

Appendix II List of Decisions Cited

	Sec. No.		Sec. No.
Abbot v. Coe, 1040 C.D. 13; 512 O.G. 3	716	Bowyer, Ex parte, 1039 C.D. 5; 505 O.G. 759	715.07 (b), 715.00, 1212
Absect et al., Ex parte, 133 USPQ 411	1208.01	Brenner v. Ebbert et al., 157 USPQ 609, 398 F. 2d 702	712
Ackermann, In re, 170 USPQ 340; 58 CCPA 1405	706.03 (w)	Brenner v. State of Israel, 862 O.G. 601; 158 USPQ 584	201.14, 1401
Adams, Ex parte, Pat. No. 1,780,921	608.04 (b)	Buchenberg, Ex parte, 1924 C.D. 55; 327 O.G. 210	1214.06
Ahlert, In re, 57 CCPA 1023, 165 USPQ 418	706.02 (a)	Buchli v. Rasmussen, 1025 C.D. 75; 330 O.G. 223	1105.02
Andrews v. Wickenden, 1952 C.D. 176, 659 O.G. 305	1101.02 (f)	Buck v. Ooms, 1947 C.D. 33; 602 O.G. 177	716
Appeal No. 194-38, 1966 C.D. 31; 152 USPQ 70	901.05 (b)	Bullard & Co. v. Coe, 1945 C.D. 13; 573 O.G. 547	716
Application Filed Nov. 16, 1945, In re, 1951 C.D. 1; 646 O.G. 5	904.01 (a)	Bullier, Ex parte, 1899 C.D. 155	709.01
Application Papers Filed July 13, 1950, 693 O.G. 136; 1955 C.D. 3	1214.01	Bullock, Ex parte, 1907 C.D. 93; 127 O.G. 1580	706.03 (c)
Application Papers Filed Sept. 10, 1954, In re, 703 O.G. 434	409.03	Burke, Ex parte, 1934 C.D. 5; 441 O.G. 509	706.03 (y)
Application Papers Filed Jan. 20, 1956, In re, 706 O.G. 4	714.07	Burrowes, Ex parte, 1904 C.D. 155; 110 O.G. 599	1214.01
Arbelt et al., In re, 1953 C.D. 409; 677 O.G. 843	706.03 (c)	Campbell, In re, 1954 C.D. 191; 101 USPQ 406	201.06, 1503.01
Argoudellis, et al., In re, 168 USPQ 99	608.01 (p)	Card and Card, Ex parte, 1904 C.D. 383; 112 O.G. 409	1101.02
Armstrong, In re, 1960 C.D. 422; 759 O.G. 4	716	Carey v. The New Home Sewing Machine Co., 1901 C.D. 165; 97 O.G. 1171	1309.02
Arzberger, In re, 1940 C.D. 653; 521 O.G. 272	1601	Carlson et al., In re, 1936 C.D. 95; 462 O.G. 479	715.04
Attwood, In re, 1958 C.D. 204; 730 O.G. 790	716	Castang, In re, 166 USPQ 550	706.03 (d)
Automatic Weighing Mach. Co. v. Pneumatic Scale Corp., Limited, 1909 C.D. 498; 139 O.G. 901	715.07	Chandler, In re, 117 USPQ 361; 45 CCPA 911	706.03 (1)
Ayers et al., Ex parte, 108 U.S.P.Q. 444	608.04 (a)	Chandler, In re, 138 USPQ 138, 50 CCPA 1422	706.03 (1)
Badger, Ex parte, 1901 C.D. 195; 97 O.G. 1596	608.02 (f)	Chevenard, In re, 1944 C.D. 141; 560 O.G. 106	706.02 (a)
Ball et al., Ex parte, 1953 C.D. 4; 675 O.G. 5	706.03 (c)	Chilowsky, In re, 1956 C.D. 155; 704 O.G. 213	716
Barber, In re, 1936 C.D. 184; 465 O.G. 724	1504	Christie v. Seybold, 1893 C.D. 515; 64 O.G. 1650	715.07 (a)
Barr, In re, 58 CCPA 1389, 170 USPQ 330	706.02 (a), 706.03 (c)	Clamp, In re, 151 USPQ 423	201.13
Beck et al., In re, 1946 C.D. 398; 590 O.G. 357	715.01 (b)	Clifford, Ex parte, 49 U.S.P.Q. 152	901.02
Benke, Ex parte, 1904 C.D. 63; 108 O.G. 1588	811.02	Cohn, In re, 169 USPQ 95	706.03 (d)
Benson, In re, 1959 C.D. 5; 744 O.G. 353	608.01, 714.07	Coller, In re, 158 USPQ 266	706.03 (d)
Bernard, In re, 748 O.G. 282; 123 USPQ 387	409.03	Comstock, Ex parte, 1923 C.D. 82; 317 O.G. 4	1214.01
Bernhart, In re, 57 CCPA 737, 163 USPQ 611	706.03 (j)	Continental Can Company, Inc. et al. v. Schuy- ler, 168 USPQ 625	1216.01
Berry, In re, 137 U.S.P.Q. 353	716	Cook and Merigold, In re, 169 USPQ 298	706.03 (z)
Blanchard v. Ooms, 1946 C.D. 22; 585 O.G. 175	716	Craig, In re, 162 USPQ 157, 56 CCPA 1438	706.03 (w)
Blum, In re, 852 O.G. 1045; 153 USPQ 177	1503.01, 1503.02	Crecelius, In re, 1937 C.D. 112; 474 O.G. 465	716
Board of Appeals decision in Plant Patent File No. 412	1610	Crosby, In re, 1947 C.D. 35; 595 O.G. 5	716
Boller, In re, 141 USPQ 740, 51 CCPA 1484	706.03 (c)	Crowell, In re, 1930 C.D. 360; 397 O.G. 3	1214.01
Bouine, v. Bliss, 1919 C.D. 75; 265 O.G. 306	1101.02	Cutter Co. v. Metropolitan Electric Mfg. Co., 275 Fed. 158	603.01
Bonnie-B Co. Inc., Ex parte, 1923 C.D. 42; 313 O.G. 453	104	Delavoie, Ex parte, 1906 C.D. 320; 124 O.G. 626	604.02
Boon, In re, 58 CCPA 1035, 169 USPQ 231	706.02 (a)		
Bowditch v. Todd, 1902 C.D. 27; 98 O.G. 792	1105.02		

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	Sec. No.		Sec. No.
Den Beste v. Martin, 1958 C.D. 178; 729 O.G. 724	1105.04	Gruschwitz et al., Ex parte, 1963 C.D. 859; 188 U.S.P.Q. 505	706.03(s), 901.05(b)
Des Granges, Ex parte, 864 O.G. 712	707.07(d)	Gunther, In re, 1942 C.D. 332; 538 O.G. 744	706.02(a)
Donnell, Ex parte, 1923 C.D. 54; 315 O.G. 308	806.05(b)	Gustafson, In re, 51 CCPA 1358; 141 USPQ 585	706.08(1)
Donovan, Ex parte, 1890 C.D. 109; 52 O.G. 809	715.07	Gwinn, Ex parte, 112 USPQ 439	706.08(a)
Dotter, Ex parte, 12 U.S.P.Q. 382	706.03(y)	Hall, In re, 41 CCPA 759; 100 USPQ 46	706.03(j)
Dreshfield, In re, 1940 C.D. 351, 518 O.G. 255	706.03(z)	Halleck, In re, 164 USPQ 647; 57 CCPA 954	706.03(c)
Dreyfus and Whitehead, In re, 1935 C.D. 386; 457 O.G. 479	706.03(e)	Hammack, In re, 166 USPQ 209	706.03
Earl v. Love, 1900 C.D. 56; 140 O.G. 1209	1102.01(a)	Hammell, In re, 1904 C.D. 733; 808 O.G. 25	700.01
Eckey v. Watson, 122 USPQ 5; 1959 C.D. 119	1214.03	Harris et al., Ex parte, 79 U.S.P.Q. 439	707.05(f)
Edgerton v. Kingsland, 75 USPQ 307	706.03(w)	Hay, Ex parte, 1909 C.D. 18; 139 O.G. 197	706.04
Eggan, Ex parte, 1911 C.D. 213; 172 O.G. 1091	403.01, 403.02	Hazeltine Research, Inc., et al. v. Brenner, 147 U.S.P.Q. 429 (1965)	706.02, 715.01
Ekenstam, In re, 1958 C.D. 402; 118 USPQ 349	901.05(b)	Healy, Ex parte, 1898 C.D. 157; 84 O.G. 1281	806.04(b)
Elliott, Ex parte, 1904 C.D. 103; 109 O.G. 1337	608.02(g)	Heinz, In re, 1910 C.D. 292; 151 O.G. 1014	1214.01
Emerson v. Beach, 103 U.S.P.Q. 45; 691 O.G. 170; 1955 C.D. 34	1101.02(f)	Heinze, Ex parte, 1919 C.D. 67; 265 O.G. 145	602.05
Facius, In re, 161 USPQ 294, 56 CCPA 1348	715.01(c)	Hengehold, In re, 169 USPQ 473	1201
Ferris v. Tuttle, 1940 C.D. 5; 521 O.G. 523	715.06, 1101.03	Henrich, In re, 1950 C.D. 353; 747 O.G. 793	716
Finley, In re, 1949 C.D. 284; 624 O.G. 262	716	Henriksen, In re, 1958 USPQ 224; 853 O.G. 17	201.11
Fischer, In re, 1942 C.D. 295; 538 O.G. 503	706.02(a)	Heritage, In re, 1950 C.D. 419; 86 USPQ 160	901.02
Fisher, In re, 166 USPQ 18	706.03(d), 706.03(w)	Heritage Pat. No. 2,375,414; Ex parte, decided Jan. 26, 1944	819.01
Fisher, In re, 171 USPQ 292	1216.01	Herr, In re, 153 USPQ 548, 54 CCPA 1315	706.03(w)
Flint, In re, 141 USPQ 299, 51 CCPA 1230	706.02	Herrick et al., In re, 1958 C.D. 1; 727 O.G. 4	706.03(k)
Flint, In re, 162 USPQ 228, 56 CCPA 1300	706.03(1)	Herrmann et al., In re, 1959 C.D. 159; 739 O.G. 549	707.07(f)
Forsyth v. Richards, 1905 C.D. 115; 115 O.G. 1327	1105.02	Hilmer, In re, 833 O.G. 13; 149 USPQ 480	715.01
Foster, Ex parte, 1903 C.D. 213; 105 O.G. 261	715.04	Hirschler, Ex parte, 110 U.S.P.Q. 384	715.01(c)
Fouche, In re, 169 USPQ 429	608.01(p)	Hoch, In re, 166 USPQ 406; 57 CCPA 1292	706.02
Fox, Ex parte, 1900 C.D. 28; 761 O.G. 906	608.04(a)	Hollingsworth, In re, 1958 C.D. 210; 730 O.G. 282	716
Frey, In re, 1950 C.D. 362; 639 O.G. 5	1101.02(f)	Hoogendam, Ex parte, 1930 C.D. 3; 499 O.G. 3	706.07
Fried, In re, 136 USPQ 429, 50 CCPA 954	706.03(w)	Hoover Co., etc., In re, 1943 C.D. 338; 553 O.G. 365	1109.01
Fried et al., In re, 141 USPQ 27; 51 CCPA 1118	608.01(p)	Hotel Security Checking Co. v. Lorraine Co., 160 Fed. 467	706.03(a)
Fried et al. v. Murray et al., 1959 C.D. 311; 746 O.G. 563	1105.04	Hough et al., In re, 703 O.G. 200	409.03
Friette and Welsz, 162 USPQ 163	715.01(b)	Hovlid v. Asari et al., 134 USPQ 162; 305 F.2d 747	201.11
Fuller, In re, 1929 C.D. 172; 388 O.G. 279	706.03(c)	Hunt Co. v. Mallinckrodt, 83 U.S.P.Q. 277	201.11
Gelder v. Henry, 77 U.S.P.Q. 223	1105.02	Hunter, Ex parte, 1880 C.D. 218; 49 O.G. 733	715.07(a)
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Good, Ex parte, 1911 C.D. 43; 164 O.G. 730	608.02(d)	Iagan, Ex parte, 1911 C.D. 10; 162 O.G. 538	706.03(g)
Gourtoff, Ex parte, 1924 C.D. 153; 320 O.G. 536	707.13, 710.06	Isuka, Ex parte, 171 USPQ 50	901.05(b)
Graham v. John Deere, 148 USPQ 459	706	Irwin, Ex parte, 1928 C.D. 13; 367 O.G. 701	604.02
Grayson, Ex parte, 51 U.S.P.Q. 413	706.03(a)	Jewett et al., In re, 1957 C.D. 420; 724 O.G. 225	716
Greenawalt v. Mark, 1904 C.D. 352; 111 O.G. 2224	1105.04	Jones, Ex parte, 1924 C.D. 59; 327 O.G. 681	700.01
Greenfield, In re, 1930 C.D. 531; 400 O.G. 226	1214.01	Jones, In re, 153 USPQ 77; 54 CCPA 1218	706.03(a)
Gressell, Ex parte, 1896 C.D. 39, 76 O.G. 1573	716	Joyce, In re, 1958 C.D. 2; 727 O.G. 4	706.03(k)
Grier, Ex parte, 1923 C.D. 27; 300 O.G. 223	706.04, 820	Kaghan, In re, 156 USPQ 130, 55 CCPA 844	706.03(w)
Griswold, In re, 150 USPQ 804	804.02	Katz, In re, 167 USPQ 487, 58 CCPA 713	706.03(w)
		Kellogg Switchboard & Supply Co., The, In re, 1906 C.D. 274	106
		Klein, In re, 1930 C.D. 2; 393 O.G. 510	201.08

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	Sec. No.		Sec. No.
Kluis et al., Ex parte, Board of Appeals decision in Plant Patent File 707	1604	Moeller, In re, 1941 C.D. 316; 527 O.G. 550	706.03(e)
Knobl, In re, 155 USPQ 586	804.02	Monaco v. Watson, 106 U.S. App. D.C. 142; 270 F. 2d 335; 122 U.S.P.Q. 564	1109.01
Komenak, Ex parte, 1940 C.D. 1; 512 O.G. 739	201.09	Monsanto v. Kamp et al., 146 U.S.P.Q. 431	1109.01
Kotler, Ex parte, 1901 C.D. 62; 95 O.G. 2684	608.01(o)	Mosher, In re, 45 CCPA 701; 115 USPQ 140	1216.01
Kulleke, In re, 1960 C.D. 281; 756 O.G. 288	716	Myers, In re, 1950 C.D. 2; 738 O.G. 947	608.02
Land and Rogers, In re, 151 USPQ 621	706.03(c)	Nelson, Ex parte, 104 Ms. D. 361; 26 J.P. O.S. 564	710.04(a)
Lantzke, Ex parte, 1910 C.D. 100; 156 O.G. 257	810.01	Norlund, Ex parte, 1913 C.D. 161; 192 O.G. 980	1213.01
Larsen, In re, 49 CCPA 711; 130 USPQ 200	706.03(q)	Noxon v. Halpert, 128 U.S.P.Q. 481	1101.02(f), 1105.05
Lasscell, Ex parte, 1884 C.D. 66; 29 O.G. 861	711.01	Oppenauer, In re, 1944 C.D. 587; 568 O.G. 393	716
Lawrence, Ex parte, 1946 C.D. 1; 70 USPQ 326	1505	O'Reilly v. Morse, 15 Howard 62	706.03(a)
Lelshman, Ex parte, 137 Ms 336, Pat. No. 1,581,937	608.04(b)	Osborne, Ex parte, 1900 C.D. 137; 92 O.G. 1707	706.03(d)
Lemieux, Ex parte, 1957 C.D. 47; 725 O.G. 4	715.01(c)	Payne, Ex parte, 1904 C.D. 42; 108 O.G. 1049	707.07(g)
Lilly et al. v. Brenner, 153 USPQ 95; 375 F. 2d 599	715.01	Peck, Ex parte, 1901 C.D. 136; 96 O.G. 2400	608.02(f)
Lincoln Engineering Co. v. Stewart-Warner Corp., 303 U.S. 545; 37 USPQ 1	706.03(j)	Perrigo, In re, 1931 C.D. 512; 411 O.G. 544	716
Ljungstrom, Ex parte, 1905 C.D. 541; 119 O.G. 2335	814	Perrine, In re, 1940 C.D. 465; 519 O.G. 520	716
Loewenbach, Ex parte, 1904 C.D. 170; 110 O.G. 857	819	Peterson, Ex parte, 63 U.S.P.Q. 90	901.02
Lohman, Ex parte, 1912 C.D. 336; 184 O.G. 287	1503.02	Peterson, Ex parte, 1941 C.D. 8; 525 O.G. 3	710.02(b), 1109, 1109.01
Ludwick, In re, 1925 C.D. 306; 339 O.G. 393	706.03(g)	Pickles, Ex parte, 1904 C.D. 126; 109 O.G. 1888	810.02
Lund et al, In re, 153 USPQ 625; 54 CCPA 1361	901.02	Pierce, In re, 1930 C.D. 34; 390 O.G. 265	716
Lurelle Gullid, In re, 1953 C.D. 310; 677 O.G. 5	716	Pierce v. Tripp v. Powers, 1923 C.D. 69; 316 O.G. 3	1105.02
Malcolm, In re, 1942 C.D. 589; 543 O.G. 440	706.02(a)	Pierce v. Watson, 124 U.S.P.Q. 356	715.01(b)
Markush, Ex parte, 1925 C.D. 126; 340 O.G. 839	706.03(y)	Pike et al., In re, 1950 C.D. 105; 633 O.G. 680	716
Martin, In re, 1946 C.D. 180; 586 O.G. 347	1212	Pio, In re, 1955 C.D. 59; 691 O.G. 454	716
Mason, In re, 114 USPQ 127; 44 CCPA 937	706.03(e)	Powell et al., Ex parte, 1938 C.D. 15; 480 O.G. 231	715.01(c)
Mayewsky, In re, 162 USPQ 86	1701	Quattlebaum, In re, 84 U.S.P.Q. 383	716
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McCabe, In re, 48 CCPA 881; 120 USPQ 149	706.03(j)	Redeclaration of Interferences, In re, Nos. 49,035; 49,036; 49,866; 1926 C.D. 75; 350 O.G. 3	1102.01, 1105.04
McCormick, Ex parte, 1904 C.D. 575; 113 O.G. 2508	709.01	Reid, In re, 1950 C.D. 194; 635 O.G. 694	716
McKenna et al., In re, 1953 C.D. 251; 674 O.G. 9	710	Remington, Ex parte, 114 O.G. 761, 1905 C.D. 761	1503.01
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Merz, Ex parte, 75 U.S.P.Q. 296	715.07(a)	Riegger v. Belferl, 1910 C.D. 12; 150 O.G. 826	604.06
Messick, Ex parte, 1930 C.D. 6; 400 O.G. 3	710.01(a)	Rieser v. Williams, 118 U.S.P.Q. 96	1101.02(f)
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Michalek, In re, 1947 C.D. 458; 604 O.G. 223	716	Rossl, In re, 1957 C.D. 130; 717 O.G. 214	716
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Miller, Ex parte, 1922 C.D. 36; 305 O.G. 419	714.15	Rubinfield, In re, 1959 C.D. 412; 123 USPQ 210	1503.01, 1504
Miller, In re, 164 USPQ 46; 57 CCPA 800	706.03(a)	Russell, In re, 160 USPQ 426, 58 CCPA 1081	706.03(w)
Milton, Ex parte, 164 Ms. D. 1; 63 U.S.P.Q. 132	710.04(a)	Saunders, Ex parte, 1883 C.D. 23; 29 O.G. 1224	715.07
		Schmidt, In re, 1961 C.D. 542; 130 USPQ 404; 48 C.C.P.A. 1140	201.11
		Schwarz and Paul, In re, 147 USPQ 394	409.03
		Scott, In re, 139 USPQ 297; 51 CCPA 747	706.02
		Scudder, Ex parte, 160 USPQ 814	1401

