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Paper 22

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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

MARC VAN DAMME, JOAN VERMEERSCH, ERICH VERSCHUEREN,
JORG JUNG, AND HELMUTH HABERHAUER
Junior Party

(U.S. Patent 6,153,353)

v.

HIDEO MIYAKE AND IKUO KAWAUCHI

(U.S. Application 09/993,634)

Patent Interference No. 104,750

Before LEE, LANE, and TIERNEY, Administrative Patent Judges.
LANE, Administrative Patent Judge.

JUDGMENT PURSUANT TO 37 CFR § 1.662

Miyake has filed a paper requesting adverse judgment under
37 CFR § 1.662 (Paper 20).

Upon consideration of the record of the interference, it is
ORDERED that judgment as to Count 1, the sole count in
the interference, is awarded against senior party HIDEO MIYAKE
and IKUO KAWAUCHI;

FURTHER ORDERED that senior party, HIDEO MIYAKE and IKUO KAWAUCHI, is not entitled to a patent containing claim 21 of application 09/993,634, which corresponds to Count 1; and

FURTHER ORDERED that a copy of this decision be given a paper number and be entered in the administrative records of Van Damme's 6,153,353 patent and Miyake's 09/993,634 application.

_____)	
JAMESON LEE)	
Administrative Patent Judge)	
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_____)) BOARD OF
SALLY GARDNER LANE)	PATENT
Administrative Patent Judge)	APPEALS AND
)	INTERFERENCES
)	
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_____))
MICHAEL P. TIERNEY)	
Administrative Patent Judge)	

cc (via facsimile and first class mail):

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