

Appendix II List of Decisions Cited

	Sec. No.		Sec. No.
Abbot v. Coe, 1940 C.D. 13; 512 O.G. 3	716	Bullard & Co. v. Coe, 1945 C.D. 13; 573 O.G. 547	716
Adams, Ex parte, Pat. No. 1,789,921	608.04(b)	Bullock, Ex parte, 1907 C.D. 93; 127 O.G. 1580	706.03(c)
Andrews v. Wickenden, 1952 C.D. 176; 659 O.G. 305	1101.02(f)	Burke, Ex parte, 1934 C.D. 5; 441 O.G. 509	706.03(y)
Appeal No. 194-38, 1966 C.D. 31; 152 USPQ 70	901.05(b)	Burrowes, Ex parte, 1904 C.D. 155; 110 O.G. 599	1214.01
Application Filed Nov. 16, 1945, In re, 1951 C.D. 1; 646 O.G. 5	904.01(a)	Campbell, In re, 1954 C.D. 191; 685 O.G. 470	201.06
Application Papers Filed July 13, 1950, 693 O.G. 136; 1955 C.D. 3	1214.01	Card and Card, Ex parte, 1904 C.D. 383; 112 O.G. 499	1101.02
Application Papers Filed Jan. 20, 1956, In re, 706 O.G. 4	714.07	Carlson et al., In re, 1936 C.D. 95; 462 O.G. 479	715.04
Application Papers Filed Sept. 10, 1954, In re, 703 O.G. 434	409.03	Chevenard, In re, 1944 C.D. 141; 560 O.G. 196	706.02(a)
Arbeit et al., In re, 1953 C.D. 409; 677 O.G. 843	706.03(c)	Chilowsky, In re, 1956 C.D. 155; 704 O.G. 213	716
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Arzberger, In re, 1940 C.D. 653; 521 O.G. 272	1601	Comstock, Ex parte, 1923 C.D. 82; 317 O.G. 4	1214.01
Attwood, In re, 1958 C.D. 204; 730 O.G. 790	716	Crecelius, In re, 1937 C.D. 112; 474 O.G. 465	716
Automatic Weighing Mach. Co. v. Pneumatic Scale Corp., Limited, 1909 C.D. 498; 139 O.G. 991	715.07	Crosby, In re, 1947 C.D. 35; 595 O.G. 5	716
Ayers et al., Ex parte, 108 U.S.P.Q. 444	608.04(a)	Crowell, In re, 1930 C.D. 360; 397 O.G. 3	1214.01
Badger, Ex parte, 1901 C.D. 195; 97 O.G. 1596	608.02(f)	Cutter Co. v. Metropolitan Electric Mfg. Co., 275 Fed. 158	603.01
Ball et al., Ex parte, 1953 C.D. 4; 675 O.G. 5	706.03(c)	Delavoye, Ex parte, 1906 C.D. 320; 124 O.G. 626	604.02
Barber, In re, 1936 C.D. 184; 465 O.G. 724	1504	Den Beste v. Martin, 1958 C.D. 178, 729 O.G. 724	1105.04
Beck et al., In re, 1946 C.D. 398; 590 O.G. 357	715.01(b)	Donnell, Ex parte, 1923 C.D. 54; 315 O.G. 398	806.05(b)
Benke, Ex parte, 1904 C.D. 63; 108 O.G. 1588	811.02	Donovan, Ex parte, 1890 C.D. 109; 52 O.G. 309	715.07
Benson, In re, 1959 C.D. 5; 744 O.G. 353	608.01, 714.07, 714.19	Dotter, Ex parte, 12 U.S.P.Q. 382	706.03(y)
Berg, Ex parte, 1906 C.D. 36, 120 O.G. 903	715.09	Dreshfield, In re, 1940 C.D. 351, 518 O.G. 255	706.03(z)
Berry, In re, 137 U.S.P.Q. 353	716	Dreyfus and Whitehead, In re, 1935 C.D. 386; 457 O.G. 479	706.03(e)
Blanchard v. Ooms, 1946 C.D. 22; 585 O.G. 175	716	Earl v. Love, 1909 C.D. 56; 140 O.G. 1209	1102.01(a)
Board of Appeals decision in Plant Patent File No. 412	1610	Eggan, Ex parte, 1911 C.D. 213; 172 O.G. 1091	403.01, 403.02
Bonine, v. Bliss, 1919 C.D. 75; 265 O.G. 306	1101.02	Ekenstam, In re, 1958 C.D. 402; 118 USPQ 349	901.05(b)
Bonnie-B Co. Inc., Ex parte, 1923 C.D. 42; 313 O.G. 453	104	Elliott, Ex parte, 1904 C.D. 103; 109 O.G. 1337	608.02(g)
Bowditch v. Todd, 1902 C.D. 27; 98 O.G. 792	1105.02	Emerson v. Beach, 103 U.S.P.Q. 45; 691 O.G. 170; 1955 C.D. 34	1101.02(f)
Bowyer, Ex parte, 1939 C.D. 5; 505 O.G. 759	715.07(b), 715.09, 1212	Ferris v. Tuttle, 1940 C.D. 5; 521 O.G. 523	715.06, 1101.03
Buchenberg, Ex parte, 1924 C.D. 55; 327 O.G. 216	1214.06	Finley, In re, 1949 C.D. 284; 624 O.G. 262	716
Buehll v. Rasmussen, 1925 C.D. 75; 339 O.G. 223	1105.02	Fischer, In re, 1942 C.D. 295; 538 O.G. 503	706.02(a)
Buck v. Ooms, 1947 C.D. 33; 602 O.G. 177	716	Forsyth v. Richards, 1905 C.D. 115; 115 O.G. 1327	1105.02
Budde, Ex parte, 150 U.S.P.Q. 469; 828 O.G. 409	706.03(w)	Foster, Ex parte, 1903 C.D. 213; 105 O.G. 261	715.04
		Fox, Ex parte, 1960 C.D. 28; 761 O.G. 906	608.04(a)

MANUAL OF PATENT EXAMINING PROCEDURE

	Sec. No.		Sec. No.
Frey, In re, 1950 C.D. 362; 639 O.G. 5	1101.02(f)	Jewett et al., In re, 1957 C.D. 420; 724 O.G.	225
Fried et al. v. Murray et al., 1959 C.D. 311;			716
746 O.G. 563	1105.04	Johnson, Ex parte, 1958 C.D. 22; 731 O.G. 6	1401
Fuller, In re, 1929 C.D. 172; 388 O.G. 279	706.03(c)	Jones, Ex parte, 1924 C.D. 59; 327 O.G. 681	709.01
Gardner et al., In re, 42 OCPA 1022; 106 USPQ		Joyce, In re, 1958 C.D. 2; 727 O.G. 4	706.03(k)
273	706.03(r)	Kay, In re, 1964 C.D. 630; 141 USPQ 829	804.02
Gelder v. Henry, 77 U.S.P.Q. 223	1105.02	Klein, In re, 1930 C.D. 2; 393 O.G. 519	201.08
Good, Ex parte, 1911 C.D. 43; 164 O.G. 739	608.02(d)	Kluis et al., Ex parte, Board of Appeals decision	
Gourtoff, Ex parte, 1924 C.D. 153; 329 O.G.		in Plant Patent File 707	1604
536	707.13, 710.06	Komenak, Ex parte, 1940 C.D. 1; 512 O.G. 739	201.09
Grayson, Ex parte, 51 U.S.P.Q. 413	706.03(a)	Kopf et al., In re Application Papers of, 779	
Greenawalt v. Mark, 1904 C.D. 352; 111 O.G.		O.G. 290	201.06
2224	1105.04	Kotler, Ex parte, 1901 C.D. 62; 95 O.G.	
Greenfield, In re, 1930 C.D. 531; 400 O.G. 226	1214.01	2684	608.01(o)
Gresselin, Ex parte, 1896 C.D. 39; 76 O.G. 1573	716	Kullieke, In re, 1960 C.D. 281; 756 O.G. 288	716
Grier, Ex parte, 1923 C.D. 27; 309 O.G.		Lantzke, Ex parte, 1910 C.D. 100; 156 O.G.	
223	706.04, 820	257	810.01
Gruschwitz et al., Ex parte, 1963 C.D. 859; 138		Larsen, In re, 49 OCPA 711; 130 USPQ 200	706.03(q)
U.S.P.Q. 505	706.03(s), 901.05(b)	Lasscell, Ex parte, 1884 C.D. 66; 29 O.G. 861	711.01
Gunther, In re, 1942 C.D. 332; 538 O.G. 744	706.02(a)	Leishman, Ex parte, 137 Ms 336, Pat. No.	
Hale, Ex parte, 49 U.S.P.Q. 209	715.09	1,581,937	608.04(b)
Hall, In re, 41 OCPA 759; 100 USPQ 46	706.03(j)	Lemieux, Ex parte, 1957 C.D. 47; 725	
Harpignies, 167 Ms. D. 329, in Patent File of		O.G. 4	715.01(c)
Des. Pat. D. 136,559 Oct. 26, 1943	1504	Lilly et al. v. Brenner, 153 USPQ 95; 375 F. 2d	
Harris et al., Ex parte, 79 U.S.P.Q. 439	707.05(f)	599	715.01
Hay, Ex parte, 1909 C.D. 18; 139 O.G. 197	706.04	Ljungstrom, Ex parte, 1905 C.D. 541; 119 O.G.	
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U.S.P.Q. 429 (1965)	706.02, 715.01	Loewenbach, Ex parte, 1904 C.D. 170; 110 O.G.	
Healy, Ex parte, 1898 C.D. 157; 84 O.G.		857	819
1281	806.04(b)	Lohman, Ex parte, 1912 C.D. 336; 184 O.G.	
Heinz, In re, 1910 C.D. 292; 151 O.G. 1014	1214.01	287	1503.02
Heinze, Ex parte, 1919 C.D. 67; 265 O.G. 145	602.05	Ludwick, In re, 1925 C.D. 306; 339 O.G. 393	706.03(g)
Henrich, In re, 1959 C.D. 353; 747 O.G. 793	716	Lurette Guild, In re, 1953 C.D. 310; 677 O.G. 5	716
Henriksen, In re, 1958 USPQ 224; 853 O.G. 17	201.11	Malcolm, In re, 1942 C.D. 589; 543 O.G.	
Heritage, In re, 1950 C.D. 419; 639 O.G. 638	901.02	440	706.02(a)
Heritage Pat. No. 2,375,414; Ex parte, decided		Markush, Ex parte, 1925 C.D. 126; 340 O.G.	
Jan. 26, 1944	819.01	839	706.03(y)
Herrick et al., In re, 1958 C.D. 1; 727		Martin, In re, 1946 C.D. 180; 588 O.G. 347	1212
O.G. 4	706.03(k)	Mattullath, In re, 1912 C.D. 490; 179 O.G. 853	409.01
Herrmann et al., In re, 1959 C.D. 159; 739		McCormick, Ex parte, 1904 C.D. 575; 113 O.G.	
O.G. 549	707.07(f)	2508	709.01
Hilmer, In re, 833 O.G. 13; 149 USPQ 480	715.01	McBurney v. Jones, 104 U.S.P.Q. 115	1105.04
Hirschler, Ex parte, 110 U.S.P.Q. 384	715.01(c)	McKenna et al., In re, 1953 C.D. 251; 674 O.G. 9	716
Hollingsworth, In re, 1958 C.D. 210; 730 O.G.		Meden v. Curtis, 1905 C.D. 272; 117 O.G. 1795	819.01
282	716	Mergenthaler v. Scudder, 1897 C.D. 724; 81 O.G.	
Hoogendam, Ex parte, 1939 C.D. 3; 499 O.G. 3	706.07	1417	715.07
Hoover Co., etc., In re, 1943 C.D. 338; 553 O.G.		Merz, Ex parte, 75 U.S.P.Q. 296	715.07(a)
365	1109.01	Messick, Ex parte, 1930 C.D. 6; 400 O.G. 3	710.01(a)
Hotel Security Checking Co. v. Lorraine Co.,		Metropolitan Eng. Co. v. Coe, 1935 C.D. 54;	
160 Fed. 467	706.03(a)	455 O.G. 3	716
Hough et al., In re, 703 O.G. 200	409.03	Michalek, In re, 1947 C.D. 458; 604 O.G. 223	716
Hovlid v. Asari et al., 134 USPQ 162; 305 F.2d		Milburn Co. v. Davis-Bournonville Co., 1926	
747	201.11	C.D. 303; 344 O.G. 817	706.02
Hunt Co. v. Mallinckrodt, 83 U.S.P.Q. 277	201.11	Miller, Ex parte, 1922 C.D. 36; 305 O.G. 419	714.15
Hunter, Ex parte, 1880 C.D. 218; 49 O.G.		Milton, Ex parte, 164 Ms D. 1; 63 U.S.P.Q.	
733	715.07(a)	132	710.04(a)
Iagan, Ex parte, 1911 C.D. 10; 162 O.G. 538	706.03(g)	Moeller, In re, 1941 C.D. 316; 527 O.G. 559	706.03(e)
Incomplete Application, In re, 659 O.G. 917	608.01	Monaco v. Watson, 106 U.S. App. D.C. 142;	
Irwin, Ex parte, 1928 C.D. 13; 367 O.G. 701	604.02	270 F. 2d 335; 122 U.S.P.Q. 564	1109.01
		Monsanto v. Kamp et al., 146 U.S.P.Q. 431	1109.01

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	Sec. No.		Sec. No.
Myers, In re, 1959 C.D. 2; 738 O.G. 947	603.02	Silverstein, Ex parte, 125 USPQ 238	706.03(j)
Nelson, Ex parte, 164 Ms. D. 361; 26 J.P. O.S. 564	710.04(a)	Simons v. Dunlop, 103 U.S.P.Q. 237	1105.02
Norlund, Ex parte, 1913 C.D. 161; 192 O.G. 989	1213.01	Smith, Ex parte, 1888 C.D. 131; 44 O.G. 1183	806.04(c)
Noxon v. Halpert, 128 U.S.P.Q. 481	1101.02(f), 1105.05	Smyth, In re, 1951 C.D. 449; 631 O.G. 5	716
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O'Reilly v. Morse, 15 Howard 62	706.03(a)	Sol, In re, 1938 C.D. 723; 497 O.G. 546	706.03(z)
Osborne, Ex parte, 1900 C.D. 137; 92 O.G. 1797	706.03(d)	Stalego, Ex parte, 154 USPQ 52	901.01
Payne, Ex parte, 1904 C.D. 42; 108 O.G. 1049	707.07(g)	Stalego et al. v. Haymes et al., 120 U.S.P.Q. 473	1101.02(f)
Peck, Ex parte, 1901 C.D. 136; 96 O.G. 2409	608.02(f)	Stanley, Ex parte, 121 U.S.P.Q. 621	706.03(c)
Perrigo, In re, 1931 C.D. 512; 411 O.G. 544	716	Stanley et al., In re, 102 U.S.P.Q. 234	306
Perrine, In re, 1940 C.D. 465; 519 O.G. 520	716	Steenbock, In re, 1936 C.D. 594; 473 O.G. 495	715.03
Peterson, Ex parte, 63 U.S.P.Q. 99	901.02	Stempel, In re, 1957 C.D. 200; 717 O.G. 886	715.03
Peterson, Ex parte, 1941 C.D. 8; 525 O.G. 3	710.02(b), 1109, 1109.01	Strain, In re, 1951 C.D. 252; 648 O.G. 5	715.01(a)
Pickles, Ex parte, 1904 C.D. 126; 109 O.G. 1888	810.02	Swanberg, In re, 129 U.S.P.Q. 364	606.01
Pierce, In re, 1930 C.D. 34; 390 O.G. 265	716	Sweet, In re, 1943 C.D. 535; 556 O.G. 726	1211
Pierce v. Tripp v. Powers, 1923 C.D. 69; 316 O.G. 3	1105.02	Switzer et al., In re, 612 O.G. 11; 77 USPQ 156	901.02
Pierce v. Watson, 124 U.S.P.Q. 356	715.01(b)	Taggart et al., In re, 1957 C.D. 6; 725 O.G. 397	608.02
Pike et al., In re, 1950 C.D. 105; 633 O.G. 680	716	Tanke et al., In re, 102 U.S.P.Q. 83; 687 O.G. 677; 1954 C.D. 212	1101.02(f)
Pio, In re, 1955 C.D. 59; 691 O.G. 454	716	Tatincloux, In re, 1956 C.D. 102; 702 O.G. 964	716
Powell et al., Ex parte, 1938 C.D. 15; 489 O.G. 231	715.01(c)	Tilden v. Snodgrass, 1923 C.D. 30; 309 O.G. 477	1105.02
Quattlebaum, In re, 84 U.S.P.Q. 383	716	Thompson v. Hamilton, 1946 C.D. 70; 585 O.G. 177	1101.02(f)
Quayle, Ex parte, 1935 C.D. 11; 453 O.G. 213	710.02(b), 713.04, 714.14, 714.15, 1108	Trevette, Ex parte, 1901 C.D. 170; 97 O.G. 1173	820
Redeclaration of Interferences, In re, Nos. 49,635; 49,636; 49,866; 1926 C.D. 75; 350 O.G. 3	1102.01, 1105.04	Troutman, In re, 1960 C.D. 308; 757 O.G. 558	716
Reid, In re, 1950 C.D. 194; 635 O.G. 694	716	United States Industrial Chemicals Inc. v. Carbide and Carbon Chemicals Corp., 1942 C.D. 751; 538 O.G. 741	1401.07
Renstrom, In re, 1949 C.D. 306; 624 O.G. 5	716	Vander Wal et al., Ex parte, 1956 C.D. 11; 705 O.G. 5	608.04(a)
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Robeson, In re, 1964 C.D. 561; 141 USPQ 485	804.02	Wagner, In re, 1939 C.D. 581; 507 O.G. 1041	716
Romunder, Ex parte, 1910 C.D. 121; 157 O.G. 209	715.09	Waugh, In re, 1943 C.D. 411; 553 O.G. 3 (CCPA)	819
Rosenberg, Ex parte, 46 U.S.P.Q. 393	1610	Weston, Ex parte, 1911 C.D. 218; 173 O.G. 285	810.02
Rossi, In re, 1957 C.D. 130; 717 O.G. 214	716	Wheary, Ex parte, 1913 C.D. 253; 197 O.G. 534	714.08
Rothermel et al., In re, 1960 C.D. 204; 755 O.G. 621	716	Whitelaw, Ex parte, 1915 C.D. 18; 219 O.G. 1237	706.03(k)
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Sanford, Ex parte, 1914 C.D. 69; 204 O.G. 1346	1504.01	Winder, In re, 44 OCPA 795; 113 USPQ 53	706.03(c)
Saunders, Ex parte, 1883 C.D. 23; 23 O.G. 1224	715.07	Wirt, Ex parte, 1905 C.D. 247; 117 O.G. 599	714.13
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Shohan, Ex parte, 1941 C.D. 1; 522 O.G. 501	1101.02(g)		