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(54) Title: SYSTEM AND METHOD FOR USER PROFILING FROM GATHERING USER DATA THROUGH INTERACTION WITH A WIRELESS COMMUNICATION DEVICE

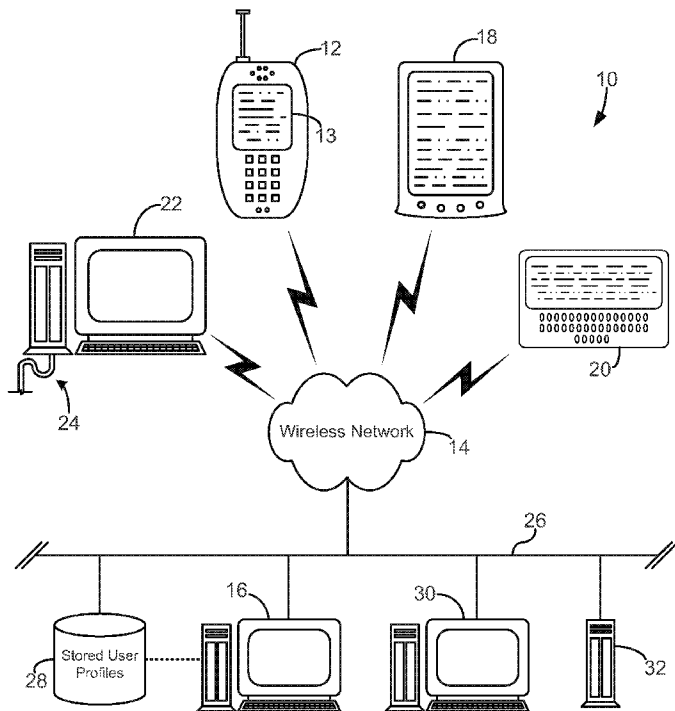


Fig. 1

(57) Abstract: A system, method, and wireless communication device that profiles a user thereof, or a user at a second wireless communication device in communication therewith. The wireless communication device gathers user data for a user thereof, or from a user at a second wireless communication device, and either directly generates, or has generated elsewhere, a user profile, such as a personality or psychological profile, or medical diagnosis of the user, and can display the user profile to the user and/or alter the wireless communication device functionality based upon the user profile. The gathered user data can be from physical user interaction with the wireless communication device, or from other equipment resident at the wireless communication device, such as a camera and medical diagnostic devices.

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**SYSTEM AND METHOD FOR USER PROFILING FROM GATHERING USER DATA THROUGH INTERACTION WITH A WIRELESS COMMUNICATION DEVICE**

CROSS-REFERENCE TO RELATED APPLICATIONS

**[0001]** This application claims the benefit of U.S. Provisional Patent Application Ser. No. 60/945,101, filed on June 20<sup>th</sup>, 2007. The contents of these documents are incorporated herein by reference.

BACKGROUND OF THE INVENTION

**[0002]** 2. *Field of the Invention*

**[0003]** The invention relates to wireless communication devices that communicate across a wireless communication network. More particularly, the invention relates to a system and method for generating profiles for users of wireless communication devices based upon user interaction with the device.

**[0004]** 2. *Description of the Related Art*

**[0005]** Existent computing devices, to include wireless communication devices such as mobile phones, personal digital assistants (PDAs), interactive pagers, and other wireless computer platforms can alter their interactive functionality with the user. Typically, the user configures the functional parameters of the device, such as the user interface (UI), navigation choices such as screen presentation, and other items such as ring tones and automatic turn-off. Most of these functions are not adjusted automatically by the device, but are set in default parameters by the vendor until specifically adjusted by the user. Mobile computing devices also typically have limited resources such as bandwidth, processing capability, and power such that it is always preferably to limit device activity to conserve the device resources.

**[0006]** There are some computer devices that attempt to learn the preferences of the user of the device based upon user interaction with the device. For example, a computer device will often implement a "most recently used" algorithm with device functionality, thereby assuming that the most recently used item or function of the user of the device is the one most likely to be next desired by the user. Computer devices typically use only rudimentary algorithms that try to predict user desire based upon simple patterns of usage of

the device because a more complex algorithm will require too much of the mobile device resources to implement. Consequently, without user modification, the computer device will not automatically significantly alter the device functionality for the user.

**[0007]** It is therefore desirable to have an ability to adequately profile the user of a wireless communication device and selectively modify wireless communication device functionality, based upon the profile of the specific user, and it is to such a system and method to provide this ability that this invention is primarily directed.

#### SUMMARY OF THE INVENTION

**[0008]** Briefly described, the present invention includes a system, method, and wireless communication device that profiles a user thereof, or a user at a second wireless communication device in communication therewith. The wireless communication device gathers user data for a user thereof, or from a user at a second wireless communication device, and either directly generates, or has generated elsewhere, a user profile, such as a psychological profile or medical diagnosis of the user, and can display the user profile to the user and/or alter the wireless communication device functionality based upon the user profile. The gathered user data can be from physical user interaction with the wireless communication device, or from data other equipment resident at the wireless communication device, such as a camera and medical diagnostic devices.

**[0009]** In one embodiment, the wireless communication device collects data about the specific device user, and creates a particular psychological or personality profile for a user, and maps those scores either directly or indirectly into UI configuration, responses and behavior. The wireless device can also reconfigure itself for multiple users of the same device where those multiple users may have different personalities. When these wireless communication devices are then in communication with other user devices, the respective profile data can be used to aid the user communications with each other.

**[0010]** In one embodiment, the system for altering wireless communication device functionality for wireless communication devices on a wireless communication network, such alteration based upon the user profile of the user

of the wireless communication device, includes at least one wireless communication device configured to gather user data from physical user interaction with the wireless communication device. The wireless communication device has a functionality for user interaction, and the device can selectively transmit the gathered user data across the wireless communication network. At least one computer device receives the transmitted gathered user data and creates user profile data based upon the received gathered user data, and then transmits the user profile data back to the at least one wireless communication device. The wireless communication device can alter the wireless communication device functionality based upon the received user profile data.

**[0011]** In one embodiment, the method of profiling a user of a wireless communication device and altering the wireless communication device functionality based upon the user profile includes gathering user data from physical user interaction with the wireless communication device, the wireless communication device having a functionality for user interaction, and creating a user profile based upon the gathered user data. Then the device can alter the wireless communication device functionality based upon the gathered user data.

**[0012]** In one embodiment, the wireless communication device has a wireless communication device functionality based upon a user profile and gathers user data from physical user interaction, then creates a user profile based upon the gathered user data. However, the wireless communication device can selectively alter functionality based upon the gathered user data, but does not have to do so. The wireless device can also be equipped to gather medical data of the user and make a medical diagnosis as a user profile.

**[0013]** Other advantages and features of the present invention will become apparent after review of the hereinafter set forth Brief Description of the Drawings, Detailed Description of the Invention, and the Claims.

#### BRIEF DESCRIPTION OF THE DRAWINGS

**[0014]** Fig. 1 is one embodiment of an architecture of a wireless communication network with a plurality of wireless communication devices communicating thereacross.

**[0015]** Fig. 2 is an representative diagram illustrating a mobile telephone as a wireless communication device, with a block diagram of the resident computer platform.

**[0016]** Fig. 3 is a screen shot for the display of the wireless communication device illustrating a personality profile for a user of the device.

**[0017]** Fig. 4 is a representative diagram illustrating one embodiment of the invention wherein two communicating devices are showing the short-term emotional profile for the user of the other wireless communication device.

**[0018]** Fig. 5 is a chart illustrating one embodiment of user interface (UI) configurations for a wireless communication device based upon a generated user profile being a personality type.

**[0019]** Fig. 6 is a flow chart illustrating one embodiment of the method to generate a user profile and change settings in accordance therewith at a wireless communication device.

**[0020]** Fig. 7A is one embodiment of a method for sending gathered user data from a wireless communication device to another computer device executing a process shown in Fig. 7B, to receive a user profile back from the other computer device.

**[0021]** Fig. 7B is one embodiment of a method for creating and storing user profiles at a computer device based upon the gathered user data sent from the wireless communication device in Fig. 7A, and then sending user profiles back to the wireless communication device.

**[0022]** Fig. 8 is a flowchart for one embodiment of a method executing on a wireless communication device that allows either a stored user profile to be shown for the user of a communicating device, or a short-term profile can be alternately generated and displayed.

#### DETAIL DESCRIPTION OF THE INVENTION

**[0023]** In this description, the terms “communication device,” “wireless device,” “wireless communications device,” “PTT communication device,” “handheld device,” “mobile device,” and “handset” are used interchangeably. The terms “call” and “communication” are also used interchangeably. The term “application” as used herein is intended to encompass executable and non-executable software files, raw data, aggregated data, patches, and other code

segments. The term “exemplary” means that the disclosed element or embodiment is only an example, and does not indicate any preference of user. Further, like numerals refer to like elements throughout the several views, and the articles “a” and “the” includes plural references, unless otherwise specified in the description.

**[0024]** Fig. 1 illustrates one embodiment of the present inventive system 10 that allows wireless communication devices, such as mobile telephone 12, in communication across a wireless network 14, with other computer devices, such as a user profile server 16, that selectively interacts with the wireless devices 12,18,20,22 across a wireless communication portal or other data access to the wireless network 14 to gather user data from the devices 12,18,20,22 and generate and return user profiles to the devices 12,18,20,22 and can store user profiles in user profile database 28. Other computer devices, such as an application server 30 and storage 32 can be available to the wireless communication devices 12,18,20,22 either exclusively or in parallel to interaction with the user profile server 16 and resident on other networks, such as a local area network (LAN) 26.

**[0025]** As shown here, the wireless device can be a cellular telephone 12, with a graphics display 13, a personal digital assistant 18, a mobile email device 20 with a graphics display, a which is shown here as a wireless device with qwerty capability such as a Blackberry® by RIM , or even a separate computer platform 22 that has a wireless communication portal, and may otherwise have a wired connection 24 to a network or the Internet. The system 10 can thus be performed on any form of remote computer module including a wireless communication portal, including without limitation, wireless modems, PCMCIA cards, access terminals, personal computers, access terminals, telephones without a display or keypad, or any combination or sub-combination thereof. Further, the term “application” as used herein is intended to encompass executable and nonexecutable software files, raw data, aggregated data, patches, and other code segments.

**[0026]** In overview, the system 10 allows the wireless communication devices 12,18,20,22 to alter their functionality based upon a specific user profile generated from the user of the wireless communication device 12,20,22. The system 10 also enables the wireless communication devices 12,18,20,22 to

create user profiles for other users during interaction with other wireless communication devices. As is more fully described below, at least one wireless communication device 12,18,20,22 is configured to gather user data from physical user interaction with the wireless communication device 12,18,20,22, wherein the wireless communication device has a functionality for user interaction, such as a specific UI as shown in Figs. 3 and 4. In this embodiment of the system 10, the wireless communication device 12,18,20,22 selectively transmits the gathered user data across the wireless communication network 14 to, at least, the user profile server 16, which is configured to receive the transmitted gathered user data, and which creates user profile data (such as a personality profile as described herein) based upon the received gathered user data. The user profile server 16 transmits the user profile data to the sending wireless communication device 12,18,20,22, and the wireless communication device 12,18,20,22 can alter wireless communication device functionality based upon the received user profile data. As shown further below, the user profiling can also occur completely at the wireless computer device 12,18,20,22.

**[0027]** As particularly shown in Fig. 2, the wireless communication device, as embodied here is a mobile telephone 50 having a computer platform 62. The mobile telephone 50 has a numeric keypad 52, a graphic display 54 through which is implemented a user interface (UI), a microphone 58, and a group communication activator, or here, a push-to-talk button 56, and a camera 60. There are other devices and components known in the art that can be placed on the wireless communication computer platform 62 and utilized by the user and/or the computer platform 62 of mobile telephone 50.

**[0028]** The computer platform 62 can receive and execute software applications transmitted from the application download server 30. The computer platform 50 includes, among other components, an application-specific integrated circuit ("ASIC") 68, or other processor, microprocessor, logic circuit, programmable gate array, or other data processing device. The ASIC 68 is installed at the time of manufacture of the wireless device and is not normally upgradeable. The ASIC 68 or other processor executes an application programming interface ("API") layer 66 that interfaces with any resident programs in the memory 64 of the wireless device. The memory can be comprised of read-only or random-access memory (RAM and ROM), EPROM,

EEPROM, flash cards, or any memory common to computer platforms. The computer platform 62 also includes a local database 70 that can hold the software applications not actively used in memory 64, such as the software applications downloaded from the application download server 30. The local database 70 is typically comprised of one or more flash memory cells, but can be any secondary or tertiary storage device as known in the art, such as magnetic media, EPROM, EEPROM, optical media, tape, or soft or hard disk. The user profiling can therefore be held in the local database 70 and implemented on the computer platform 62 when required.

**[0029]** In general, mobile telephones and telecommunication devices, such as cellular telephone 50, are being manufactured with increased computing capabilities and are becoming tantamount to personal computers and hand-held personal digital assistants ("PDAs"). These "smart" cellular telephones allow software developers to create software applications that are downloadable and executable on the processor, such as ASIC 68, of the cellular device. The downloaded data or executed applications can be immediately displayed on the display 54 or stored in the local database 70 when not in use. Likewise, the application can execute automatically or transparently to the user. The software applications can be treated as a regular software application resident on the wireless device 12,18,20,22, and the user can selectively upload stored resident applications from the local database 70 to memory 64 for execution on the API 66. The user of the wireless device 12,18,20,22 can also selectively delete a software application from the local database 70. As a result, end-users of the mobile telephones 50 can customize their telephones with programs, such as games, printed media, stock updates, news, or any other type of information or program available for download from application download servers through the wireless network 14.

**[0030]** In operation, the wireless communication devices 12,18,20,22 gather user data either directly from the user from interaction, such as asking the user a series of questions and/or can make observations of the user and interpret the data, such as through sensing devices like the camera 60 and microphone 58. The wireless communication device 12,18,20,22 can also collect data about the user from another device, such as user profile server 28, or wireless communication device 12,18,20,22, via direct connection or through the

internet. The user data is preferably collected and updated periodically for the purpose of generating a user profile, such as a personality profile, a psychological type, a medical diagnosis, or an emotional state. The user profile can be for the "short-term," such as for user data gathered in a current communication or can be "long-term," or based upon a history of user interaction. The user profile can be used in supplement with other configuration data to deliver a user experience which would be most compatible, entertaining, and productive for the end user of the wireless communication device 12,18,20,22. As used herein, the term "physical interaction" is meant to encompass the range of user interaction, such as physical contact with the device buttons, keypad 52, and other direct contact, and can also encompass data sensed from the user by the wireless device 12,18,20,22, such as pictures taken from the camera 60, or medical information taken from a medical device, such as remote earpiece 104, voice volume, speech patterns, and the like.

**[0031]** As an example, a wireless communication device, such as mobile phone 50, has the ability to support multiple UI configurations and have multiple possible dialogs, functions, applications and contexts within those configurations. The mobile phone 50 could either recognize the user thereof via user input, such as a PIN number, use biometric data, such as a fingerprint reader, voice pattern recognition or face recognition (Microphone 58, camera 60), or request identification of the user. The device would present the user with visual and verbal UI clues for its use that are compatible and harmonious with the users personality (such as the UI configurations illustrated in Fig. 5). The wireless computer device 12,18,20,22 will perform specific applications or behaviors based on the personality of the user in addition to more common UI behaviors. The mobile phone 50 can therefore leverage applications for the user that are compatible and harmonious with the user's personality and any situational data (inputs from the camera 60, microphone 58, or any other sensors). The wireless communication device 12,18,20,22, can also be directly in communication with the user profile server 16, thus having significant resources available to generate many types of profiles or scores to be leveraged by the user interface or other device functionality, such as a personality score, an Intelligence Quota (IQ) score, cultural score, and religion score.

**[0032]** Other computer devices, such as wireless communication devices 12,18,20,22, user profile server 16 or other devices on the wireless network 14, and applications on those devices that are connecting to the wireless communication device 12,18,20,22 that stores a user profile, can have selectively have access to the user profile in order to aid the calling party or application to communicate better with the user. The permission to access the data can be limited by the system 10, or only permissible through user allowance

**[0033]** There are several personality tests known that give one insight into the behavior of a person, and the system 10 and wireless devices 12,18,20,22 can individually or in tandem take gathered user data and execute a personality test on the user to try to determine user preferences and behavior. For example, one well known personality test is the "Myers Briggs" personality test. In simple overview, there are four categories of personality that are tested and evaluated. The first is "introversion" and "extroversion". These attitudes and show how a person orients and receives their energy. In the extroverted attitude the energy flow is outward, and the preferred focus is on other people and things, whereas in the introverted attitude the energy flow is inward, and the preferred focus is on one's own thoughts and ideas.

**[0034]** Another attitude is "sensing" and "intuition," which are the perceiving functions. They indicate how a person prefers to receive data. Sensing prefers to receive data primarily from the five senses, and intuition prefers to receive data from the unconscious, or seeing relationships via insights. A third attitude is "thinking" and "feeling," which are the judging functions. Thinking uses logical "true or false," if-then logical connections. Feeling uses "more or less, better-worse" evaluations. When Thinking or Feeling is extroverted, judgments tend to rely on external sources and the generally accepted rules and procedures. When introverted, Thinking and Feeling judgments tend to be subjective, relying on internally generated ideas for logical organization and evaluation. The fourth attitude is "judging" and "perceiving," which reveal the specific attitudes of the functions. Judging types tend to prefer a step-by-step approach to life, relying on external rules and procedures, and preferring quick closure. The perceiving function is the direct opposite to the judging function. This can result in a "bouncing around" approach to life, relying on subjective judgments, and a

desire to leave all options open. The four attitudes can be placed into a chart, like that shown in Fig. 5, and the wireless communication device 12,18,20,22 can accordingly set the device functionality based upon what personality the user is believed to be. The chart in Fig. 5 thus contains device UI predetermined settings for all potential 16 Myers Briggs personality types.

**[0035]** As shown in the example of Fig. 3, the display 54 of the mobile phone 50 can show the determined user profile for the user of the mobile phone 50, which here is the Briggs Myers personality evaluation, to the user. The user has been determined to be an INTJ, shown at arrow 82, with the device functionality set accordingly, as shown at arrow 84 (Box 86 in Fig. 5). This user profile can be based upon long-term user interaction with the wireless communication device 12,18,20,22, or can be updated in the short-term, such as in the conversation shown in Fig. 4. Likewise, the same user profile can be generated for another user of a communication device, such as shown and described below relative to Fig. 8.

**[0036]** In Fig. 4, an active communication is occurring between mobile phone 90 and mobile wireless platform 100 where the emotion of the speakers engaged in a conversation is profiled and the profile is communicated to the other device such that the users of the devices know what the emotional state of the other user is. The mobile phone 90 includes a display 92, and a camera 94. The mobile wireless platform 100 includes a display 102 and also a remote earpiece 104. In this embodiment, the remote earpiece 104 also includes a medical diagnostic device that senses the blood pressure of the wearer (user). The user profiling in this communication typically occurs in the short-term in this embodiment, virtually in real time because emotions are being profiled. Here the receiving device is the mobile phone 90, and the talker, mobile wireless platform 100, is indicated as being angry which is shown on the mobile phone 90 in graphic 96. Here, the indication of anger comes from the blood pressure data taken from the user at remote earpiece 104, and the mobile wireless platform 100 sends the angry profile to the mobile phone 90.

**[0037]** In parallel, the mobile phone 90 gathers user data from the microphone 98 from the user who is speaking and the voice can be analyzed to indicate stress, which implies nervousness. The nervousness profile is then sent from the mobile device 90 to the mobile wireless platform 100. The

receiver is then indicated as nervous on the display 102 of the mobile wireless platform 100, as shown at graphic 106. Such presentation can be done in split-screen such that the user of the device sees both the profile being sent to the other device and the profile from the other device.

**[0038]** The gathering of user data can therefore be based upon interpretation of short-term data input by the user into the wireless communication device, such as the volume of the voice of the speaker, the pressure the user uses to press the keys (such as at keypad input 52 in Fig.2), and a picture of the user (such as at camera 60). If the wireless communication device 12,18,20,22 includes a medical diagnostic device, such as the remote earpiece 33 in Fig. 4, the short-term profile can be a medical diagnosis or other emotion or personality profile based upon gathered medical data. The gathering of short-term user data can also be based upon interpretation of data input by the user into the wireless communication device 12,18,20,22, such as a direct questionnaire of the user.

**[0039]** The gathering of user data can also be based upon long-term user interaction with the wireless communication device 12,18,20,22. For example, the gathering of user data can be based upon interpretation of a contact list resident in the wireless communication device 12,18,20,22, or the interpretation of the number of members of one or more communication groups for the wireless communication device. Accordingly, a large number of contacts or group communication members would indicate extroversion in terms of the Myers Briggs personality test. The long-term interaction of the user with the wireless communication device 12,18,20,22 can be based upon any gathered data gathered in the short-term that is averaged to better determine the profile of the user. As described below, the short-term comparison and long-term comparison user profile can be compared to either help to aid in the short-term profile, e.g. if the user always shouts, shouting in the short-term should not indicate anger.

**[0040]** In one embodiment shown in Fig. 6, the wireless communication device 12,18,20,22 executes a method on the computer platform 62 thereof such that a user profile can be generated locally for a user. A determination is made, as shown at decision 122, as to whether the user interaction with the wireless communication device 12,18,20,22 has started. If not, a wait state is

entered until user interaction starts. Otherwise, if user interaction has started at decision 122, a determination is then made as to whether the user is known, as shown at decision 124. If the user is known at decision 126, the user profile is retrieved, as shown at step 126. Otherwise if the user is not known at decision 124, the user data is gathered, shown at step 128, and the user profile is generated, as shown at predefined process 130, which can be a personality profile, emotional state, medical profile, and the like. Then a determination is made as to whether there is a user profile setting for the wireless device based upon the user profile, as shown at decision 132. Decision 132 is also reached if a user profile was retrieved at step 126. If there is not a setting for the user at decision 132, then the process ends, as termination 136. Otherwise, if there is a setting for the user profile at decision 132, the wireless communication device 12,18,20,22 settings are changed, as shown at predefined process 134, and then the process ends at termination 136.

**[0041]** Figs. 7A and 7B is illustrate one embodiment of a method for sending user data from a wireless communication device 12,18,20,22 to another computer device, such as user profile server 16, which is executing the process shown in Fig. 7B, to receive a user profile back from the other computer device. The wireless communication device 12,18,20,22 determines an interaction with a user of that device has started, as shown at decision 150. This can be the user unlocking the phone with a pin, or starting to interact with the device functionality such as choosing a contact to dial or a PTT group to make a group call to. If no user interaction has started at decision 150, a wait state is entered until user interaction begins. If user interaction has started at 150, the wireless communication device 12,18,20,22 requests a user profile for the user from the user profile server 16, which will enter the process shown in Fig. 7B. The user is preferably determined with some specificity, such as being identified based upon pin entry, picture taken, voice capture, and the like, but the process could simply assume the identity of the user, such as assuming the user is the owner of the wireless communication device 12,18,20,22, or the last user.

**[0042]** The process in Fig. 7A on the wireless communication device 12,18,20,22 then makes a determination as to whether a user profile has been received for the user, as shown at decision 154. If a user profile has been received at decision 154, then the wireless device functionality settings are

changed, as shown as predefined process 160, such as changing the UI, screen presentation, device volume, and the like, and the process then ends at termination 162, and the wireless communication device 162 will await another user interaction at decision 162. If a user profile has not been received at decision 154, then the wireless communication device 12,18,20,22 gathers the user data (as described in the various embodiments herein) and sends the gathered user data to the user profile server 16, as shown at step 158, and enters a loop at decision 154 to gather and send user data until ultimately receiving a user profile back from the user profile server 16.

**[0043]** In Fig. 7B, the process at the user profile server 16 in communication with the wireless communication device 12,18,20,22 is shown. The user profile server 16 determines if the wireless communication device 12,18,20,22 has requested a user profile, as shown at decision 176, and if no request has been made, the user profile server 16 will enter a wait state for the request at decision 176. Otherwise, once the user profile has been requested at decision 176, a determination is then made as to whether the user for which the user profile is requested is known, as shown at decision 172. If the user is known, the user profile is retrieved, as shown at step 174 and then sent back to the wireless communication device 12,18,20,22. Otherwise, if the user is not known to the user profile server 16 at decision 172, the user profile server 16 will not send a user profile to the wireless communication device 12,18,20,22 which will cause that device to start gathered and sending user data as shown in Fig. 7A, and the user profile server 16 will received gathered user data, as shown at step 176, and then generates a user profile for the received user data, as shown as predefined process 178. The user profile server 16 then sends the generated user profile back to the wireless communication device 12,18,20,22, and also stores the user profile, as shown at step 180, and the process then ends as shown at termination 182. The storage of the generated user profile, step 180, is preferable to create a database of user profiles, but is not required.

**[0044]** Fig. 8 is a flowchart for one embodiment of the method executing on a wireless communication device 12,18,20,22 that allows either a stored user profile to be shown for the user of a device communicating with that wireless communication device 12,18,20,22, or a short-term profile can be alternately generated and displayed, such as in the wireless communication devices 90

and 100 in Fig. 4, which are in engaged in a communication. The wireless communication device 12,18,20,22 determines if a communication with another device has started, as shown at decision 190, and if no request has been made, the wireless communication device 12,18,20,22 will enter a wait state for the communication to start at decision 176. Otherwise, once the has started at decision 190, a determination is then made as to whether the user for the other communication device is known, as shown at decision 192. If the user is known, the user profile for the other user is displayed, such as on display 92 of mobile phone 90, as shown at step 196. Otherwise, if the user is not known at decision 192, or after the user profile for the communicating user is displayed (step 196), a determination is then made as to whether a short-term profile of the other user is requested, as shown at decision 198.

**[0045]** If no short-term profile is requested at decision 198, a determination is then made as to whether the communication has ended, as shown at decision 206. Otherwise, if a short-term profile is requested by the user of the wireless communication device 12,18,20,22 at decision 198, the user data is gathered for the communicating device, as shown at step 200, which can be data such as the caller's voice, a picture of the caller, and other medical data sent as described herein, or can alternately be the review of a specific user profile sent from the communicating device. Then a short-term user profile is generated, as shown at predefined process 202, and the short term profile is displayed, such as on display 92 on mobile phone 90. The short-term profile can be an emotional state, like that shown in Fig. 4, or personality profile (such as Myers-Briggs type), psychological profile, or medical information. The predetermined process 202 can also include the retrieval of a long-term profile for the user and comparison of the long-term profile data with the short-term data to note any anomalies, e.g. such as shouting when the user always shouts or grimacing when the user always grimaces. Such harmonization data from the comparison can also be stored to make a more accurate long-term user profile.

**[0046]** After the short-term profile has been displayed at step 204, the determination as to whether that communication has ended, decision 206, is made. If the communication has not ended at decision 206, the process returns to decision 198 to determine if the short-term user profile is still requested, and then will update the short-term profile accordingly. Otherwise, if the

communication has ended as decision 206, the process ends as shown at termination 208.

**[0047]** Other changes in the system 10 and methods shown herein will be apparent to those of skill in the art. For example, the method shown on the wireless communication device 12,18,20,22 in Fig. 8 could likewise be implemented with a user profile server 16, similarly to the method shown in Figs. 7A and 7B, but with the user profile server 16 supplying short-term user profiles to the wireless communication device 12,18,20,22. Furthermore, more than two computer devices can be used in the present system and method, and accordingly, such implementation is readily scalable. And the wireless communication device 12,18,20,22 could likewise show many communicating devices and their user profiles at once, such as in a group communication (PTT call).

**[0048]** It can be seen that the wireless device 12,18,20,22 accordingly provides an inventive method of profiling a user of a wireless communication device 12,18,20,22 and potentially altering the wireless communication device functionality based upon the user profile, through, in one embodiment, the gathering of user data from physical user interaction with the wireless communication device 12,18,20,22, or alternately, the user data can come from another computer device in communication therewith, such as the user profile server 16. A user profile is then created as based upon the gathered user data, and the wireless communication device functionality altered based upon the gathered user data. Alternately, the user profile can be displayed to the user, such as shown in display 54 in Fig.3.

**[0049]** The gathering of user data can be based upon interpretation of short-term data input by the user into the wireless communication device 12,18,20,22, as shown in Fig. 8, or alternately, can be based upon interpretation of long-term data input by the user into the wireless communication device 12,18,20,22 over time, which can provide a more accurate user profile by eliminating anomalies in the data. The gathering of user data is based upon interpretation of user physical interaction with one or more data input mechanisms of the wireless communication device 12,18,20,22, such as through speaking in the microphone 98, taking a picture through a camera 94, or even from a medical device, such as remote earpiece 104.

**[0050]** In view of the methods being executable on a mobile device and other computer platforms, the method can accordingly be performed by a program resident in a computer readable medium, where the program directs the mobile device or other computer device having a computer platform to perform the steps of the method. The computer readable medium can be the memory of the server, or can be in a connective database. Further, the computer readable medium can be in a secondary storage media that is loadable onto a wireless communications device computer platform, such as a magnetic disk or tape, optical disk, hard disk, flash memory, or other storage media as is known in the art.

**[0051]** In one or more exemplary embodiments, the functions described may be implemented in hardware, software, firmware, or any combination thereof. If implemented in software, the functions may be stored on or transmitted over as one or more instructions or code on a computer-readable medium. Computer-readable media includes both computer storage media and communication media including any medium that facilitates transfer of a computer program from one place to another. A storage media may be any available media that can be accessed by a computer. By way of example, and not limitation, such computer-readable media can comprise RAM, ROM, EEPROM, CD-ROM or other optical disk storage, magnetic disk storage or other magnetic storage devices, or any other medium that can be used to carry or store desired program code in the form of instructions or data structures and that can be accessed by a computer. Also, any connection is properly termed a computer-readable medium. For example, if the software is transmitted from a website, server, or other remote source using a coaxial cable, fiber optic cable, twisted pair, digital subscriber line (DSL), or wireless technologies such as infrared, radio, and microwave, then the coaxial cable, fiber optic cable, twisted pair, DSL, or wireless technologies such as infrared, radio, and microwave are included in the definition of medium. Disk and disc, as used herein, includes compact disc (CD), laser disc, optical disc, digital versatile disc (DVD), floppy disk and blu-ray disc where disks usually reproduce data magnetically, while discs reproduce data optically with lasers. Combinations of the above should also be included within the scope of computer-readable media.

**[0052]** While the invention has been particularly shown and described with reference to a preferred embodiment thereof, it will be understood by those skilled in the art that various changes in form and detail may be made without departing from the scope of the present invention as set forth in the following claims. Furthermore, although elements of the invention may be described or claimed in the singular, the plural is contemplated unless limitation to the singular is explicitly stated.

## CLAIMS

What is claimed is:

1. A method of profiling a user of a wireless communication device and altering the wireless communication device functionality based upon the user profile, comprising:

gathering user data from physical user interaction with the wireless communication device, the wireless communication device having a functionality for user interaction;

creating a user profile based upon the gathered user data; and

altering the wireless communication device functionality based upon the gathered user data.

2. The method of claim 1, wherein the gathering of user data is based upon interpretation of data input by the user into the wireless communication device.

3. The method of claim 1, wherein the gathering of user data is based upon interpretation of short-term data input by the user into the wireless communication device.

4. The method of claim 1, wherein the gathering of user data is based upon interpretation of long-term data input by the user into the wireless communication device.

5. The method of claim 1, wherein the gathering of user data is based upon interpretation of a contact list resident in the wireless communication device.

6. The method of claim 1, wherein the gathering of user data is based upon interpretation of the number of members of one or more communication groups for the wireless communication device.

7. The method of claim 1, wherein the gathering of user data is based upon interpretation of user physical interaction with one or more data input mechanisms of the wireless communication device.

8. The method of claim 1, wherein the gathering of user data is based upon physical information taken of the user of the wireless communication device.

9. The method of claim 8, wherein the wireless communication device includes a camera and gathering of user data is based upon interpretation of a picture taken of the user of the wireless communication device.

10. The method of claim 8, wherein the wireless communication device includes a voice input and gathering of user data is based upon interpretation of the speech volume of the user speaking into the wireless communication device.

11. The method of claim 1, wherein the gathering of user data is based upon interpretation of a contact list resident in the wireless communication device.

12. The method of claim 1, wherein the wireless communication device includes one or more medical diagnostic tools, and the gathering of user data is based upon interpretation of medical data gathered for the user of the wireless communication device by the one or more medical diagnostic tools.

13. The method of claim 1, wherein creating a user profile is performing a psychological evaluation of the gathered user data.

14. The method of claim 12, wherein creating a user profile is making a medical diagnosis based upon the gathered user data.

15. The method of claim 1, wherein creating a user profile occurs at the wireless communication device.

16. The method of claim 1, wherein the wireless communication device communicates with one or more computer devices across a wireless communication network, and the method further comprising:

    sending the gathered user data from the wireless communication device to a computer device across the wireless communication network,  
    wherein creating a user profile occurs at the computer device; and  
    sending the user profile from the computer device to the sending wireless communication device.

17. The method of claim 1, wherein the wireless communication device includes a graphic user interface (GUI) and altering wireless communication device functionality is altering the GUI of the wireless communication device.

18. A wireless communication device having a wireless communication device functionality based upon a user profile, comprising:  
    means for gathering user data from physical user interaction with the wireless communication device;  
    means for creating a user profile based upon the gathered user data; and  
    means for altering the wireless communication device functionality based upon the gathered user data.

19. The device of claim 18, further comprising means for generating a psychological profile based upon the user data.

20. The device of claim 18, further comprising means for gathering medical diagnostic data of a user of the wireless communication device.

21. The device of claim 20, further comprising means for generating a medical diagnosis based upon the gathered user data.

22. A system for altering wireless communication device functionality for wireless communication devices on a wireless communication network, the altering based upon the user profile of the user of the wireless communication device, the system comprising:

at least one wireless communication device configured to gather user data from physical user interaction with the wireless communication device, the wireless communication device having a functionality for user interaction, and the wireless communication device further configured to selectively transmit the gathered user data across the wireless communication network;

at least one computer device configured to receive the transmitted gathered user data, the computer device further configured to create user profile data based upon the received gathered user data and transmit the user profile data to the at least one wireless communication device,

wherein the wireless communication device further configured to alter wireless communication device functionality based upon the received user profile data.

23. The system of claim 22, wherein the user profile data includes the specific wireless device functionality of the wireless communication device, and the at least one wireless communication device further configured to alter wireless communication device functionality based upon the wireless communication device received in the user profile data.

24. The system of claim 22, wherein the at least one computer device further configured to store the user profile data.

25. The system of claim 22, wherein the gathering of user data is based upon interpretation of data input by the user into the wireless communication device.

26. The system of claim 22, wherein the gathering of user data is based upon interpretation of short-term data input by the user into the wireless communication device.

27. The system of claim 22, wherein the gathering of user data is based upon interpretation of long-term data input by the user into the wireless communication device.

28. The system of claim 22, wherein the gathering of user data is based upon interpretation of a contact list resident in the wireless communication device.

29. The system of claim 22, wherein the gathering of user data is based upon interpretation of the number of members of one or more communication groups for the wireless communication device.

30. The system of claim 22, wherein the wireless communication device includes one or more data input mechanisms and the wireless communication device is further configured to gather user data based upon interpretation of the data input into the data input mechanisms by the user.

31. The system of claim 22, wherein the gathering of user data is based upon physical information taken of the user of the wireless communication device.

32. The system of claim 31, wherein the wireless communication device includes a camera, and gathering of user data is based upon interpretation of a picture taken of the user of the wireless communication device.

33. The system of claim 31, wherein the wireless communication device includes a voice input and the gathering of user data is based upon interpretation of the speech volume of the user speaking into the wireless communication device.

34. The system of claim 22, wherein the wireless communication device includes one or more medical diagnostic tools, and the gathering of user

data is based upon interpretation of medical data gathered for the user of the wireless communication device by the one or more medical diagnostic tools.

35. The system of claim 22, wherein creating a user profile is performing a psychological evaluation of the gathered user data.

36. The system of claim 34, wherein creating a user profile is making a medical diagnosis based upon the gathered user data.

37. The system of claim 22, wherein the gathering of user data is based upon interpretation of short-term data input by the user into the wireless communication device.

38. The system of claim 22, wherein the gathering of user data is based upon interpretation of long-term data input by the user into the wireless communication device.

39. A wireless communication device selectively in communication with other computer devices across a wireless communication network and at least one of the other computer devices having a user thereof, the wireless communication device configured to create a user profile for users of the other computer devices, the wireless communication device comprising:

a data input module that gathers data from interaction between the wireless communication device and at least one computer device across the wireless communication network;

a profile module that creates a user profile for a user of the at least one computer device based upon the gathered data from the interaction; and

a communication module that informs the user of the wireless communication device of the user profile for the user of the at least one computer device across the wireless network.

40. The device of claim 39, wherein the wireless communication device includes a wireless communication device interaction functionality for interacting with other computer devices across the wireless network, and the

wireless communication device further alters the wireless communication device interaction functionality for interaction with the at least one computer device based upon the user profile.

41. The device of claim 39, wherein the wireless computer device further sends the user profile for the at least one computer device to a second computer device across the wireless computer network.

42. The device of claim 39, wherein the data input module gathers data from short-term interaction between the wireless communication device and at least one computer device across the wireless communication network.

43. The device of claim 39, wherein the data input module gathers data from long-term interaction between the wireless communication device and at least one computer device across the wireless communication network.

44. A method of profiling a user of a wireless communication device that is selectively in communication with other wireless communication devices across a wireless communication network, comprising:

gathering user data at a first wireless communication device from physical user interaction with a second wireless communication device; and  
interpreting the gathered user data to create a user profile for the user of the second wireless communication device.

45. The method of claim 44, wherein the first wireless communication device and the second wireless communication device are the same wireless communication device with the same user thereof.

46. The method of claim 44, wherein the second wireless communication device is in communication with the first wireless communication device across the wireless communication network.

47. The method of claim 44, wherein interpreting the gathered user data to create a user profile occurs at the first wireless communication device.

48. The method of claim 44, wherein the first wireless communication device communicates with one or more computer devices across the wireless communication network, and the method further comprising:

    sending the gathered user data from the first wireless communication device to a computer device across the wireless communication network,  
    wherein interpreting the gathered user data to create a user profile occurs at the computer device.

49. The method of claim 44, further comprising sending the user profile for the user of the second wireless communication device from the computer device to the first wireless communication device.

50. The method of claim 44, wherein the gathering of user data is based upon interpretation of data input by the user into the second wireless communication device.

51. The method of claim 50, wherein the gathering of user data is based upon interpretation of short-term data input by the user into the second wireless communication device.

52. The method of claim 50, wherein the gathering of user data is based upon interpretation of long-term data input by the user into the second wireless communication device.

53. The method of claim 50, wherein the gathering of user data is based upon interpretation of a contact list resident in the second wireless communication device.

54. The method of claim 44, wherein the gathering of user data is based upon interpretation of the number of members of one or more communication groups for the second wireless communication device.

55. The method of claim 44, wherein the gathering of user data is based upon interpretation of user physical interaction with one or more data input mechanisms of the second wireless communication device.

56. The method of claim 44, wherein the gathering of user data is based upon physical information taken of the user of the second wireless communication device.

57. The method of claim 56, wherein the second wireless communication device includes a camera and gathering of user data is based upon interpretation of a picture taken of the user of the second wireless communication device.

58. The method of claim 56, wherein the second wireless communication device includes a voice input and gathering of user data is based upon interpretation of the speech volume of the user speaking into the second wireless communication device.

59. The method of claim 44, wherein the gathering of user data is based upon interpretation of a contact list resident in the second wireless communication device.

60. The method of claim 44, wherein the second wireless communication device includes one or more medical diagnostic tools, and the gathering of user data is based upon interpretation of medical data gathered for the user of the second wireless communication device by the one or more medical diagnostic tools.

61. The method of claim 44, wherein creating a user profile is performing a psychological evaluation of the gathered user data.

62. The method of claim 60, wherein creating a user profile is making a medical diagnosis based upon the gathered user data.

63. The method of claim 44, wherein the first wireless communication device includes a wireless communication device functionality for interacting with the user thereof, and the first wireless communication device further altering the wireless communication device functionality based upon the user profile for the user of the second wireless communication device.

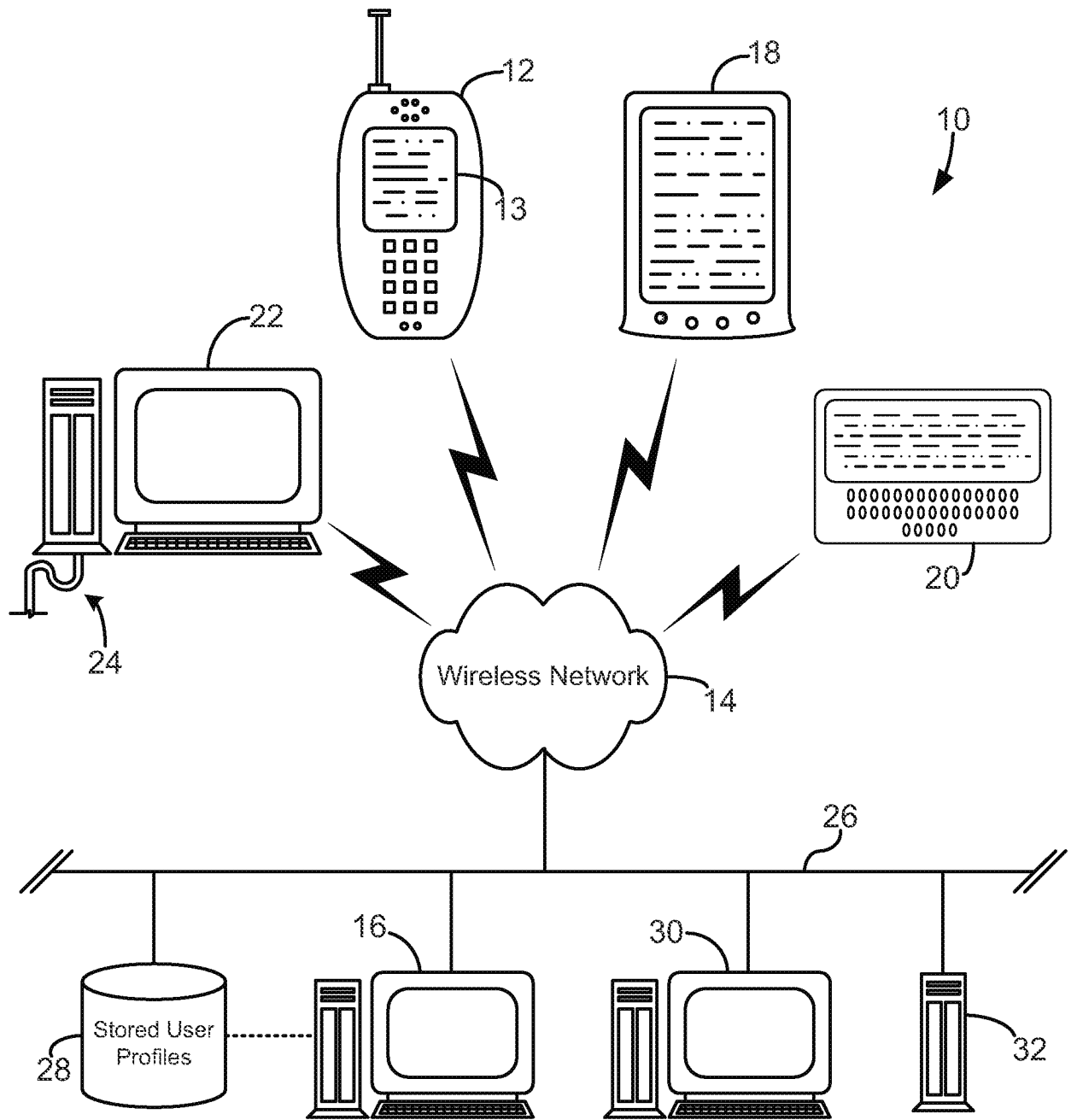


Fig. 1

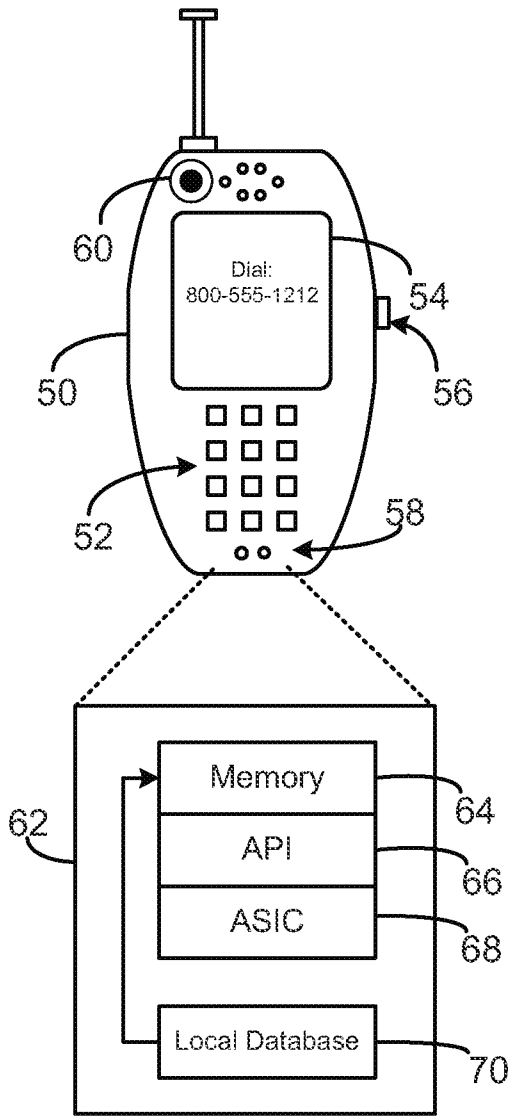


Fig. 2

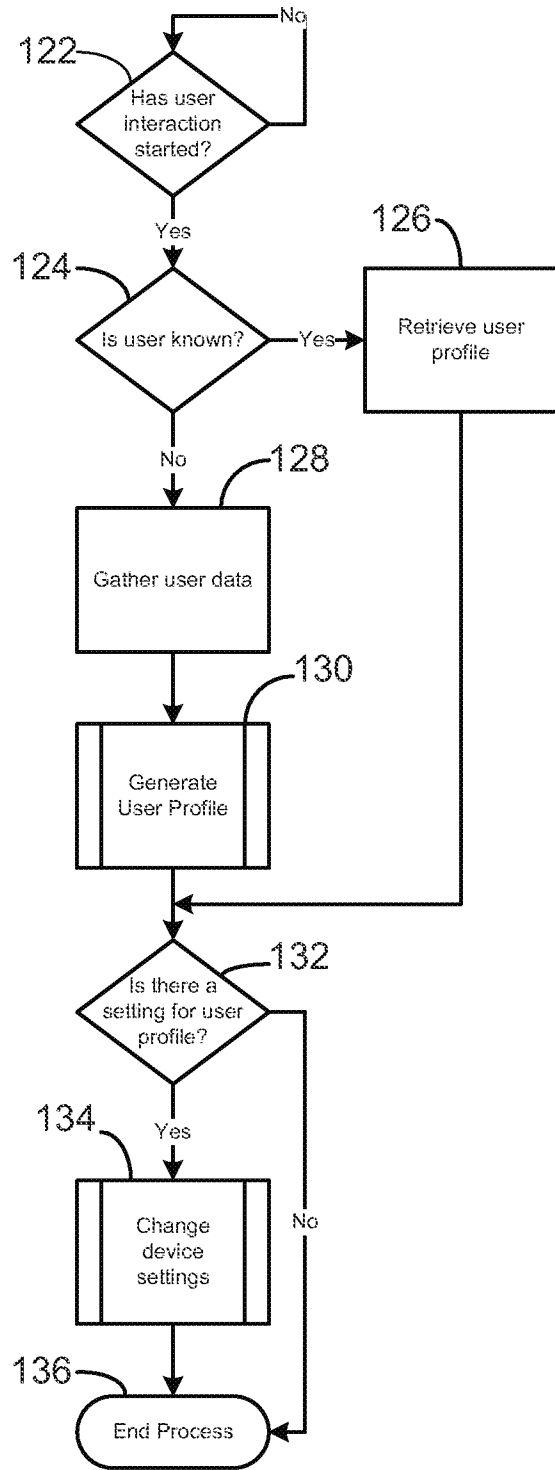


Fig. 6

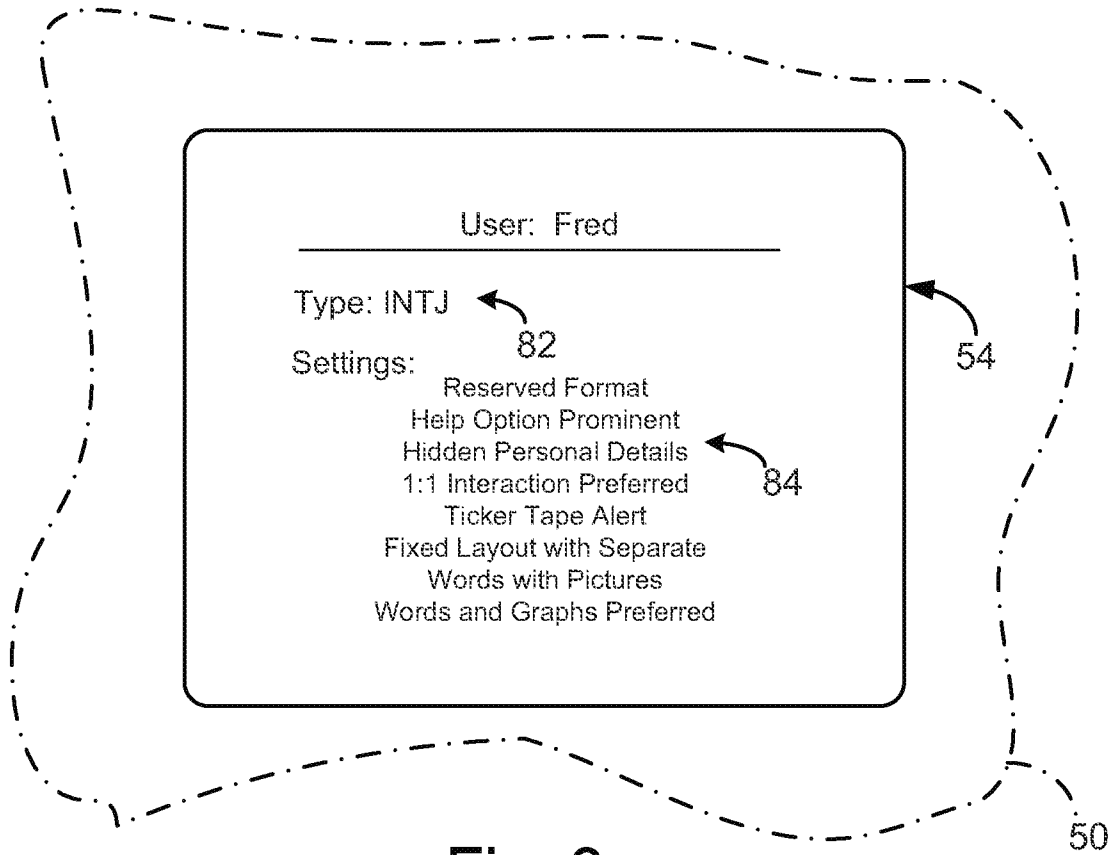


Fig. 3

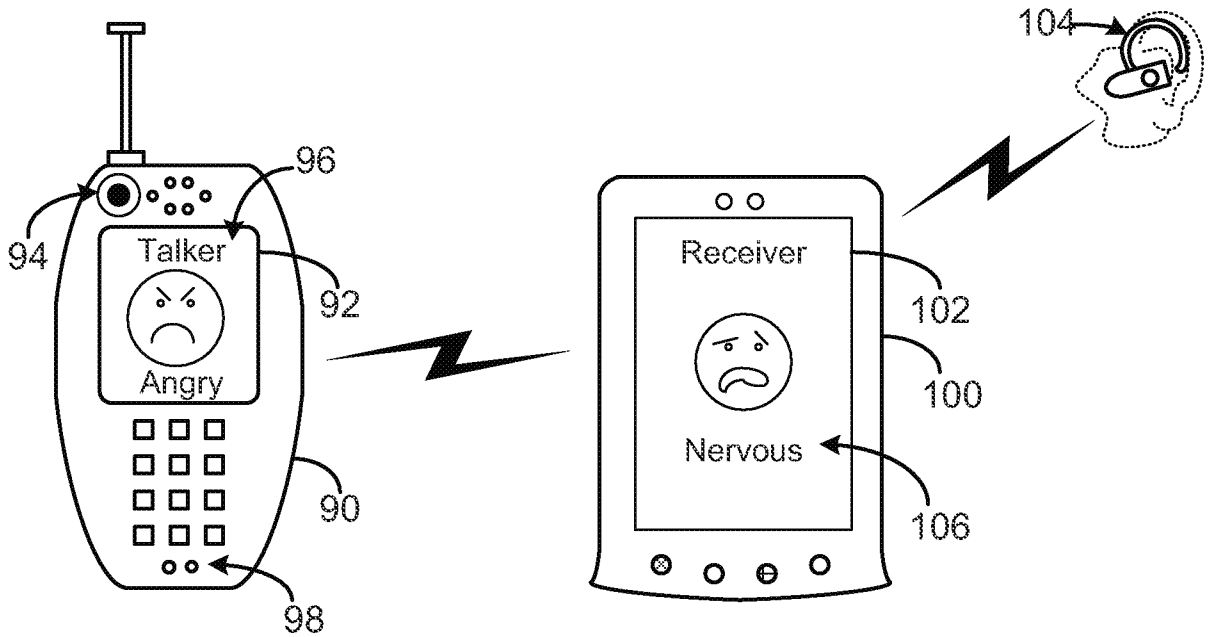


Fig. 4

Myers-Briggs Possible UI Configuration:

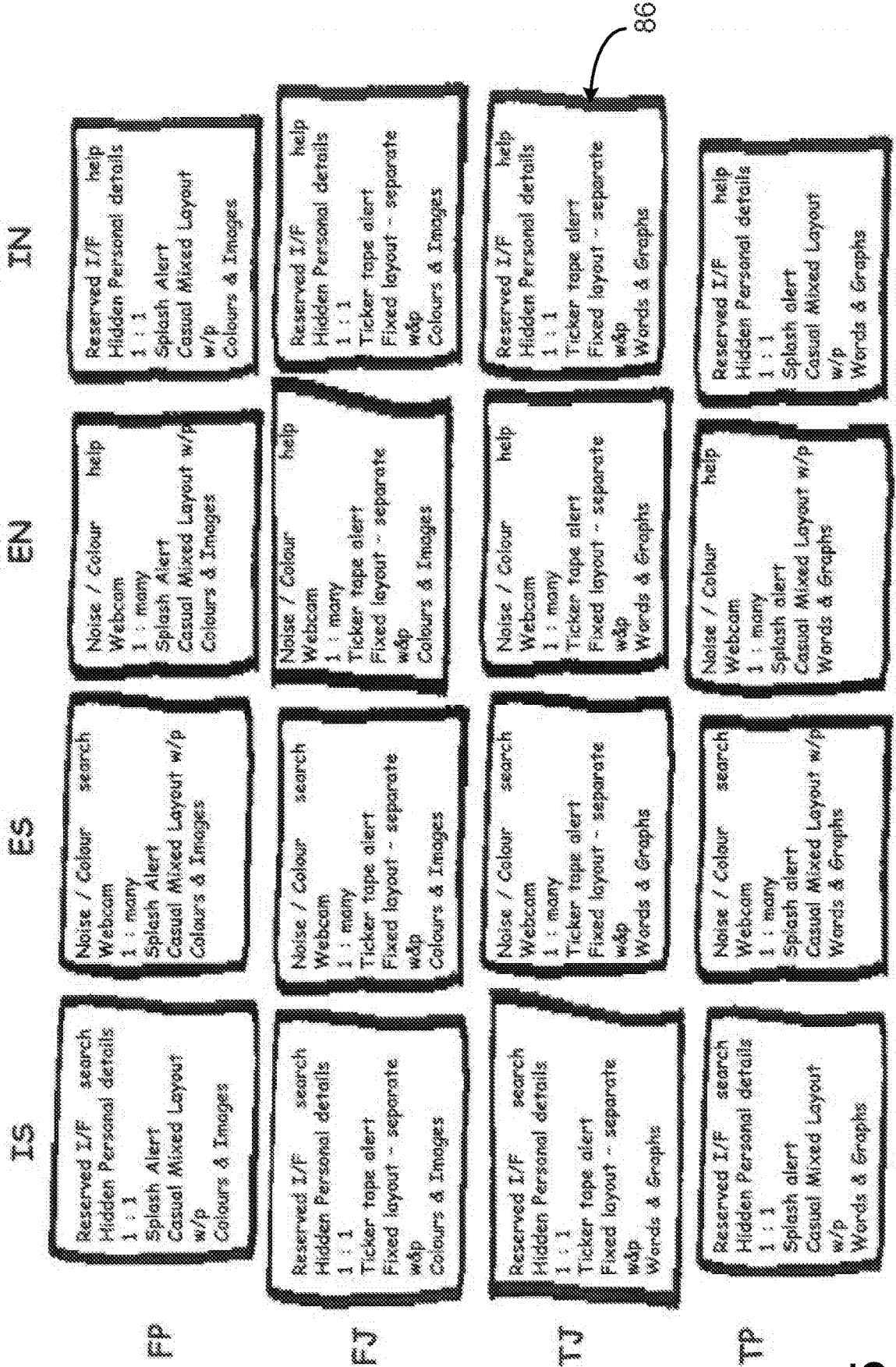


Fig. 5

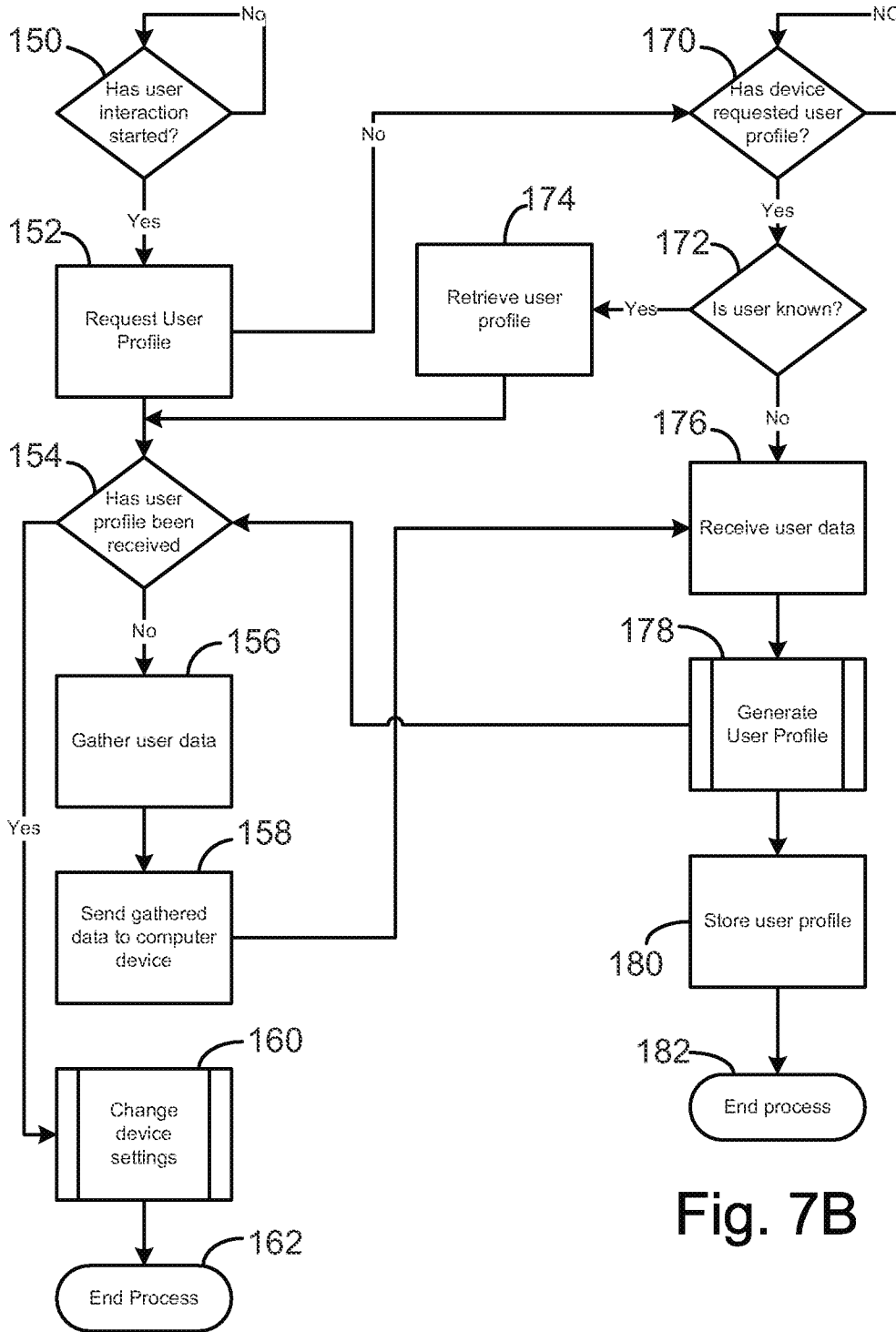


Fig. 7A

Fig. 7B

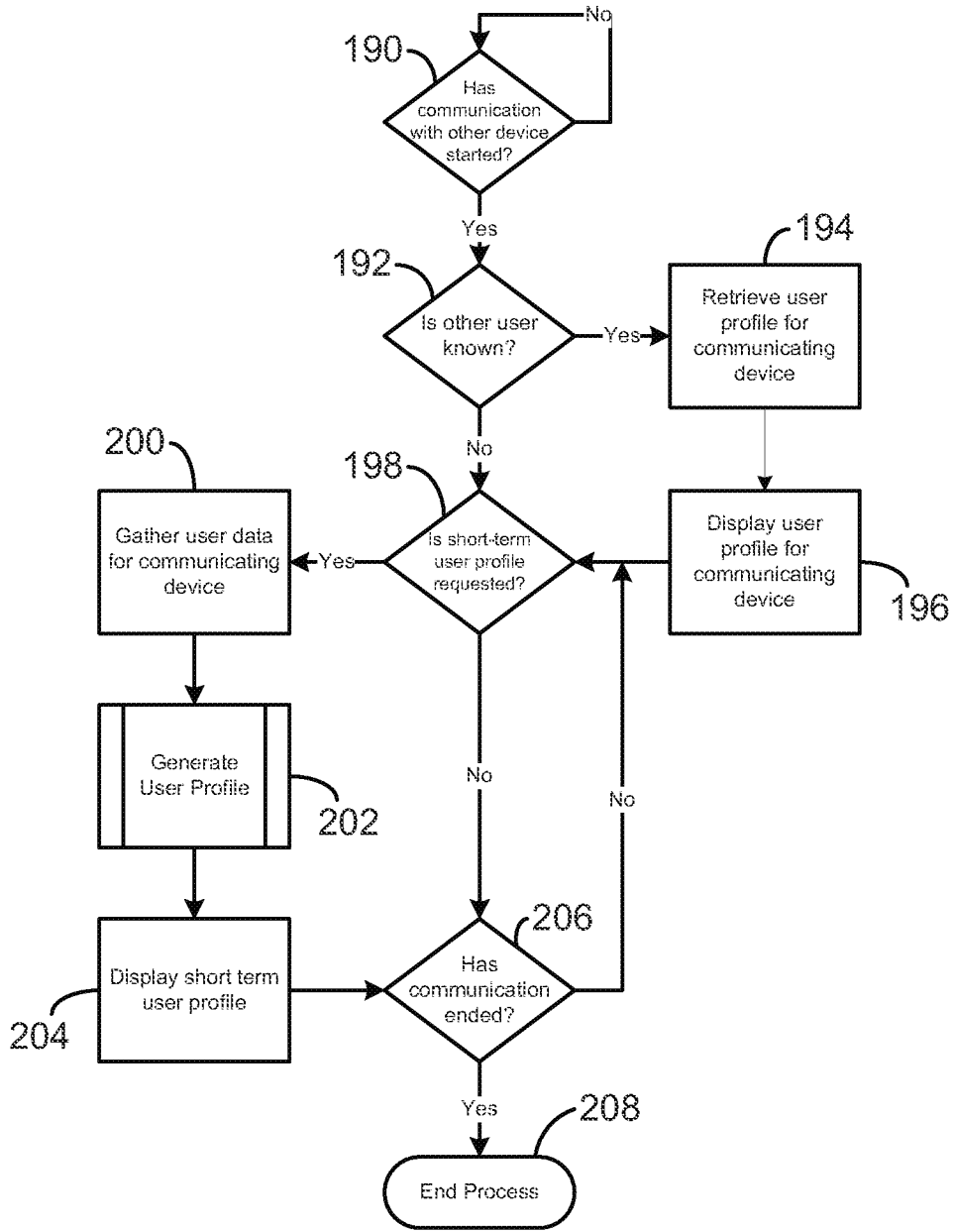


Fig. 8