

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opinion in support of the decision being entered today (1) was not written for publication in a law journal and (2) is not binding precedent of the Board.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. 18

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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STEVEN J. SCULLER, BOBBY K. LOWRANCE  
and JOHN D. WARD, JR.

Junior Party,<sup>1</sup>

v.

WILLEM OOMS

Senior Party.<sup>2</sup>

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Interference No. 103,810

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Before URYNOWICZ, SOFOCLEOUS and DOWNEY, Administrative Patent Judges.

SOFOCLEOUS, Administrative Patent Judge.

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<sup>1</sup> Application 08/350,509, filed December 6, 1994. Accorded Benefit of Application 07/942,588, filed September 9, 1992. Assignors to M&R Marking Systems, Inc.

<sup>2</sup> Application 07/880,831, filed May 11, 1992, now U.S. Patent No. 5,277,721, issued January 11, 1994. Assignors to M&R Marking Systems, Inc.

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JUDGMENT

M&R Marking Systems, Inc., the common assignee of the junior and senior parties has filed a request for entry of an adverse judgment as to the senior party Ooms et al. Pursuant to 37 CFR § 1.662(a) judgment as to the subject matter of the count in issue is hereby awarded to Steven J. Sculler, Bobby K. Lowrance and John D. Ward, Jr., the junior party. Accordingly, Willem Ooms, the senior party, is not entitled to a patent containing claims 9, 15 to 18 and 20 corresponding to the count.

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

Interference No. 103,810

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