

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opinion in support of the decision being entered today (1) was not written for publication in a law journal and (2) is not binding precedent of the Board.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. 9

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

JEFFREY KEITH LONG and
THOMAS MARTIN STEVENSON
Junior Party¹

v.

YOSHIAKI ITOH, TATSUYA ISHIDA, YASUO KIKUCHI,
JUNJI SUZUKI, CHIHARU MORIKAWA, YOKICHI TSUKIDATE,
KICHIZO KUDOH, GRAHAM HOLMWOOD, UDO KRAATZ,
ULRIKE WACHENDORFF-NEUMANN and CHRISTOPH ERDELEN
Senior Party²

Interference No. 103,848

JUDGMENT

¹ Application 08/374,283, filed January 18, 1995, now Patent No. 5,538,967, issued July 23, 1996. Assignee for E.I. du Pont de Nemours and Company.

² Application 08/274,940, filed July 14, 1994. Assignee for Yashima Chemical Industry Co., Ltd.

Interference No. 103,848

Before URYNOWICZ, SOFOCLEOUS and DOWNEY, Administrative Patent Judges.

DOWNEY, Administrative Patent Judge.

Interference No. 103,848

I.

Long et al., the junior party, filed a request for entry of an adverse judgment as to all the claims which correspond to the count. (Paper No. 8)

Accordingly, JUDGMENT pursuant to 37 C.F.R. § 1.662(a) as to the subject matter of the count in issue is hereby awarded to YOSHIAKI ITOH, TATSUYA ISHIDA, YASUO KIKUCHI, JUNJI SUZUKI, CHIHARU MORIKAWA, YOKICHI TSUKIDATE, KICHIZO KUDOH, GRAHAM HOLMWOOD, UDO KRAATZ, ULRIKE WACHENDORFF-NEUMANN and CHRISTOPH ERDELEN, the senior party. Accordingly, JEFFREY KEITH LONG and THOMAS MARTIN STEVENSON, the junior party, are not entitled to their patent containing claims 1-8 corresponding to count 1, claim 9 corresponding to count 2 and claim 10 corresponding to count 3.

STANLEY M. URYNOWICZ, JR.)
Administrative Patent Judge)
)
)
) BOARD OF PATENT
MICHAEL SOFOCLEOUS)
Administrative Patent Judge) APPEALS AND
)

Interference No. 103,848

MARY F. DOWNEY
Administrative Patent Judge

) INTERFERENCES
)
)
)

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