

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opinion in support of the decision being entered today (1) was not written for publication in a law journal and (2) is not binding precedent of the Board.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

WILLIAM P. ENLOW and LEO L. VALDISERRI
Junior Party¹

v.

UDO QUOTSCHALLA and HELMUT LINHART
Senior Party²

Interference No. 103,609

Before DOWNEY, WILLIAM F. SMITH and WEIMAR, Administrative Patent Judges.

DOWNEY, Administrative Patent Judge

¹ Patent 5,342,978, issued August 30, 1994, based on Application 08/066,695, filed May 24, 1993. Assigned to General Electric Company, Pittsfield, Mass.

² Application 08/129,704, filed September 30, 1993. Accorded benefit of Application 3105/92-6, filed October 5, 1992. Assigned to Ciba-Geigy Corporation, Tarrytown, NY.

JUDGMENT

On February 9, 1998, Enlow et al., the junior party, filed pursuant to 37 CFR § 1.662(a) a request for entry of an adverse judgment as to all the claims which correspond to the count in this interference (Paper No. 35).

Accordingly, JUDGMENT as to the subject matter of the count in issue is hereby awarded to Udo Quotschalla and Helmut Linhart, the senior party. Accordingly, William P. Enlow and Leo J. Valdiserri, the junior party, are not entitled to their patent containing claims 1-9 corresponding to the count.

MARY F. DOWNEY)	
Administrative Patent Judge)	
)	
)	
)	BOARD OF PATENT
WILLIAM F. SMITH)	
Administrative Patent Judge)	APPEALS AND
)	
)	INTERFERENCES
)	
ELIZABETH C. WEIMAR)	
Administrative Patent Judge)	

Interference No. 103,609

Boris Haskell
2316 So. Eads Street
Arlington, VA 22202

John T. Miller, Esquire
WENDEROTH, LIND & PONACK
2033 "k" Street, N.W., Ste. 800
Washington, DC 20006