



(19) **United States**

(12) **Patent Application Publication**

Watson et al.

(10) **Pub. No.: US 2003/0121047 A1**

(43) **Pub. Date: Jun. 26, 2003**

(54) **SYSTEM AND METHOD FOR CONTENT TRANSMISSION NETWORK SELECTION**

**Publication Classification**

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(51) **Int. Cl.<sup>7</sup>** ..... **H04N 7/173**; H04L 1/00;  
H04J 1/16; H04J 3/14; G06F 11/00;  
H04L 12/26; G08C 15/00;  
G01R 31/08

(52) **U.S. Cl.** ..... **725/93**; 725/98; 725/95; 370/235

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(57) **ABSTRACT**

A content transmission selection system is disclosed. The content transmission selection system receives requests from viewers for specific video content items. Using characteristics of the designated content item, the content transmission selection system determines whether to transmit the content item over a broadcast network or a broadband network.

(21) Appl. No.: **10/028,153**

(22) Filed: **Dec. 20, 2001**

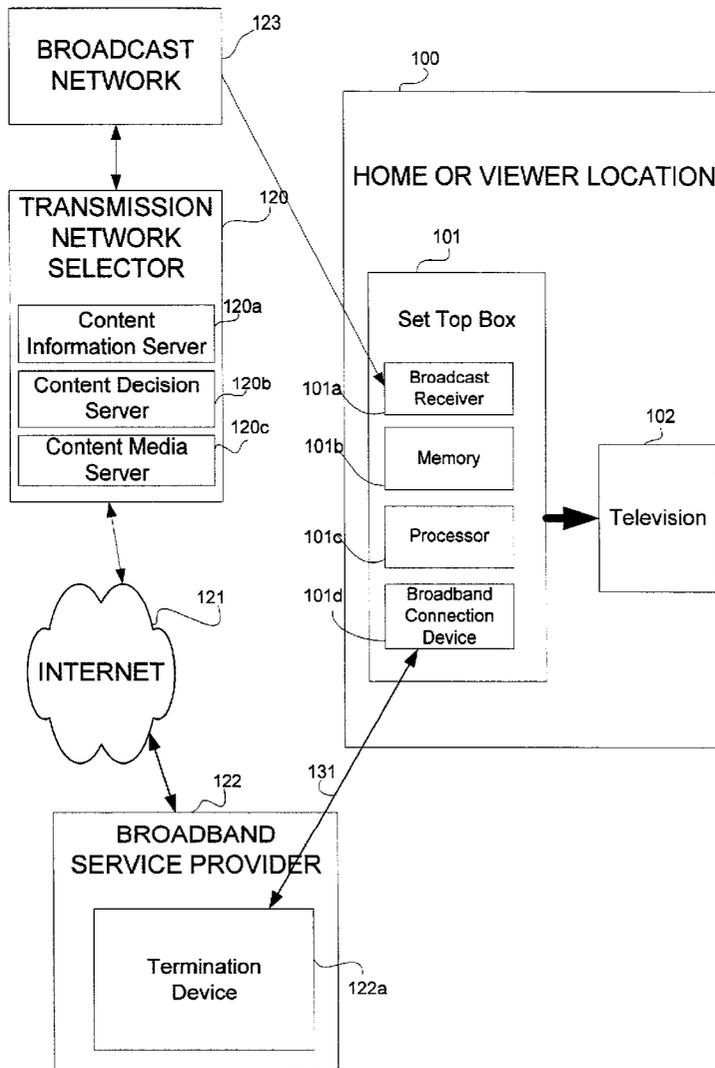
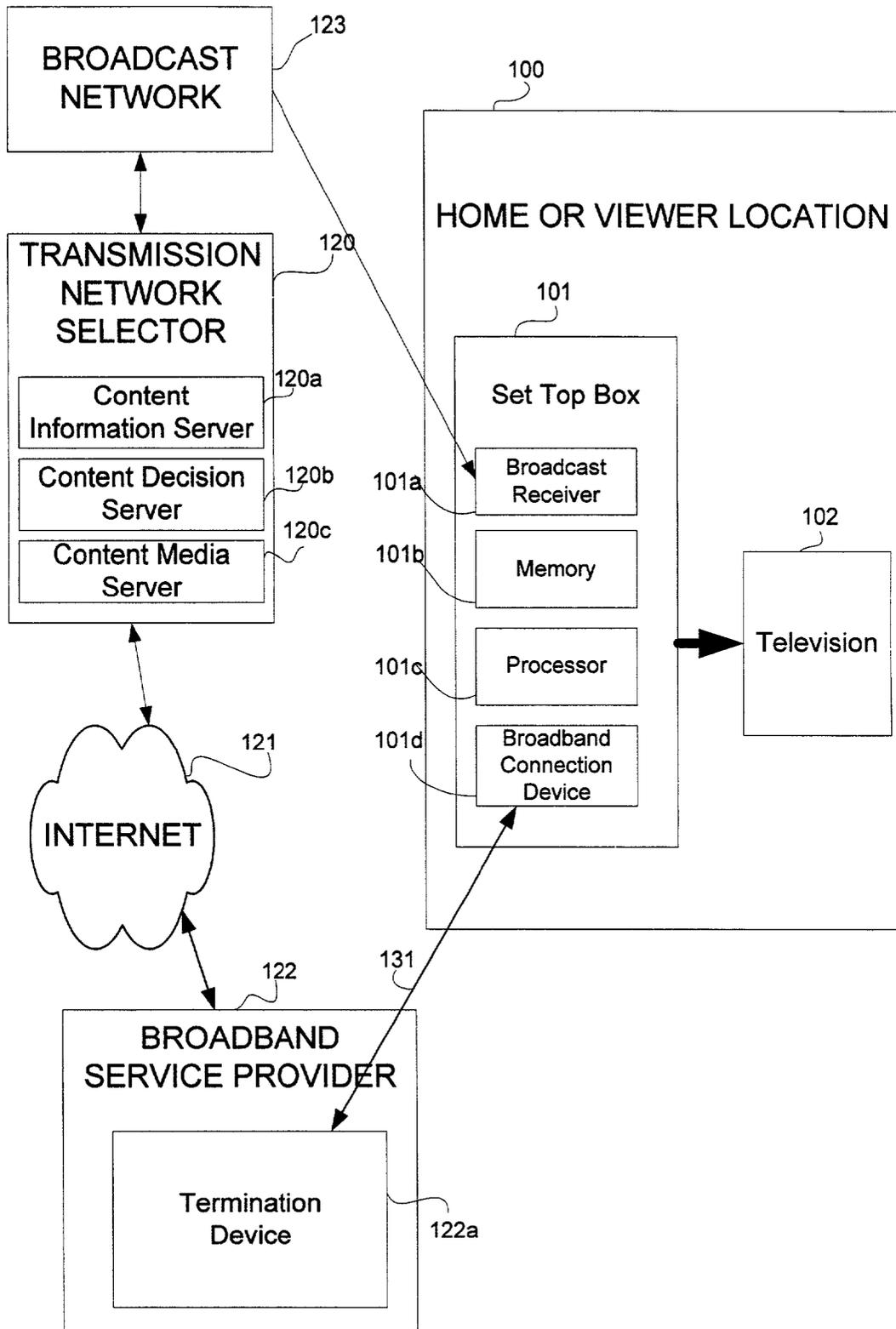


FIGURE 1



**FIGURE 2**

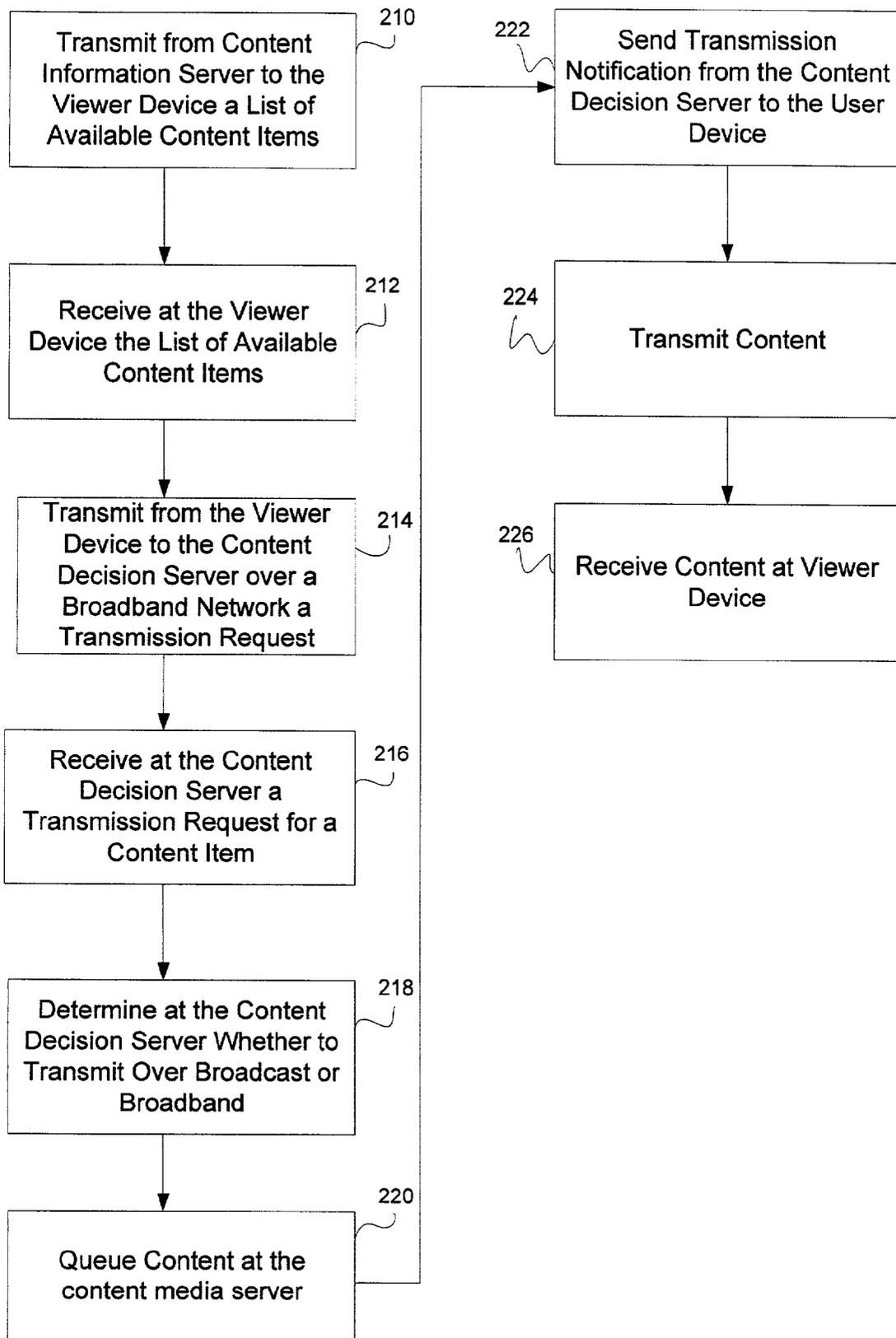
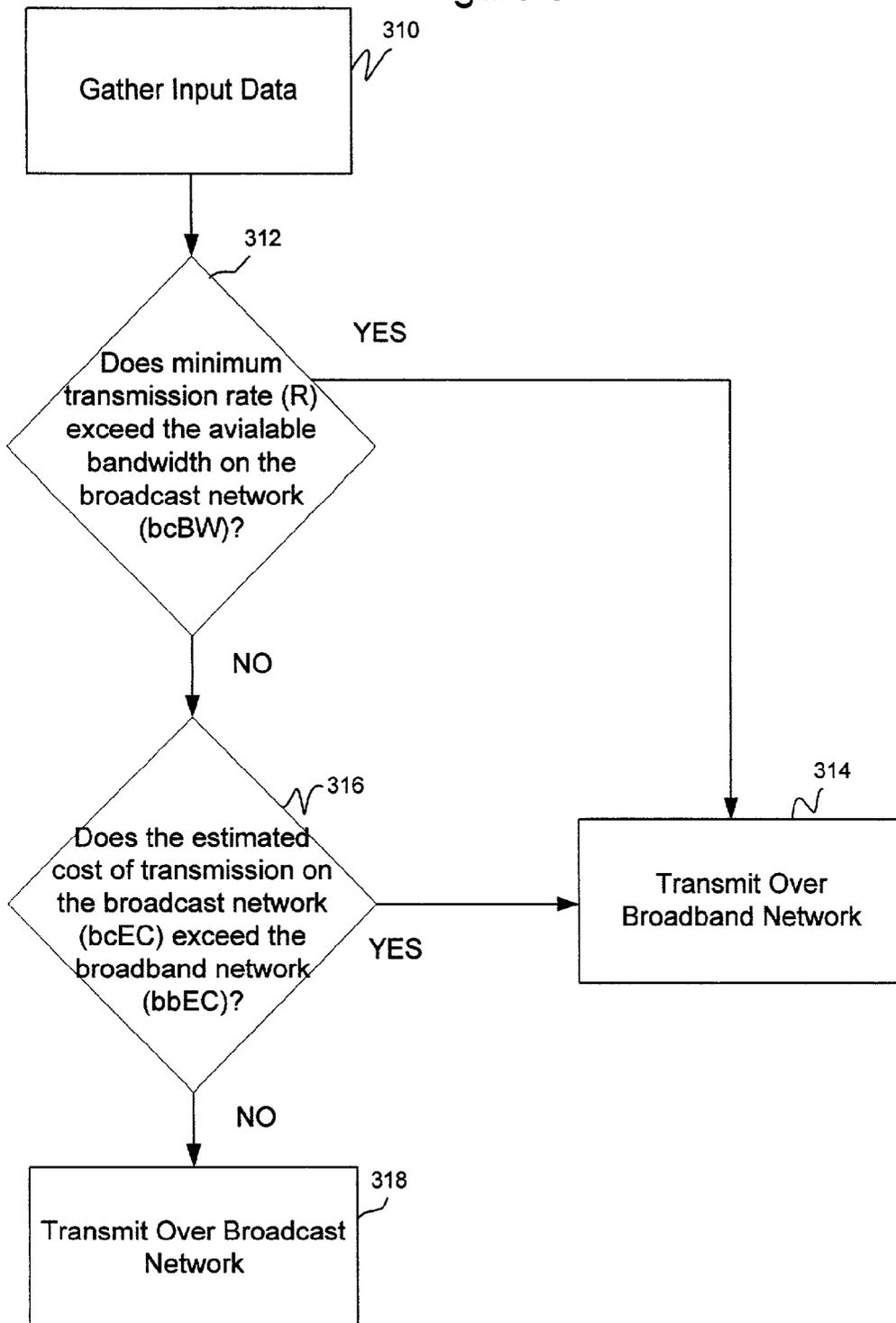


Figure 3



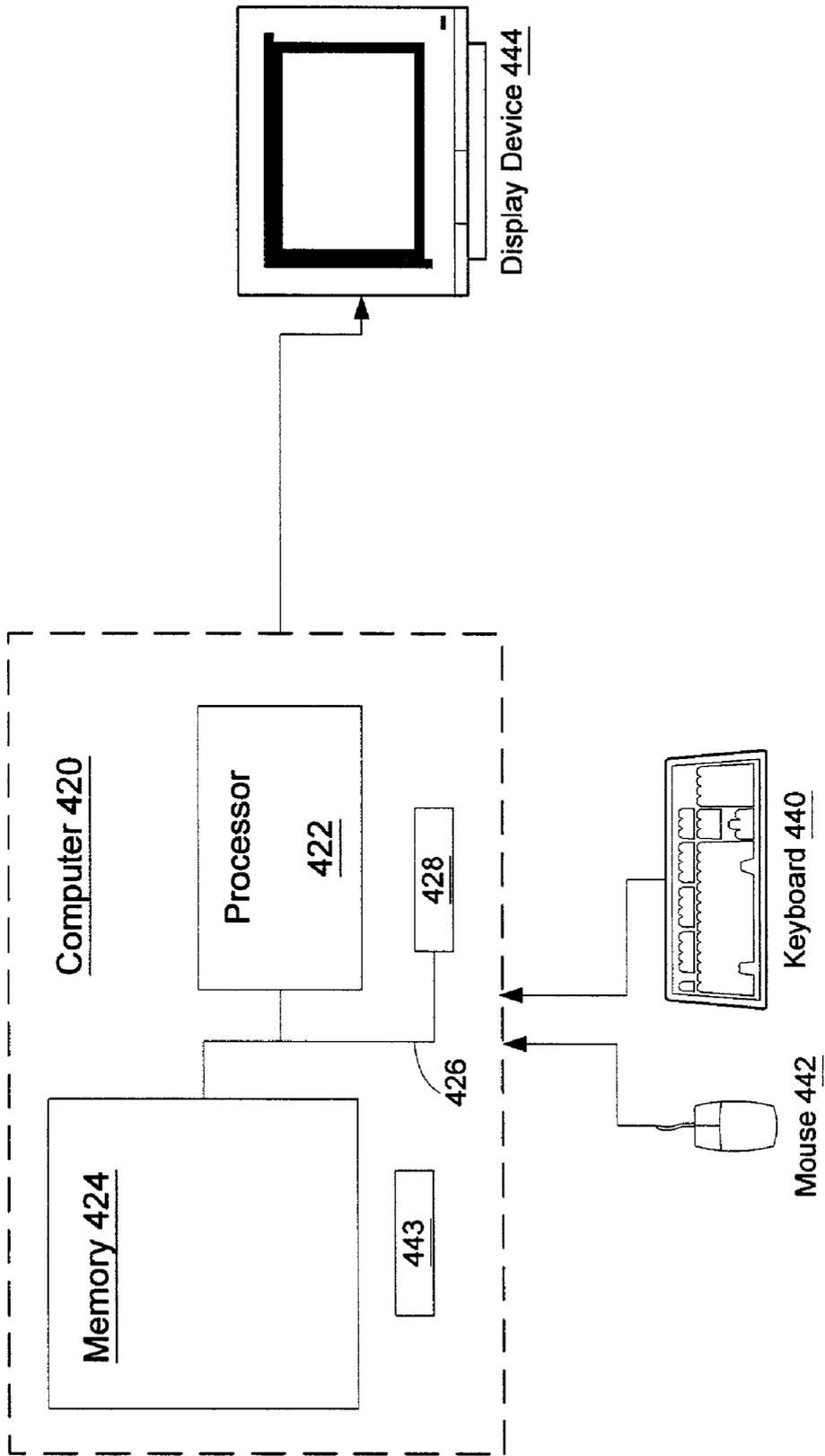


FIGURE 4

## SYSTEM AND METHOD FOR CONTENT TRANSMISSION NETWORK SELECTION

### BACKGROUND OF THE INVENTION

#### [0001] 1. Field of the Invention

[0002] The present invention relates to systems and methods for content transmission. More specifically, the invention relates to systems and methods for determining whether to transmit content using a broadcast network or a broadband network.

#### [0003] 2. Description of the Prior Art

[0004] The demand for the quick and easy access to a wide variety of content which may be, for example, video, data, etc., has led to the rapid growth of numerous transmission systems. For example, direct to home (DTH) satellite systems and cable systems have been deployed to compete with traditional broadcast networks. Similarly, broadband data networks, such as for example, digital subscriber line (DSL) networks and cable modem data networks have been deployed to provide high speed point-to-point data communication. Generally, the broadcast-type networks are very efficient at transmitting data items, particularly video, to a large number of viewers, but lack the capability to target specific viewers. Broadband data networks, by comparison, are very good at transmitting content to small numbers of discrete viewers and are not as efficient at simultaneously reaching large numbers of viewers.

[0005] Thus, there are numerous content transmission systems now available that did not exist even a few years ago. Applicants have noted, however, that systems and methods have not been implemented for integrating the selective use of these different systems to leverage their respective strengths. More specifically, existing systems and methods lack the capability to select the single network from a plurality of transmission networks that can most efficiently transfer a content item at a given time. Such a system or method would enable operators of transmission networks to best utilize network resources, thereby lowering costs of operation and lowering prices for consumers.

### SUMMARY OF THE INVENTION

[0006] Accordingly, systems and methods for content transmission are disclosed. In systems in accordance with an illustrative embodiment of the invention, viewers enter requests for content items such as, for example, videos, at their set top box. Requests contain information such as the geographic location to which the content is to be transmitted, the time at which the viewer desires to view the content, and a price the viewer is willing to pay for the content.

[0007] The requests are transmitted over a broadband network, a back channel to a broadcast network, or both to a transmission network selector. The transmission network selector determines whether the content will be transmitted over a broadcast network or a broadband network. This determination is based on the information provided with the transmission request, information about the content itself, and information about the broadcast and broadband networks. Information about the content may comprise, for example, the duration of the content and the required bandwidth for transmission of the content. Information about the broadcast and broadband networks may comprise, for

example, the available bandwidth on the networks, the geographic boundaries of the networks, and the cost of transmission at a given time of day on the networks.

[0008] Once a transmission network has been selected, the transmission network selector forwards a transmission notification to the viewer indicating the time the requested item will be transmitted and the transmission network over which it will be transmitted. Thereafter, the content is transmitted to the viewer.

### BRIEF DESCRIPTION OF THE DRAWINGS

[0009] The present invention will be better understood after reading the following detailed description of an illustrative example thereof with reference to the appended drawings, in which:

[0010] **FIG. 1** is a block diagram of a system for network transmission selection in accordance with an aspect of the invention;

[0011] **FIG. 2** is a flow chart of a method for network transmission selection in accordance with the present invention;

[0012] **FIG. 3** is a flow chart of an illustrative example of the steps involved in the step of determining at the content decision server whether to transmit over a broadcast or a broadband network; and

[0013] **FIG. 4** is a block diagram of a computing device for use in a system in accordance with the invention.

### DETAILED DESCRIPTION

[0014] An illustrative example of a system which meets the above-mentioned objects and provides other beneficial features will be described below with reference to FIGS. 1-4. Those skilled in the art will readily appreciate that the description given herein with respect to those figures is for explanatory purposes only and is not intended in any way to limit the scope of the invention. Throughout the description, like reference numerals will refer to like elements in the respective figures.

[0015] **FIG. 1** is a diagram of a system incorporating an illustrative transmission network selection system in accordance with an aspect of the invention. At viewer location **100**, viewers receive an identification from broadcast content source **123** that content items such as, for example, movies are available to the viewer upon request. When a viewer selects to view an item, the selection is transmitted either via broadband service provider **122** and Internet **121** or via a back channel of broadcast network **123** to transmission network selector **120**. Transmission network selector **120** automatically determines whether to transmit the requested content via broadcast network **123** or to download the content item over broadband source **122**. Once the determination has been made, network selector **120** forwards the content item to the viewer location **100** via the selected network.

[0016] As shown in **FIG. 1**, home or viewer location **100** contains a viewer device **101** that provides a video input to television **102**. Viewer device **101** can be a set top box, a personal computer, or any electronic device capable of receiving, storing, and processing video signals. Viewer device **101** comprises a broadcast receiver **101a** for receiv-

ing video from a broadcast network such as, for example, a DTH satellite network, a terrestrial wireless network, or a cable television broadcast network. Memory **101b** may be a hard disk drive (HDD) or any memory device that enables the viewer device to store previously transmitted content, information about the content, and information about the transmission of the content. Processor **101c** enables the viewer device to perform operations such as displaying a list of available content items from which a viewer may make a transmission request. Broadband connection device **101d** provides connectivity to broadband service provider **122** and may be, for example, a DSL modem or cable modem.

[**0017**] Broadband service provider **122** provides a broadband connection between viewer device **101** and transmission network selector **120**. Broadband service provider **122** may be, for example, a DSL service provider, or the like. Generally, service provider **122** receives high-speed connections **131** from viewer device **101** and provides access to transmission network selector **120** usually via Internet **121**. As shown, service provider **122** comprises a termination device **122a** for receiving a communication connection from viewer device **100**. Device **122a** may be, for example, a DSL modem.

[**0018**] Broadcast network **123** may be, for example a DTH satellite provider. Broadcast content is transmitted from transmission network selector **120** to viewer device **101** over broadcast network **123**. Viewer device **101** contains broadcast receiver **101a** to receive broadcast content. Data is also transmitted from viewer device **101** to transmission network selector **120** over a back channel of broadcast network **123** such as, for example, a dial-up modem.

[**0019**] Transmission network selector **120** operates to determine whether to transmit video content to a viewer via a traditional broadcast network **123** or via broadband provider **122**. Transmission network selector **120** comprises content information server **120a**, content decision server **120b**, and content media server **120c**. Content information server **120a** transmits to viewer device **101** a list of available content items from which the viewer can make a request. Content decision server **120b** receives the viewer's request for a content item, selects a network over which to transmit the content, and forwards a transmission notification to viewer device **101**. Finally, content media server **120c** queues and transmits the content to the selected transmission network. If the content is to be transmitted over broadcast network **123**, content media server **120c** transmits content to broadcast content transmitter, which, in turn, transmits the content over broadcast network **123** to broadcast receiver **101a** in viewer device **101**. Alternatively, the content may be transmitted over broadband network **122** to viewer device **101**.

[**0020**] **FIG. 2** illustrates a flow chart of a method for content transmission network selection in accordance with an aspect of the invention. At step **210** a list of available content items such as, for example, movies or television programs is transmitted from content information server **120a** to viewer device **101**. The list may be downloaded via broadcast content source **123** or broadband provider **122**. At step **212**, the list of available content items is received at the viewer device. The viewer may then review the list of movies and select the one(s) he or she desires to view. The viewer may also indicate when he or she desires to view the

video, the price he or she is willing to pay for the video, the geographic location to which the video is to be sent, as well as other information about the transmission request. At step **214**, a request for one of the videos is transmitted from viewer device **101** to content decision server **120** either via broadband network **122** or via a back channel of broadcast network **123**. At step **216**, the transmission request is received at content decision server **120**.

[**0021**] At step **218**, content decision server **120** automatically determines whether to transmit content using a broadcast network or a broadband network. This determination is based upon the characteristics of the transmission request, the characteristics of the content to be transmitted, the characteristics of the broadcast network, the characteristics of the broadband network, and the nature and volume of all other requests. The characteristics of the transmission request may include, for example, the geographic location to which the content is to be transmitted, the time at which the content is expected to be viewed, a dollar amount that the viewer is willing to pay for the content, or any other information about the transmission request that would be helpful in selecting a transmission network for the requested content. Characteristics of the content to be transmitted that may influence the network selection include, for example, the size and/or duration of the content, the required bandwidth for transmission of the content, features to be present with the content such as, for example, fast forward, rewind, and VCR controls, the number of requests for identical content from different viewers, or any other information about the content that would be helpful in selecting a transmission network for the requested content. Characteristics of the broadcast network that may influence the determination include, for example, the available bandwidth on the network, the geographic boundaries of the network, the cost of transmission at a given time of day on the network, or any other information about the broadcast network that would be helpful in selecting a transmission network for the requested content. The characteristics of the broadband network may include the scheduled or predicted available bandwidth on the network, the geographic boundaries of the network, the cost of transmission at a given time of day on the network, or any other information about the broadband network that would be helpful in selecting a transmission network for the requested content.

[**0022**] At step **220**, content is queued at content media server **120c**. Content media server **120c** aggregates the content to be transmitted and formats the content for the selected transmission network. Formatting content for transmission over the selected network involves choosing a means to encapsulate the content for the selected network topology while addressing security as well as other factors. For example, a movie file stored in MPEG format may be packaged for DTH satellite broadcast by encapsulating the file in a DVB compliant spooler file which may then be routed through a transport multiplexor that applies real-time broadcast conditional access. Packaging for transmission over a broadband network such as a DSL network may include encapsulation into a TCP/IP packet stream which is encrypted and copy-protected and routed through a secure ATM switch fabric to the viewer device using secure sockets. Once the content has been formatted, content media server **120c** transmits the resulting data stream to the appropriate transmission network. At step **222**, a notification of the transmission characteristics of the content is transmitted

from content decision server **120b** to viewer device **101** over broadband network **122**. Transmission characteristics of the content may include, for example, the time of transmission, the selected transmission network, network specific information such as the DTH transponder frequency and polarity, stream ID's and encryption/decryption codes, or any other information helpful or necessary for transmission. DTH transponder frequency and polarity is used to tune the DTH receiver to the correct transponder frequency. Stream ID's are used to identify which packets to extract in the selected MPEG multiplex stream. Decryption keys are used to decrypt data. Viewer device **101** utilizes the transmission characteristics to identify which of the connected networks to monitor for the content, how to isolate the specific content on the selected network, and how to process any security measures.

[0023] At step **224**, the content is transmitted over broadcast network **123** or broadband network **122**. Each content item may be sent directly to the viewer device, or, depending on the topology of the selected network, the content item may first be sent to a staging server. At step **226**, viewer device **101** receives the content. If the content is being broadcast, viewer device **101** will tune to the appropriate broadcast channel or DTH transponder frequency. If the content is being transmitted over a broadband network, the viewer device will download the content through broadband connection device **101d**.

[0024] FIG. 3 is a flow chart of an illustrative example of a process for determining whether to transmit data over a broadcast or a broadband network. At step **310**, content decision server **120b** gathers input data comprising the characteristics of the transmission request, the characteristics of the content to be transmitted, and the characteristics of the broadcast network and broadband networks. For example, characteristics of the transmission request may include the time (T) that the content is requested to be viewed. Characteristics of the content to be transmitted may include the number of requests for the content (N), the size of the content in megabites (S), and the minimum transfer rate for the content (R). Characteristics of the broadband network may include the cost of transport per megabite on the broadband network (bbC) and the estimated cost of transport on the broadband network (bbEC). The estimated cost of transport on the broadband network is equal to the product of the size of the content in megabites and the cost of transport per megabite on the broadband network ( $bbEC = S * bbC$ ). Finally, characteristics of the broadcast network may include the cost of transport per megabite on the broadcast network (bcC), the available bandwidth on the broadcast network (bcBW), and the estimated cost of transport on the broadcast network (bcEC). The estimated cost of transport on the broadcast network is equal to the product of the size of the content in megabites and the cost of transport per megabite on the broadcast network ( $bcEC = S * bcC$ ).

[0025] At step **312**, content decision server **120b** determines whether the available bandwidth on the broadcast network (bcBW) is less than the minimum transfer rate for the content (R). If the available bandwidth on the broadcast network (bcBW) is less than the minimum transfer rate for the content (R), which indicates that there is not enough available bandwidth on the broadcast network, then at step **314** content decision server **120b** determines that content will be transmitted over the broadband network. If the

available bandwidth on the broadcast network (bcBW) is not less than the minimum transfer rate for the content (R), then at step **316** content decision server determines whether the estimated cost of transport on the broadband network (bbEC) is less than the estimated cost of transport on the broadcast network (bcEC). If the estimated cost of transport on the broadband network (bbEC) is less than the estimated cost of transport on the broadcast network (bcEC), then at step **314** content decision server **120b** determines that content will be transmitted over a broadband network. If the estimated cost of transport on the broadband network (bbEC) is not less than the estimated cost of transport on the broadcast network (bcEC), then at step **318** content decision server **120b** determines that content will be transmitted over a broadcast network.

[0026] The process described above in connection with FIG. 3 is for illustrative purposes and may be expanded to incorporate other variables such as, for example, the time (T) that content is desired to be viewed. If the viewer does not require the content to be viewed immediately, then the transmission of the content may be scheduled for the time at which the cost of transmission is lowest. For example, the viewer may request delivery for the next day, which would enable delivery at night when transmission costs are likely to be low. Similarly, a "trickle stream", i.e. transmitting data at a slow speed over a long period of time, may also be employed to preserve available bandwidth on a given network.

[0027] Those skilled in the art will recognize that content information server **220a**, content decision server **220b**, content media server **220c**, and viewer device **101** may comprise an appropriately programmed computing device. FIG. 4 is a block diagram of a generic computing system suitable for use in a system in accordance with the present invention. As shown, computing device **420** includes processing unit **422**, system memory **424**, and system bus **426** that couples various system components including system memory **424** to the processing unit **422**. The system memory **424** might include read-only memory (ROM) and random access memory (RAM). The system might further include hard-drive **428**, which provides storage for computer readable instructions, data structures, program modules and other data. A viewer may enter commands and information into the computer **420** through input devices such as a keyboard **440** and pointing device **442** which may be, for example, a mouse or remote control. A monitor **444** or other type of display device is also connected to the system for output. Communications device **443**, which in one embodiment may be a modem, provides for communications over a network such as, for example, broadband network **131** and the Internet **121**. Processor **422** can be programmed with instructions to interact with other computing systems so as to perform the algorithms described above with reference to FIGS. 2 and 3. The instructions may be received from networks **121** and **131** or stored in memory **424** and/or hard drive **428**. Processor **422** may be loaded with any one of several computer operating systems such as Windows NT, Windows 2000, or Linux.

[0028] Thus, there has been disclosed systems and methods for selecting a transmission network. Systems and methods in accordance with the present invention enable network operators to best utilize network resources while providing the desired service.

[0029] Those skilled in the art understand that computer readable instructions for implementing the above described processes, such as those described with reference to **FIGS. 2 and 3**, can be generated and stored on one of a plurality of computer readable media such as a magnetic disk or CD-ROM. Further, a computer such as that described with reference to **FIG. 4** may be arranged with other similarly equipped computers in a network, and each computer may be loaded with computer readable instructions for performing the above described processes. Specifically, referring to **FIG. 4**, microprocessor **422** may be programmed to operate in accordance with the above-described processes.

[0030] While the invention has been described and illustrated with reference to specific embodiments, those skilled in the art will recognize that modification and variations may be made without departing from the principles of the invention as described above and set forth in the following claims. For example, while the invention has been described as being used to determine whether to transmit content over a DSL network or a DTH satellite network, the invention might also be used to determine whether to transmit content over any broadband network such as, for example, a cable system or any broadcast network such as, for example, a wireless network using modulated frequency signals. Furthermore, the list of available content items, the viewer's content transmission request, and the transmission notification may be transmitted between the transmission network selector and the viewer device using any broadband network. Accordingly, reference should be made to the appended claims as indicating the scope of the invention.

What is claimed:

1. A method for content transmission network selection comprising the steps of:

identifying content to be transmitted based on at least one transmission request;

determining whether to transmit the content using a broadcast network or a broadband network based upon at least one of the following: characteristics of the transmission request, characteristics of the content to be transmitted, characteristics of the broadcast network, and characteristics of the broadband network; and

transmitting the content on one of the broadcast network or broadband network.

2. A method as in claim 1, wherein the step of identifying content to be transmitted based on at least one transmission request comprises the steps of:

transmitting a list of available content items over a broadband network; and

receiving from a broadband network requests for content items.

3. A method as in claim 1, wherein said step of determining whether to transmit the content using a broadcast network or a broadband network comprises the steps of:

determining whether there is sufficient available bandwidth in the broadcast network to transmit the content;

if there is not sufficient available bandwidth in the broadcast network, then determining to transmit the content over a broadband network;

if there is a sufficient available bandwidth in the broadcast network, then determining whether the cost of transmitting the content over the broadcast network exceeds the cost of transmitting the content over the broadband network;

if the cost of transmitting the content over the broadcast network exceeds the cost of transmitting the content over the broadband network, then determining to transmit the content over a broadband network; and

if the cost of transmitting the content over the broadcast network does not exceed the cost of transmitting the content over the broadband network, then determining to transmit the content over a broadcast network.

4. A method as in claim 3, wherein said step of determining whether there is sufficient available bandwidth in the broadcast network to transmit the content comprises the steps of:

determining the available bandwidth in the broadcast network;

determining the minimum transfer rate for the content;

determining whether the minimum transfer rate for the content exceeds the available bandwidth in the broadcast network;

if the minimum transfer rate for the content exceeds the available bandwidth in the broadcast network, then determining that there is not sufficient available bandwidth in the broadcast network to transmit the content; and

if the minimum transfer rate for the content does not exceed the available bandwidth in the broadcast network, then determining that there is sufficient available bandwidth in the broadcast network to transmit the content.

5. A method as in claim 3, wherein said step of determining whether the cost of transmitting the content over the broadcast network exceeds the cost of transmitting the content over the broadband network comprises the steps of:

determining a cost of transmission per unit of data over the broadband and broadcast networks;

determining the total number of units of data in the content; and

determining if the product of the total number of units of data in the content and cost of transmission per unit of data over the broadcast network exceeds the product of the total number of units of data in the content and cost of transmission per unit of data over the broadband network.

6. A method as in claim 1, wherein said broadcast network comprises one of a direct to home satellite network, a terrestrial wireless network, and a cable network.

7. A method as in claim 1, wherein said broadband network comprises one of a digital subscriber line network and a cable network.

8. A method as in claim 1, wherein said characteristics of the transmission request comprise at least one of the geographic location to which the content is to be transmitted, the time at which the content is requested to be viewed, and a dollar amount the viewer is willing to pay for the content.

9. A method as in claim 1, wherein said characteristics of the content to be transmitted comprise at least one of the following: size of the content, duration of the content, the total number of requests for the content, and the minimum transmission rate on a given network for the content.

10. A method as in claim 1, wherein said characteristics of the broadcast network comprise at least one of the available bandwidth on the network, the geographic boundaries of the network, and the cost of transmission at a given time of day on the network.

11. A method as in claim 1, wherein said characteristics of the broadband network comprises of at least one of the following: available bandwidth on the network, geographic boundaries of the network; and cost of transmission at a given time of day on the network.

12. A method as in claim 1, further comprising the step of transmitting over a broadcast network a notification of the transmission characteristics.

13. A method as in claim 12, wherein said transmission characteristics comprise at least one of the following: time of transmission and transmission network

14. A method as in claim 1, wherein said step of transmitting the content on one of the broadcast network or broadband network comprises transmitting the content on one of the broadcast network or broadband network at a time prior to the time at which the content is requested to be viewed.

15. A method as in claim 1, wherein said step of transmitting the content on one of the broadcast network or broadband network comprises transmitting the content on one of the broadcast network or broadband network at the time at which the content is requested to be viewed.

16. A computer readable medium having stored thereon computer readable instructions for performing the following steps:

identifying content to be transmitted based on at least one transmission request;

determining whether to transmit the content using a broadcast network or a broadband network based upon at least one of the following: characteristics of the transmission request, characteristics of the content to be transmitted, characteristics of the broadcast network, and characteristics of the broadband network; and

transmitting the content on one of the broadcast network or broadband network.

17. The computer readable medium of claim 16, wherein said instructions for performing the step of determining whether to transmit the content using a broadcast network or a broadband network comprise instructions for performing the following steps:

determining whether there is sufficient available bandwidth in the broadcast network to transmit the content;

if there is not sufficient available bandwidth in the broadcast network, then determining to transmit the content over a broadband network;

if there is a sufficient available bandwidth in the broadcast network, then determining whether the cost of transmitting the content over the broadcast network exceeds the cost of transmitting the content over the broadband network;

if the cost of transmitting the content over the broadcast network exceeds the cost of transmitting the content over the broadband network, then determining to transmit the content over a broadband network; and

if the cost of transmitting the content over the broadcast network does not exceed the cost of transmitting the content over the broadband network, then determining to transmit the content over a broadcast network.

18. The computer readable medium of claim 16 having stored thereon computer readable instructions for further performing the step of transmitting over a broadcast network a notification of the transmission characteristics.

19. A system for content transmission network selection comprising:

a processor operative to execute computer executable instructions; and

memory having stored therein computer executable instructions for performing the following steps:

identifying content to be transmitted based on at least one transmission request;

determining whether to transmit the content using a broadcast network or a broadband network based upon at least one of the following: characteristics of the transmission request, characteristics of the content to be transmitted, characteristics of the broadcast network, and characteristics of the broadband network; and

transmitting the content on one of the broadcast network or broadband network.

20. The system of claim 19, wherein said computer executable instructions for performing the step of determining whether to transmit the content using a broadcast network or a broadband network comprise computer executable instructions for performing the following steps:

determining whether there is sufficient available bandwidth in the broadcast network to transmit the content;

if there is not sufficient available bandwidth in the broadcast network, then determining to transmit the content over a broadband network;

if there is a sufficient available bandwidth in the broadcast network, then determining whether the cost of transmitting the content over the broadcast network exceeds the cost of transmitting the content over the broadband network;

if the cost of transmitting the content over the broadcast network exceeds the cost of transmitting the content over the broadband network, then determining to transmit the content over a broadband network; and

if the cost of transmitting the content over the broadcast network does not exceed the cost of transmitting the content over the broadband network, then determining to transmit the content over a broadcast network.

21. The system of claim 19, wherein said memory has stored therein computer executable instructions for further performing the step of transmitting over a broadcast network a notification of the transmission characteristics.