

The opinion in support of the decision being entered today was **not** written for publication and is **not** binding precedent of the Board.

Paper No. 21

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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*Ex parte* REMY RUPPEL, PIERRE LAURENT and JOEL HUNGLER

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Appeal No. 1996-3589  
Application No. 08/098,325

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ON BRIEF

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Before GARRIS, PAK and OWENS, *Administrative Patent Judges*.

OWENS, *Administrative Patent Judge*.

*ON REQUEST FOR REHEARING*

Appellants request that we reconsider our decision mailed on February 3, 2000 wherein we affirmed the rejection of claims 8-14 under 35 U.S.C. § 103 over Schulz, Donnelly, Thomas or Wells, each taken alone or in view of Nystrand.

Appellants argue that 1) not all of the claimed features are taught in the prior art and, therefore, optimization cannot provide for obviousness of each of the claimed features, 2) Schulz teaches only a tip-to-tip assembly having a single pattern of deep and shallow bosses, and does not

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provide a teaching regarding the height of the bosses or recognize a criticality as to boss density, distribution or dual patterns, and 3) Nystrand uses a different density combination than that claimed and does not recognize a height for two separate embossing patterns as being different.

Appellants, however, do not address the discussion in our opinion regarding how Schulz and Nystrand apply to appellants' claims, and present a specific argument as to why appellants consider our analysis to be incorrect. Consequently, we are not convinced of error in our decision.

We have reconsidered our decision but, for the reason given above, decline to make any change thereto.

*DENIED*

BRADLEY R. GARRIS	)	
Administrative Patent Judge	)	
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	)	
	)	BOARD OF PATENT
CHUNG K. PAK	)	APPEALS
Administrative Patent Judge	)	AND
	)	INTERFERENCES
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TERRY J. OWENS )  
Administrative Patent Judge )

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