

THIS OPINION WAS NOT WRITTEN FOR PUBLICATION

The opinion in support of the decision being entered today
(1) was not written for publication in a law journal and
(2) is not binding precedent of the Board.

Paper No. 17

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte TOSHIRO TSUMORI and HIDEO SHIMIZU

MAILED

Appeal No. 94-0592
Application 07/603,943¹

SEP 7 1995

ON BRIEF

PAT.&T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

Before GOLDSTEIN, JOHN D. SMITH, and TURNER, Administrative
Patent Judges.

GOLDSTEIN, Administrative Patent Judge.

DECISION ON APPEAL

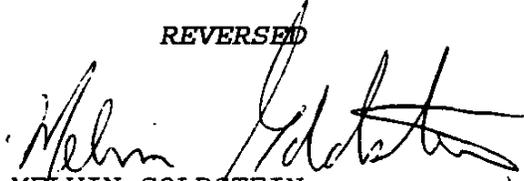
This appeal is from the examiner's final rejection of claims 1 to 3 and 5 to 9, which are all of the claims remaining in the application, subsequent to cancellation of claim 4 in an amendment submitted with the appeal brief. We assume that the amendment canceling claim 4 was intended to be entered because that claim lacked the very limitation of the other claims which

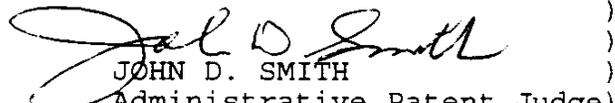
¹ Application for patent filed October 26, 1990.

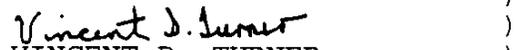
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The decision of the examiner is reversed.

REVERSED


MELVIN GOLDSTEIN)
Administrative Patent Judge)


JOHN D. SMITH)
Administrative Patent Judge)


VINCENT D. TURNER)
Administrative Patent Judge)

) BOARD OF PATENT
) APPEALS
) AND
) INTERFERENCES

Appeal No. 94-0592
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