

(12) United States Patent

Schrempp et al.

(54) METHOD AND APPARATUS FOR **IDENTIFYING NEW MEDIA CONTENT**

(75) Inventors: **James B. Schrempp**, Saratoga, CA

(US); Vance Ikezoye, Los Gatos, CA (US); Erling H. Wold, El Cerrito, CA (US); Louis Kvitek, San Jose, CA (US)

Assignee: Audible Magic Corporation, Los Gatos,

CA (US)

(*) Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35

U.S.C. 154(b) by 1060 days.

This patent is subject to a terminal dis-

claimer.

Appl. No.: 09/999,763

(22)Filed: Oct. 23, 2001

(65)**Prior Publication Data**

> US 2003/0033321 A1 Feb. 13, 2003

Related U.S. Application Data

- Continuation-in-part of application No. 09/910,680, filed on Jul. 20, 2001.
- (51) Int. Cl.

G06F 15/16 (2006.01)

- (52) U.S. Cl. 709/203; 709/201; 709/231
- 709/203; 700/94; 713/193, 194 See application file for complete search history.

(56)References Cited

U.S. PATENT DOCUMENTS

3,919,479	Α		11/1975	Moon et al	179/1 SB
4,230,990	\mathbf{A}	¥	10/1980	Lert et al	135/48
4,449,249	A	*	5/1984	Price	455/45
4,450,531	\mathbf{A}		5/1984	Kenyon et al.	364/604
4,454,594	Α		6/1984	Hefron et al.	

(10) Patent No.:

(45) Date of Patent:

US 7,877,438 B2 *Jan. 25, 2011

4,677,455 A	6/1987	Okajima 357/38
4,677,466 A *	6/1987	Lert et al 725/22
4.739.398 A *	4/1988	Thomas et al 725/22

(Continued)

FOREIGN PATENT DOCUMENTS

EP 0349106 A1 1/1990

(Continued)

OTHER PUBLICATIONS

L. Baum et al., A Maximization Technique Occurring in the Statistical Analysis of Probabilistic Functions of Markov Chains, The Annals of Mathematical Statistics,, vol. 41, No. 1 pp. 164-171, 1970 (no month).

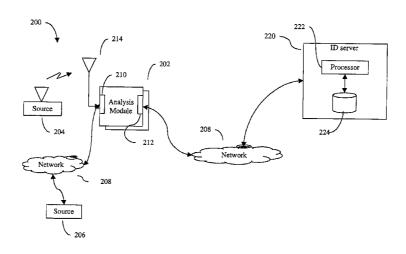
(Continued)

Primary Examiner—John Follansbee Assistant Examiner—Dhairya A Patel (74) Attorney, Agent, or Firm—Blakely, Sokoloff, Taylor & Zafman LLP

(57)ABSTRACT

A new media identification system is disclosed. In one aspect, a system may comprise at least one analysis module for receiving and analyzing an received work and generating a corresponding representation thereof; at least one identification (ID) server for receiving the representation from the at least one analysis module and generating a list of unidentifiable received works. A method for identifying new media is also disclosed. In one aspect, a method may comprise receiving an unidentified segment; determining whether the unidentified segment is similar to previously received unidentified segments; and sequentially arranging similar unidentified segments in a single super segment.

96 Claims, 7 Drawing Sheets



US 7,877,438 B2Page 2

II C DATENT	DOCUMENTS	6 600 105 D2	9/2002	Van Zoest et al.
U.S. PATENT	DOCUMENTS	6,609,105 B2 6,628,737 B1	9/2003	Timus
4,843,562 A 6/1989	Kenyon et al 364/487	6,636,965 B1	10/2003	
	Schulze 381/43	6,654,757 B1	11/2003	Stern
	Kenyon 395/2		5/2004	
	Ishigami	6,732,180 B1		
	Glick et al 379/90	6,771,316 B1 '		Iggulden
	Savic et al.	6,771,885 B1		Agnihotri et al.
	Lamb et al	6,834,308 B1		Ikezoye et al.
5,442,645 A 8/1995		6,947,909 B1		Hoke, Jr.
	Ellis et al 725/22	6,968,337 B2	11/2005	
		7,043,536 B1		Philyaw et al.
	O'Hagan et al 395/22	7,047,241 B1		Erickson et al.
	Vincent Ellis et al 725/22	7,058,223 B2		Cox et al.
, ,		7,181,398 B2		Thong et al.
, , , , , , , , , , , , , , , , , , ,	Astrachan	7,266,645 B2	9/2007	Garg et al.
	Cooperman et al.	7,269,556 B2	9/2007	Kiss et al.
	Stefik et al.	7,281,272 B1		Rubin et al.
	Goldberg et al.	7,289,643 B2°	* 10/2007	Brunk et al 382/100
5,701,452 A 12/1997		7,349,552 B2	3/2008	Levy et al.
5,710,916 A 1/1998	Barbara et al.	7,363,278 B2	4/2008	Schmelzer et al.
5,724,605 A 3/1998	Wissner	7,500,007 B2	3/2009	Ikezoye et al.
5,732,193 A 3/1998	Aberson	7,529,659 B2	5/2009	Wold
	Anderson et al.	7,562,012 B1	7/2009	Wold
5,918,223 A * 6/1999	Blum et al 707/1	7,565,327 B2		Schmelzer
5,924,071 A 7/1999	Morgan et al.	7,593,576 B2		Meyer et al.
5,930,369 A 7/1999	Cox et al.	2001/0013061 A1		DeMartin et al 709/217
	Van Wie et al.	2001/0013001 A1 2001/0027522 A1	10/2001	
, ,	Leighton	2001/0027322 A1 2001/0034219 A1		Hewitt et al.
	Dokic	2001/0034219 A1 2001/0037304 A1		Paiz 705/52
	Hoffert et al.			Yankowski
	Lai et al 704/235	2001/0056430 A1		
	Zdepski et al 709/217	2002/0049760 A1		Scott et al.
	Dockes et al	2002/0064149 A1		Elliott et al.
	Chowdhury et al 709/223	2002/0082999 A1		Lee et al
		2002/0087885 A1		Peled et al 713/201
	Jacobson et al 709/225	2002/0120577 A1		Hans et al.
	Kamei	2002/0123990 A1	9/2002	Abe
	Logan et al.	2002/0129140 A1	9/2002	Peled et al.
6,092,040 A 7/2000		2002/0133494 A1	9/2002	Goegdken
	Bruti et al.	2002/0152262 A1	10/2002	Arkin et al.
	Proehl et al 345/349	2002/0156737 A1	10/2002	Kahn et al.
6,192,340 B1 * 2/2001	Abecassis 704/270	2002/0158737 A1	10/2002	Yokoyama
6,195,693 B1 2/2001	Berry et al.	2002/0186887 A1	12/2002	
6,229,922 B1 5/2001	Sasakawa et al.	2002/0198789 A1	12/2002	Waldman
6,243,615 B1 6/2001	Neway et al.	2003/0014530 A1		Bodin et al 709/231
6,243,725 B1 6/2001	Hempleman et al.	2003/0018709 A1		Schrempp et al.
6,253,193 B1 6/2001	Ginter et al 714/38	2003/0023852 A1	1/2003	
	Maloney et al 714/38	2003/0033321 A1		Schrempp et al.
	Anderson 707/202	2003/0033921 A1 2003/0037010 A1	2/2003	
	Brouwer et al 714/38	2003/0061352 A1		Bohrer et al 709/226
	Miura et al.	2003/0061490 A1		Abajian
	Roberts et al.			
	Milsted et al.	2003/0095660 A1		Lee et al.
	Hoffert et al 707/104.1	2003/0135623 A1		Schrempp
, ,	Wiser et al.	2003/0191719 A1		Ginter et al.
	Hurtado et al.	2003/0195852 A1		Campbell et al.
	Sunshine et al.	2004/0008864 A1		Watson et al.
		2004/0010495 A1		Kramer et al.
	Malik et al 707/101	2004/0053654 A1		Kokumai et al.
	Kumagai	2004/0073513 A1	4/2004	Stefik et al.
	Otsuka et al.	2004/0089142 A1	5/2004	Georges et al.
	Laroche 702/75	2004/0133797 A1	7/2004	Arnold
	Pace et al.	2004/0148191 A1	7/2004	Hoke, Jr.
	Wolf et al.	2004/0163106 A1	8/2004	Schrempp et al.
* *	Cremia	2004/0167858 A1	8/2004	Erickson
	Cusson	2004/0201784 A93		Dagtas et al 348/738
6,490,279 B1 12/2002	Chen et al.	2005/0021783 A1	1/2005	
6,496,802 B1 12/2002	van Zoest et al.	2005/0039000 A1		Erickson
6,526,411 B1 2/2003	Ward	2005/0044189 A1		Ikezoye et al.
6,542,869 B1 4/2003		2005/0097059 A1		Shuster
	Corwin et al.	2005/009/039 A1 2005/0154678 A1		Schmelzer
	Sims, III			Schmelzer
	Hasegawa et al 84/609	2005/0154680 A1		
		2005/0154681 A1		Schmelzer
6,591,245 B1 7/2003	_	2005/0216433 A1		Bland et al.
6,609,093 B1 8/2003	Gopinath et al.	2005/0267945 A1	12/2005	Cohen et al.

2005/0289065	A1	12/2005	Weare
2006/0034177	A1	2/2006	Schrempp
2006/0062426	A1	3/2006	Levy et al.
2007/0074147	A1	3/2007	Wold
2007/0078769	A1	4/2007	Way et al.
2008/0008173	A1	1/2008	Kanevsky et al.
2008/0133415	A1	6/2008	Ginter et al.
2008/0141379	A1	6/2008	Schmelzer
2008/0154730	A1	6/2008	Schmelzer
2008/0155116	A1	6/2008	Schmelzer
2009/0030651	A1	1/2009	Wold
2009/0031326	A1	1/2009	Wold
2009/0043870	A1	2/2009	Ikezoye et al.
2009/0077673	A1	3/2009	Schmelzer
2009/0089586	A1*	4/2009	Brunk et al 713/176
2009/0192640	A1	7/2009	Wold
2009/0240361	A1	9/2009	Wold et al.
2009/0328236	A1	12/2009	Schmelzer

FOREIGN PATENT DOCUMENTS

ED	0.402.2104.1	12/1000
EP	0 402 210 A1	12/1990
EP	0 459 046 A1	12/1991
EP	0 517 405 A2	12/1992
EP	0 402 210 B1	8/1995
EP	0689316 A2	12/1995
EP	0731446	9/1996
EP	0 859 503 A2	8/1998
EP	0 859 503 A3	12/1999
EP	1 449 103 A1	8/2004
EP	1 485 815 A1	12/2004
EP	1 593 018 A2	11/2005
EP	1354276 B1	12/2007
EP	1485815 B1	10/2009
WO	96/36163 A2	11/1996
WO	96/36163 A3	11/1996
WO	98/20672 A2	5/1998
WO	98/20672 A3	5/1998
WO	00/05650 A1	2/2000
WO	00/39954 A1	7/2000
WO	WO 00/63800	10/2000
WO	01/23981 A1	4/2001
WO	WO 01/62004	8/2001
WO	WO 02/03203	1/2002
WO	02/15035 A2	2/2002
WO	02/15035 A3	2/2002
WO	WO 02/15035	2/2002
WO	02/37316 A2	5/2002
WO	02/37316 A3	5/2002
WO	02/082271 A1	10/2002
WO	03/007235 A1	1/2003
WO	03/009149 A1	1/2003
WO	03/036496 A1	5/2003
WO	03/067459 A1	8/2003
WO	WO 03/091990 A1	11/2003
WO	2004/044820 A1	5/2004
WO	WO 2004/070558 A2	8/2004
WO	WO 2006/015168 A2	2/2006
WO	WO 2009/017710	2/2009
"	11 5 2005/01//10	2,2007

OTHER PUBLICATIONS

- A. P. Dempster et al. "Maximum Likelihood from Incomplete Data via the \$EM\$ Algorithm", *Journal of the Royal Statistical Society. Series B (Methodological)*, vol. 39, Issue 1, pp. 1-38, 1977 (no month).
- D. Reynolds et al., "Robust Text-Independent Speaker Identification Using Gaussian Mixture Speaker Models", *IEEE Transactions on Speech and Audio Processing*, vol. 3, No. 1, pp. 72-83, Jan. 1995. B. Pellom et al., "Fast Likelihood Computation Techniques in Nearest-Neighbor Based search for Continuous Speech Recognition", *IEEE Signal Processing Letters*, vol. 8. No. * pp. 221-224, Aug. 2001.

- J. Haitsma et al., "Robust Audio hashing for Content Identification", CBMI 2001, Second International Workshop on Content Based Multimedia and Indexing, Sep. 19-21, 2001, Brescia, Italy., Sep. 19-21, 2001.
- Baum, L., et al., A maximization technique occurring in the statistical analysis of probalistic functions of Markov chains, *The Analysis of Mathematical Statistics*, vol. 41, pp. 164-171 1970, (no month). Dempster, A.P., et al., "Maximum likelihood from incomplete data

via the \$EM\$ Algorithm", Journal of the Royal Statistical Society, Series B (Methodological), vol. 39 Issue 1 pp. 31-38, 1977 (no month).

- Haitsma, J., et. al., "Robust audio hashing for content identification", *CBMI 2001, Second International Workshop on Content Based Multimedia and Indexing*, Sep. 19-21, 2001, Brescia, Italy., Sep. 19-21, 2001, 8 pages.
- Ohtsuki, K., et al. "Topic extraction based on continuous speech recognition in broadcast-news speech" *Automatic speech recognition and understanding*, 1997. Proceedings 1997 IEEE workshop on Santa Barbara, CA, USA Dec. 14-17, 1997, New York, NY, USA, IEEE, US, Dec. 14, 1997, pp. 527-534 XP010267477 ISBN: 0-7803-3698-4.
- Pellom, B., et al., "Fast likelihood computation techniques in nearest neighbor search for continuous speech recognition.", *IEEE Signal Processing Letters*, vol. 3 No. *pp. 221-224 Aug. 2001.
- Reynolds, D., et al., "Robust text-independent speaker identification using Gaussian mixture speaker models", *IEEE Transactions on Speech and Audio Processing*, vol. 8 No. * pp. 72-83 Jan. 1995.
- Zawodney, Jeremy D., "A C Program to compute CDDB discids on Linux and free BSD," [internet] http://jeremy.zawodny.com/c/discid-linux-1.3tar.gz, 1 page, Apr. 14, 2001, retrieved Jul. 17, 2007.
- Beritelli, F., et al., "Multilayer Chaotic Encryption for Secure Communications in packet switching Networks," IEEE, vol. 2 Aug. 2000, pp. 1575-1582.
- Blum, T., Keislar, D., Wheaton, J., and Wold, E., "Audio Databases with Content-Based Retrieval," Prodeedings of the 1995 International Joint Conference on Artificial Intelligence (IJCAI) Workshop on Intelligent Multimedia Information Retrieval, 1995.
- Breslin, Pat, et al., Relatable Website, "Emusic uses Relatable's open source audio recongnition solution, TRM, to signature its music catabblog for MusicBrainz database," http://www.relatable.com/news/pressrelease/001017.release.html, Oct. 17, 2000.
- Cosi, P., De Poli, G., Prandoni, P., "Timbre Characterization with Mel-Cepstrum and Neural Nets," Proceedings of the 1994 International Computer Music Conference, pp. 42-45, San Francisco, No date.
- Feiten, B. and Gunzel, S., "Automatic Indexing of a Sound Database Using Self-Organizing Neural Nets," Computer Music Journal, 18:3, pp. 53-65, Fall 1994.
- Fischer, S., Lienhart, R., and Effelsberg, W., "Automatic Recognition of Film Genres," Reihe Informatik, Jun. 1995, Universitat Mannheim, Praktische Informatik IV, L15, 16, D-68131 Mannheim.
- Foote, J., "A Similarity Measure for Automatic Audio Classification," Institute of Systems Science, National University of Singapore, 1977, Singapore.
- Gonzalez, R. and Melih, K., "Content Based Retrieval of Audio," The Institute for Telecommunication Research, University of Wollongong, Australia, No date.
- Keislar, D., Blum, T., Wheaton, J., and Wold, E., "Audio Analysis for Content-Based Retrieval" Proceedings of the 1995 International Computer Music Conference.
- Scheirer, E., Slaney, M., "Construction and Evaluation of a Robust Multifeature Speech/Music Discriminator," pp. 1-4, Proceedings of ICASSP-97, Apr. 2-24, Munich, Germany.
- Scheirer, E.D., "Tempo and Beat Analysis of Acoustic Musical Signals," Machine Listening Group, E15-401D MIT Media Laboratory, pp. 1-21, Aug. 8, 1997, Cambridge, MA.
- Schneier, Bruce, Applied Cryptography, Protocols, Algorithms and Source Code in C, Chapter 2 Protocol Building Blocks, 1996, pp. 30-31
- Smith, Alan J., "Cache Memories," Computer Surveys, Sep. 1982, University of California, Berkeley, California, vol. 14, No. 3, pp. 1-61.

Vertegaal, R. and Bonis, E., "ISEE: An Intuitive Sound Editing Environment," Computer Music Journal, 18:2, pp. 21-22, Summer 1994. PCT Search Report PCT/US01/50295, International Search Report dated May 14, 2003, 5 Pages.

PCT Search Report PCT/US02/33186, International Search Report dated Dec. 16, 2002, pp. 1-4.

PCT Search Report PCT/US04/02748, International Search Report and Written Opinion dated Aug. 20, 2007, 6 Pages.

PCT Search Report PCT/US05/26887, International Search Report dated May 3, 2006, 2 Pages.

PCT Search Report PCT/US08/09127, International Search Report dated Oct. 30, 2008, 8 Pages.

Audible Magic Office Action for U.S. Appl. No. 09/511,632 mailed Dec. 4, 2002.

Audible Magic Office Action for U.S. Appl. No. 09/511,632 mailed May 13, 2003.

Audible Magic Office Action for U.S. Appl. No. 09/511,632 mailed Aug. 27, 2003.

Audible Magic Office Action for U.S. Appl. No. 09/511,632 mailed Feb. 5, 2004.

Audible Magic Notice of Allowance for U.S. Appl. No. 09/511,632 mailed Aug. 10, 2004.

Audible Magic Notice of Allowance for U.S. Appl. No. 10/955,841 mailed Sep. 25,2006.

Audible Magic Notice of Allowance for U.S. Appl. No. 10/955,841 mailed Mar. 23, 2007.

Audible Magic Notice of Allowance for U.S. Appl. No. 10/955,841 mailed Sep. 11, 2007.

Audible Magic Notice of Allowance for U.S. Appl. No. 10/955,841 mailed Feb. 25, 2008.

Audible Magic Office Action for U.S. Appl. No. 08/897,662 mailed Aug. 13, 1998.

Audible Magic Notice of Allowance for U.S. Appl. No. 08/897,662 mailed Jan. 29, 1999.

Audible Magic Office Action for U.S. Appl. No. 09/706,227 mailed

May 5, 2004. Audible Magic Office Action for U.S. Appl. No. 09/706,227 mailed

Nov. 12, 2004. Audible Magic Office Action for U.S. Appl. No. 09/706,227 mailed

May 9, 2005. Audible Magic Office Action for U.S. Appl. No. 09/706,227 mailed

Nov. 1, 2005. Audible Magic Office Action for U.S. Appl. No. 09/706,227 mailed Jun. 23, 2006.

Audible Magic Office Action for U.S. Appl. No. 09/706,227 mailed Nov. 7, 2006.

Audible Magic Office Action for U.S. Appl. No. 09/706,227 mailed Mar. 29, 2007.

Audible Magic Office Action for U.S. Appl. No. 09/706,227 mailed

Sep. 17, 2007. Audible Magic Office Action for U.S. Appl. No. 09/706,227 mailed

May 29, 2008. Audible Magic Office Action for U.S. Appl. No. 09/706,227 mailed

Jan. 9, 2009. Audible Magic Office Action for U.S. Appl. No. 10/192,783 mailed

Dec. 13, 2004.

Audible Magic Notice of Alleyanes for U.S. Appl. No. 10/102 783

Audible Magic Notice of Allowance for U.S. Appl. No. 10/192,783 mailed Jun. 7, 2005.

Audible Magic Notice of Allowance for U.S. Appl. No. 11/239,543 mailed Apr. $23,\,2008$.

Audible Magic Office Action for U.S. Appl. No. 09/910,680 mailed Nov. 17, 2004.

Audible Magic Office Action for U.S. Appl. No. 09/910,680 mailed May 16, 2005.

Audible Magic Office Action for U.S. Appl. No. 09/910,680 mailed Sep. 29, 2005.

Audible Magic Office Action for U.S. Appl. No. 09/910,680 mailed Jun. 23, 2006.

Audible Magic Office Action for U.S. Appl. No. 09/910,680 mailed Aug. 8, 2006.

Audible Magic Office Action for U.S. Appl. No. 09/910,680 mailed Jan. 25, 2007.

Audible Magic Office Action for U.S. Appl. No. 09/910,680 mailed Dec. 5, 2007.

Audible Magic Office Action for U.S. Appl. No. 10/072,238 mailed Oct. 25, 2005.

Audible Magic Office Action for U.S. Appl. No. 10/072,238 mailed Apr. 25, 2006.

Audible Magic Office Action for U.S. Appl. No. 10/072,238 mailed Sep. 19, 2007.

Audible Magic Office Action for U.S. Appl. No. 10/072,238 mailed Apr. 7, 2008.

Audible Magic Office Action for U.S. Appl. No. 10/072,238 mailed Oct. 1, 2008.

Audible Magic Office Action for U.S. Appl. No. 11/116,710 mailed Dec. 13, 2004.

Audible Magic Office Action for U.S. Appl. No. 11/116,710 mailed Apr. 8, 2005.

Audible Magic Office Action for U.S. Appl. No. 11/116,710 mailed Oct. 7, 2005.

Audible Magic Office Action for U.S. Appl. No. 11/116,710 mailed Apr. 20, 2006.

Audible Magic Office Action for U.S. Appl. No. 11/116,710 mailed Jul. 31, 2006.

Audible Magic Office Action for U.S. Appl. No. 11/116,710 mailed Jan. 16, 2007.

Audible Magic Notice of Allowance for U.S. Appl. No. 11/116,710 mailed Nov. 19, 2007.

Mailed Nov. 19, 2007.

Audible Magic Notice of Allowance for U.S. Appl. No. 12/042,023

mailed Dec. 29, 2008. Audible Magic Office Action for U.S. Appl. No. 11/048,307 mailed

Aug. 22, 2007. Audible Magic Office Action for U.S. Appl. No. 11/048,307 mailed

May, 16, 2008. Audible Magic Office Action for U.S. Appl. No. 11/048,308 mailed

Feb. 25, 2008. Audible Magic Office Action for U.S. Appl. No. 11/048,338 mailed

Apr. 18, 2007. Audible Magic Office Action for U.S. Appl. No. 11/048,338 mailed

Oct. 11, 2007. Audible Magic Office Action for U.S. Appl. No. 11/048,338 mailed

Jan. 14, 2008. Audible Magic Office Action for U.S. Appl. No. 11/048,338 mailed

Jul. 9, 2008. Audible Magic Office Action for U.S. Appl. No. 11/048,338 mailed

Jan. 7, 2009. Audible Magic Office Action for U.S. Appl. No. 12/035,599 mailed

Nov. 17, 2008. Audible Magic Office Action for U.S. Appl. No. 12/035,609 mailed

Audible Magic Office Action for U.S. Appl. No. 10/356,318 mailed

May 24, 2006. Audible Magic Office Action for U.S. Appl. No. 10/356,318 mailed

Audible Magic Office Action for U.S. Appl. No. 10/356,318 mailed Apr. 11, 2007.

Audible Magic Office Action for U.S. Appl. No. 10/356,318 mailed Nov. 1, 2007.

Audible Magic Office Action for U.S. Appl. No. 10/356,318 mailed May 9, 2008.

Audible Magic Office Action for U.S. Appl. No. 10/356,318 mailed Jan. 6, 2009.

Audible Magic Office Action for U.S. Appl. No. 11/191,493 mailed Jul. 17, 2008.

Audible Magic Office Action for U.S. Appl. No. 11/191,493 mailed Jan. 9, 2009.

European Patent Application No. 02782170, Supplementary European Search Report Dated Feb. 7, 2007, 4 pages.

Audible Magic Office Action for U.S. Appl. No. 10/072,238 mailed May 3, 2005.

Business Wire, "Cisco and Fox Host Groundbreaking Screening of Titan A.E.; Animated Epic Will Be First Film Ever to be Digitaly Transmitted Over the Internet Monday," Jun. 5, 2000, 08:14 EDT.

Business Wire, "IBM: IBM Announces New Descrambler Software; First to Offer Software to Work With Digital Video Chips," Jun. 5, 25, 1997, 07:49.

Gasaway Laura, Close of Century Sees New Copyright Amendments, Mar. 2000, Information Outlook, 4, 3, 42.

Harris, Lesley Ellen, "To register or not," Mar. 2006, Information Outlook, 10, 3, 32(s).

Audible Magic Notice of Allowance for U.S. Appl. No. 11/239,543 mailed Nov. 6, 2008.

Audible Magic Notice of Allowance for U.S. Appl. No. 11/239,543 mailed Feb. 25, 2009.

Audible Magic Notice of Allowance for U.S. Appl. No. 12/042,023 mailed Jun. 25, 2009.

Audible Magic Notice of Allowance for U.S. Appl. No. 11/048,307 mailed May 29, 2009.

Audible Magic Office Action for U.S. Appl. No. 11/048,308 mailed Mar. 5, 2009.

Audible Magic Notice of Allowance for U.S. Appl. No. 11/048,308 mailed Aug. 7, 2009.

Audible Magic Office Action for U.S. Appl. No. 11/048,338 mailed Jul. 6, 2009.

Audible Magic Office Action for U.S. Appl. No. 12/035,599 mailed May 29, 2009.

Audible Magic Office Action for U.S. Appl. No. 12/035,609 mailed Jun. 24, 2009.

Audible Magic Office Action for U.S. Appl. No. 10/356,318 mailed Jun. 15, 2009.

Chen, et al., Yong-Cong, A Secure and Robust Digital Watermaking Technique by the Blook Cipher RC6 and Secure Hash Algorithm, Department of Computer Science, National Tsing Hua University,

Pankanti, Sharath, "Verification Watermarks on Fingerprint Recognition and Retrieval," Part of IS&T/SPIE Conference on Security and Watermarking of Multimedia Contents, San Jose, CA Jan. 1999, SPIE vol. 3657, pp. 66-78.

Audible Magic Office Action for U.S. Appl. No. 11/048,338 mailed Dec. 28, 2009.

Audible Magic Office Action for U.S. Appl. No. 12/035,599 mailed Nov. 24, 2009.

Audible Magic Notice of Allowance for U.S. Appl. No. 12/035,609 mailed Dec. 11, 2009.

Audible Magic Office Action for U.S. Appl. No. 10/356,318 mailed Jan. 21, 2010.

Audible Magic Office Action for U.S. Appl. No. 11/191,493 mailed Apr. 28, 2009.

Audible Magic Office Action for U.S. Appl. No. 11/191,493 mailed Nov. 19, 2009.

Audible Magic Notice of Allowance for U.S. Appl. No. 12/042,023 mailed Mar. 8, 2010.

European Patent Application No. 04706547.9 European Search Report Dated Feb. 25, 2010, 3 Pages.

Audible Magic Notice of Allowance for U.S. Appl. No. 12/251,404 mailed May 14, 2010.

Audible Magic Office Action for U.S. Appl. No. 11/048,338 mailed Jun. 24, 2010.

Audible Magic Office Action for U.S. Appl. No. 12/035,599 mailed Jun. 9, 2010.

Audible Magic Notice of Allowance for U.S. Appl. No. 12/277,291 mailed May 12, 2010.

PacketHound Tech Specs, www.palisdesys.com/products/packethound/tech_specs/prod_Phtechspecs.shtml, 2002 (no month).

"How Does PacketHound Work?", www.palisadesys.com/products/packethound/how_does_it_work/prod_Phhow.shtml, 2002 (no month).

K. V. Kanth et al., "Dimensionality Reduction for Similarity Searching in Dynamic Databases," Computer Vision and Image understanding, vol. 75, Nos. 1/2 Jul./Aug. 1999, pp. 59-72, Academic Press. Santa Barbara, CA, USA.

K. Ohtsuki et al., "Topic extraction based on continuous speech recognition in broadcast-news speech," Proceedings IEEE Workshop on Automated Speech Recognition and Understanding, 1997, pp. 527-534. N. Y, N. Y, USA.

Yao Wang et al., "Multimedia Content Analysis," IEEE Signal Processing Magazine, pp. 12-36, Nov. 2000, IEEE Service Center, Piscataway, N. J., USA.

Erling Wold et al., "Content-Based Classification, Search, and Retrieval of Audio," IEEE Mulitmedia, vol. 3, No. 3, pp. 27-36, 1996, IEEE Service Center, Piscataway, N. J., USA.

Jeremy D. Zawodny, "A C Program to Compute CDDB discids on Linus and FreeBSD," [Internet] http://jeremy.zawodny.com/c/discid/discid-linux-1.3tar.gz, 1 page, Apr. 14, 2001, retrieved Jul. 17, 2007. European Patent Application No. 02725522.3, Supplementary European Search Report dated May 12, 2006, 2 pages.

International Application No. PCT/US02/10615, International Search Report dated Aug. 7, 2002, 2 pages.

European Patent Application No. 02756525.8, Supplementary European Search Report dated Jun. 28, 2006, 4 pages.

European Patent Application No. 02752347.1, Supplementary European Search Report dated May 8, 2006, 4 pages.

* cited by examiner

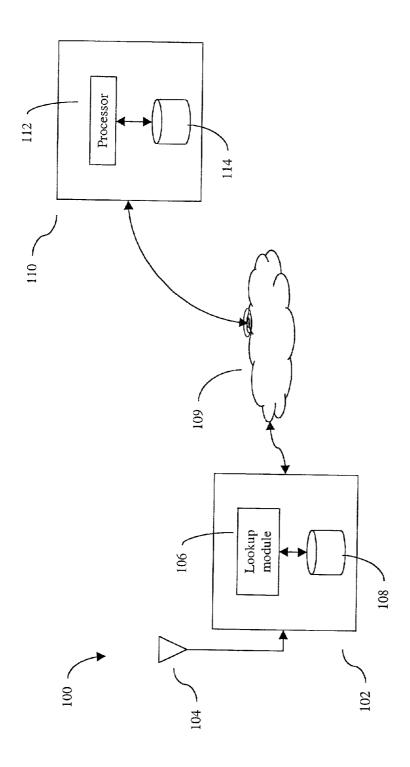
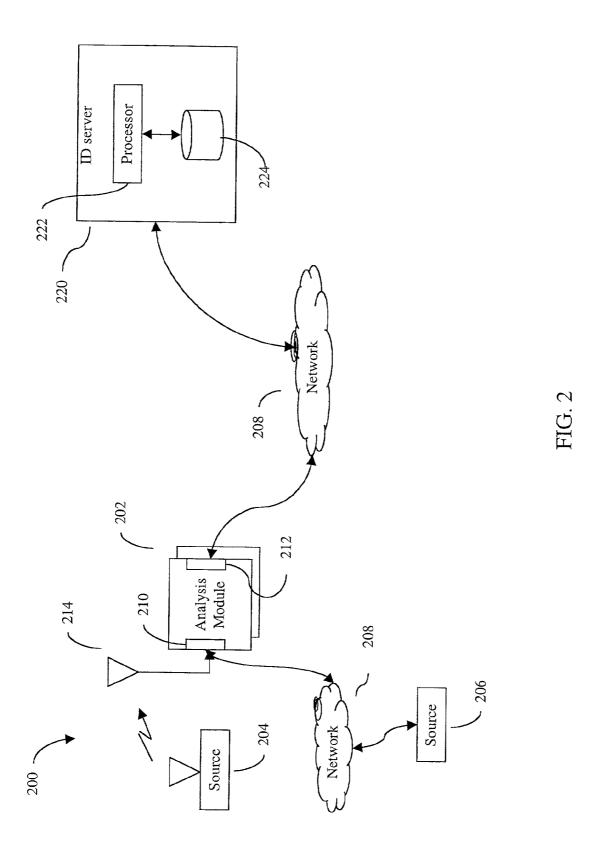


FIG. 1 Prior Art



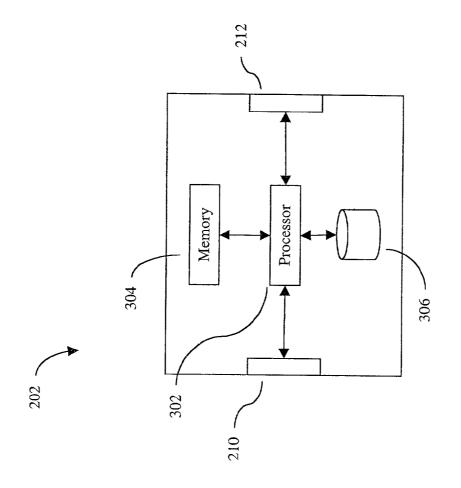
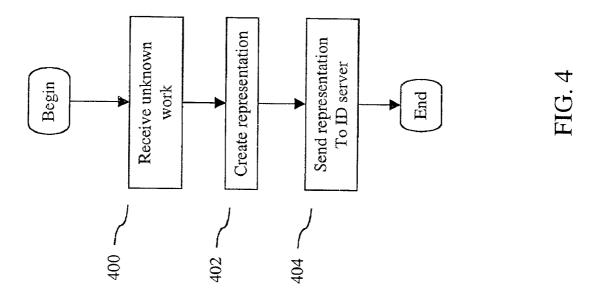


FIG. 3



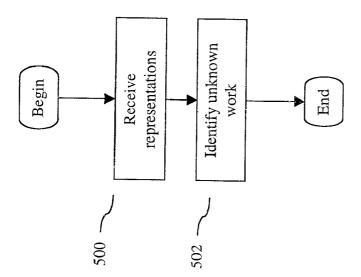
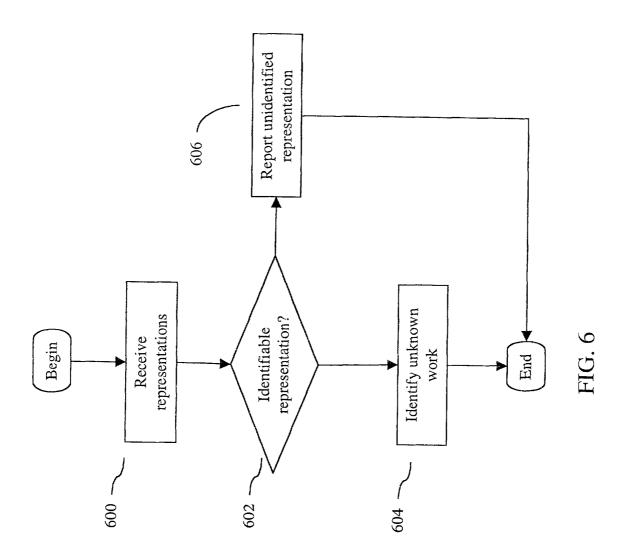
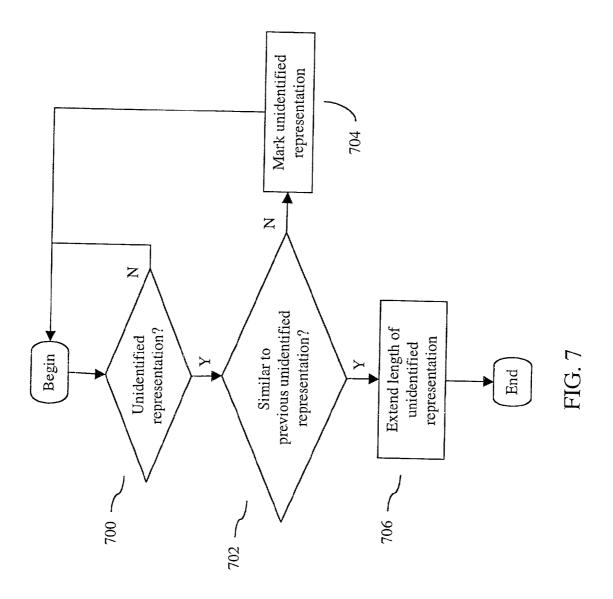


FIG. 5





METHOD AND APPARATUS FOR IDENTIFYING NEW MEDIA CONTENT

RELATED APPLICATION

This application is a continuation-in-part of U.S. application Ser. No. 09/910,680, filed Jul. 20, 2001.

BACKGROUND

1. Field of the Disclosure

The present disclosure relates to data communications, and, in particular, to a novel system and apparatus for the automatic identification of new media.

2. The Prior Art

Background

Once an audio or video work has been recorded it may be both downloaded by users for play, or broadcast ("streamed") over the Internet or conventional radio or television broadcast or satellite broadcast media. When works are streamed, they 20 may be listened to or viewed by Internet users in a manner much like traditional radio and television stations. Media streams often contain both performances of pre-recorded work and extemporaneous work, such announcements or other narrative material. Furthermore, media streams may 25 contain no information about the work being performed, or the information provided may be imprecise.

Given the widespread use of streamed media, audio works, or video works may need to be identified. The need for identification of works may arise in a variety of situations. For 30 example, an artist may wish to verify royalty payments or generate their own Arbitron®-like ratings by identifying how often their works are being performed. Thus, playlists of media may need to be generated. Additionally, for competitive analysis a business may wish to know when and where a 35 competitor is placing advertising in the media. Furthermore, a broadcast source may want to know when and how often a competitive broadcast source is using pre-recorded material.

Further complicating the identification are improvements in technology allowing a tremendous number of new works to 40 be produced, such as new song recordings, new advertisements, news worthy audio clips, and station promotions. A comprehensive playlist preferably would include these new works, which may be performed over a wide variety of media streams.

FIG. 1 shows a playlist generation system 100 of the prior art. The system 100 may include one or more remote detection modules 102 deployed at various locations throughout a broadcast area. Each detection module 102 may include an antenna 104 for receiving broadcast signals and providing the signals to an analysis and lookup module 106. The module 106 is typically configured to identify the content of the received signal by comparing its audio content against a database 108 of reference representations of known works.

If a match is made, typically the module **102** will keep a 55 record of all matches made during a predetermined period of time. For example, the module **102** may keep a record of song titles detected during a 24-hour period.

The system 100 may further include a playlist server 110 having a processor 112 and database 114. The server 110 is 60 typically configured to receive information such as the titles of identified songs from the one or more detection modules 102 through a network such as the Internet 109 and generate a playlist which may be stored on database 114.

However, the system **100** is typically unable to identify 65 works for which a corresponding reference representation does not exist in the reference database.

SUMMARY

A new media identification system is disclosed. In one aspect, a system may comprise at least one analysis module for receiving and analyzing streamed work and generating a corresponding representation thereof; at least one identification (ID) server for receiving the representation from the at least one analysis module and generating a collection of unidentifiable segments in the received work.

A method for identifying new works is also disclosed. In one aspect, a method may comprise receiving an unidentified segment; determining whether the unidentified segment is similar to previously received unidentified segments; and sequentially extending similar unidentified segments into a 15 single super segment.

BRIEF DESCRIPTION OF THE DRAWING FIGURES

FIG. 1 is a prior art diagram of a system.

FIG. 2 is a block diagram of one aspect of a disclosed system including one or more analysis modules and ID servers

FIG. $\bf 3$ is a block diagram of one aspect of an analysis $\bf 25$ module.

FIG. 4 is a flowchart of one aspect of a disclosed system.

FIG. 5 is a flowchart of one aspect of a disclosed system.

FIG. 6 is a flowchart of a further aspect of a disclosed system.

FIG. 7 is a flowchart of yet a further aspect of a disclosed system.

DETAILED DESCRIPTION

Persons of ordinary skill in the art will realize that the following description is illustrative only and not in any way limiting. Other modifications and improvements will readily suggest themselves to such skilled persons having the benefit of this disclosure.

This disclosure may relate to data communications. Various disclosed aspects may be embodied in various computer and machine readable data structures. Furthermore, it is contemplated that data structures embodying the teachings of the disclosure may be transmitted across computer and machine readable media, and through communications systems by use of standard protocols such as those used to enable the Internet and other computer networking standards.

The disclosure may relate to machine readable media on which are stored various aspects of the disclosure. It is contemplated that any media suitable for retrieving instructions is within the scope of the present disclosure. By way of example, such media may take the form of magnetic, optical, or semiconductor media.

Various aspects of the disclosure may be described through the use of flowcharts. Often, a single instance of an aspect of the present disclosure may be shown. As is appreciated by those of ordinary skill in the art, however, the protocols, processes, and procedures described herein may be repeated continuously or as often as necessary to satisfy the needs described herein. Accordingly, the representation of various aspects of the present disclosure through the use of flowcharts should not be used to limit the scope of the present disclosure.

Exemplary Structure

FIG. 2 is a schematic diagram of one aspect of a disclosed playlist generation system 200. The system 200 may include at least one analysis module 202 for receiving a media stream from a broadcast source 204 as is known in the art. The

2

analysis module may include one or more conventional antennae 214 coupled to the analysis module 202 through an input port 210. The input port 210 may include a conventional receiver for the reception of desired broadcast signals. The input port 210 may also be configured to provide remote control functionality for allowing the remote control and configuration of the receiver, such as providing for remote tuning. The input port 210 may be further configured to digitize received signals in digital formats using protocols known in the art, such as PCM.

The analysis module 202 may also be configured to receive a media stream from one or more networked sources 206. In one aspect of a disclosed system, the input port 210 of the analysis module 202 may be configured to monitor sources providing content in standard formats such as Real®, Quick- 15 Time®, Windows Media®, MP3®, and similar formats, using hardware and software as is known in the art.

In another aspect of a disclosed system, the input port 210 may be configured to directly receive audio or video through any of the various means know in the art, such as a microphone, video acquisition system, VHS tape, or audio cassette tape. These media streams may also be provided in standard formats such as MP3, Windows Media, and similar formats. Thus, the analysis module 202 may be configured to receive a work prior to the work being presented to the broadcast 25 system or network source. It is envisioned that this presentation could occur almost simultaneously.

The input port 210 may be operatively coupled to a network 208 through which the source 206 may be accessed. The network 208 may comprise any packet- or frame-based network known in the art, such as the Internet. The input port 210 may also be configured to access the network 208 through any means known in the art, such as through traditional copper connections. Furthermore, the input port 210 may also be configured to access the network 208 using wireless connectivity methods as known in the art, including low-power broadband methods such as Bluetooth®, or cellular-based access methods such as those used to provide wireless connectivity to cellular phones and personal digital assistants (PDAs).

The analysis module 202 may also include an output port 212 for providing connectivity to the network 208. The output port 212 may comprise a separate unit within the analysis module 202 and may include hardware and software to provide the same functionality as the input port 210. Additionally, it is contemplated that the output port 212 may comprise substantially the same circuitry as the input port 210 in order to save space and cost.

Referring now to FIG. 3, a conceptual block diagram of one aspect of a disclosed analysis module 202 is shown. The 50 analysis module 202 may include a processor 302 for operating various aspects of the present disclosure. The processor 302 may be operatively disposed between the input port 210 and output port 212.

It is contemplated that any processor known in the art may 55 be employed in the module 202, and the choice of a processor may depend on the application. For example, if the module 202 is embodied in a personal computer, the processor 202 may comprise a microprocessor capable of running conventional operating systems such as Microsoft Windows®, while 60 if the module 202 is deployed in a mobile unit such as a PDA, the processor 202 may need only be capable of running an operating system such as Palm OS®, or other embedded systems such as may be present in a cell phone or other consumer device.

The module 202 may include ancillary hardware and software, such as conventional memory 304 and a conventional 4

database 306 for the storage and retrieval of various aspects of the disclosed system and data.

The module **202** may be configured to generate a representation of received work which may then be used by the system to identify performed works contained in the received work. It is contemplated that a wide variety of methods may be used by the analysis module **202** to generate the representation. The analysis module may be configured to generate a representation of the received work using the psychoacoustic properties of the audio content of the received work. Such methods are known in the art. For example, the analysis module may generate feature vectors as disclosed in U.S. Pat. No. 5,918, 223 to Blum, et al., which is assigned to the same assignee of the present disclosure and incorporated by reference as though fully set forth herein.

Additionally, the module 202 may use audio or video spectral or wavelet representation techniques as are known in the art. For example, other representation forms may comprise the text output of a speech recognition system, text output of a close captioned transmission, or a musical score produced by a music transcription system. In another embodiment, the representation may comprise a bit calculated key using any of the techniques as are known in the art such as MD5 hash and CRC.

The representation may also make note of significant changes in the content of a media signal. Changes in the media stream may also be indicated by a transition from one characteristic set of features to another. By way of example only, such changes may be indicated by a relatively quiet audio section, a change from heavy bass to heavy treble, a blank video frame, or a change in the relative amounts of color in successive segments.

It is contemplated that a wide variety of analysis methods may be employed singly or in combination advantageously in the present disclosure.

Referring back to FIG. 2, the system 200 may further include at least one identification (ID) server 220 for identifying an received work. The ID server 220 may identify received work using a representation received from the analysis module 202 through network 208. Though FIG. 2 shows the ID server 220 coupled to the same network 208 as the analysis module 202, it is to be understood that the various components of the present disclosure may be coupled to different networks at different times.

The ID server 220 may comprise a computer suitable for running an operating system such as Microsoft Windows®, UNIX®, LINUX®, MAC OS®, and the like. The ID server 220 may include a conventional processor 222 for operation of the server. The ID server may further include associated hardware and software known in the art such as a conventional database 224 for storing embodiments of the disclosure or data.

It is contemplated that the ID server 220 may be configured to identify received work using a variety of methods known in the art. The method for identification may correspond to the method(s) used to generate the representation within the analysis module. For example, the ID server 220 may be configured to perform identification using the methods disclosed in U.S. Pat. No. 5,918,223 to Blum, et al, if the representation were generated using corresponding methods.

Another example would be the pure spectral representations as are known in the art. It is envisioned that other representations such as wavelets may be used. The invention could also identify the received work from the speech recognized text compared against a database of song lyrics using any of a variety of methods known to those skilled in the art.

Yet another example would be any of a number of search techniques as are known in the art when the representation is a bit calculated key.

The system may also identify the received work by searching a collection of musical works for musical note sequences 5 that correspond to the musical score in the representation.

In another configuration the system may use a combination of identification techniques, each of which correspond to a representation of the received work. By using several identification techniques, the chance of a misidentification or 10 missed identification may be greatly reduced.

Though the analysis module and ID server are shown as being located separately, it is contemplated that they also may be co-located in a single server. For example, it is contemplated that the analysis module and ID server may each be 15 embodied in a single board computer wherein the analysis module and ID server are housed in a single unit and operatively coupled through a common backplane.

Exemplary Operation

FIG. 4 is a flowchart of one aspect of a disclosed method for 20 automatically generating a playlist. The process begins in act 400, where at least one media stream is received by an analysis module. The analysis module may comprise hardware and software substantially as shown and described above.

Additionally, one or more of the analysis modules may be 25 configured to receive a plurality of stream sources simultaneously for analysis. It is contemplated that the analysis modules may be located and configured to receive and analyze a wide variety of content, including analog radio or video, digital streaming audio or video, VHS tape, audio cassette 30 tape or any other media.

In act 402, the analysis module then creates a representation of the received work as shown and described above. The representation may be created by the analysis module by extracting psychoacoustic properties from the received work 35 as described above.

In act 404, the representations created by the one or more analysis modules may be provided to an ID server. The ID server may comprise hardware and software as described above. It is contemplated that the ID server may comprise a 40 single server, multiple servers networked at a single location, or multiple servers located at different locations.

It is contemplated that the various analysis modules may provide representations to one or more ID servers in a wide variety of manners. For example, all of the analysis modules 45 present in a system may provide representations in real-time. Or, different analysis modules may be configured to provide representations at different intervals depending on the needs of the end user. The analysis modules may transmit representations every sixty seconds, hourly, or as often as is needed. 50

In some cases where network connectivity is challenging, the representations may be batched up and sent to the ID server(s) once a day or less. In particularly harsh or secretive conditions, the representations may be stored within the analysis modules until the modules could be physically 55 retrieved and operatively coupled to an ID server at another physical location.

It is contemplated that an out-of-band event may be used to trigger the transmission of representations. For example, such a trigger may comprise the initialization of a connection to a 60 network, or the activation of media playing software or hardware.

FIG. 5 is a flowchart of a further disclosed aspect of a disclosed method. The process begins with act 500, where an ID server receives at least one representation of received 65 work. The representations may be received from analysis modules as described above.

6

In act **502**, the ID server identifies portions of the received work based upon the representation. This identification may be performed using the methods as described above. The identification may include such information as the song title, artist, label, or any other information as is known in the art that may be associated with the work. The identification information might contain information such as the name of the advertiser or a descriptive notation of an FCC broadcaster identification segment. The identification information might contain a narrative description of a news segment.

Once an identification of a received work is made, it is contemplated that a wide variety of further acts maybe performed. For example, the identifications made by the ID server may be used to construct or maintain a playlist database. Such a playlist may be stored on the ID server, or on a distant server. As will be appreciated by those skilled in the art, if representations are provided to the ID server in real-time (or near real-time depending on the equipment or network used), a playlist may be generated in corresponding real-time. Thus, a playlist may be generated in real-time from inputs provided from distant geographic locations or multiple sources that contains a comprehensive playlist of every identified media segment.

Additionally, the identification may be transmitted back to the analysis module which generated the representation. This may be advantageous where it is desired to generate a playlist for the particular analysis module's location or user. Thus, the ID server may be configured to provide an identification back to the source analysis module.

The identity of the received work may also be used for the maintenance of the system. Typically, copies of received works are stored on local drives for audit purposes. Since the intermediate representation files may be larger in size than the identities, it may be desirable to configure the analysis module to purge intermediate representations for identified works to recover drive space. It is contemplated that the ID server may be configured to transmit the identity of received works back to the generating analysis module, and the corresponding part of the representation may then be deleted from local drives by the analysis module, thereby recovering valuable capacity.

Furthermore, it is contemplated that the ID server or analysis module may be configured to send information regarding identified works to third parties, such as third-party servers. Additionally, the ID server or analysis module may be configured to provide an electronic notification to third parties of identifications made by the ID server. Examples of electronic notifications may include email, HTTP POST transactions, or other electronic communication as is known in the art. As is known by those skilled in the art, these electronic notifications may be used to initiate an action based on their content. For example, such notifications may allow the playlist to be accessed in real-time or as desired.

It is contemplated that the ID server may be configured to provide customized playlists containing information tailored to a customer's individual needs. For example, a customer may wish to be notified whenever a certain work is broadcast, or whether a particular work is broadcast on a particular media outlet. Customers may wish to have complete playlists provided to them periodically at desired intervals that may include statistics known in the art. By using the system as disclosed herein, such requests may be satisfied automatically in real-time, or at whatever interval may be desired. It is to be understood that any of the aspects of the present disclosure may be performed in real time or as often as desired.

Unidentified Segments

During the process described above, the received work presented to the system may contain segments which may not be identified. In an aspect of a disclosed system, such unidentified segments may be examined to provide useful information. For example, if a particular unidentified segment is repeated often it may contain a new song or commercial or other pre-recorded work that warrants further action.

In one aspect of a disclosed system, the ID server may examine the representations of unidentified segments, and determine that some sub-segments were actually repeat performances of a single work. Furthermore, this examination may extract a plurality of other characteristics of the original broadcast such as the amount of musical content, amount of speech content, a transcription based on speech recognition, the beat of any music present, etc. These characteristics of the unidentified segments may then be used to classify the unidentified received representations.

For example, a sub-segment that has been performed more than once may be correlated with a high amount of musical content and a certain minimum length of play time to indicate that a new song has been detected. Correlating other values and characteristics could indicate that a new advertisement has been detected. In some cases a corresponding segment of the original broadcast signal could be retrieved and played for a human to perform an identification.

FIG. 6 is a flow diagram of a method for identifying new media content. The process of FIG. 6 may be performed by any of the structure disclosed in this disclosure.

The process of FIG. **6** begins in act **600**, where a media stream is received. The received media content may be delivered over any transmission medium as disclosed above. The process of FIG. **6** may receive content from one or more media streams. It is contemplated that the received work may comprise representations provided by an analysis module to an ID server as described above. In the discussion that follows, the terms segments and representations may be used interchangeably. Furthermore, when the following discussion discloses operations on a segment, that same operation may be performed on any part of the segment, or a sub segment, where the sub segment may overlap other sub segments.

In query 602, the system determines whether the received work can be identified. If the work can be identified, the work may be identified in act 604. The determination and identification acts may be performed as disclosed above.

If the received work cannot be identified, then the unidentified segment may be reported to the system in act 606. It is contemplated that the unidentified segment may be indexed and cataloged. Additionally, a list of unidentified segments may be generated.

FIG. 7 is a flow diagram of a further aspect of identifying new media content. The process of FIG. 7 begins in query 700, where the system waits to receive an unidentified segment.

In query 702, it is determined whether the received unidentified segment is similar to any part of any previously received unidentified segment. In one embodiment, the analysis performed in query 702 may comprise decomposing each unidentified segment into a series of overlapping 5-second sub segments and comparing each unidentified sub segment against other unidentified sub segments. It is contemplated that a wide variety of similarity measurement techniques may be used, such as those used to identify segments as disclosed 65 above. For example, a threshold for similarity may comprise the vector distance between unidentified segments computed

8

as disclosed above. The choice of similarity measurement may dictate the length of the matching sub segments discovered

If the unidentified segment is not determined to be similar to a previously received unidentified segment, then the segment may be indexed and cataloged in act **704**. Such a segment may then serve as a reference against which future unidentified segments may be compared.

If an unidentified segment is determined to be similar to a previously received unidentified segment, the system may conclude that similar unidentified segments may be performances of the same work, e.g., from the same master recording. When the similarity comparison process indicates that the unidentified sub segment is from the same work as another unidentified sub segment, then the system may attempt to extend the length of the similar unidentified segments by 'stitching' together contiguous unidentified sub segments which also meet the criteria of being performances of the same work. These extended segments consisting of similar earlier and later unidentified segments is referred to herein as "super segments".

Groups of super segments may be created which consist of contiguous runs of unidentified segments collected from one or more media streams that may all be performances of the same work. It is contemplated that super segments may comprise any length, and may preferably have a length corresponding to standard media lengths such as 15 seconds, 30 seconds, 60 seconds, 13 minutes, or even an hour. Of course, other lengths may be used.

In a further exemplary embodiment, once a super segment has been created, it will be included in the process of FIG. 7. Thus, newly received unidentified segments may be continuously added to a particular super segment if it is determined to be similar to any of the unidentified segments which are contiguous with another super segment in the same group of super segments. This action may extend the length of each super segment in the particular group of super segments. Thus, through the analysis of the present disclosure, a listing may be produced which includes the largest possible repeating segments across all time and across all the monitored media streams.

These repeating segments may contain valuable information and may be reported on. In one embodiment, super segments may be reported on by length. For example, any repeating segments less than 63 seconds in length may represent advertisements, news segments or station promotions. In another embodiment, any repeating segments between 2 and 15 minutes may indicate a song. Additionally, longer repeating segments may indicate an entire broadcast is being repeated, such as a radio talk show or TV show.

It is contemplated that the ID server as disclosed herein may perform the process of FIG. 7. Once super segments are found, it is contemplated that a wide variety of further acts maybe performed. For example, the unidentified repeating segments found by the ID server may be used to construct or maintain a new works playlist database. Such a new works playlist may be stored on the ID server, or on a distant server. These repeating segments may be merged into a playlist report of identified media, thus making the playlist comprehensive of all master recordings. As will be appreciated by those skilled in the art, if representations are provided to the ID server in real-time (or near real-time depending on the equipment or network used), a new works playlist may be generated in corresponding real-time. Thus, a new works playlist may be generated in real-time from inputs provided from distant geographic locations or multiple sources that

contains a comprehensive playlist of every unidentified media segment or super segment.

Often a substantial time interval will pass between performances of a work over a given media stream. However, the same work is often performed on several different media 5 streams. The time between performances of the same work on different media streams may be far less than the time between performances of the work on any one media stream. Furthermore, advertisements may often play concurrently over several different media streams as the advertiser tries to achieve 10 great consumer impact. Thus, the system described herein will preferably recognize a new work as soon as it is performed a second time on any monitored media stream.

In a further aspect, the unidentified segments and super segments may be transmitted back to the analysis module 15 which generated the representation. This may be advantageous where it is desired to generate a new work playlist for the particular analysis module's location or user. Thus, the ID server may be configured to provide unidentified segments or super segments back to the source analysis module. In this 20 case, the source analysis module may decide to hold the original source audio corresponding to the new work super segment for future identification through more traditional, human based, methods.

Furthermore, it is contemplated that the ID server or analysis module may be configured to send information regarding detected new works to third parties, such as third-party servers. Additionally, the ID server or analysis module may be configured to provide an electronic notification to third parties of new work detection made by the ID server. Examples of electronic notifications may include email, HTTP POST transactions, or other electronic communication as is known in the art. As is known by those skilled in the art, these electronic notifications may be used to initiate an action based on their content. For example, such notifications may allow 35 the new works playlist to be accessed in real-time or as desired. The identification of a new work may be used to raise an alert that a new advertisement, song, or news clip has just been released to media casters.

It is contemplated that the ID server may be configured to 40 provide customized new work playlists containing information tailored to a customer's individual needs. For example, a customer may wish to be notified whenever a new work with certain characteristics, as described above, is detected, or whenever a particular type of new work is detected on a 45 particular media outlet. For example, new works reports may be generated which classify super segments based on length. Customers may wish to have complete new work playlists provided to them periodically at desired intervals that may include statistics known in the art. By using the system as 50 disclosed herein, such requests may be satisfied automatically in real-time, or at whatever interval may be desired. It is to be understood that any of the aspects of the present disclosure may be performed in real time or as often as desired.

While embodiments and applications have been shown and described, it would be apparent to those skilled in the art that many more modifications and improvements than mentioned above are possible without departing from the inventive concepts herein. The disclosure, therefore, is not to be restricted except in the spirit of the appended claims.

What is claimed is:

- 1. A new media identification system comprising:
- at least one analysis module, including a first processor and a first memory, for receiving transmission of signals from at least one source, the signals including data from 65 a portion of a master recording, dividing said data into a plurality of segments, generating a segment representa-

10

- tion of each of the plurality of segments, and transmitting said segment representation to an identification server; and
- at least one identification server, including a second processor and a second memory, for receiving said segment representation from said at least one analysis module, comparing said segment representation to a plurality of reference segment representations, determining that said segment representation is not identified, and adding said segment representation to a list for holding a plurality of unidentified segment representations;
- wherein one of said at least one analysis module and said identification server is configured to compare segment representations of unidentified segments to segment representations of other unidentified segments, wherein the comparison comprises:
 - dividing a first unidentified segment representation into first sub-segments and a second unidentified segment representation into second sub-segments;
 - comparing the first sub-segments to the second subsegments:
 - identifying a first subset of the first sub-segments that matches a second subset of the second sub-segments, wherein the first subset is a sequential run of the first sub-segments and the second subset is a sequential run of the second sub-segments; and
 - determining that the first subset and the second subset are associated with a performance of the same master recording;
- wherein one of said at least one analysis module and said identification server is configured to create a representation of a super segment by combining the sequential run of sub-segments of at least one of the first subset or the second subset.
- 2. The system of claim 1, wherein said at least one analysis module further includes an input port configured to receive said transmission of signals from at least one networked source.
- 3. The system of claim 1, wherein said at least one analysis module further includes an input port configured to receive said transmission of signals from at least one broadcast source.
- **4**. The system of claim **1**, wherein said at least one analysis module further includes an input port configured to receive said transmission of signals in the form of a pre-broadcast digital form.
- 5. The system of claim 1, wherein said at least one analysis module and said at least one identification server may be coupled over a network.
- 6. The system of claim 5, wherein said network comprises the Internet.
- 7. The system of claim 1, wherein said segment representation comprises feature vectors.
- 8. The system of claim 1, wherein said segment representation comprises a spectral representation of said received master recording.
- **9**. The system of claim **1**, wherein said segment representation comprises the text output of a speech recognition system.
- 10. The system of claim 1, wherein said segment representation comprises the musical score output of a music transcription system.
- 11. The system of claim 1, wherein said segment representation comprises a bit calculated key.
- 12. The system of claim 1, wherein said segment representation includes an indication of significance of changes in media signal content.

- 13. The system of claim 1, wherein said at least one analysis modules are further configured to receive transmissions of signals from a plurality of streaming sources for analysis at a single location.
- 14. The system of claim 1, wherein said at least one analysis modules are further configured to receive transmissions of signals from a plurality of streaming sources for analysis at a plurality of different access points of the network.
- 15. The system of claim 1, wherein said at least one analysis module is configured to provide said segment representations to said at least one identification server at a predetermined time interval.
- 16. The system of claim 15, wherein said predetermined time interval comprises at least once a day.
- 17. The system of claim 15, wherein said predetermined 15 time interval comprises approximately once an hour.
- 18. The system of claim 15, wherein said at least one analysis module is configured to provide said segment representations to said at least one identification server responsive to receiving said transmission.
- 19. The system of claim 15, wherein said at least one analysis module is configured to provide said segment representations to said at least one identification server when a predetermined threshold of resource utilization is crossed.
- 20. The system of claim 15, wherein said at least one 25 analysis module is configured to provide said segment representations to said at least one identification server based on an out-of-band event.
- 21. The system of claim 1, wherein said identification server is further configured to generate a playlist of identified 30 master recordings.
- 22. The system of claim 1, wherein said identification server is further configured to generate a playlist of identified master recordings received from different access points of the network responsive to receiving said transmission.
- 23. The system of claim 1, wherein said system is further configured to create groups of representations of super segments comprising repeat performances of the same master recording.
- **24**. The system of claim **1**, wherein said data is collected from a plurality of media streams.
- 25. The system of claim 1, wherein said system is further configured to report representations of super segments based
- 26. The system of claim 25, wherein any repeating super segments less than 63 seconds in length are reported as advertisements.
- 27. The system of claim 25, wherein any repeating super segments between 2 and 15 minutes are reported as a song.
- 28. The system of claim 25, wherein any repeating super segments exceeding 5 seconds are reported as a repeated
- 29. The system of claim 28, wherein said repeated broadcast comprises a radio talk show.
- 30. The system of claim 28, wherein said repeated broadcast comprises a TV show.
- 31. The system of claim 25, wherein any repeating super segments between 5 and 15 seconds are reported as station identification.
- 32. The system of claim 1, wherein said representation of the super segment represents an unidentifiable master recording, and is used to construct a new media playlist database.
- 33. The system of claim 32 wherein said new media playlist is stored on said identification server.
- 34. The system of claim 32, wherein said new media playlist is stored on a distant server.

12

- 35. The system of claim 32, wherein repeating segment representations are merged into a playlist report of identified
- 36. The system of claim 32, wherein said representation of the super segment is provided to the identification server responsive to receiving said transmission, and said new media playlist is generated responsive to receiving said representation of the super segment.
- 37. The system of claim 1, further configured to implement a Least Recently Used (LRU) algorithm to remove reference samples from a reference database that have not been identified in a predetermined amount of time.
- 38. The system of claim 1, further configured to provide an electronic notification to third parties of new media detections made by said system.
- **39**. A method for identifying new media, implemented by a computing system programmed to perform the following, comprising:

receiving a media stream;

- dividing said media stream into a plurality of segments;
- determining that at least one of said plurality of segments is an unidentified segment by an identification server;
- dividing the unidentified segment into first sub-segments and a previously received unidentified segment into second sub-segments;
- comparing the first sub-segments to the second sub-seg-
- identifying a first subset of the first sub-segments that matches a second subset of the second sub-segments, wherein the first subset is a sequential run of the first sub-segments and the second subset is a sequential run of the second sub-segments:
- determining that the first subset and the second subset are associated with a performance of a single master record-
- arranging the sequential run of sub-segments in at least one of the first subset or the second subset into a single super segment.
- 40. The method of claim 39, further comprising:
- decomposing said super segment into overlapping sub-
- comparing each of the overlapping sub-segments to additional overlapping sub-segments of additional super segments; and
- identifying a repeat performance of a master recording if at least one of the overlapping sub-segments matches one of the additional overlapping sub-segments.
- 41. The method of claim 40, where the overlapping subsegments are approximately 5 seconds in length.
- 42. The method of claim 40, further including the act of adding a newly received segment to said super segment if said newly received segment is determined to be similar to any of said segments which constitute said super segment.
- 43. The method of claim 39, further including the act of reporting super segments by length.
- 44. The method of claim 43 wherein a super segment of less than 63 seconds is reported as an advertisement.
- 45. The method of claim 43, wherein a super segment of less than approximately 63 seconds in length is reported as a news segment.
- 46. The method of claim 43, wherein a super segment of less than 63 seconds is reported as a station promotion.
- 47. The method of claim 43, wherein a super segment between approximately 2 and 15 minutes in length is reported

- **48**. The method of claim **43**, wherein a super segment between approximately 5 and 15 seconds is reported as a station identification.
- **49**. The method of claim **43**, wherein a super segment longer than approximately 23 minutes in length is reported as an entire broadcast.
- **50**. The method of claim **39** wherein super segments that are repeat performances of the same master recording are grouped together.
- **51**. The method of claim **50**, wherein said super segments ¹⁰ are further reported on based on their length.
- **52.** A method for processing media where segments of unknown content are presented for analysis comprising: receiving a transmission;
 - dividing said transmission into a plurality of segments; determining whether each of said plurality of segments is an unidentified segment by an identification server;
 - dividing each of the unidentified segments into a plurality of sub-segments;
 - comparing each of a first plurality of sub-segments from a first unidentified segment to a second plurality of subsegments from a second unidentified segment;
 - identifying a first subset of the first plurality of sub-segments that matches a second subset of the second plurality of sub-segments, wherein the first subset is a sequential run of the first plurality of sub-segments and the second subset is a sequential run of the second plurality of sub-segments;
 - recognizing that the first subset and the second subset are both associated with a performance of a single master recording;
 - creating a super segment by combining the sequential run of sub-segments in at least one of the first subset and the second subset; and
 - analyzing said super segment, wherein said analysis comprises an identification of the super segment.
- **53**. The method of claim **52**, wherein said analysis comprises a statistical analysis of the super segment.
- **54**. The method of claim **52**, wherein said analysis provides $_{40}$ input to the generation of a playlist.
- 55. The method of claim 52, wherein said analysis is performed by an automated system.
- **56**. The method of claim **52**, wherein said analysis is performed by a human.
- **57**. The method of claim **52**, where the analysis provides identification of the single master recording.
- **58**. The method of claim **52**, where the analysis is correlated back to an original media stream.
 - **59**. A system for identifying new media comprising:
 - a memory, to store instructions for identifying the new media; and
 - a processor, connected with the memory, to execute the instructions, wherein the instructions cause the processor to:

receive a media stream;

- divide said media stream into a plurality of segments;
- determine that at least one of said plurality of segments is an unidentified segment;
- divide the unidentified segment into first sub-segments and a previously received unidentified segment into second sub-segments;
- compare the first sub-segments to the second sub-segments;
- identify a first subset of the first sub-segments that matches a second subset of the second sub-segments, wherein the

14

- first subset is a sequential run of the first sub-segments and the second subset is a sequential run of the second sub-segments;
- determine that the first subset and the second subset are associated with a performance of a single master recording; and
- arrange the sequential run of sub-segments of at least one of the first subset or the second subset into a single super segment.
- **60**. The system of claim **59**, wherein the instructions further to cause the processor to:
 - decompose said super segment into overlapping sub-segments:
 - compare each of the overlapping sub-segments to additional overlapping sub-segments of additional super segments; and
 - identify a repeat performance of a master recording if at least one of the overlapping sub-segments matches one of the additional overlapping sub-segments.
- **61**. The system of claim **60**, wherein the instructions further to cause the processor to add newly received segments to said super segment if said newly received segments are determined to be similar to any of said segments which constitute said super segment.
- **62**. The system of claim **59**, wherein the instructions further to cause the processor to report super segments by length.
- **63**. The system of claim **62** wherein a super segment of less than **63** seconds are reported as an advertisement.
- **64.** The system of claim **62**, wherein a super segment of less than approximately 63 seconds in length are reported as a news segment.
- **65**. The system of claim **62**, wherein a super segment of less than **63** seconds are reported as a station promotion.
- **66.** The system of claim **62**, wherein a super segment between approximately 2 and 15 minutes in length are reported as a song.
- **67**. The system of claim **62**, wherein a super segment longer than approximately 23 minutes in length is reported as an entire broadcast.
- **68**. The system of claim **59**, wherein the instructions further to cause the processor to group super segments together that are repeat performances of the same master recording.
- **69**. The system of claim **68**, wherein said super segments are further reported on based on their length.
- **70**. A system of processing media where segments of unknown content are presented for analysis comprising:
 - a memory, to store instructions for processing the media;
 - a processor, connected with the memory, to execute the instructions, wherein the instructions cause the processor to:

receive a transmission;

- divide said transmission into a plurality of segments;
- determine whether each of said plurality of segments is an unidentified segment;
- divide each of the unidentified segments into a plurality of sub-segments;
- compare each of a first plurality of sub-segments from a first unidentified segment to a second plurality of subsegments from a second unidentified segment;
- identify a first subset of the first plurality of sub-segments that matches a second subset of the second plurality of sub-segments, wherein the first subset is a sequential run of the first plurality of sub-segments and the second subset is a sequential run of the second plurality of sub-segments;

15

- recognize that the first subset and the second subset are both associated with a performance of a single master recording;
- create a super segment by combining the sequential run of sub-segments in at least one of the first subset and the second subset; and
- analyze said super segment, wherein said analysis comprises an identification of the super segment.
- 71. The system of claim 70, wherein said analysis comprises a statistical analysis of the super segment.
- 72. The system of claim 70, wherein said analysis provides input to the generation of a playlist.
- 73. The system of claim 70, wherein said analysis is performed by an automated system.
- **74**. The system of claim **70**, wherein said analysis is performed by a human.
- **75**. The system of claim **70**, where said analysis provides identification of new master recordings.
- **76**. The system of claim **70**, where said analysis includes correlating analysis results back to an original media stream.
- 77. A non-transitory program storage device readable by a machine, tangibly embodying a program of instructions executable by the machine to perform a method for identify- 25 ing new media, said method comprising:

receiving a media stream;

- dividing said media stream into a plurality of segments;
- determining that at least one of said plurality of segments is an unidentified segment by an identification server;
- dividing the unidentified segment into first sub-segments and a previously received unidentified segment into second sub-segments;
- comparing the first sub-segments to the second sub-seg- ³⁵ ments:
- identifying a first subset of the first sub-segments that matches a second subset of the second sub-segments, wherein the first subset is a sequential run of the first sub-segments and the second subset is a sequential run of the second sub-segments;
- determining that the first subset and the second subset are associated with a performance of a single master recording; and
- arranging the sequential run of sub-segments of at least one of the first subset or the second subset into a single super segment.
- **78**. The non-transitory program storage device of claim **71**, the method further comprising:
 - decomposing said super segment into overlapping subsegments;
 - comparing each of the overlapping sub-segments to additional overlapping sub-segments of additional super segments: and
 - identifying a repeat performance of a master recording if at least one of the overlapping sub-segments matches one of the additional overlapping sub-segments.
- **79**. The non-transitory program storage device of claim **78**, where the overlapping sub-segments are approximately 5 seconds in length.
- **80**. The non-transitory program storage device of claim **77**, further including the act of adding newly received segments to said super segment if said newly received segments are 65 determined to be similar to any of said segments which constitute said super segment.

16

- **81**. The non-transitory program storage device of claim **77**, further including the act of reporting super segments by length.
- **82**. The non-transitory program storage device of claim **81** wherein a super segment of less than 63 seconds are reported as an advertisement.
- **83**. The non-transitory program storage device of claim **81**, wherein a super segment of less than approximately 63 seconds in length are reported as a news segment.
- **84**. The non-transitory program storage device of claim **81**, wherein a super segment of less than 63 seconds are reported as a station promotion.
- **85**. The non-transitory program storage device of claim **81**, wherein a super segment between approximately 2 and 15 minutes in length are reported as a song.
- **86**. The non-transitory program storage device of claim **81**, wherein a super segment between approximately 5 and 15 seconds in length are reported as a station identification.
- **87**. The non-transitory program storage device of claim **81**, wherein a super segment longer than approximately 23 minutes in length is reported as an entire broadcast.
- **88**. The non-transitory program storage device of claim **77** wherein super segments that are repeat performances of the same master recording are grouped together.
- **89**. The non-transitory program storage device of claim **77**, wherein said super segments are further reported on based on their length.
- 90. A non-transitory program storage device readable by a machine, tangibly embodying a program of instructions executable by the machine to perform a method for processing media where repeated segments of unknown content are presented for analysis comprising:

receiving a transmission;

- dividing said transmission into a plurality of segments;
- determining whether each of said plurality of segments is an unidentified segment by an identification server;
- dividing each of the unidentified segments into a plurality of sub-segments;
- comparing each of a first plurality of sub-segments from a first unidentified segment to a second plurality of subsegments from a second unidentified segment;
- identifying a first subset of the first plurality of sub-segments that matches a second subset of the second plurality of sub-segments, wherein the first subset is a sequential run of the first plurality of sub-segments and the second subset is a sequential run of the second plurality of sub-segments;
- recognizing that the first subset and the second subset are both associated with a performance of a single master recording;
- creating a super segment by combining the sequential run of sub-segments in at least one of the first subset and the second subset; and
- analyzing said super segment, wherein said analysis comprises an identification of the super segment.
- **91**. The non-transitory program storage device of claim **90**, wherein said analysis comprises a statistical analysis of the super segment.
- **92.** The non-transitory program storage device of claim **90**, wherein said analysis provides input to the generation of a playlist.
- 93. The non-transitory program storage device of claim 90, wherein said analysis is performed by an automated system.

- 94. The non-transitory program storage device of claim 90, wherein said analysis is performed by a human.
 95. The non-transitory program storage device of claim 90, where the analysis provides identification of new master recordings.

18

 $96.\,\text{The non-transitory}$ program storage device of claim 90, where the analysis is correlated back to an original media