

The opinion in support of the decision being entered today is not binding precedent of the Board.

Paper 56

Filed by: Trial Section Merits Panel  
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UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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G. DAVID ROODMAN, SAKAMURI V. REDDY,  
and SUN-JIN CHOI,

Junior Party,  
(Application 08/772,441),

v.

SRIRAM BALASUBRAMANIAN, JOHN FORD,  
DANIEL M. GORMAN and GERARD ZURAWSKI,

Senior Party  
(Application 08/706,216).

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Patent Interference No. 104,353

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Before: McKELVEY, Senior Administrative Patent Judge, and  
SCHAFER and TORCZON, Administrative Patent Judges.

PER CURIAM.

**JUDGMENT PURSUANT TO 37 CFR § 1.662**

Upon consideration of a paper styled ROODMAN REQUEST FOR ENTRY OF ADVERSE JUDGMENT (Paper 55), it is

ORDERED that judgment on priority as to Count 2 (see Attachment to Paper 41), the sole count in the interference, is awarded against junior party G. DAVID ROODMAN, SAKAMURI V. REDDY and SUN-JIN CHOI.

FURTHER ORDERED that judgment on priority as to Count 2 is awarded in favor of senior party SRIRAM BALASUBRAMANIAN, JOHN FORD, DANIEL M. GORMAN and GERARD ZURAWSKI.

FURTHER ORDERED that, on the record before the Board of Patent Appeals and Interferences, senior party SRIRAM BALASUBRAMANIAN, JOHN FORD, DANIEL M. GORMAN and GERARD ZURAWSKI is entitled to a patent containing claims 16-17, 21-22, 24-32, 36, 39, 41-42, 48, 51, 54 and 57 (corresponding to Count 2) of Application 08/706,216, filed 30 August 1996.

FURTHER ORDERED that junior party G. DAVID ROODMAN, SAKAMURI V. REDDY and SUN-JIN CHOI is not entitled to a patent containing claims 36-48 (corresponding to Count 2) of Application 08/772,441, filed 20 December 1996.

FURTHER ORDERED that any settlement agreement should be filed; attention is directed to 35 U.S.C. § 135(c) and 37 CFR § 1.661.

FURTHER ORDERED that a copy of this judgment shall be placed in the files of the two applications involved in the interference.

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	FRED E. McKELVEY, Senior )	
	Administrative Patent Judge )	
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PATENT	RICHARD E. SCHAFER )	BOARD OF
	Administrative Patent Judge )	APPEALS AND
	)	INTERFERENCES
	)	
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	RICHARD TORCZON )	
	Administrative Patent Judge )	

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