

The opinion in support of the decision being entered today is not binding precedent of the Board.

Paper 25

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30 June 2000

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

ROBERT A CRANE, STEPHEN H. BROWN
and LORENZO de CAUL,

Junior Party,
(Patent 5,973,193),

v.

LAWRENCE J. KARAS,

Senior Party
(Application 09/061,678).

Patent Interference No. 104,516

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

McKELVEY, Senior Administrative Patent Judge.

JUDGMENT

Upon consideration of the record, it is
ORDERED that judgment is entered in favor of both
parties on the ground that there is no interference-in-fact.

FURTHER ORDERED that, on this record, junior party ROBERT A CRANE, STEPHEN H. BROWN and LORENZO de CAUL is entitled to a patent containing claims 1, 3-4 and 7 of U.S. Patent 5,973,193, granted 26 October 1999, based on application 09/116,385, filed 16 July 1998.

FURTHER ORDERED that, on this record, senior party LAWRENCE J. KARAS is entitled to a patent containing claims 1-8 of application 09/061,678, filed 16 April 1998.

FURTHER ORDERED that if there is a settlement agreement, attention is directed to 35 U.S.C. § 135(c) and 37 CFR § 1.661.

_____)	
FRED E. MCKELVEY, Senior)	
Administrative Patent Judge)	
)	
)	
_____)	
RICHARD E. SCHAFER)	BOARD OF PATENT
Administrative Patent Judge)	APPEALS AND
)	INTERFERENCES
)	
_____)	
JAMESON LEE)	
Administrative Patent Judge)	

104,516

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