/or network service usage activity, such as a pop-up and/or other criteria/measures).

[00265] In some embodiments, implementing traffic control for network capacity controlled services is provided using various techniques. In some embodiments, the device includes a service processor agent or function to intercept, block, modify, remove or replace UI messages, notifications or other UI communications generated by a network service activity that whose network service usage is being controlled or managed (e.g., using various measurement points as shown in and described with respect to FIGS. 12 and 13). For example, this technique

can be used to provide for an improved user experience (e.g., to prevent an application that is being controlled for protecting network capacity from generating repeated and/or confusing messages/alerts to the user). In some embodiments, a network stack interface of the device is replaced or modified to provide for intercept or discontinuance of network socket interface messages to applications or OS functions or other functions/software.

[00266] In some embodiments, implementing traffic control for network capacity controlled services using DAS techniques is provided using various techniques in which the network service usage activity is unaware of network capacity control (e.g., does not support an API or other interface for implementing network capacity control). For example, network service application messaging interface based techniques can be used to implement traffic control. Example network service application messaging interfaces include the following: network stack API, network communication stream/flow interface, network stack API messages, EtherType messages, ARP messages, and/or other messaging or other or similar techniques as will now be apparent to one of ordinary skill in the art in view of the various embodiments described herein. In some embodiments, network service usage activity control policies or network service activity messages are selected based on the set of traffic control policies or service activity messages that result in reduced or modified user notification by the service activity due to network capacity controlled service policies applied to the network service activity. In some embodiments, network service usage activity control policies or network service activity messages are selected based on the set of traffic control policies or service activity messages that result in reduced disruption of device operation due to network capacity controlled service activity policies applied to the network service activity. In some embodiments, network service usage activity control policies or network service activity messages are selected based on the set of traffic control policies or service activity messages that result in reduced disruption of network service activity operation due to network capacity controlled service activity policies applied to the network service activity. In some embodiments, implementing traffic control for network capacity controlled services is provided by intercepting opens/connects/writes. In some embodiments, implementing traffic control for network capacity controlled services is provided by intercepting stack API level or application messaging layer requests (e.g., socket open/send requests). For example, an intercepted request can be copied (e.g., to memory) and queued (e.g., delayed or throttled) or dropped (e.g.,

blocked). As another example, an intercepted request can be copied into memory and then a portion of the transmission can be retrieved from memory and reinjected (e.g., throttled). As yet another example, intercepting messaging transmissions can be parsed inline and allowed to transmit (e.g., allowed), and the transmission or a portion of the transmission can be copied to memory for classifying the traffic flow. In some embodiments, implementing traffic control for network capacity controlled services is provided by intercepting or controlling or modulating UI notifications. In some embodiments, implementing traffic control for network capacity controlled services is provided by killing or suspending the network service activity. In some embodiments, implementing traffic control for network capacity controlled services is provided by deprioritizing the process(es) associated with the service activity (e.g., CPU scheduling deprioritization).

[00267] In some embodiments, implementing traffic control for network capacity controlled services using DAS techniques for network service usage activities that are unaware of network capacity control is provided by emulating network API messaging (e.g., effectively providing a spoofed or emulated network API). For example, an emulated network API can intercept, modify, block, remove, and/or replace network socket application interface messages and/or EtherType messages (e.g., EWOULDBLOCK, ENETDOWN, ENETUNREACH, EHOSTDOWN, EHOSTUNREACH, EALRADY, EINPROGRESS, ECONNREFUSED, EINPROGRESS, ETIMEDOUT, and/other such messages). As another example, an emulated network API can modify, swap, and/or inject network socket application interface messages (socket(), connect(), read(), write(), close(), and other such messages) that provide for control or management of network service activity service usage behavior. As yet another example, before a connection is allowed to be opened (e.g., before a socket is opened), transmission, or a flow/stream is initiated, it is blocked and a message is sent back to the application (e.g., a reset message in response to a sync request or another message that the application will understand and can interpret to indicate that the network access attempt was not allowed/blocked, that the network is not available, and/or to try again later for the requested network access). As yet another example, the socket can be allowed to open but after some point in time (e.g., based on network service usage, network busy state, time based criteria, and/or some other criteria/measure), the stream is blocked or the socket is terminated. As yet another example, time window based traffic control techniques can be implemented (e.g., during non-peak, not

network busy state times), such as by allowing network access for a period of time, blocking for a period of time, and then repeating to thereby effectively spread the network access out either randomly or deterministically. Using these techniques, an application that is unaware of network capacity control based traffic control can send and receive standard messaging, and the device can implement traffic controls based on the network capacity control policy using messaging that the network service usage activity (e.g., application or OS or software function) can understand and will respond to in a typically predictable manner as would now be apparent to one of ordinary skill in the art.

[00268] In some embodiments, implementing traffic control for network capacity controlled services using DAS techniques is provided using various techniques in which the network service usage activity is aware of network capacity control (e.g., the network service usage activity supports an API or other interface for implementing network capacity control). For example, a network access API as described herein can be used to implement traffic control for network capacity controlled services. In some embodiments, the API facilitates communication of one or more of the following: network access conditions, network busy state or network availability state of one or more networks or alternative networks, one or more network capacity controlled service policies (e.g., the network service can be of a current network access setting, such as allow/block, throttle, queue, scheduled time/time slot, and/or defer, which can be based on, for example, a current network, a current network busy state, a time based criteria, a service plan, a network service classification, and/or other criteria/measures), a network access request from a network service activity, a query/polled request to a network service activity, a network access grant to a network service activity (e.g., including a priority setting and/or network capacity controlled service classification, a scheduled time/time slot, an alternative network, and/or other criteria/measures), a network busy state or a network availability state or a network QoS state.

[00269] In some embodiments, implementing traffic control for network capacity controlled services using network assisted/based techniques is provided using various techniques in which the network service usage activity is unaware of network capacity control (e.g., does not support an API or other interface for implementing network capacity control). In some embodiments, DPI based techniques are used to control network capacity controlled services (e.g., to block or throttle network capacity controlled services at a DPI gateway).

[00270] In some embodiments, implementing traffic control for network capacity controlled services using network assisted/based techniques is provided using various techniques in which the network service usage activity is aware of network capacity control (e.g., does support an API or other interface for implementing network capacity control). In some embodiments, the application/messaging layer (e.g., a network API as described herein) is used to communicate with a network service activity to provide associated network capacity controlled service classifications and/or priorities, network busy state information or network availability of one or more networks or alternative networks, a network access request and response, and/other criteria/measures as similarly described herein.

[00271] In some embodiments, DAS for protecting network capacity includes implementing a service plan for differential charging based on network service usage activities (e.g., including network capacity controlled services). In some embodiments, the service plan includes differential charging for network capacity controlled services. In some embodiments, the service plan includes a cap network service usage for network capacity controlled services. In some embodiments, the service plan includes a notification when the cap is exceeded. In some embodiments, the service plan includes overage charges when the cap is exceeded. In some embodiments, the service plan includes modifying charging based on user input (e.g., user override selection as described herein, in which for example, overage charges are different for network capacity controlled services and/or based on priority levels and/or based on the current access network). In some embodiments, the service plan includes time based criteria restrictions for network capacity controlled services (e.g., time of day restrictions with or without override options). In some embodiments, the service plan includes network busy state based criteria restrictions for network capacity controlled services (e.g., with or without override options). In some embodiments, the service plan provides for network service activity controls to be overridden (e.g., one time, time window, usage amount, or permanent) (e.g., differentially charge for override, differentially cap for override, override with action based UI notification option, and/or override with UI setting). In some embodiments, the service plan includes family plan or multi-user plan (e.g., different network capacity controlled service settings for different users). In some embodiments, the service plan includes multi-device plan (e.g., different network capacity controlled service settings for different devices, such as smart phone v. laptop v. net book v. eBook). In some embodiments, the service plan includes free network capacity

controlled service usage for certain times of day, network busy state(s), and/or other criteria/measures. In some embodiments, the service plan includes network dependent charging for network capacity controlled services. In some embodiments, the service plan includes network preference/prioritization for network capacity controlled services. In some embodiments, the service plan includes arbitration billing to bill a carrier partner or sponsored service partner for the access provided to a destination, application, or other network capacity controlled service. In some embodiments, the service plan includes arbitration billing to bill an application developer for the access provided to a destination, application or other network capacity controlled service.

[00272] In some application scenarios, excess network capacity demand can be caused by modem power state changes on the device. For example, when an application or OS function attempts to connect to the network for any reason when the modem is in a power save state wherein the modem is not connected to the network, it can cause the modem to change power save state, reconnect to the network, and then initiate the application network connection. In some cases, this can also cause the network to re-initiate a modem connection session (e.g., PPP session) which in addition to the network capacity consumed by the basic modem connection also consumes network resources for establishing the PPP session. Accordingly, in some embodiments, network service usage activity control policies are implemented that limit or control the ability of applications, OS functions, and/or other network service usage activities (e.g., network capacity controlled services) from changing the modem power control state or network connection state. In some embodiments, a service usage activity is prevented or limited from awakening the modem, changing the power state of the modem, or causing the modem to connect to the network until a given time window is reached. In some embodiments, the frequency a service usage activity is allowed to awakening the modem, changing the power state of the modem, or causing the modem is limited. In some embodiments, a network service usage activity is prevented from awakening the modem, changing the power state of the modem, or causing the modem until a time delay has passed. In some embodiments, a network service usage activity is prevented from awakening the modem, changing the power state of the modem, or causing the modem until multiple network service usage activities require such changes in modem state, or until network service usage activity is aggregated to increase network capacity and/or network resource utilization efficiency. In some embodiments, limiting the ability of a

network service usage activity to change the power state of a modem includes not allowing the activity to power the modem off, place the modem in sleep mode, or disconnect the modem from the network. In some embodiments, these limitations on network service usage activity to awaken the modem, change the power state of the modem, or cause the modem to connect to a network are set by a central network function (e.g., a service controller or other network element/function) policy communication to the modem. In some embodiments, these power control state policies are updated by the central network function.

[00273] FIG. 24 depicts a diagram of a network capacity protection system 2400 utilizing device-assisted services (DAS). The system 2400 includes wireless devices 2402-1 to 2402-N (referred to collectively as the wireless devices 2402), wireless networks 2404-1 to 2404-N (referred to collectively as the wireless networks 2404), a network traffic analysis engine 2406, a network service usage classification engine 2408, and a differential network access control engine 2410.

[00274] The wireless devices 2402 will at a minimum include a processor, memory (though the memory could be implemented in the processor), a radio, and a radio interface (though the radio interface could be implemented as "part of" the radio). In order to make the wireless devices 2402 useful, they will typically have at least one input device and at least one output device, including input and output interfaces, if applicable.

[00275] The wireless devices 2402 can be implemented as stations. A station, as used herein, may be referred to as a device with a media access control (MAC) address and a physical layer (PHY) interface to the wireless medium that comply with, e.g., the IEEE 802.11 standard. A station can be described as "IEEE 802.11-compliant" when compliance with the IEEE 802.11 standard is intended to be explicit. (I.e, a device acts as described in at least a portion of the IEEE 802.11 standard.) One of ordinary skill in the relevant art would understand what the IEEE 802.11 standard comprises today and that the IEEE 802.11 standard can change over time, and would be expected to apply techniques described in this paper in compliance with future versions of the IEEE 802.11 standard if an applicable change is made. IEEE Std 802.11™-2007 (Revision of IEEE Std 802.11-1999) is incorporated by reference. IEEE 802.11k-2008, IEEE 802.11n-2009, IEEE 802.11p-2010, IEEE 802.11r-2008, IEEE 802.11w-2009, and IEEE 802.11y-2008 are also incorporated by reference.

[00276] In alternative embodiments, one or more of the wireless devices 2402 may comply with some other standard or no standard at all, and may have different interfaces to a wireless or other medium. It should be noted that not all standards refer to wireless devices as "stations," but where the term is used in this paper, it should be understood that an analogous unit will be present on all applicable wireless networks. Thus, use of the term "station" should not be construed as limiting the scope of an embodiment that describes wireless devices as stations to a standard that explicitly uses the term, unless such a limitation is appropriate in the context of the discussion.

[00277] The wireless networks 2404 will typically include an internetworking unit (IWU) that interconnects wireless devices on the relevant one of the wireless networks 2404 with another network, such as a wired LAN. The IWU is sometimes referred to as a wireless access point (WAP). In the IEEE 802.11 standard, a WAP is also defined as a station. Thus, a station can be a non-WAP station or a WAP station. In a cellular network, the WAP is often referred to as a base station.

[00278] The wireless networks 2404 can be implemented using any applicable technology, which can differ by network type or in other ways. The wireless networks 2404 can be of any appropriate size (e.g., metropolitan area network (MAN), personal area network (PAN), etc.). Broadband wireless MANs may or may not be compliant with IEEE 802.16, which is incorporated by reference. Wireless PANs may or may not be compliant with IEEE 802.15, which is incorporated by reference. The wireless networks 2404 can be identifiable by network type (e.g., 2G, 3G, WiFi), service provider, WAP/base station identifier (e.g., WiFi SSID, base station and sector ID), geographic location, or other identification criteria.

[00279] The wireless networks 2404 may or may not be coupled together via an intermediate network. The intermediate network can include practically any type of communications network, such as, by way of example but not limitation, the Internet, a public switched telephone network (PSTN), or an infrastructure network (e.g., private LAN). The term "Internet" as used herein refers to a network of networks which uses certain protocols, such as the TCP/IP protocol, and possibly other protocols such as the hypertext transfer protocol (HTTP) for hypertext markup language (HTML) documents that make up the World Wide Web (the web).

[00280] In the example of FIG. 24, the network traffic analysis engine 2406 is coupled to the wireless device 2402-1. In a specific implementation, the network traffic analysis engine 2406 is implemented on a server and is coupled to the wireless device 2402-1 through the Internet. However, at least a portion of the network traffic analysis engine 2406 can alternatively be implemented on the wireless device 2402-1, with or without a connection to a server that includes another portion (e.g., a server portion) of the network traffic analysis engine 2406.

[00281] As used in this paper, an engine includes a dedicated or shared processor and, typically, firmware or software modules that are executed by the processor. Depending upon implementation-specific or other considerations, an engine can be centralized or its functionality distributed. An engine can include special purpose hardware, firmware, or software embodied in a computer-readable medium for execution by the processor. As used in this paper, a computer-readable medium is intended to include all mediums that are statutory (e.g., in the United States, under 35 U.S.C. 101), and to specifically exclude all mediums that are non-statutory in nature to the extent that the exclusion is necessary for a claim that includes the computer-readable medium to be valid. Known statutory computer-readable mediums include hardware (e.g., registers, random access memory (RAM), non-volatile (NV) storage, to name a few), but may or may not be limited to hardware.

[00282] The network traffic analysis engine 2406 analyzes a subset of traffic between the wireless device 2402-1 and a source or destination. The analyzed traffic may or may not be limited to a network segment, such as between a cellular phone and a base station. The network traffic analysis engine 2406 can analyze traffic for a subset of devices in the wireless network 2404-1 service area. The analyzed traffic may or may not be limited to subscribers.

[00283] In the example of FIG. 24, the network service usage classification engine 2408 is coupled to the network traffic analysis engine 2406. In a specific implementation, the network service usage classification engine 2408 is implemented on a server, which may or may not be the same server on which the network traffic analysis engine 2406 is implemented. However, at least a portion of the network service usage classification engine 2408 can alternatively be implemented on the wireless device 2402-1, with or without a connection to a server that includes another portion (e.g., a server portion) of the network service usage classification engine 2408.

[00284] The network service usage classification engine 2408 can categorize traffic based upon the service class (e.g., conversational, streaming, interactive, background, or some other service class) requested or needed for a service. The categorization facilitates identification of a snapshot of service class use at a given time, and, in some implementations, predictions of future service class use based upon the snapshot (e.g., making an assumption that future service class use is at least somewhat related to service class use of the snapshot), historical data analysis (e.g., service class usage at certain times of day/days of the week), identification of trends, or the use of some other predictive technology.

[00285] In the example of FIG. 24, the differential network access control engine 2410 is coupled to the network service usage classification engine 2408. In a specific implementation, the network access control engine 2410 is implemented on a server, which may or may not be the same server on which the network traffic analysis engine 2406 and/or the network service usage classification engine 2408 are implemented. However, at least a portion of the network access control engine 2410 can alternatively be implemented on the wireless device 2402-1, with or without a connection to a server that includes another portion (e.g., a server portion) of the network access control engine 2410.

[00286] The differential network access control engine 2410 uses the predicted service class use from the network service usage classification engine 2408 to dynamically adjust resources allocated to service classes. For example, the differential network access control engine 2410 can perform a service class availability assessment to determine whether service class capacity for service classes on a channel is sufficient for predicted service usage, and either add resources if service class availability is insufficient for predicted service usage or reduce resources if service class availability is more than sufficient for predicted service usage.

[00287] Alternatively, the differential network access control engine 2410 can instead or in addition control applications on devices such that the applications change service usage levels or delay consumption of wireless resources (e.g., by delaying software updates until more resources become available). In an embodiment, a service usage control policy is implemented on the wireless device 2402-1. This may be necessary in some cases to ensure the wireless device 2402-1 can adjust application settings that are normally fixed, optimize network service usage activation based on network state (e.g., if the network is busy), control over-the-air

software updates, throttle resource-hungry applications, manage network service usage requests from repeated power down modes, keep PPP sessions active, or otherwise facilitate dynamic service class adjustments or other device behavior.

[00288] In a specific implementation, subscribers can be incented to change service classes by, for example, charging more for higher service classes. The differential network access control engine 2410 can send a notification of differential charges for service classes. Alternatively, the charges could be implemented via subscriber account settings or preferences.

[00289] In the example of FIG. 24, in operation, the network traffic analysis engine 2406 analyzes traffic from one or more devices, including the wireless device 2402-1. The network service usage classification engine 2408 predicts the amount of resources needed for service classes, and the differential network access control engine 2410 dynamically allocates resources on an as-needed basis to adjust the service classes that are available to the one or more devices and/or adjusts device behavior for a subset of the one or more devices or instructs a subset of the one or more devices to adjust device behavior such that the device consumes service class-specific resources in accordance with an access control policy appropriate for the resources allocated to the applicable service classes.

[00290] FIG. 25 depicts a diagram an example of a differential access control notification system 2500. In the example of FIG. 25, the system 2500 includes a network service usage analysis engine 2502, a network service usage classification engine 2504, a differential network access control engine 2506, a network service usage control policy datastore 2508, a network service usage notification engine 2510, a user interface 2512, and a service plan update engine 2514.

[00291] In the example of FIG. 25, the network service usage analysis engine 2502 analyzes network service usage activity. The analysis can include an analysis of traffic sent to or from a device, an application running on a device, a request for services, or other analysis that is informative of past, current, or future network service usage. For example, the network service usage activity can include an attempt to download or load an application onto the communications device, an attempt to execute the network service activity or the network service usage activity attempts to access the network, meeting or exceeding a network service usage threshold, satisfying a network service usage pre-condition, an update to a network capacity

controlled service activity classification list, an update to a network capacity controlled services policy, and a network message is sent to the device triggering the notification, to name several by way of example. The analysis can occur on a non-WAP station, a WAP or base station, a server, or partly on one of these devices or some other device.

[00292] In the example of FIG. 25, the network service usage classification engine 2504 is coupled to the network service usage analysis engine 2502. The network service usage classification engine 2504 classifies the analyzed network service usage into one or more service classes. The classification can occur on a non-WAP station, a WAP or base station, a server, or partly on one of these devices or some other device.

[00293] In the example of FIG. 25, the differential network access control engine 2506 is coupled to the network service usage classification engine 2504. The differential network access control engine 2506 determines network access parameters using the service classes associated with the network service usage activity and network service usage control policies stored in the network service usage control policy datastore 2508. The determination can occur on a non-WAP station, a WAP or base station, a server, or partly on one of these devices or some other device. The network service usage control policy datastore 2508 can be implemented on a wireless device, but it is also possible to maintain the datastore remotely relative to the device (e.g., on a server). In a specific implementation, even if the network service usage control policy datastore 2508 is maintained remotely relative to the wireless device, the wireless device will still have a network service usage control policy implemented.

[00294] A datastore can be implemented, for example, as software embodied in a physical computer-readable medium on a general- or specific-purpose machine, in firmware, in hardware, in a combination thereof, or in an applicable known or convenient device or system. Datastores in this paper are intended to include any organization of data, including tables, comma-separated values (CSV) files, traditional databases (e.g., SQL), or other applicable known or convenient organizational formats. Datastore-associated components, such as database interfaces, can be considered "part of" a datastore, part of some other system component, or a combination thereof, though the physical location and other characteristics of datastore-associated components is not critical for an understanding of the techniques described in this paper.

[00295] Datastores can include data structures. As used in this paper, a data structure is associated with a particular way of storing and organizing data in a computer so that it can be used efficiently within a given context. Data structures are generally based on the ability of a computer to fetch and store data at any place in its memory, specified by an address, a bit string that can be itself stored in memory and manipulated by the program. Thus some data structures are based on computing the addresses of data items with arithmetic operations; while other data structures are based on storing addresses of data items within the structure itself. Many data structures use both principles, sometimes combined in non-trivial ways. The implementation of a data structure usually entails writing a set of procedures that create and manipulate instances of that structure.

[00296] In the example of FIG. 25, the network service usage notification engine 2510 is coupled to the differential network access control engine 2506 and the network service usage control policy datastore 2508. The network service usage notification engine 2510 is configured to generate a notification sufficient to indicate relevant access control information. For example, the notification could indicate what network service usage activities are network capacity controlled services, the type of network service policy in effect for one or more network capacity controlled services, that a network service activity belongs to a network capacity controlled services classification, that a service activity that is classified as network capacity controlled services classification can have the classification changed, that if the service class is changed for the network service activity that the associated network service usage charges will change, a service plan upgrade/downgrade offer, and an offer for a service plan that provides discounts and/or incentives for responding to one or more user notifications for protecting network capacity, to name several by way of example.

[00297] The notification may or may not also include a user preference selection. For example, the notification could include a provision to associate a network service usage control policy with the network service usage activity, an over-ride option for selecting the network service usage control policy, a modify option to select the service usage control policy, and a select option to select a new service plan, to name several by way of example. Other examples include network service usage activity information for one or more network capacity controlled services, predicted network service usage activity information for one or more network capacity controlled services, an option for obtaining more information about the network service usage of

the network service usage activity, a message that the network service usage activity may result in network service usage that exceeds a threshold for a service plan associated with the device, an option to review or select an alternative service plan, an acknowledgement request, and an option to submit the acknowledgement request, to name several more by way of example.

[00298] In the example of FIG. 25, the user interface 2512 is coupled to the network service usage notification engine 2510. It may be noted that notifications can be disposed of by consulting user preferences (e.g., when a user indicates that maximum performance or minimum cost should be automatically selected). However, unless subscriber preferences are set as a default, a user is likely to have notifications displayed in the UI 2512. The notification can be in an applicable known or convenient form, such as SMS, email, a popup window, or the like. To the extent a response is permitted, a user can input a response to the notification using an input device (not shown).

[00299] In the example of FIG. 25, the service plan update engine 2514 is coupled to the UI 2512. As was previously mentioned, the UI can be bypassed because of, e.g., user preferences that are determinative of a selection provided in the notification. Regardless of how the selection associated with the notification is made, the service plan update engine 2514 can update a service plan, network service usage control policy, user preferences, or other parameters in accordance with the selection. The service plan update engine 2514 can also update accounting if costs accrue.

[00300] FIG. 26 depicts an example of a computer system 2600 on which techniques described in this paper can be implemented. The computer system 2600 may be a conventional computer system that can be used as a client computer system, such as a wireless client or a workstation, or a server computer system. The computer system 2600 includes a computer 2602, I/O devices 2604, and a display device 2606. The computer 2602 includes a processor 2608, a communications interface 2610, memory 2612, display controller 2614, non-volatile storage 2616, and I/O controller 2618. The computer 2602 may be coupled to or include the I/O devices 2604 and display device 2606.

[00301] The computer 2602 interfaces to external systems through the communications interface 2610, which may include a modem or network interface. It will be appreciated that the communications interface 2610 can be considered to be part of the computer system 2600 or a

part of the computer 2602. The communications interface 2610 can be an analog modem, ISDN modem, cable modem, token ring interface, satellite transmission interface (e.g., "direct PC"), or other interfaces for coupling a computer system to other computer systems.

[00302] The processor 2608 may be, for example, a conventional microprocessor such as an Intel Pentium microprocessor or Motorola power PC microprocessor. The memory 2612 is coupled to the processor 2608 by a bus 2670. The memory 2612 can be Dynamic Random Access Memory (DRAM) and can also include Static RAM (SRAM). The bus 2670 couples the processor 2608 to the memory 2612, also to the non-volatile storage 2616, to the display controller 2614, and to the I/O controller 2618.

[00303] The I/O devices 2604 can include a keyboard, disk drives, printers, a scanner, and other input and output devices, including a mouse or other pointing device. The display controller 2614 may control in the conventional manner a display on the display device 2606, which can be, for example, a cathode ray tube (CRT) or liquid crystal display (LCD). The display controller 2614 and the I/O controller 2618 can be implemented with conventional well known technology.

[00304] The non-volatile storage 2616 is often a magnetic hard disk, an optical disk, or another form of storage for large amounts of data. Some of this data is often written, by a direct memory access process, into memory 2612 during execution of software in the computer 2602. One of skill in the art will immediately recognize that the terms "machine-readable medium" or "computer-readable medium" includes any type of storage device that is accessible by the processor 2608 and also encompasses a carrier wave that encodes a data signal.

[00305] The computer system 2600 is one example of many possible computer systems which have different architectures. For example, personal computers based on an Intel microprocessor often have multiple buses, one of which can be an I/O bus for the peripherals and one that directly connects the processor 2608 and the memory 2612 (often referred to as a memory bus). The buses are connected together through bridge components that perform any necessary translation due to differing bus protocols.

[00306] Network computers are another type of computer system that can be used in conjunction with the teachings provided herein. Network computers do not usually include a hard disk or other mass storage, and the executable programs are loaded from a network

connection into the memory 2612 for execution by the processor 2608. A Web TV system, which is known in the art, is also considered to be a computer system, but it may lack some of the features shown in FIG. 26, such as certain input or output devices. A typical computer system will usually include at least a processor, memory, and a bus coupling the memory to the processor.

[00307] In addition, the computer system 2600 is controlled by operating system software which includes a file management system, such as a disk operating system, which is part of the operating system software. One example of operating system software with its associated file management system software is the family of operating systems known as Windows® from Microsoft Corporation of Redmond, Washington, and their associated file management systems. Another example of operating system software with its associated file management system software is the Linux operating system and its associated file management system. The file management system is typically stored in the non-volatile storage 2616 and causes the processor 2608 to execute the various acts required by the operating system to input and output data and to store data in memory, including storing files on the non-volatile storage 2616.

[00308] FIG. 27 depicts a diagram of an example of a system 2700 for application-specific differential network access control. In the example of FIG. 27, the system 2700 includes a network service consuming application 2702, a network service usage analysis engine 2704, an application behavior datastore 2706, a network service usage classification engine 7708, an application traffic prioritization engine 2710, a network service usage control policy datastore 2712, a differential network access control engine 2714, an application traffic cache 2716, an application traffic override engine 2718, and a network interface 2720. The system 2700 is intended to represent a specific implementation of techniques described previously in this paper for illustrative purposes. The techniques may be applicable to an applicable known or convenient (wired or wireless) device for which there is a motivation to control network service usage.

[00309] In the example of FIG. 27, the network service consuming application 2702 is a application that is implemented on a device. In an expected use, the application is a software application stored at least in part in memory on a wireless device, though kernel-level instructions could be implemented as firmware or even hardware. The application can be

referred to as "running" on the device or as being "executed" by the device in accordance with known uses of those terms. Wireless media are known to have more bandwidth constraints, which is why a wireless device is an expected use, though the technique may be applicable to wired devices in certain situations.

[00310] In the example of FIG. 27, the network service usage analysis engine 2704 is coupled to the network service consuming application 2702. The network service usage analysis engine 2704 analyzes traffic from the network service consuming application 2702 and stores relevant data in the application behavior datastore 2706. The data can include all traffic that is sent by the application, or a subset of the traffic (e.g., that which has a certain QoS classification or priority, that which has high resource consumption due to frequent transmission from the application, that which is sent to a particular destination, etc.) The data can also include traffic that is received for the application. The application behavior datastore 2706 can alternatively or in addition be implemented as a traffic source/destination datastore, which can be valuable if differential access control is based upon the source and/or destination of traffic. The application behavior datastore 2706 includes data structures (e.g., records) representative of data that is organized with implementation-specific granularity. For example, the data structures could be representative of frames (L2), packets (L3), or messages. (It may be noted that the term "packets" is often used to mean collections of data that are not limited to L3.) The desired granularity may depend upon where the network service usage analysis engine 2704 is located. Whether the data structures are changed over time (e.g., to change data associated with a record), replaced as records age, or maintained as historical data is also implementation-specific.

[00311] In the example of FIG. 27, the network service usage classification engine 2708 is coupled to the network service usage analysis engine 2704 and the application behavior datastore 2706. The network service usage classification engine 2708 can categorize the traffic stored in the application behavior datastore 2706 based on, e.g., network type, time of day, connection cost, whether home or roaming, network busy state, QoS, and whether the particular service usage activity is in foreground of user interaction or in the background of user interaction, or other characteristics that are obtained from network service usage analysis or through other means. Classification rules can include, for example, examining if one or more of the following has taken place within a specified period of time: user has interacted with the device, user has interacted with the service usage activity, user has picked up the device, service usage activity UI

content is in the foreground of the device UI, audio or video information is being played by the service usage activity, a certain amount of data has been communicated by the service usage activity, service usage activity is or is not on a foreground or background service list. Rules that define which service usage activities to classify as, e.g., background service usage activities can be user-selected, set by a service provider, or through some other applicable means.

[00312] Advantageously, the network service usage analysis engine 2704 can examine a particular service usage activity and the network service usage classification engine 2708 can determine if the particular service usage activity fits a set of one or more classification rules that define the particular service usage activity as, e.g., a background service usage activity.

[00313] In the example of FIG. 27, the application traffic prioritization engine 2710 uses a policy stored in the network service usage control policy datastore 2712 to determine an appropriate prioritization for traffic to and/or from the network service consuming application 2702. Prioritization can enable the system 2700 to fine-tune the amount of network resources consumed by the network service consuming application 2702, or the rate of network resource consumption. The control policy can require applications to throttle network resource consumption, prohibit the use of network resources by certain applications, etc.

[00314] Advantageously, the application traffic prioritization engine 2710 can determine a particular service usage activity has a particular characteristic, such as being a background service usage activity. This can involve checking whether a condition is satisfied.

[00315] In the example of FIG. 27, the differential network access control engine 2714 is coupled to the application traffic prioritization engine 2710 and the network service usage control policy datastore 2712. The differential network access control engine 2714 causes the network service consuming application 2702 traffic to be queued in the application traffic cache 2716. (If no throttling is required to follow the control policy, of course, the traffic need not be cached anywhere other than is typical, such as in an output buffer.) The application traffic cache 2716 is intended to represent a cache that is implemented on top of an output buffer or other standard caching device, and is used by the differential network access control engine 2714 to facilitate control over "rogue" applications, applications having anomalous behavior, or applications that must otherwise be controlled to conform with the control policy.

[00316] Advantageously, the differential network access control engine can restrict network access of a particular service usage activity when a condition is satisfied, such as when the service usage activity is a background activity.

[00317] In the example of FIG. 27, the application traffic override engine 2718 is coupled to the differential network access control engine 2714 and the application traffic cache 2716. The application traffic override engine 2718 enables a user or device to deviate from the control policy. Such deviation can be prompted by, for example, an incentive offer or a notification of cost.

[00318] In an illustrative example, the device 2700 blocks chatter for an application running in the background that is attempting to report device or user behavior. The application traffic prioritization engine 2710 determines that the chatter has zero priority, such that the network service consuming application 2702 is prevented from consuming any resources. The user can be sent a notification by the application traffic override engine 2718 that their control policy prohibits the application from consuming network resources, but that the user can opt to deviate from the control policy if they are willing to pay for the consumed resources. If the user is willing to pay for the resources, traffic can be sent at a certain rate from the application traffic cache 2716 through the network interface 2720, or perhaps sent without using the application traffic cache 2716.

[00319] As another illustrative example, the device 2700 could identify application traffic as a software update. The differential network access control engine 2714 may determine that software updates can be received at a throttled rate (perhaps even slower than the lowest QoS categorization). The application traffic override engine 2718 can receive an indication from the user, from user preferences, service provider settings, or the like that the updates can ignore the control policy for a particular application (or for all applications).

[00320] Advantageously, the control policy can set up a priority to communicate cached elements, set minimum update frequencies, provide control policy overrides (typically for payment), or the like to fine-tune differential network access control policies. This can enable the system 2700 to encourage certain behavior, such as sending low QoS traffic when it is cheaper (e.g., when the network does not have a busy state, at historically low-use times of day, when on a certain type of network, such as Wi-Fi, as opposed to another, such as cellular, etc.).

[00321] Some portions of the detailed description are presented in terms of algorithms and symbolic representations of operations on data bits within a computer memory. These algorithmic descriptions and representations are the means used by those skilled in the data processing arts to most effectively convey the substance of their work to others skilled in the art. An algorithm is here, and generally, conceived to be a self-consistent sequence of operations leading to a desired result. The operations are those requiring physical manipulations of physical quantities. Usually, though not necessarily, these quantities take the form of electrical or magnetic signals capable of being stored, transferred, combined, compared, and otherwise manipulated. It has proven convenient at times, principally for reasons of common usage, to refer to these signals as bits, values, elements, symbols, characters, terms, numbers, or the like.

[00322] It should be borne in mind, however, that all of these and similar terms are to be associated with the appropriate physical quantities and are merely convenient labels applied to these quantities. Unless specifically stated otherwise as apparent from the following discussion, it is appreciated that throughout the description, discussions utilizing terms such as "processing" or "computing" or "calculating" or "determining" or "displaying" or the like, refer to the action and processes of a computer system, or similar electronic computing device, that manipulates and transforms data represented as physical (electronic) quantities within the computer system's registers and memories into other data similarly represented as physical quantities within the computer system memories or registers or other such information storage, transmission or display devices.

[00323] The present invention, in some embodiments, also relates to apparatus for performing the operations herein. This apparatus may be specially constructed for the required purposes, or it may comprise a general purpose computer selectively activated or reconfigured by a computer program stored in the computer. Such a computer program may be stored in a computer readable storage medium, such as, but is not limited to, read-only memories (ROMs), random access memories (RAMs), EPROMs, EEPROMs, magnetic or optical cards, any type of disk including floppy disks, optical disks, CD-ROMs, and magnetic-optical disks, or any type of media suitable for storing electronic instructions, and each coupled to a computer system bus.

[00324] The algorithms and displays presented herein are not inherently related to any particular computer or other apparatus. Various general purpose systems may be used with

programs in accordance with the teachings herein, or it may prove convenient to construct more specialized apparatus to perform the required method steps. The required structure for a variety of these systems will appear from the description below. In addition, the present invention is not described with reference to any particular programming language, and various embodiments may thus be implemented using a variety of programming languages.

[00325] Although the foregoing embodiments have been described in some detail for purposes of clarity of understanding, the invention is not limited to the details provided. There are many alternative ways of implementing the invention. The disclosed embodiments are illustrative and not restrictive.

INCORPORATION BY REFERENCE

[00326] This application incorporates by reference the following U.S. Patent Applications for all purposes: U.S. serial No. 14/082,040, filed November 15, 2013, entitled "Device-Assisted Services for Protecting Network Capacity," U.S. serial No. 13/134,028, filed May 25, 2011, entitled "Device-Assisted Services for Protecting Network Capacity," U.S. serial No. 12/380,759 filed March 2, 2009, entitled "Verifiable Device Assisted Service Policy Implementation;" U.S. serial No. 12/380,779 filed March 2, 2009, entitled "Device Assisted Service Profile Management with User Preference, Adaptive Policy, Network Neutrality, and User Privacy;" U.S. serial No. 12/380,758 filed March 2, 2009, entitled "Verifiable Device Assisted Service Usage Monitoring with Reporting, Synchronization, and Notification;" U.S. serial No. 12/380,778 filed March 2, 2009, entitled "Verifiable Device Assisted Service Usage Billing with Integrated Accounting, Mediation Accounting, and Multi-Account;" U.S. serial No. 12/380,768 filed March 2, 2009, entitled "Network Based Service Policy Implementation with Network Neutrality and User Privacy;" U.S. serial No. 12/380,767 filed March 2, 2009, entitled "Network Based Service Profile Management with User Preference, Adaptive Policy, Network Neutrality and User Privacy;" U.S. serial No. 12/380,780 filed March 2, 2009, entitled "Automated Device Provisioning and Activation;" U.S. serial No. 12/380,755 filed March 2, 2009, entitled "Device Assisted Ambient Services;" U.S. serial No. 12/380,756 filed March 2, 2009, entitled "Network Based Ambient Services;" U.S. serial No. 12/380,770 filed March 2, 2009, entitled "Network Tools for Analysis, Design, Testing, and Production of Services;" U.S. serial No. 12/380,772 filed March 2, 2009, entitled "Roaming Services Network and Overlay Networks;" U.S. serial No. 12/380,782 filed March 2, 2009, entitled "Open Development System for Access Service Providers;" U.S. serial No. 12/380,783 filed March 2, 2009, entitled "Virtual Service Provider Systems;" U.S. serial No. 12/380,757 filed March 2, 2009, entitled "Service Activation Tracking System;" U.S. serial No. 12/380,781 filed March 2, 2009, entitled "Open Transaction Central Billing System;" U.S. serial No. 12/380,774 filed March 2, 2009, entitled "Verifiable and Accurate Service Usage Monitoring for Intermediate Networking Devices;" U.S. serial No. 12/380,771 filed March 2, 2009, entitled "Verifiable Service Billing for Intermediate Networking Devices;" U.S. serial No. 12/380,773 filed March 2, 2009, entitled "Verifiable Service Policy Implementation for Intermediate Networking Devices;" U.S. serial No. 12/380,769 filed March 2, 2009, entitled "Service Profile Management with User Preference, Adaptive Policy, Network

Neutrality and User Privacy for Intermediate Networking Devices;" U.S. serial No. 12/380,777 filed March 2, 2009, entitled "Simplified Service Network Architecture;" U.S. serial No. 12/695,019 filed January 27, 2010, entitled "Device Assisted CDR Creation, Aggregation, Mediation and Billing;" U.S. serial No. 12/695,020 filed January 27, 2010, entitled "Adaptive Ambient Services;" U.S. serial No. 12/694,445 filed January 27, 2010, entitled "Security Techniques for Device Assisted Services;" U.S. serial No. 12/694,451 filed January 27, 2010, entitled "Device Group Partitions and Settlement Platform;" U.S. serial No. 12/694,455 filed January 27, 2010, entitled "Device Assisted Services Install;" U.S. serial No. 12/695,021 filed January 27, 2010, entitled "Quality of Service for Device Assisted Services;" U.S. serial No. 12/695,980 filed January 28, 2010, entitled "Enhanced Roaming Services and Converged Carrier Networks with Device Assisted Services and a Proxy;" and U.S. application serial No. 13/134,005, filed May 25, 2011, entitled "System and Method for Wireless Network Offloading,"

[00327] This application also incorporates by reference the following U.S. provisional applications: U.S. provisional application serial No. 61/206,354, filed January 28, 2009, entitled "Services Policy Communication System and Method;" U.S. provisional application serial No. 61/206,944, filed February 4, 2009, entitled "Services Policy Communication System and Method;" U.S. provisional application serial No. 61/207,393, filed February 10, 2009, entitled "Services Policy Communication System and Method;" U.S. provisional application serial No. 61/207,739, filed February 13, 2009, entitled "Services Policy Communication System and Method;" U.S. provisional application serial No. 61/270,353, filed July 6, 2009, entitled "Device Assisted CDR Creation, Aggregation, Mediation and Billing;" U.S. provisional application serial No. 61/275,208, filed August 25, 2009, entitled "Adaptive Ambient Services;" U.S. provisional application serial No. 61/237,753, filed August 28, 2009, entitled "Adaptive Ambient Services;" U.S. provisional application serial No. 61/252,151, filed October 15, 2009, entitled "Security Techniques for Device Assisted Services;" U.S. provisional application serial No. 61/252,153, filed October 15, 2009, entitled "Device Group Partitions and Settlement Platform;" U.S. provisional application serial No. 61/264,120, filed November 24, 2009, entitled "Device Assisted Services Install," and U.S. provisional application serial No. 61/264,126, filed November 24, 2009, entitled "Device Assisted Services Activity Map;" U.S. provisional application serial No. 61/348,022, filed May 25, 2010, entitled "Device Assisted Services for

Protecting Network Capacity;" U.S. provisional application serial No. 61/381,159, filed September 9, 2010, entitled "Device Assisted Services for Protecting Network Capacity;" U.S. provisional application serial No. 61/381,162, filed September 9, 2010, entitled "Service Controller Interfaces and Workflows;" U.S. provisional application serial No. 61/384,456, filed September 20, 2010, entitled "Securing Service Processor with Sponsored SIMs;" U.S. provisional application serial No. 61/389,547, filed October 4, 2010, entitled "User Notifications for Device Assisted Services;" U.S. provisional application serial No. 61/385,020, filed September 21, 2010, entitled "Service Usage Reconciliation System Overview;" U.S. provisional application serial No. 61/387,243, filed September 28, 2010, entitled "Enterprise and Consumer Billing Allocation for Wireless Communication Device Service Usage Activities;" U.S. provisional application serial No. 61/387,247, filed September 28, 2010, entitled "Secured Device Data Records;" U.S. provisional application serial No. 61/407,358, filed October 27, 2010, entitled "Service Controller and Service Processor Architecture;" U.S. provisional application serial No. 61/418,507, filed December 1, 2010, entitled "Application Service Provider Interface System;" U.S. provisional application serial No. 61/418,509, filed December 1, 2010, entitled "Service Usage Reporting Reconciliation and Fraud Detection for Device Assisted Services;" U.S. provisional application serial No. 61/420,727, filed December 7, 2010, entitled "Secure Device Data Records;" U.S. provisional application serial No. 61/422,565, filed December 13, 2010, entitled "Service Design Center for Device Assisted Services;" U.S. provisional application serial No. 61/422,572, filed December 13, 2010, entitled "System Interfaces and Workflows for Device Assisted Services;" U.S. provisional application serial No. 61/422,574, filed December 13, 2010, entitled "Security and Fraud Detection for Device Assisted Services;" U.S. provisional application serial No. 61/435,564, filed January 24, 2011, entitled "Framework for Device Assisted Services;" and U.S. provisional application serial No. 61/472,606, filed April 6, 2011, entitled "Managing Service User Discovery and Service Launch Object Placement on a Device."

CLAIMS

We claim:

1. A system, comprising:

a processor of a communications device configured to:

monitor a network service usage activity of the communications device in network communication;

classify the network service usage activity for differential network access control for protecting network capacity; and

associate the network service usage activity with a service usage control policy based on a classification of the network service usage activity to facilitate differential network access control for protecting network capacity; and

a memory coupled to the processor and configured to provide the processor with instructions.

ABSTRACT

Device Assisted Services (DAS) for protecting network capacity is provided. In some embodiments, DAS for protecting network capacity includes monitoring a network service usage activity of the communications device in network communication; classifying the network service usage activity for differential network access control for protecting network capacity; and associating the network service usage activity with a network service usage control policy based on a classification of the network service usage activity to facilitate differential network access control for protecting network capacity.

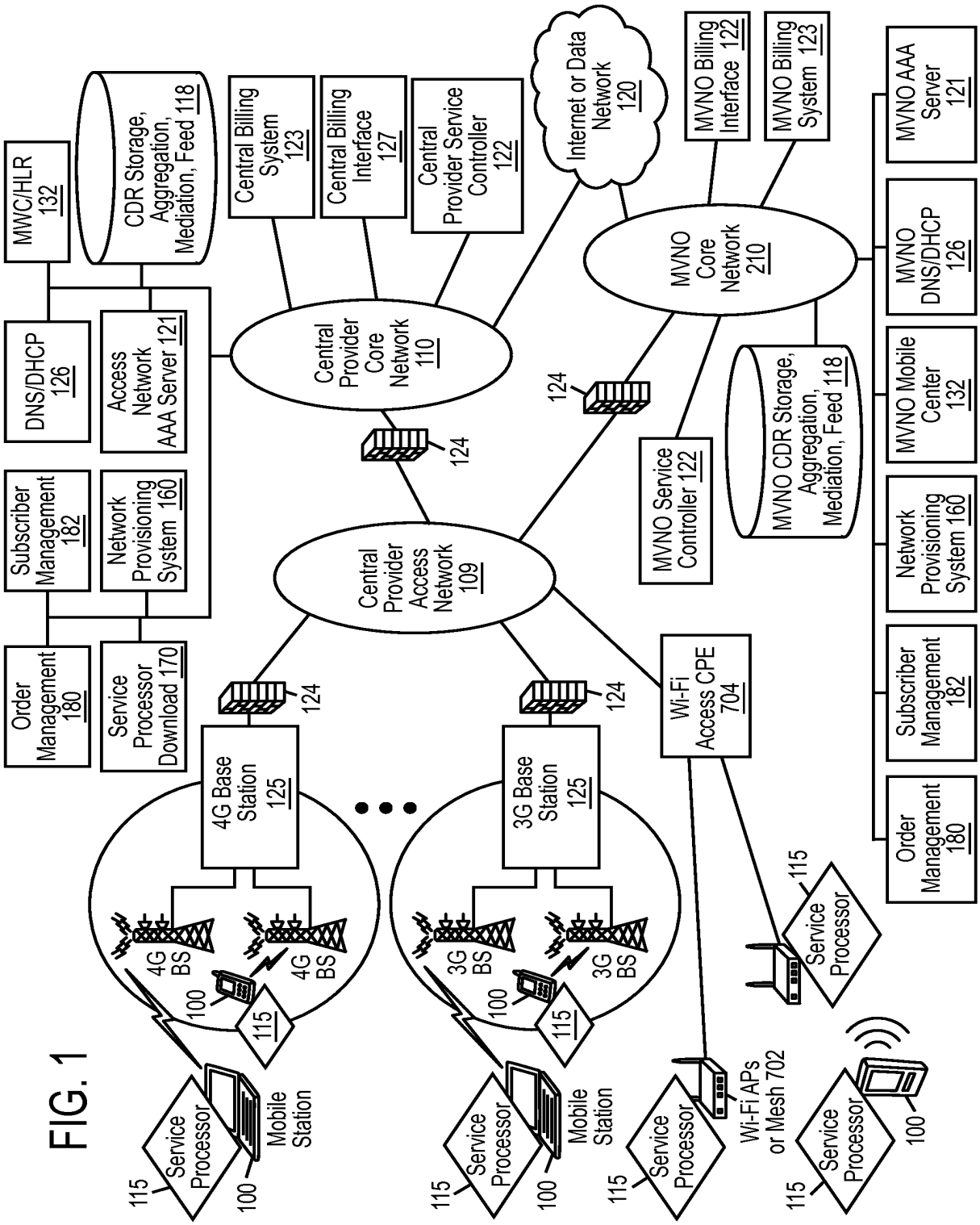

MWC/HLR 132
CDR Storage, Aggregation, Mediation, Feed 118
Central Billing System 123
Central Billing Interface 127
Central Provider Service Controller 122
Internet or Data Network 120
MVNO Billing Interface 122
MVNO Billing System 123
MVNO AAA Server 121
DNS/DHCP 126
Access Network AAA Server 121
Central Provider Core Network 110
MVNO Core Network 210
MVNO DNS/DHCP 126
Subscriber Management 182
Network Provisioning System 160
MVNO Service Controller 122
MVNO CDR Storage, Aggregation, Mediation, Feed 118
MVNO Mobile Center 132
Order Management 180
Service Processor Download 170
Central Provider Access Network 109
Wi-Fi Access CPE 704
4G Base Station 125
3G Base Station 125
124
4G BS
3G BS
100
115
Service Processor
Mobile Station
Wi-Fi APs or Mesh 702

FIG. 1

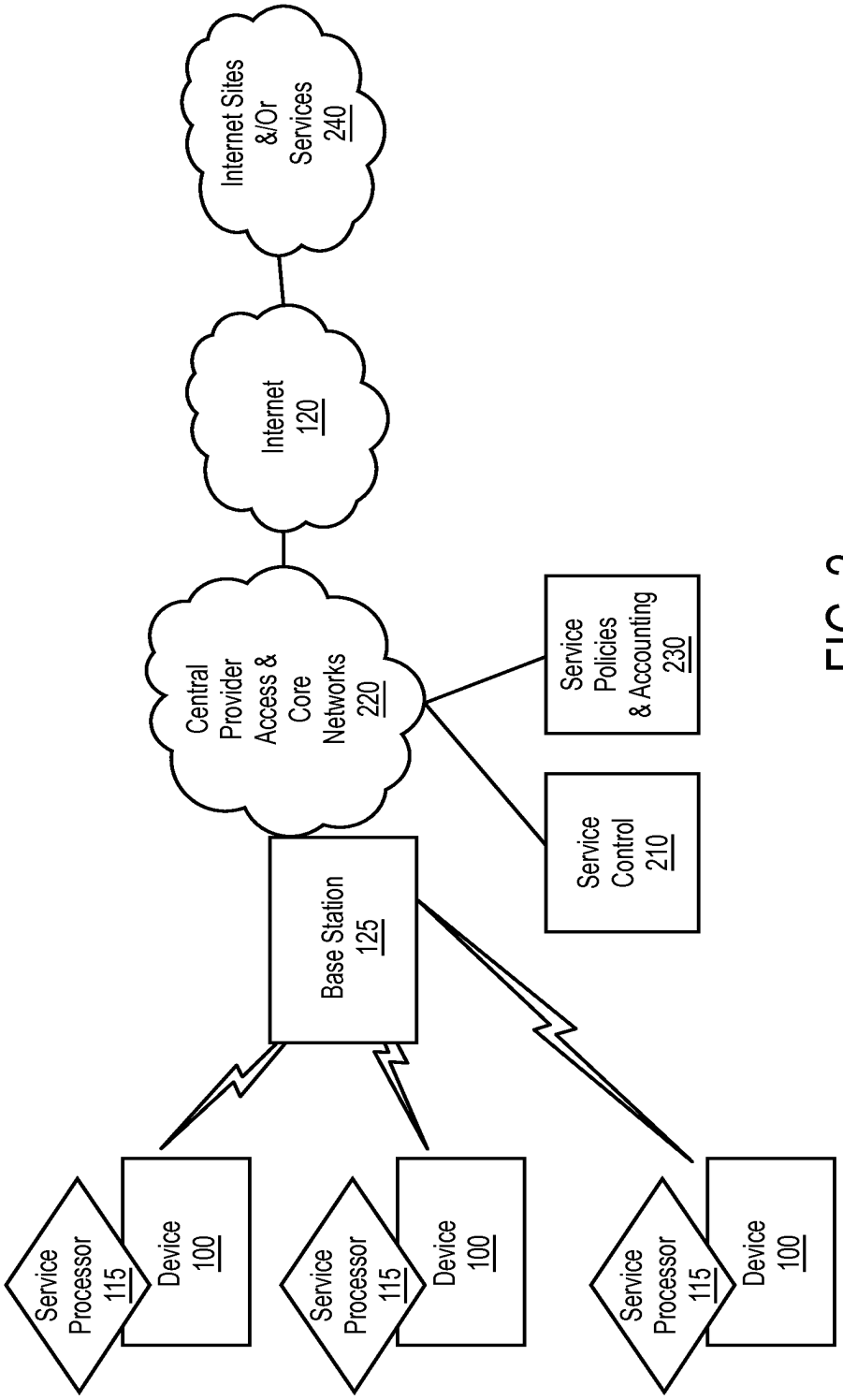

Internet Sites &/Or Services 240
Internet 120
Central Provider Access & Core Networks 220
Service Policies & Accounting 230
Service Control 210
Base Station 125
Service Processor 115
Device 100
Service Processor 115
Device 100
Service Processor 115
Device 100

FIG. 2

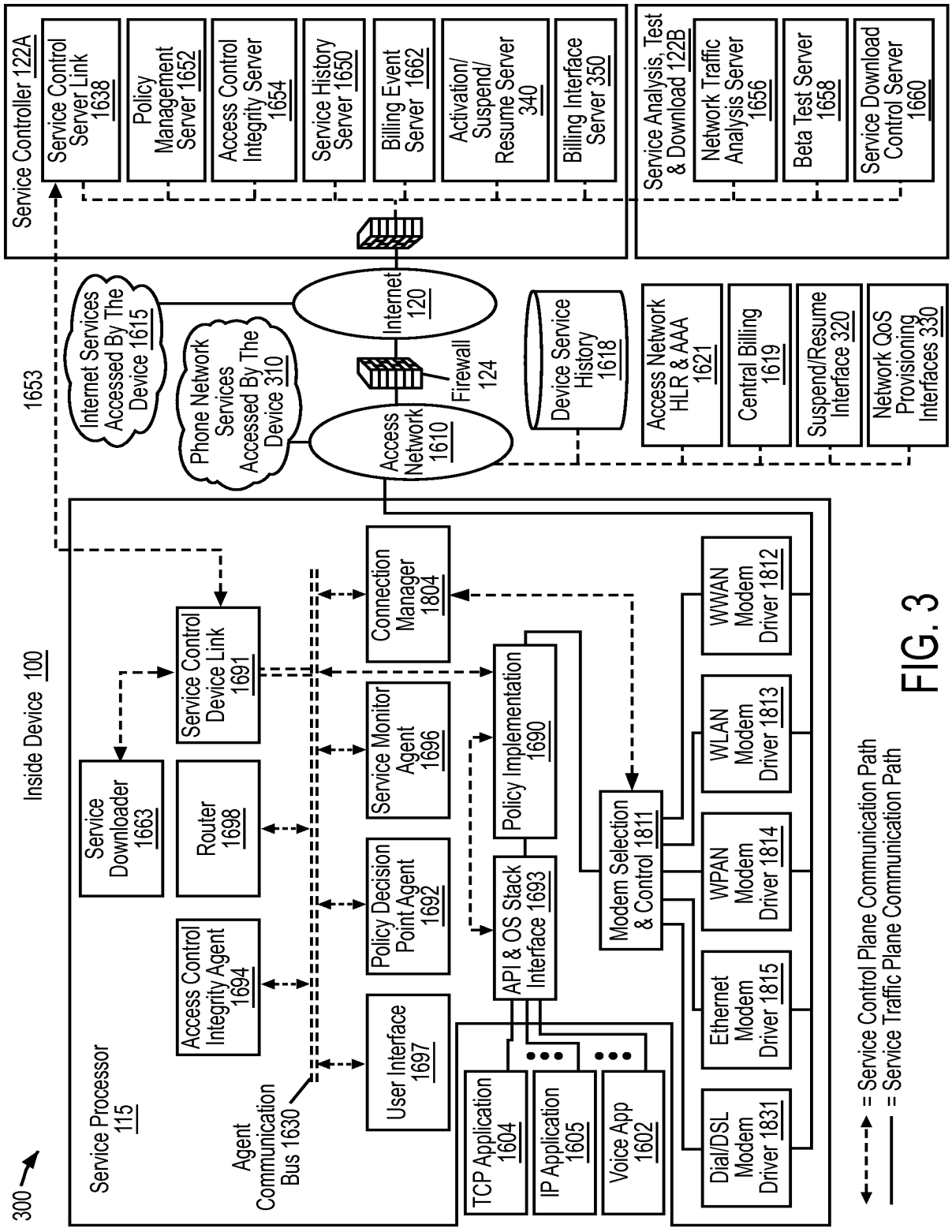

300
Inside Device 100
Service Processor 115
Agent Communication Bus 1630
Service Downloader 1663
Router 1698
Service Control Device Link 1691
Access Control Integrity Agent 1694
Policy Decision Point Agent 1692
Service Monitor Agent 1696
Connection Manager 1804
User Interface 1697
API & OS Stack Interface 1693
Policy Implementation 1690
Modem Selection & Control 1811
TCP Application 1604
IP Application 1605
Voice App 1602
Dial/DSL Modem Driver 1831
Ethernet Modem Driver 1815
WPAN Modem Driver 1814
WLAN Modem Driver 1813
WWAN Modem Driver 1812
1653
Internet Services Accessed By The Device 1615
Phone Network Services Accessed By The Device 310
Access Network 1610
Firewall 124
Internet 120
Device Service History 1618
Access Network HLR & AAA 1621
Central Billing 1619
Suspend/Resume Interface 320
Network QoS Provisioning Interfaces 330
Service Controller 122A
Service Control Server Link 1638
Policy Management Server 1652
Access Control Integrity Server 1654
Service History Server 1650
Billing Event Server 1662
Activation/ Suspend/ Resume Server 340
Billing Interface Server 350
Service Analysis, Test & Download 122B
Network Traffic Analysis Server 1656
Beta Test Server 1658
Service Download Control Server 1660
= Service Control Plane Communication Path
= Service Traffic Plane Communication Path

FIG. 3

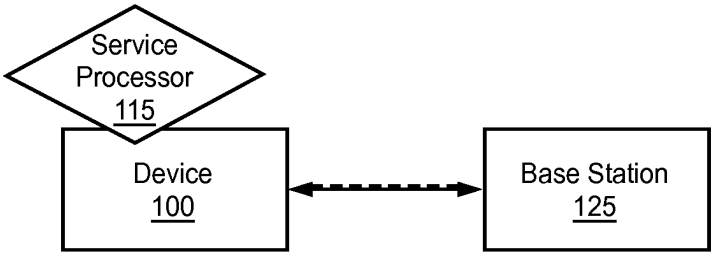


FIG. 4A

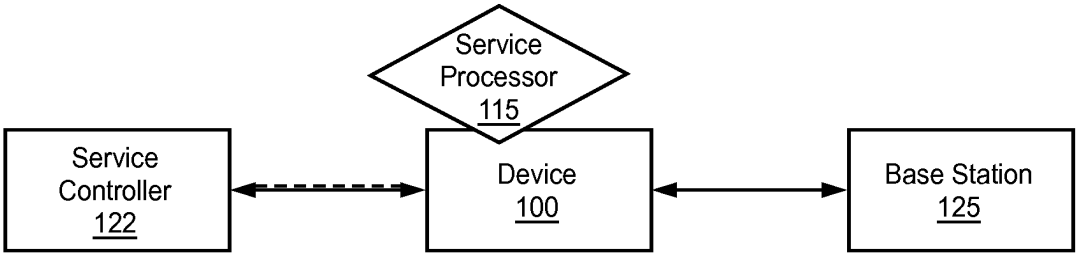


FIG. 4B

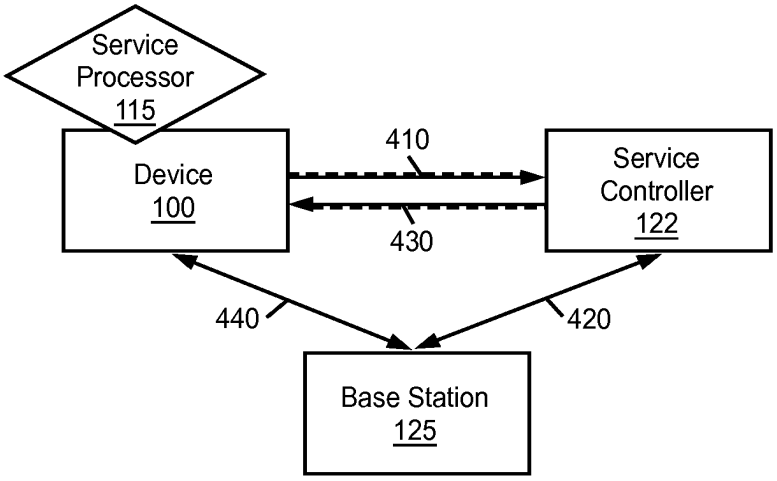


FIG. 4C

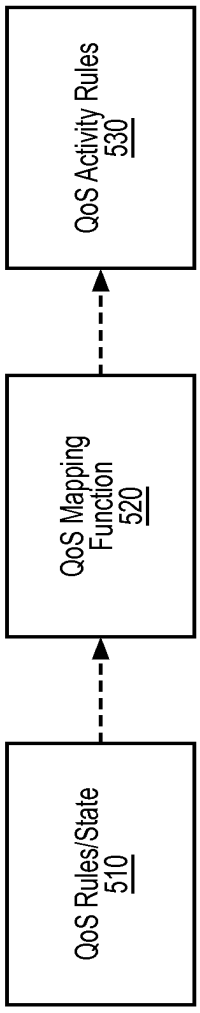

QoS Rules/State
510
QoS Mapping
Function
520
QoS Activity Rules
530

FIG. 5

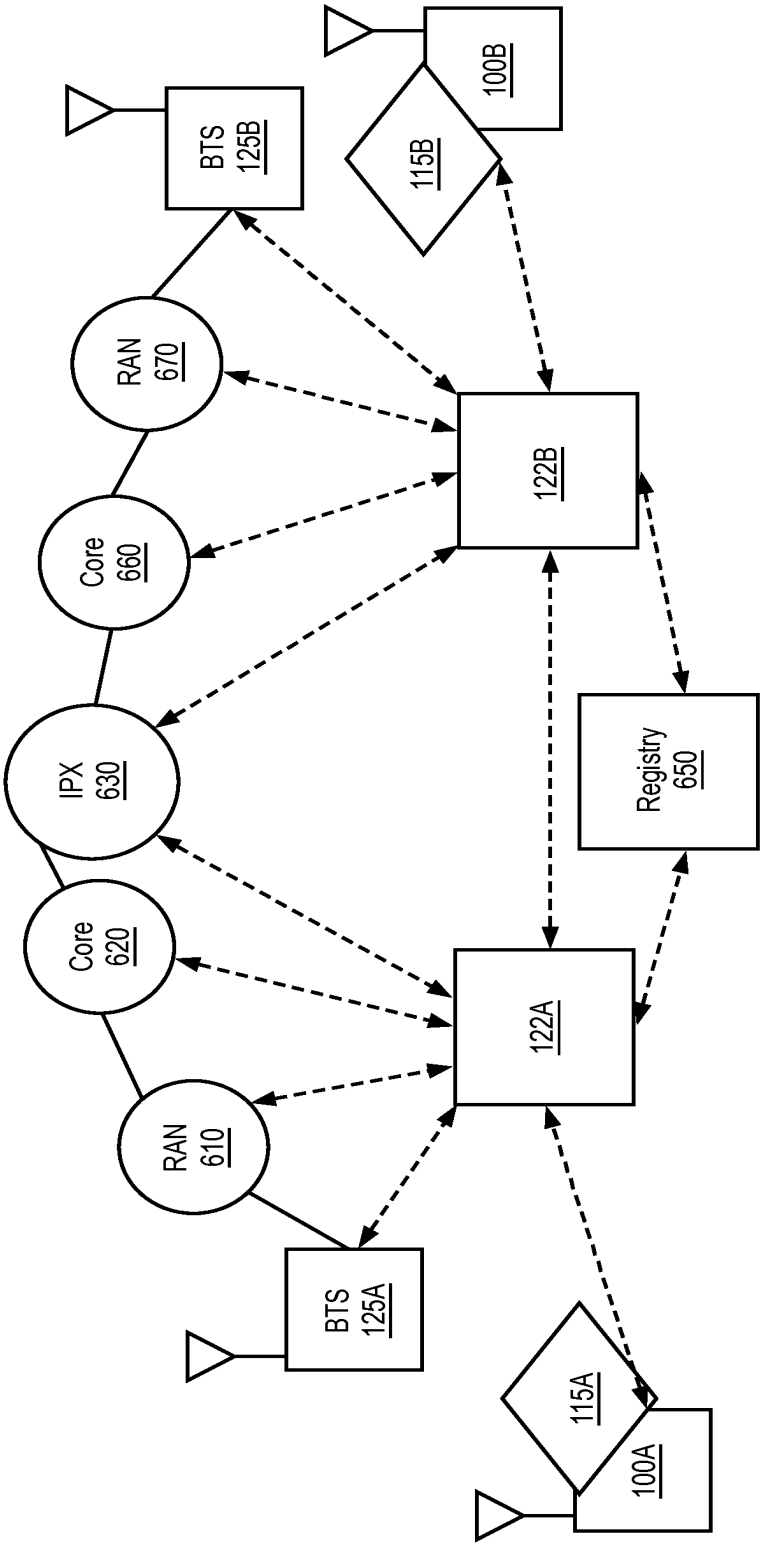

100B
115B
BTS 125B
RAN 670
Core 660
IPX 630
Core 620
RAN 610
BTS 125A
122B
122A
Registry 650
115A
100A

FIG. 6

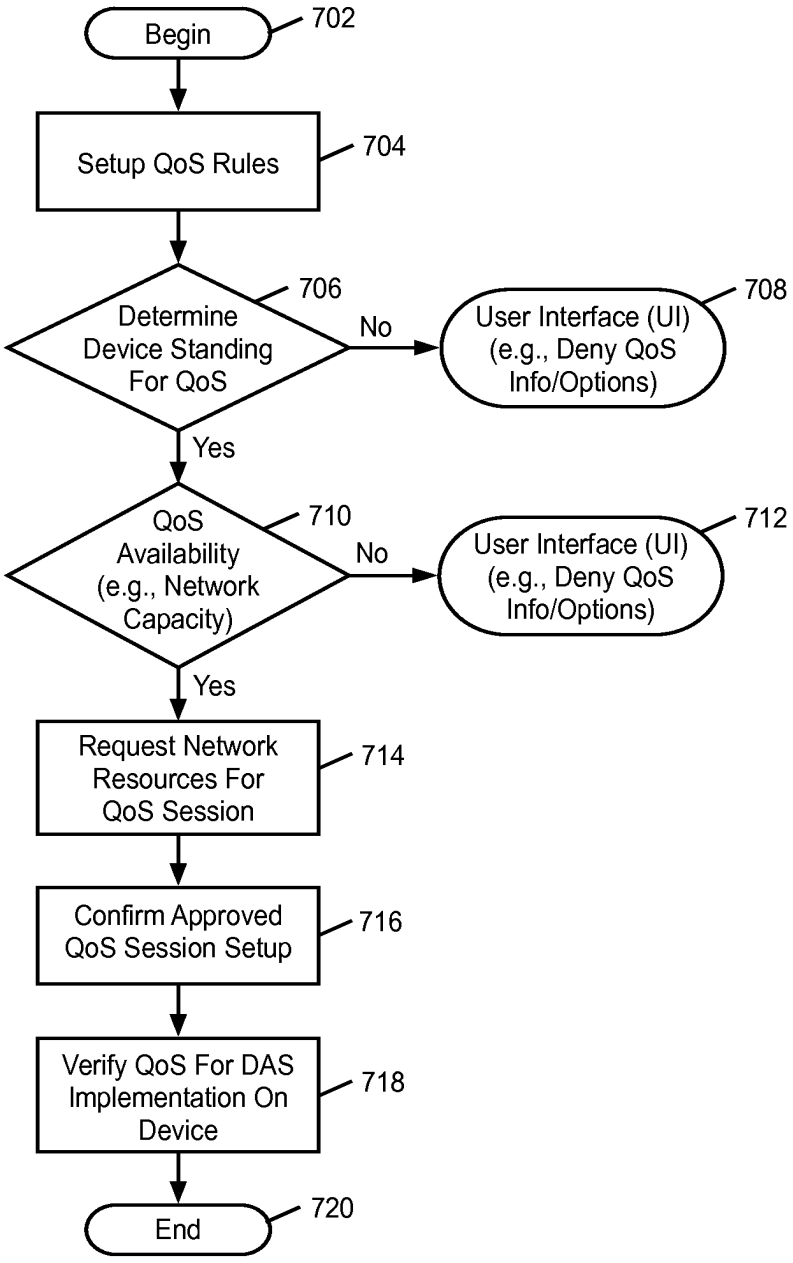

Begin
702
Setup QoS Rules
704
Determine Device Standing For QoS
706
No
User Interface (UI) (e.g., Deny QoS Info/Options)
708
Yes
QoS Availability (e.g., Network Capacity)
710
No
User Interface (UI) (e.g., Deny QoS Info/Options)
712
Yes
Request Network Resources For QoS Session
714
Confirm Approved QoS Session Setup
716
Verify QoS For DAS Implementation On Device
718
End
720

FIG. 7

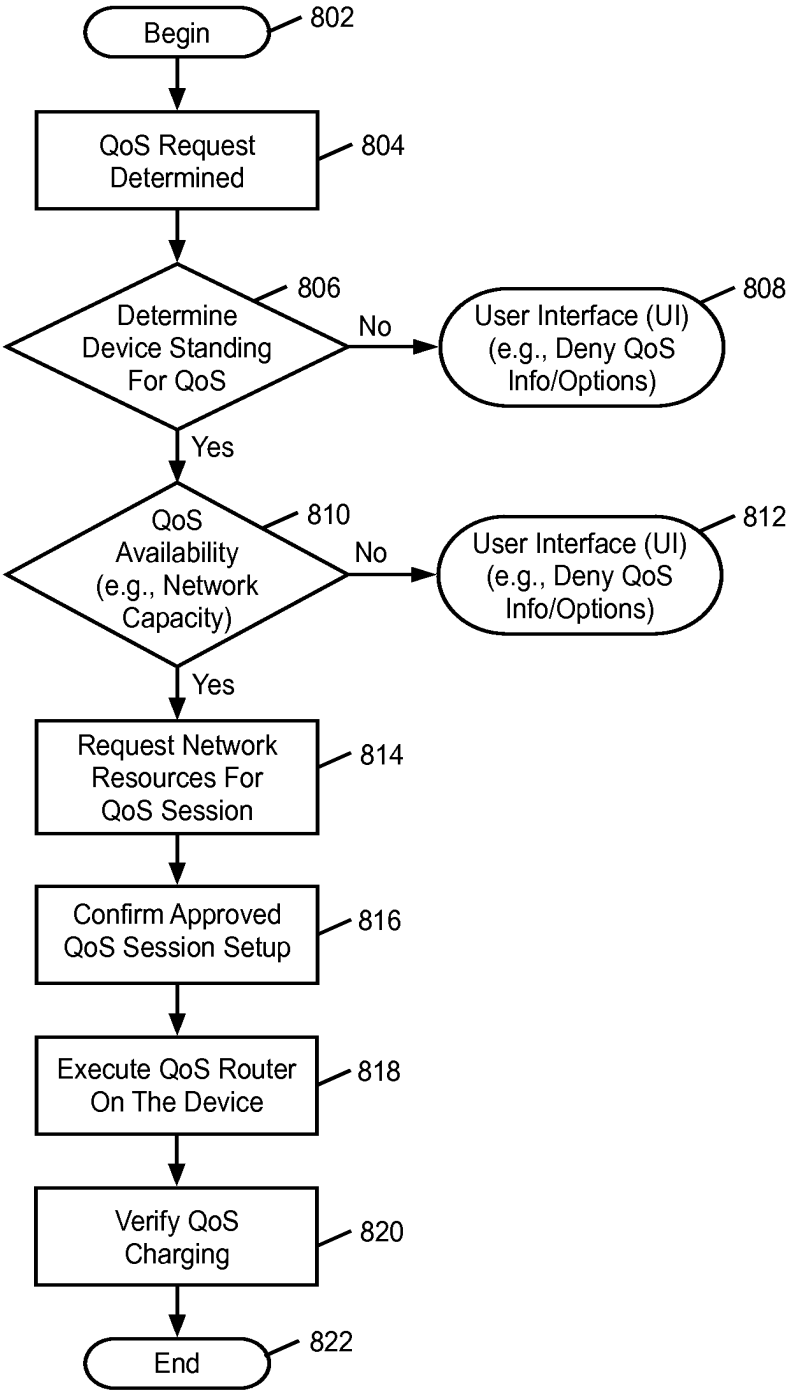

Begin
802
QoS Request Determined
804
Determine Device Standing For QoS
806
No
User Interface (UI) (e.g., Deny QoS Info/Options)
808
Yes
QoS Availability (e.g., Network Capacity)
810
No
User Interface (UI) (e.g., Deny QoS Info/Options)
812
Yes
Request Network Resources For QoS Session
814
Confirm Approved QoS Session Setup
816
Execute QoS Router On The Device
818
Verify QoS Charging
820
End
822

FIG. 8A

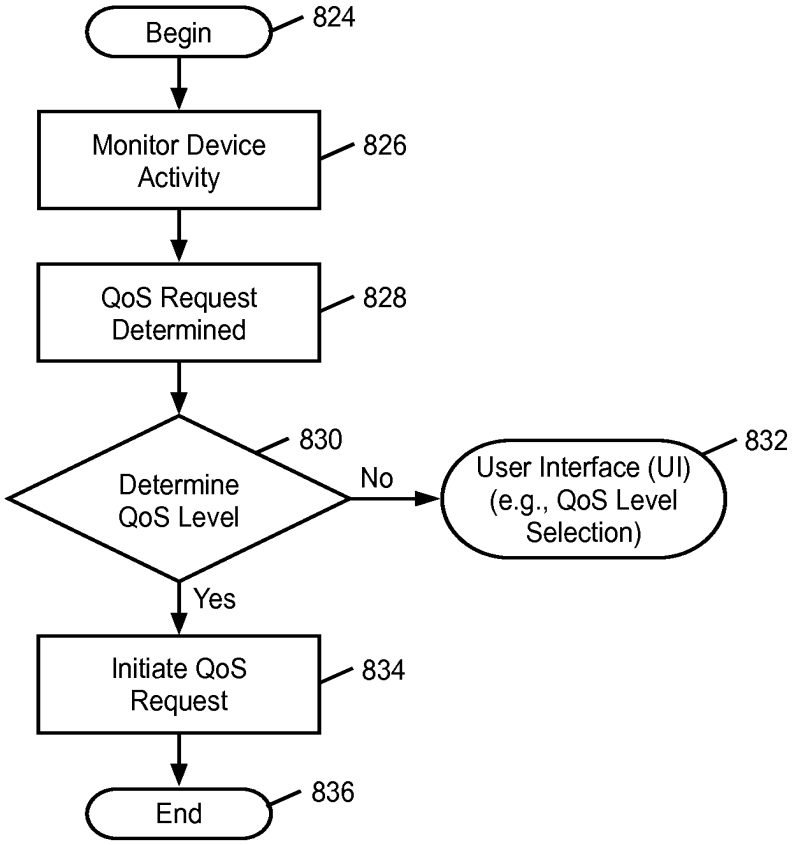

Begin
824
Monitor Device Activity
826
QoS Request Determined
828
Determine QoS Level
830
No
User Interface (UI) (e.g., QoS Level Selection)
832
Yes
Initiate QoS Request
834
End
836

FIG. 8B

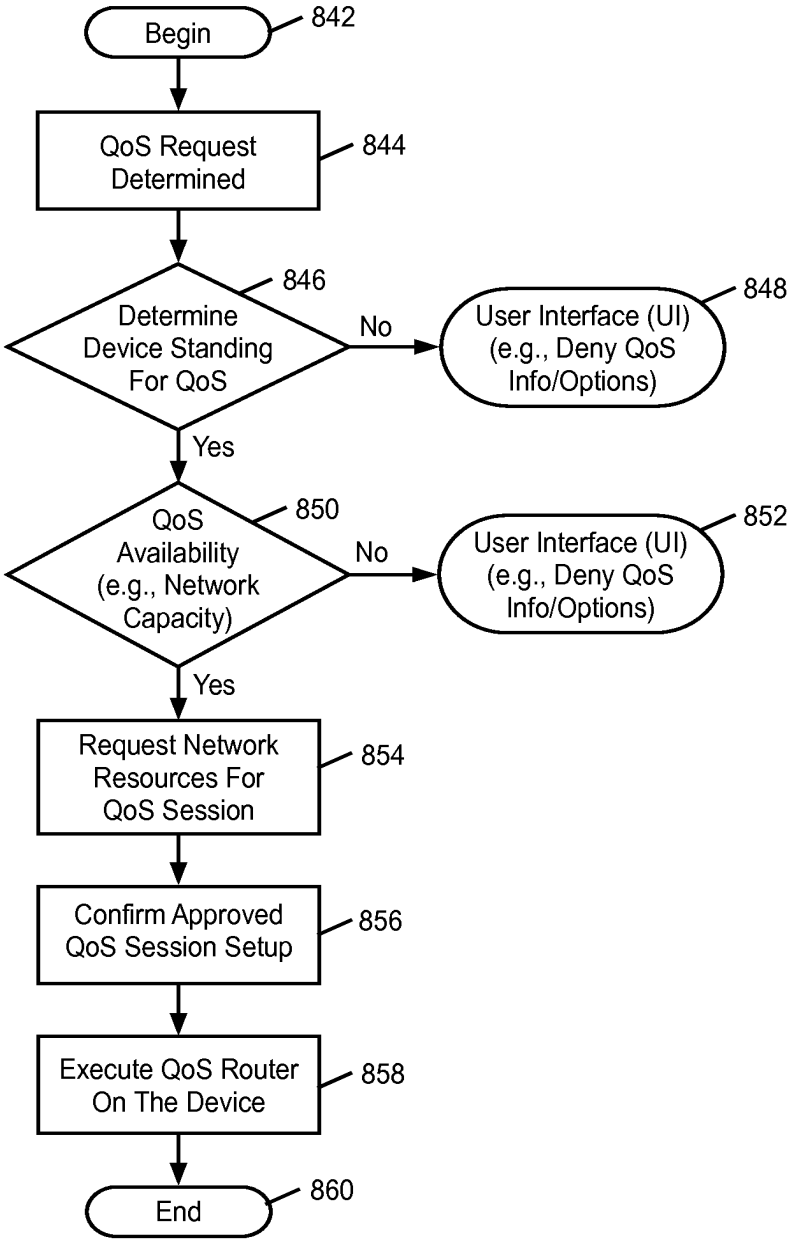

Begin
842
QoS Request Determined
844
Determine Device Standing For QoS
846
No
User Interface (UI) (e.g., Deny QoS Info/Options)
848
Yes
QoS Availability (e.g., Network Capacity)
850
No
User Interface (UI) (e.g., Deny QoS Info/Options)
852
Yes
Request Network Resources For QoS Session
854
Confirm Approved QoS Session Setup
856
Execute QoS Router On The Device
858
End
860

FIG. 8C

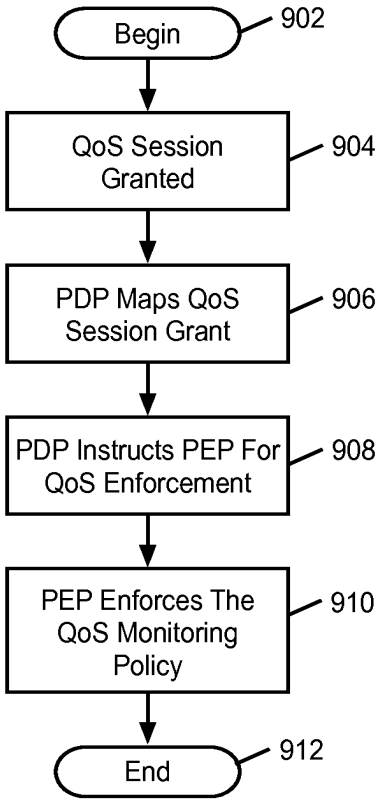

Begin
902
QoS Session Granted
904
PDP Maps QoS Session Grant
906
PDP Instructs PEP For QoS Enforcement
908
PEP Enforces The QoS Monitoring Policy
910
End
912

FIG. 9

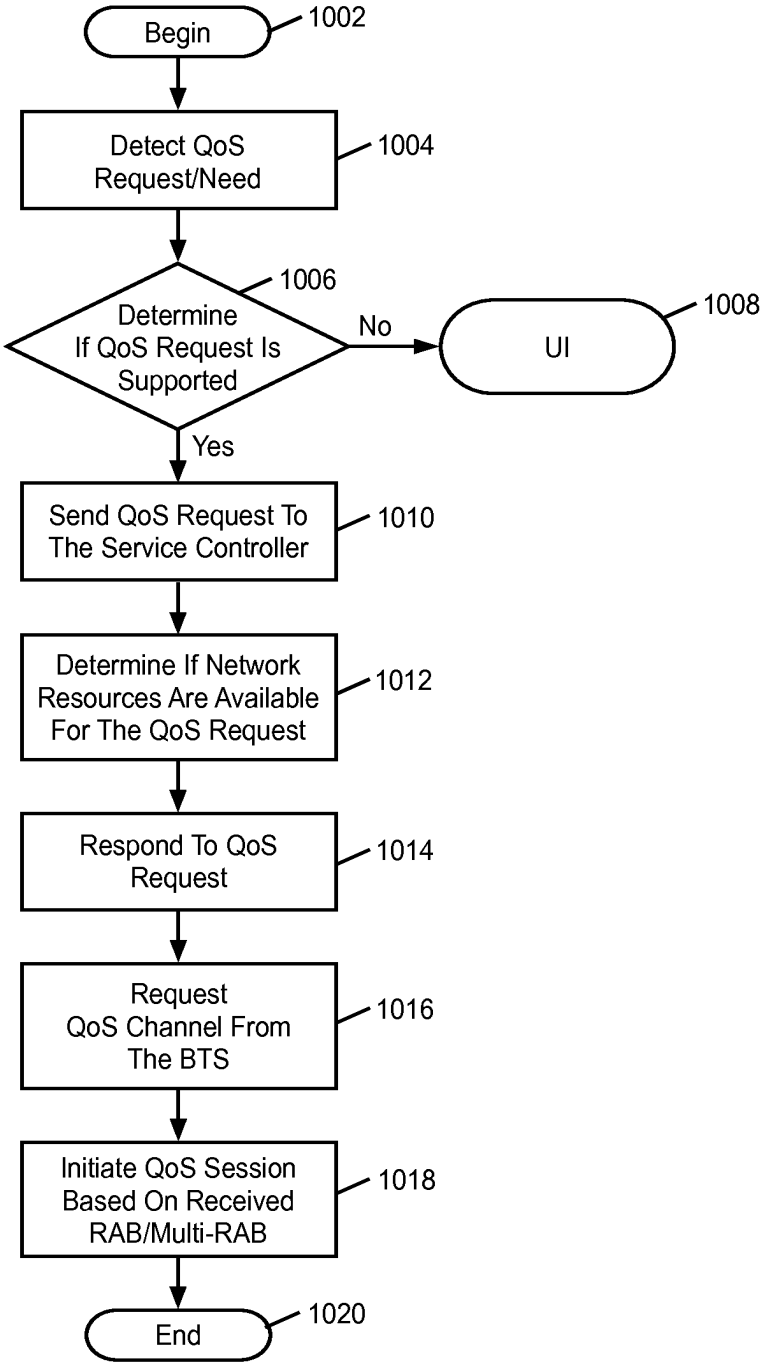

Begin
1002
Detect QoS Request/Need
1004
Determine If QoS Request Is Supported
1006
No
UI
1008
Yes
Send QoS Request To The Service Controller
1010
Determine If Network Resources Are Available For The QoS Request
1012
Respond To QoS Request
1014
Request QoS Channel From The BTS
1016
Initiate QoS Session Based On Received RAB/Multi-RAB
1018
End
1020

FIG. 10

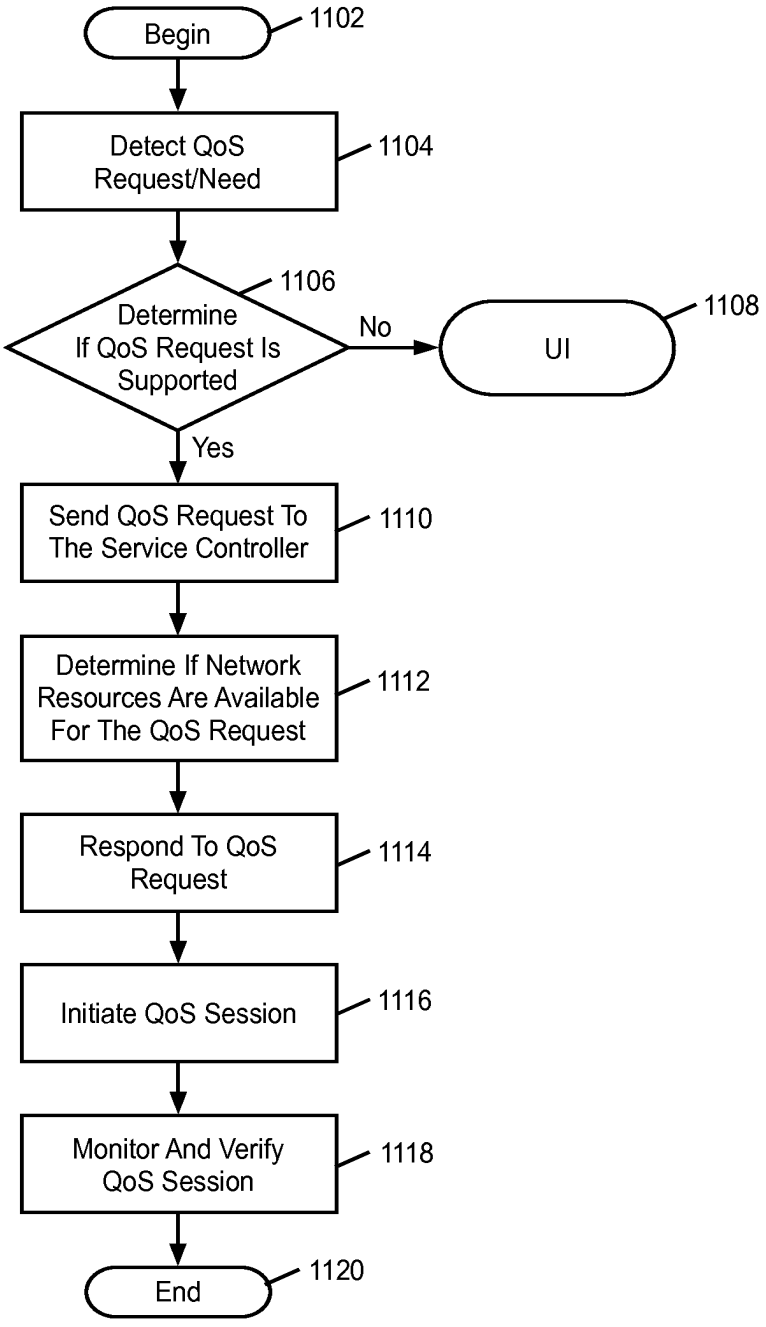

Begin
1102
Detect QoS Request/Need
1104
Determine If QoS Request Is Supported
1106
No
UI
1108
Yes
Send QoS Request To The Service Controller
1110
Determine If Network Resources Are Available For The QoS Request
1112
Respond To QoS Request
1114
Initiate QoS Session
1116
Monitor And Verify QoS Session
1118
End
1120

FIG. 11

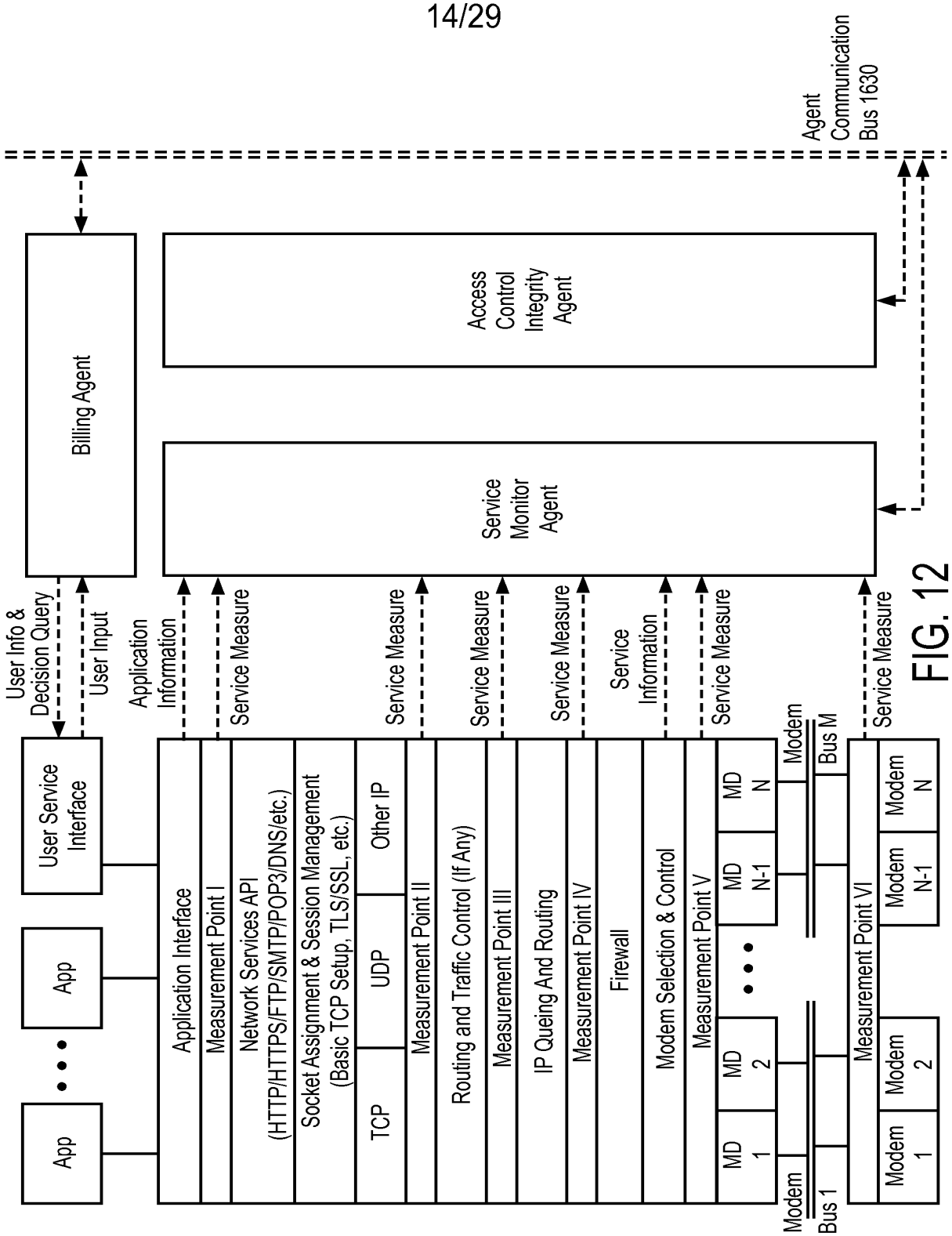

Agent Communication Bus 1630
Billing Agent
Access Control Integrity Agent
Service Monitor Agent
User Info & Decision Query
User Input
Application Information
Service Measure
User Service Interface
App
App
Application Interface
Measurement Point I
Network Services API (HTTP/HTTPS/FTP/SMTP/POP3/DNS/etc.)
Socket Assignment & Session Management (Basic TCP Setup, TLS/SSL, etc.)
TCP
UDP
Other IP
Measurement Point II
Routing and Traffic Control (If Any)
Measurement Point III
IP Queing And Routing
Measurement Point IV
Firewall
Service Information
Modem Selection & Control
Measurement Point V
MD 1
MD 2
MD N-1
MD N
Modem
Bus 1
Bus M
Measurement Point VI
Modem 1
Modem 2
Modem N-1
Modem N

FIG. 12

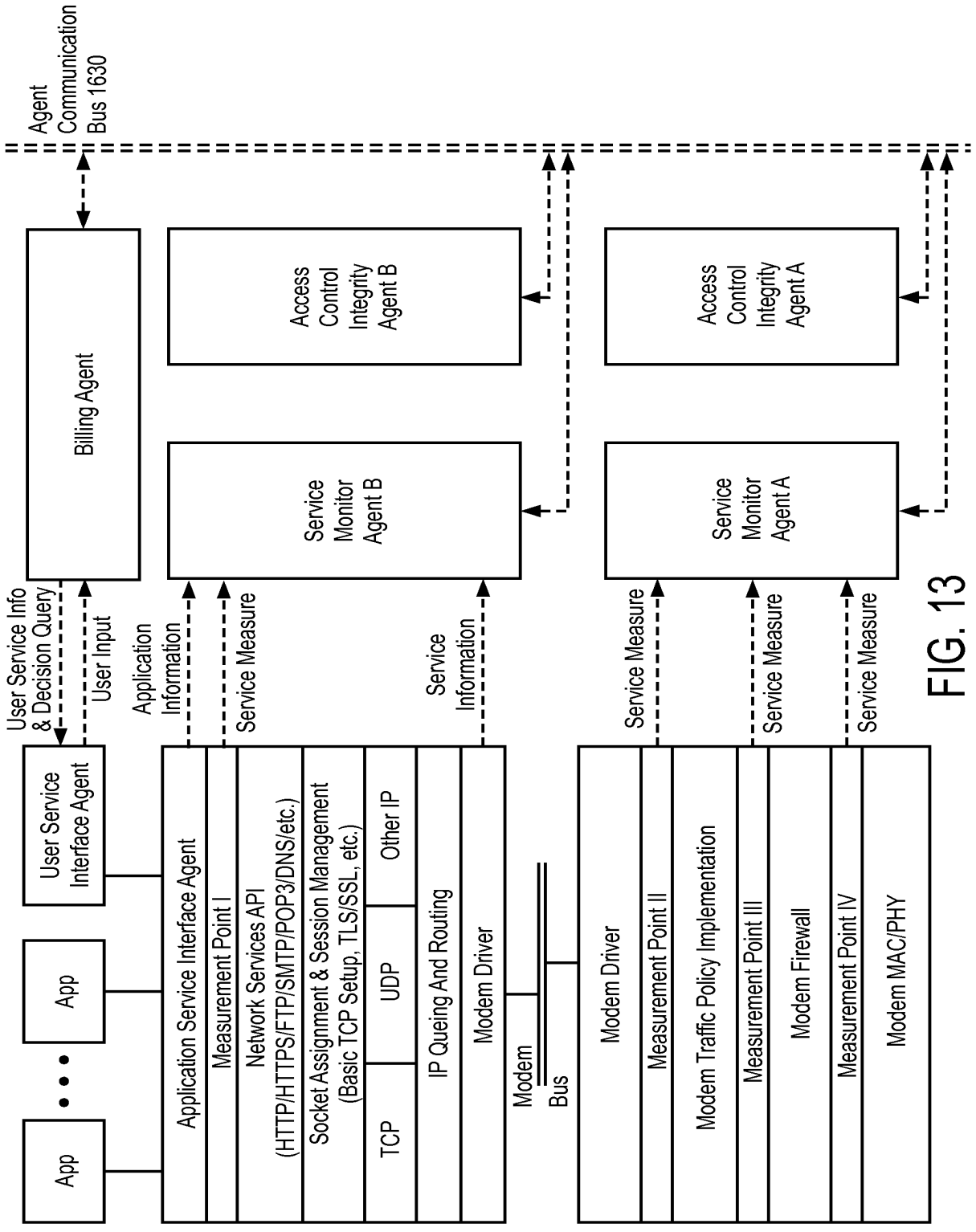

Agent Communication Bus 1630
Billing Agent
Access Control Integrity Agent B
Access Control Integrity Agent A
Service Monitor Agent B
Service Monitor Agent A
User Service Info & Decision Query
User Input
Application Information
Service Measure
Service Information
Service Measure
Service Measure
Service Measure
User Service Interface Agent
App
App
Application Service Interface Agent
Measurement Point I
Network Services API (HTTP/HTTPS/FTP/SMTP/POP3/DNS/etc.)
Socket Assignment & Session Management (Basic TCP Setup, TLS/SSL, etc.)
TCP
UDP
Other IP
IP Queing And Routing
Modem Driver
Modem
Bus
Modem Driver
Measurement Point II
Modem Traffic Policy Implementation
Measurement Point III
Modem Firewall
Measurement Point IV
Modem MAC/PHY

FIG. 13

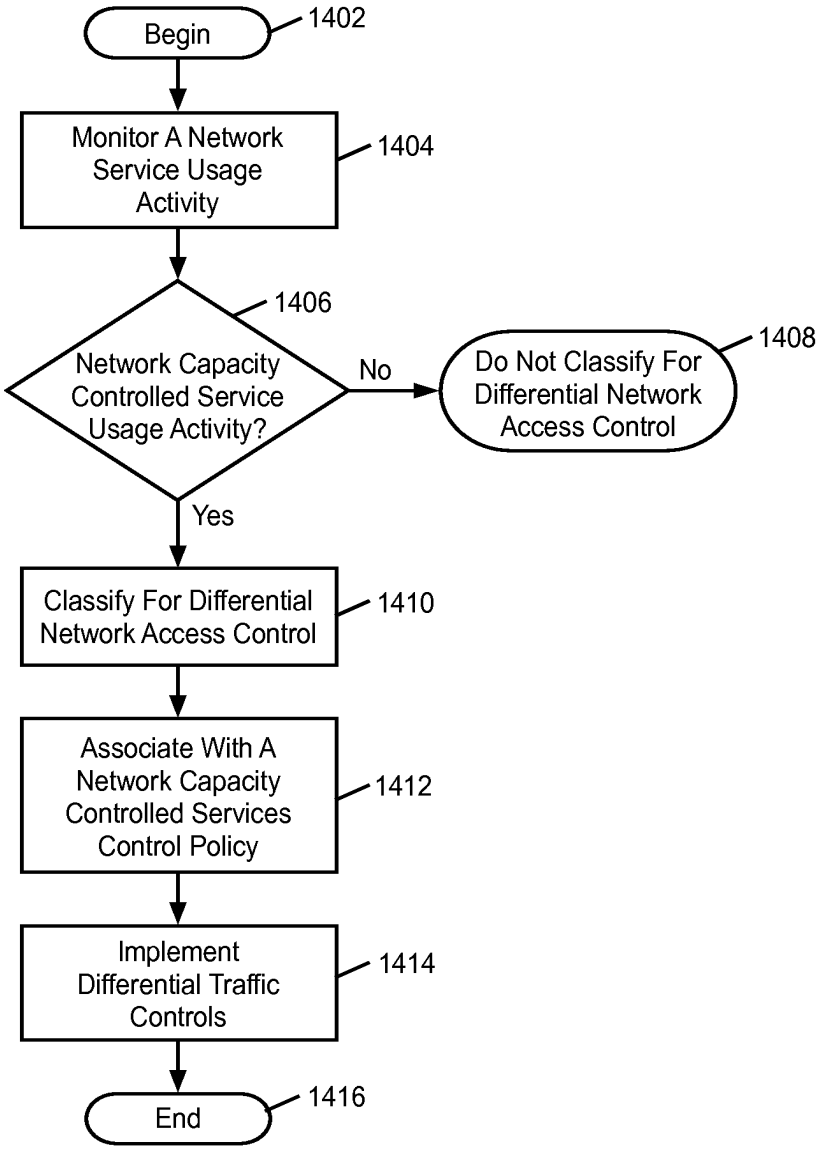

Begin
1402
Monitor A Network Service Usage Activity
1404
1406
Network Capacity Controlled Service Usage Activity?
No
Do Not Classify For Differential Network Access Control
1408
Yes
Classify For Differential Network Access Control
1410
Associate With A Network Capacity Controlled Services Control Policy
1412
Implement Differential Traffic Controls
1414
End
1416

FIG. 14

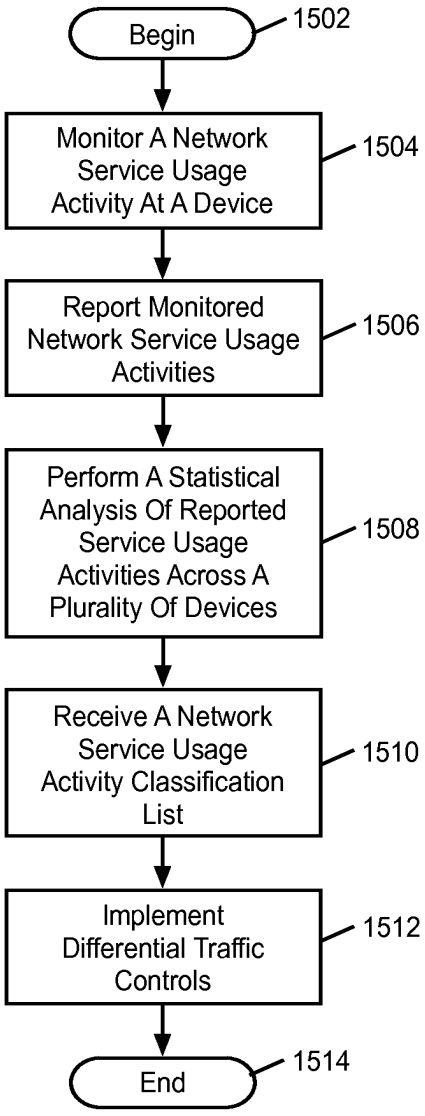

Begin
1502
Monitor A Network Service Usage Activity At A Device
1504
Report Monitored Network Service Usage Activities
1506
Perform A Statistical Analysis Of Reported Service Usage Activities Across A Plurality Of Devices
1508
Receive A Network Service Usage Activity Classification List
1510
Implement Differential Traffic Controls
1512
End
1514

FIG. 15

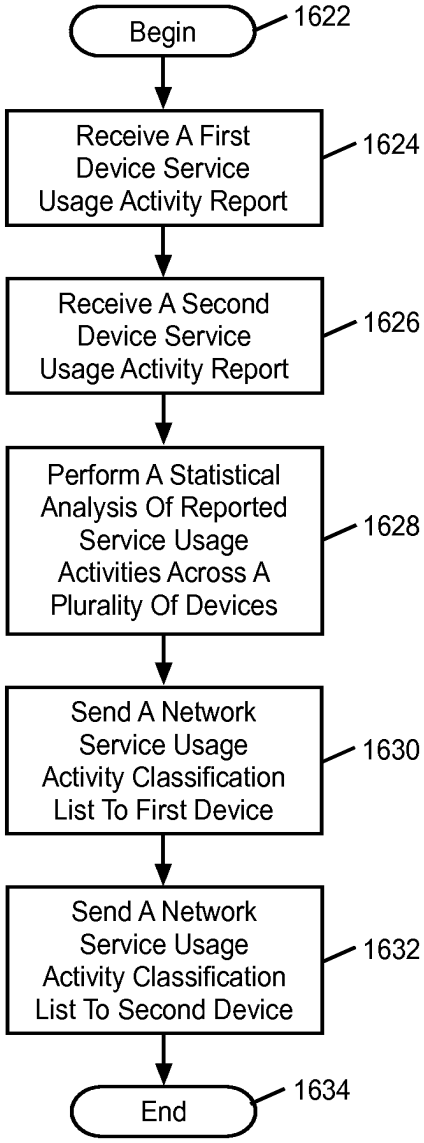

Begin
1622
Receive A First Device Service Usage Activity Report
1624
Receive A Second Device Service Usage Activity Report
1626
Perform A Statistical Analysis Of Reported Service Usage Activities Across A Plurality Of Devices
1628
Send A Network Service Usage Activity Classification List To First Device
1630
Send A Network Service Usage Activity Classification List To Second Device
1632
End
1634

FIG. 16

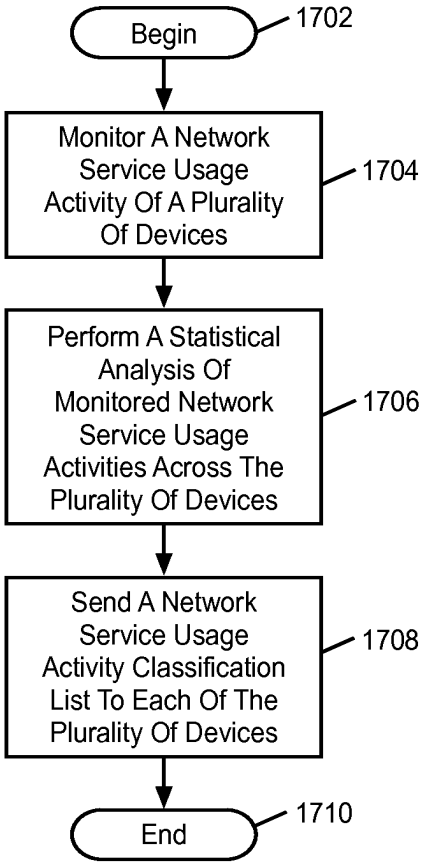

Begin
1702
Monitor A Network Service Usage Activity Of A Plurality Of Devices
1704
Perform A Statistical Analysis Of Monitored Network Service Usage Activities Across The Plurality Of Devices
1706
Send A Network Service Usage Activity Classification List To Each Of The Plurality Of Devices
1708
End
1710

FIG. 17

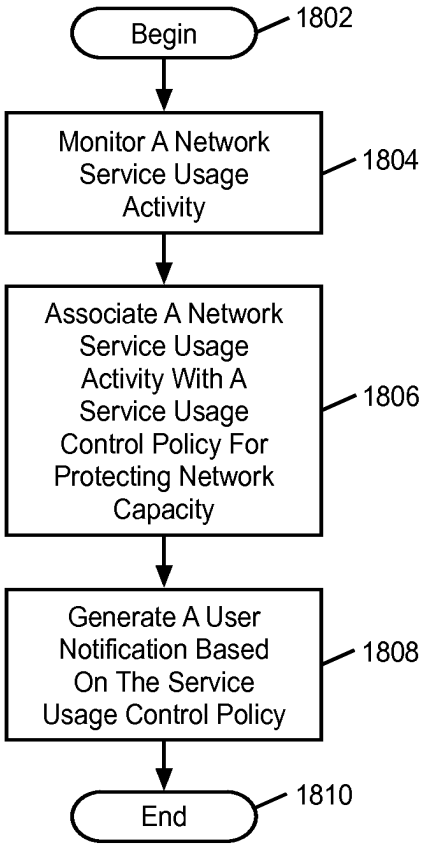

Begin
1802
Monitor A Network Service Usage Activity
1804
Associate A Network Service Usage Activity With A Service Usage Control Policy For Protecting Network Capacity
1806
Generate A User Notification Based On The Service Usage Control Policy
1808
End
1810

FIG. 18

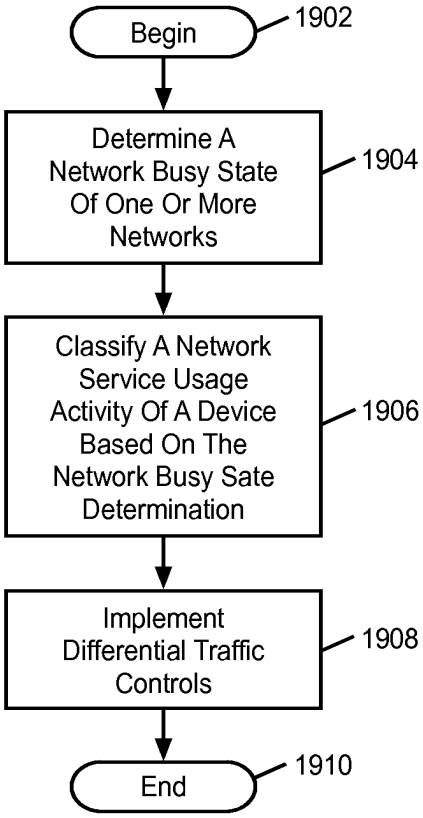

Begin
1902
Determine A Network Busy State Of One Or More Networks
1904
Classify A Network Service Usage Activity Of A Device Based On The Network Busy Sate Determination
1906
Implement Differential Traffic Controls
1908
End
1910

FIG. 19

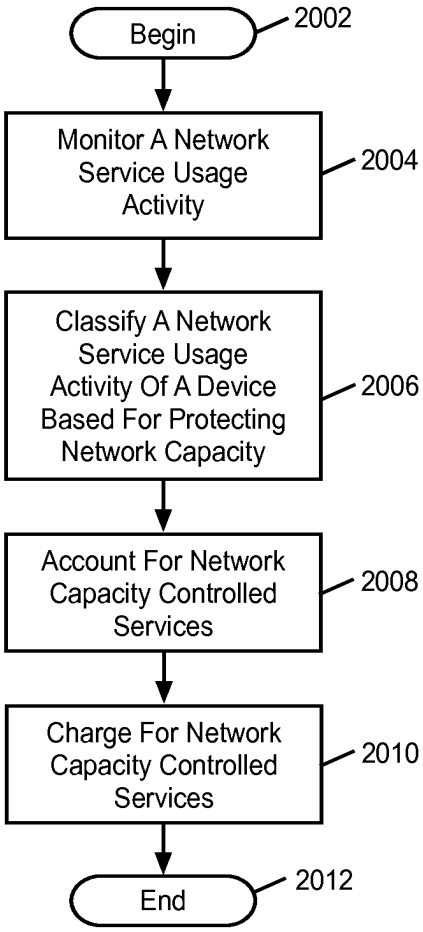

Begin
2002
Monitor A Network Service Usage Activity
2004
Classify A Network Service Usage Activity Of A Device Based For Protecting Network Capacity
2006
Account For Network Capacity Controlled Services
2008
Charge For Network Capacity Controlled Services
2010
End
2012

FIG. 20

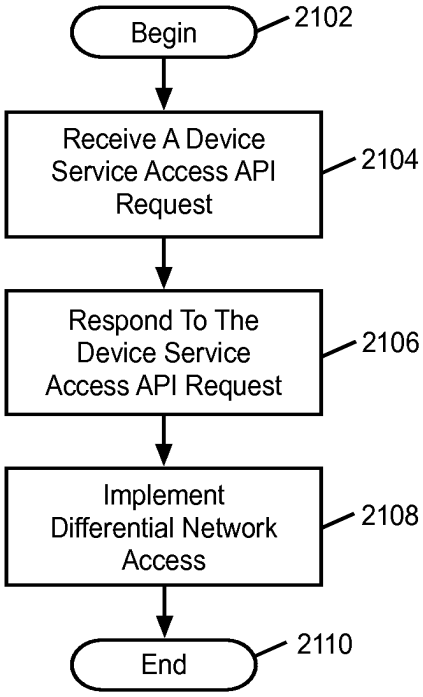

Begin
2102
Receive A Device Service Access API Request
2104
Respond To The Device Service Access API Request
2106
Implement Differential Network Access
2108
End
2110

FIG. 21

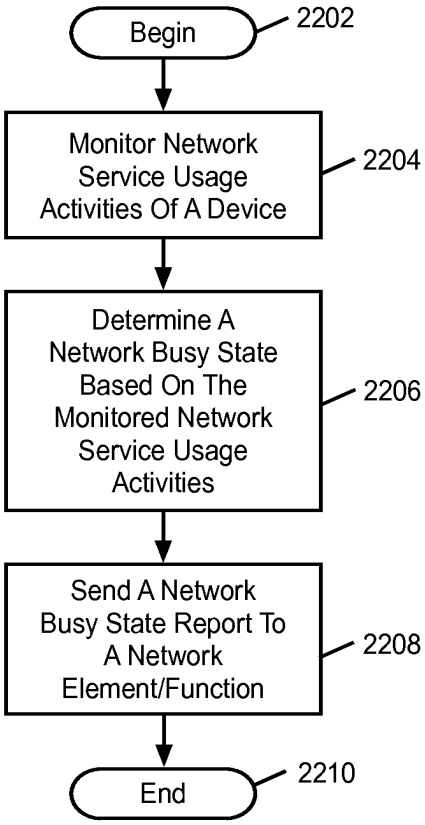

Begin
2202
Monitor Network Service Usage Activities Of A Device
2204
Determine A Network Busy State Based On The Monitored Network Service Usage Activities
2206
Send A Network Busy State Report To A Network Element/Function
2208
End
2210

FIG. 22

842

	NBS 10%	NBS 25%	NBS 50%	NBS 75%	NBS 90%
Outlook	6	5	4	3	2
Skype	7	6	2	1	0
Safari	5	4	3	2	1
Pandora	5	4	3	2	1
FaceBook	4	3	2	1	0
iTunes	7	6	3	1	0
QuickTime	8	6	4	1	0
AV Software	9	7	5	3	1
Online Backup	3	2	1	1	0
OS Update	2	1	0	0	0

FIG. 23

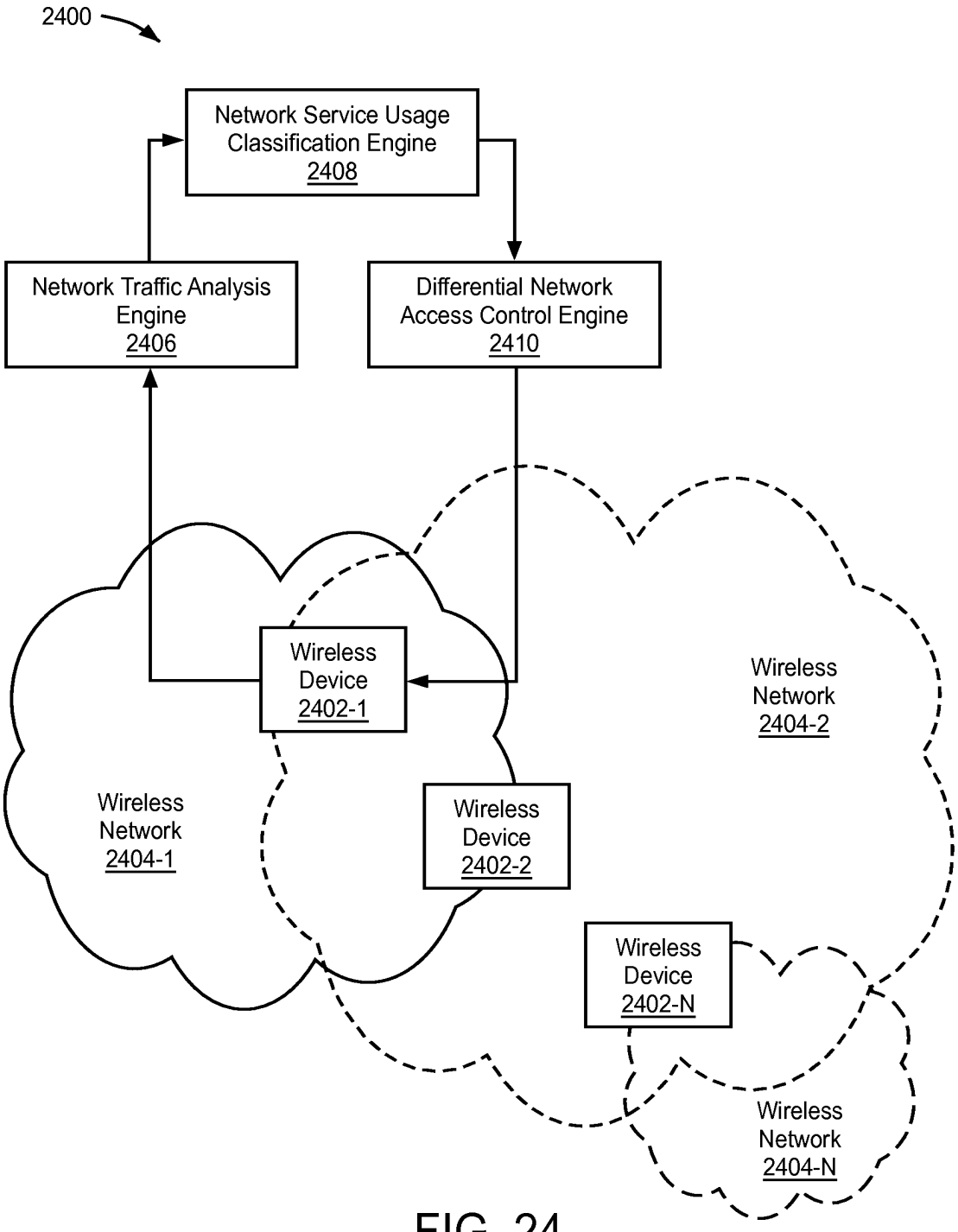

2400
Network Service Usage Classification Engine 2408
Network Traffic Analysis Engine 2406
Differential Network Access Control Engine 2410
Wireless Device 2402-1
Wireless Network 2404-1
Wireless Device 2402-2
Wireless Network 2404-2
Wireless Device 2402-N
Wireless Network 2404-N

FIG. 24

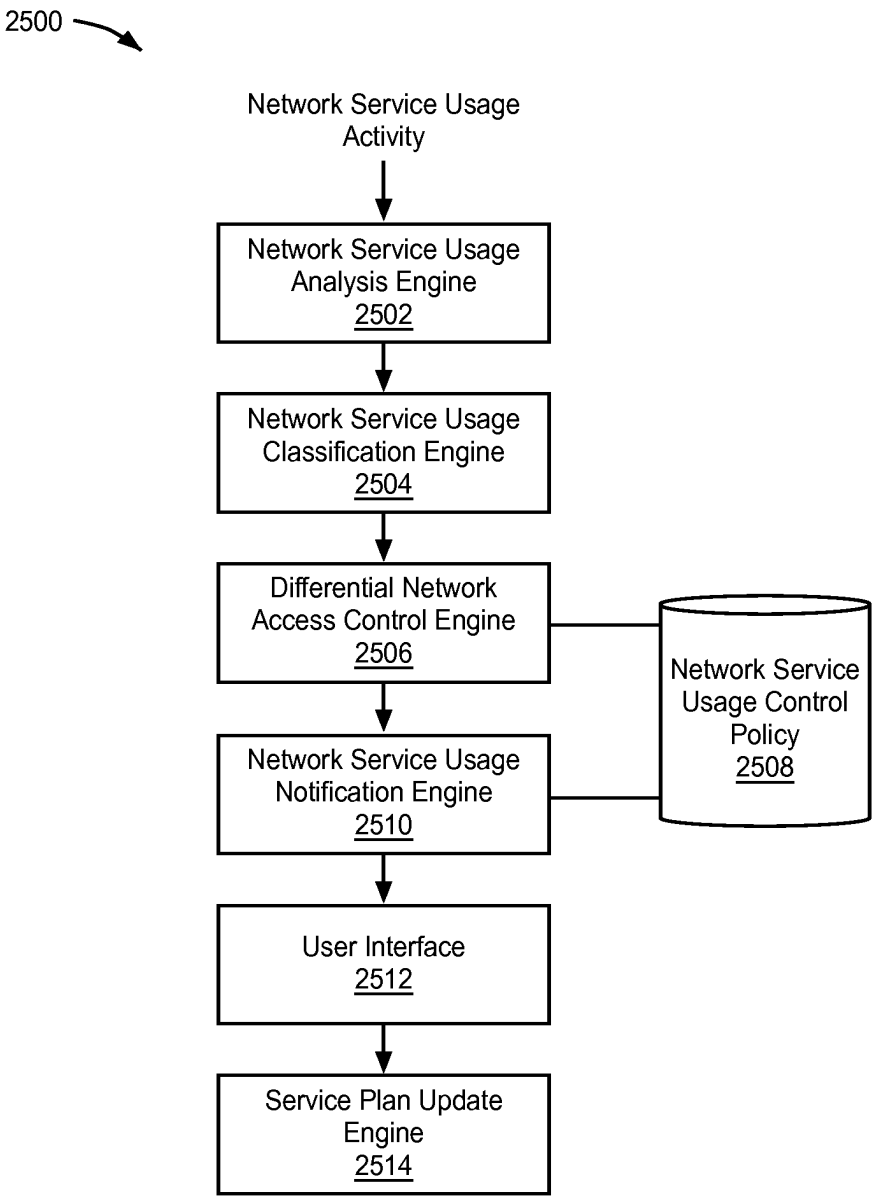

2500
Network Service Usage Activity
Network Service Usage Analysis Engine 2502
Network Service Usage Classification Engine 2504
Differential Network Access Control Engine 2506
Network Service Usage Control Policy 2508
Network Service Usage Notification Engine 2510
User Interface 2512
Service Plan Update Engine 2514

FIG. 25

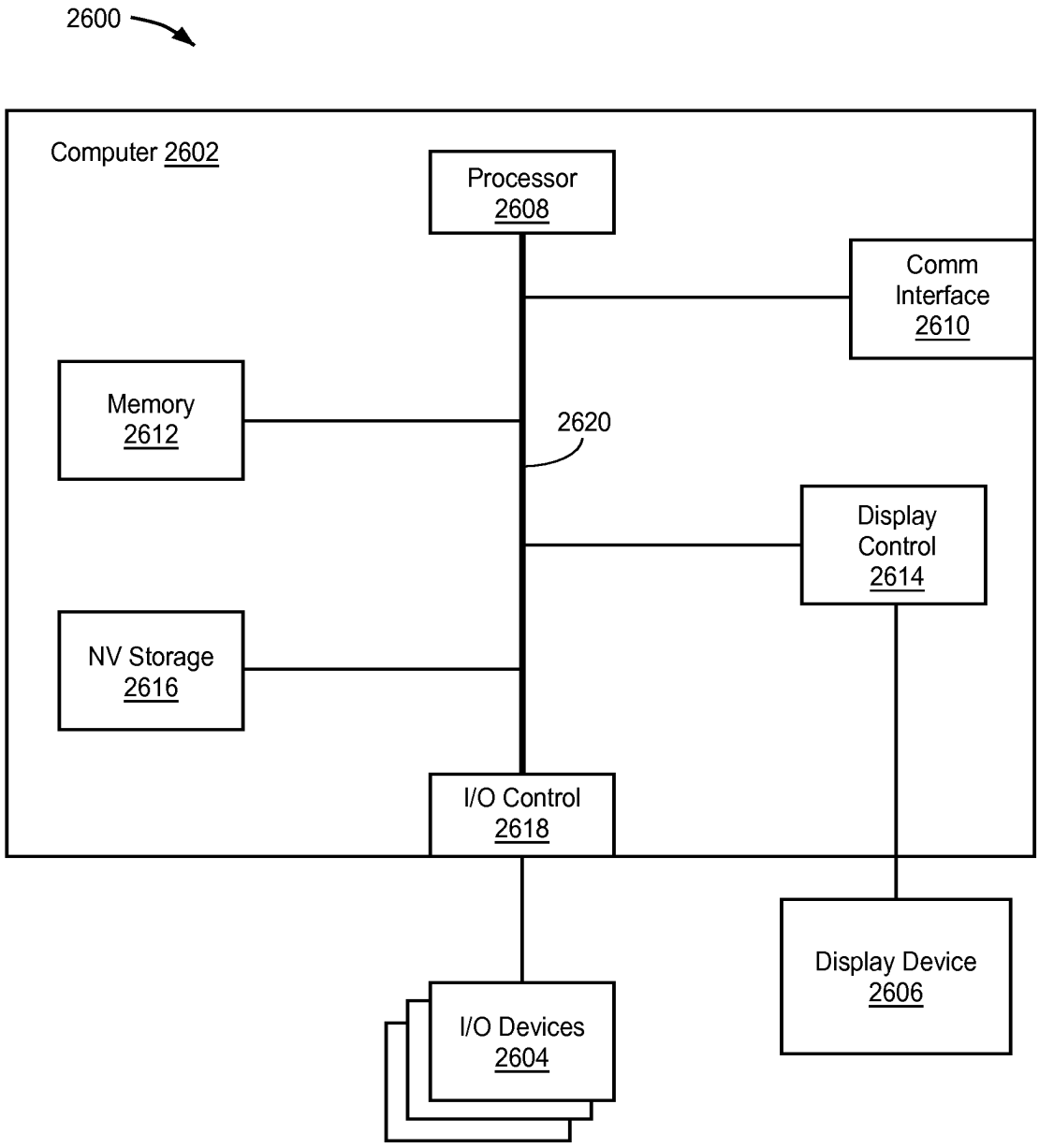

2600
Computer 2602
Processor 2608
Comm Interface 2610
Memory 2612
2620
Display Control 2614
NV Storage 2616
I/O Control 2618
Display Device 2606
I/O Devices 2604

FIG. 26

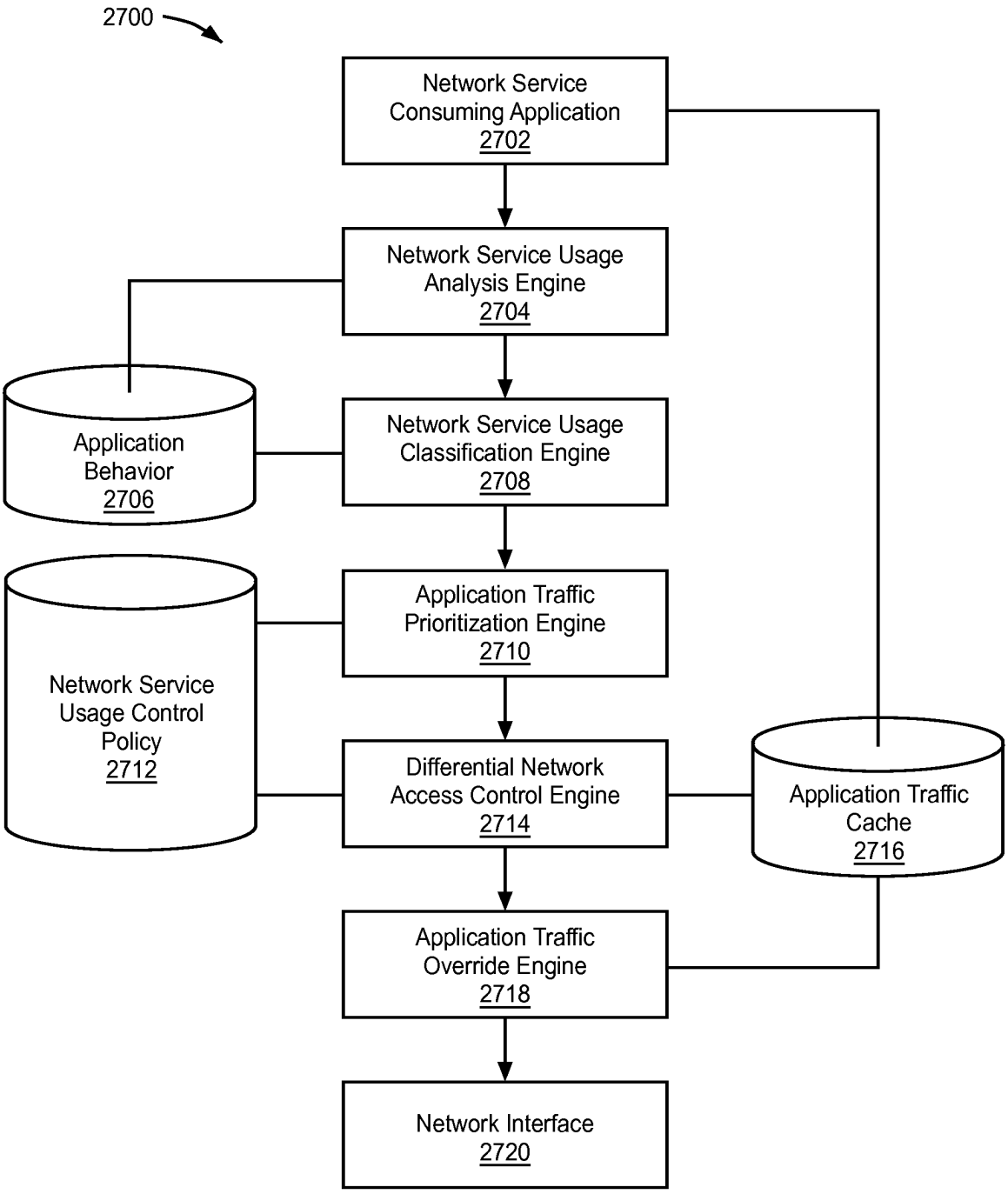

2700
Network Service Consuming Application 2702
Network Service Usage Analysis Engine 2704
Application Behavior 2706
Network Service Usage Classification Engine 2708
Application Traffic Prioritization Engine 2710
Network Service Usage Control Policy 2712
Differential Network Access Control Engine 2714
Application Traffic Cache 2716
Application Traffic Override Engine 2718
Network Interface 2720

FIG. 27

PTO/AIA/01 (06-12)
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DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION USING AN APPLICATION DATA SHEET (37 CFR 1.76)

Title of Invention	Device-Assisted Services for Protecting Network Capacity (RALEP032C1)

As the below named inventor, I hereby declare that:

This declaration is directed to:

- [■] The attached application, or
- [ ] United States application or PCT international application number _____

filed on _____.

The above-identified application was made or authorized to be made by me.

I believe that I am the original inventor or an original joint inventor of a claimed invention in the application.

I hereby acknowledge that any willful false statement made in this declaration is punishable under 18 U.S.C. 1001 by fine or imprisonment of not more than five (5) years, or both.

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

LEGAL NAME OF INVENTOR

Inventor: Gregory G. Raleigh Date (Optional) :_____

Signature: _____

Note: An application data sheet (PTO/SB/14 or equivalent), including naming the entire inventive entity, must accompany this form or must have been previously filed. Use an additional PTO/AIA/01 form for each additional inventor.

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1 minute to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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- [ ] United States application or PCT international application number _____

filed on _____.

The above-identified application was made or authorized to be made by me.

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LEGAL NAME OF INVENTOR

Inventor: Alireza Raissinia Date (Optional): 11/13/2013

Signature: _____

Note: An application data sheet (PTO/SB/14 or equivalent), including naming the entire inventive entity, must accompany this form or must have been previously filed. Use an additional PTO/AIA/01 form for each additional inventor.

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1 minute to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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LEGAL NAME OF INVENTOR

Inventor: James Lavine Date (Optional): 11/11/13

Signature: _____

Note: An application data sheet (PTO/SB/14 or equivalent), including naming the entire inventive entity, must accompany this form or must have been previously filed. Use an additional PTO/AIA/01 form for each additional inventor.

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1 minute to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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The **Privacy Act of 1974 (P.L. 93-579)** requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether disclosure of these records is required by the Freedom of Information Act.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (*i.e.*, GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

Electronic Patent Application Fee Transmittal

Application Number:	
Filing Date:	
Title of Invention:	DEVICE-ASSISTED SERVICES FOR PROTECTING NETWORK CAPACITY
First Named Inventor/Applicant Name:	Gregory G. Raleigh
Filer:	James E. Harris/Ann Taylor
Attorney Docket Number:	RALEP032C1C3

Filed as Small Entity

Filing Fees for Track I Prioritized Examination - Nonprovisional Application under 35 USC 111(a)

Description	Fee Code	Quantity	Amount	Sub-Total in USD($)
Basic Filing:				
Utility filing Fee (Electronic filing)	4011	1	70	70
Utility Search Fee	2111	1	300	300
Utility Examination Fee	2311	1	360	360
Request for Prioritized Examination	2817	1	2000	2000
Pages:				
Utility Appl Size fee per 50 sheets >100	2081	1	200	200
Claims:				
Miscellaneous-Filing:				

Description	Fee Code	Quantity	Amount	Sub-Total in USD($)
Publ. Fee- Early, Voluntary, or Normal	1504	1	0	0
PROCESSING FEE, EXCEPT PROV. APPLS.	2830	1	70	70
Petition:				
Patent-Appeals-and-Interference:				
Post-Allowance-and-Post-Issuance:				
Extension-of-Time:				
Miscellaneous:				
		Total in USD ($)		**3000**

Electronic Acknowledgement Receipt	
EFS ID:	21933287
Application Number:	14675113
International Application Number:	
Confirmation Number:	1065
Title of Invention:	DEVICE-ASSISTED SERVICES FOR PROTECTING NETWORK CAPACITY
First Named Inventor/Applicant Name:	Gregory G. Raleigh
Customer Number:	106963
Filer:	James E. Harris/Ann Taylor
Filer Authorized By:	James E. Harris
Attorney Docket Number:	RALEP032C1C3
Receipt Date:	31-MAR-2015
Filing Date:	
Time Stamp:	17:27:31
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	yes
Payment Type	Deposit Account
Payment was successfully received in RAM	$3000
RAM confirmation Number	4380
Deposit Account	505876
Authorized User	
The Director of the USPTO is hereby authorized to charge indicated fees and credit any overpayment as follows: Charge any Additional Fees required under 37 C.F.R. Section 1.16 (National application filing, search, and examination fees) Charge any Additional Fees required under 37 C.F.R. Section 1.17 (Patent application and reexamination processing fees)	

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File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	TrackOne Request	P032C1C3_TrackOneRequest.pdf	150503 a72c685318c56e8bcd567c69c7c3921b9c06f204	no	2
Warnings:					
Information:					
2	Application Data Sheet	P032C1C3_ADS.pdf	1563017 6fd8e869086e09714f9fd468c3e77d669292e5e5	no	11
Warnings:					
Information:					
3		P032C1C3_Spec.pdf	712414 f3f675690cf29c1013219912d3a69e3b5af787ea	yes	154

Multipart Description/PDF files in .zip description

Document Description	Start	End
Specification	1	152
Claims	153	153
Abstract	154	154

Warnings:					
Information:					
4	Drawings-only black and white line drawings	P032C1C3_Drawings.PDF	150761 ac7246ee5ca09e393b3f612f53effe5b049e98b2	no	29
Warnings:					
Information:					
5	Oath or Declaration filed	P032C1C3_RaleighDecl.pdf	63907 c6a50cad9c7a434f4f78f93ab5a1e92a8474542f	no	1
Warnings:					
Information:					
6	Oath or Declaration filed	P032C1C3_RaissiniaDecl.pdf	65020 52dd45edafeb4a71acd6368bc129cf6e798b60ea	no	1

Warnings:					
Information:					
7	Oath or Declaration filed	P032C1C3_LavineDecl.pdf	276545 36ee0f95bf0cdc129378ac847054b11d3d11d866	no	2
Warnings:					
Information:					
8	Fee Worksheet (SB06)	fee-info.pdf	41964 365189a39b72ef340f43f3e220cfcd9111a4ce7e	no	2
Warnings:					
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		Total Files Size (in bytes):	3024131		

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If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371
If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office
If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.