

Appendix II List of Decisions Cited

	Sec. No.		Sec. No.
Abbot v. Coe, 1940 C.D. 13; 512 O.G. 3	716	Carlson et al., In re, 1936 C.D. 95; 462 O.G.	
Adams, Ex parte, Pat. No. 1,789,921	608.04(b)	479	715.04
Andrews v. Wickenden, 1952 C.D. 176, 659 O.G.		Chevenard, In re, 1944 C.D. 141; 560 O.G.	
305	1101.02(f)	196	706.02(a)
Application Filed Nov. 16, 1945, In re, 1951 C.D. 1;		Chilowsky, In re, 1956 C.D. 155; 704 O.G. 213	716
646 O.G. 5	904.01(a)	Christie v. Seybold, 1893 C.D. 515; 64 O.G.	
Application Papers Filed Jan. 20, 1956, In re,		1650	715.07(a)
706 O.G. 4	714.07	Clifford, Ex parte, 49 U.S.P.Q. 152	901.02
Application Papers Filed Sept. 10, 1954, In re,		Comstock, Ex parte, 1923 C.D. 82; 317 O.G. 4	1214.01
703 O.G. 434	409.03	Creelius, In re, 1937 C.D. 112; 474 O.G. 465	716
Arbeit et al., In re, 1953 C.D. 409; 677 O.G.		Crosby, In re, 1947 C.D. 35; 595 O.G. 5	716
843	706.03(c)	Crowell, In re, 1930 C.D. 360; 397 O.G. 3	1214.01
Arkless, Ex parte, 1958 C.D. 19; 726 O.G.		Cutter Co. v. Metropolitan Electric Mfg. Co.,	
635	201.14, 1401	275 Fed. 158	603.01
Armstrong, In re, 1960 C.D. 759 O.G. 4	716	Delavoye, Ex parte, 1906 C.D. 320; 124 O.G.	
Arzberger, In re, 1940 C.D. 653; 521 O.G. 272	1601	626	604.02
Attwood, In re, 1958 C.D. 204; 730 O.G. 790	716	Den Beste v. Martin, 1958 C.D. 178, 729 O.G.	
Automatic Weighing Mach. Co. v. Pneumatic		724	1105.04
Scale Corp., Limited, 1909 C.D. 498; 139 O.G.		Detrola Corp. v. Hazeltine, 1941 C.D. 811; 528	
991	715.07	O.G. 245	706.02
Ayers et al., Ex parte, 108 U.S.P.Q. 444	608.04(a)	Donnell, Ex parte, 1923, C.D. 54; 315 O.G.	
Badger, Ex parte, 1901 C.D. 195; 97 O.G.		398	806.05(b)
1596	608.02(f)	Donovan, Ex parte, 1890 C.D. 109; 52 O.G. 309	715.07
Ball et al., Ex parte, 1953 C.D. 4; 675 O.G. 5	706.03(c)	Dotter, Ex parte, 12 U.S.P.Q. 382	706.03(y)
Barber, In re, 1936 C.D. 184; 465 O.G. 724	1504	Dreshfield, In re, 1940 C.D. 351, 518 O.G. 255	706.03(z)
Beck et al., In re, 1946 C.D. 398; 590 O.G. 357	715.01(b)	Dreyfus and Whitehead, In re, 1935 C.D. 386;	
Benke, Ex parte, 1904 C.D. 63; 108 O.G. 1588	811.02	457 O.G. 479	706.03(e)
Benson, In re, 1959 C.D. 5; 744 O.G. 353	608.01,	Earl v. Love, 1909 C.D. 56; 140 O.G. 1209	1102.01(b)
	714.07, 714.19	Eggan, Ex parte, 1911 C.D. 213; 172 O.G.	
Berg, Ex parte, 1906 C.D. 36, 120 O.G. 903	715.09	1091	403.01, 403.02
Berry, In re, 137 U.S.P.Q. 353	716	Elliott, Ex parte, 1904 C.D. 103; 109 O.G.	
Blanchard v. Ooms, 1946 C.D. 22; 585 O.G. 175	716	1337	608.02(g)
Bonine, v. Bliss, 1919 C.D. 75; 265 O.G. 306	1101.02	Emerson v. Beach, 103 U.S.P.Q. 45; 691 O.G.	
Bonnie-B Co. Inc., Ex parte, 1923 C.D. 42; 313		170; 1955 C.D. 34	1101.02(f)
O.G. 453	104	Ferris v. Tuttle, 1940 C.D. 5; 521 O.G. 523	715.06,
Bowditch v. Todd, 1902 C.D. 27; 980 O.G. 792	1105.02		1101.03
Bowyer, Ex parte, 1939 C.D. 5; 505 O.G. 759	715.07(b),	Finley, In re, 1949 C.D. 284; 624 O.G. 262	716
	715.09, 1212	Fischer, In re, 1942 C.D. 295; 538 O.G. 503	706.02(a)
Brown, Ex parte, 1902 C.D. 51; 98 O.G. 1705	1205	Forsyth v. Richards, 1905 C.D. 115; 115 O.G.	
Buc et al., Ex parte, 1957 C.D. 40; 722 O.G. 433	201.11	1327	1105.02
Buchenberg, Ex parte, 1924 C.D. 55; 327 O.G.		Foster, Ex parte, 1903 C.D. 213; 105 O.G. 261	715.04
216	1214.06	Fox, Ex parte, 1960 C.D. 28; 761 O.G. 906	608.04(a)
Buchli v. Rasmussen, 1925 C.D. 75; 339 O.G.		Frey, In re, 1950 C.D. 362; 639 O.G. 5	1101.02(f)
223	1105.02	Fried et al. v. Murray et al., 1959 C.D. 311;	
Buck v. Ooms, 1947 C.D. 33; 602 O.G. 177	716	746 O.G. 563	1105.04
Budde, Ex parte, 150 U.S.P.Q. 469; 828 O.G.		Fuller, In re, 1929 C.D. 172; 388 O.G. 279	706.03(c)
409	706.03(w)	Gelder v. Henry, 77 U.S.P.Q. 223	1105.02
Bullard & Co. v. Coe, 1945 C.D. 13; 573 O.G. 547	716	Good, Ex parte, 1911 C.D. 43; 164 O.G. 739	608.02(d)
Bullock, Ex parte, 1907 C.D. 93; 127 O.G.		Gourtoff, Ex parte, 1924 C.D. 153; 329 O.G.	
1580	706.03(c)	536	707.13, 710.06
Burke, Ex parte, 1934 C.D. 5; 441 O.G. 509	706.03(y)	Grayson, Ex parte, 51 U.S.P.Q. 413	706.03(a)
Burrowes, Ex parte, 1904 C.D. 155; 110 O.G.		Greenawalt v. Mark, 1904 C.D. 352; 111 O.G.	
599	1214.01	2224	1105.04
Campbell, In re, 1954 C.D. 191; 635 O.G. 470	201.06	Greenfield, In re, 1930 C.D. 531; 400 O.G. 226	1214.01
Card and Card, Ex parte, 1904 C.D. 383; 112		Gregg, In re, 1957 C.D. 284; 720 O.G. 227	706.02
O.G. 499	1101.02		

MANUAL OF PATENT EXAMINING PROCEDURE

	Sec. No.		Sec. No.
Gresselin, Ex parte, 1896 C.D. 39; 76 O.G. 1573	716	Lemieux, Ex parte, 1957 C.D. 47; 725 O.G. 4	715.01(c)
Grier, Ex parte, 1923 C.D. 27; 309 O.G. 223	706.04, 820	Ljungstrom, Ex parte, 1905 C.D. 541; 119 O.G. 2335	814
Gruschwitz et al., Ex parte 138 U.S.P.Q. 505	706.03(s), 901.05(b)	Loewenbach, Ex parte, 1904 C.D. 170; 110 O.G. 857	819
Gunther, In re, 1942 C.D. 332; 538 O.G. 744	706.02(a)	Lohman, Ex parte, 1912 C.D. 336; 184 O.G. 287	1503.02
Hale, Ex parte, 49 U.S.P.Q. 209	715.09	Ludwick, In re, 1925 C.D. 306; 339 O.G. 393	706.03(g)
Harpignies, 167 Ms. D. 329, in Patent File of Des. Pat. D 136,599 Oct. 26, 1943	1504	Lurelle Guild, In re, 1953 C.D. 310; 677 O.G. 5	716
Harris et al., Ex parte, 79 U.S.P.Q. 439	707.05(f)	Malcolm, In re, 1942 C.D. 589; 543 O.G. 440	706.02(a)
Hay, Ex parte, 1909 C.D. 18; 139 O.G. 197	706.04	Mansfield and Hayes, Ex parte, 1902 C.D. 94; 98 O.G. 2363	809.01
Hazeltine Research, Inc., et al. v. Brenner, 147 U.S.P.Q. 429 (1965)	706.02	Markush, Ex parte, 1925 C.D. 126; 340 O.G. 839	706.03(y)
Healy, Ex parte, 1898 C.D. 157; 84 O.G. 1281	806.04(b)	Martin, In re, 1946 C.D. 180; 586 O.G. 347	1212
Heinz, In re, 1910 C.D. 292; 151 O.G. 1014	1214.01	Matullath, In re, 1912 C.D. 490; 179 O.G. 853	409.01
Heinze, Ex parte, 1919 C.D. 67; 265 O.G. 145	602.05	McCormick, Ex parte, 1904 C.D. 575; 113 O.G. 2508	709.01
Henrich, In re, 1959 C.D. 353; 747 O.G. 793	716	McBurney v. Jones, 104 U.S.P.Q. 115	1105.04
Heritage, In re, 1950 C.D. 419; 639 O.G. 638	901.02	McKenna et al., In re, 1953 C.D. 251; 874 O.G. 9	716
Heritage Pat. No. 2,375,414; Ex parte, decided Jan. 26, 1944	819.01	Meden v. Curtis, 1905 C.D. 272; 117 O.G. 1795	819.01
Herrick et al., In re, 1958 C.D. 1; 727 O.G. 4	706.03(k)	Mergenthaler v. Scudder, 1897 C.D. 724; 81 O.G. 1417	715.07
Herrmann et al., In re, 1959 C.D. 159; 729 O.G. 549	707.07(f)	Merz, Ex parte, 75 U.S.P.Q. 296	715.07(a)
Hirschler, Ex parte, 110 U.S.P.Q. 384	715.01(c)	Messick, Ex parte, 1930 C.D. 6; 400 O.G. 3	710.01(a)
Hollingsworth, In re, 1958 C.D. 210; 730 O.G. 282	716	Metropolitan Eng. Co. v. Coe, 1935 C.D. 54; 455 O.G.	716
Hoogendam, Ex parte, 1939 C.D. 3; 499 O.G. 3	706.07	Michalek, In re, 1947 C.D. 458; 604 O.G. 223	716
Hoover Co., etc., In re, 1943 C.D. 338; 552 O.G. 365	1109.01	Milburn Co. v. Davis-Bournonville Co., 1926 C.D. 303; 344 O.G. 817	706.02
Hotel Security Checking Co. v. Lorraine Co., 160 Fed. 467	706.03(a)	Miller, Ex parte, 1922 C.D. 36; 305 O.G. 419	714.15
Hough et al., In re, 703 O.G. 200	409.03	Milton, Ex parte, 164 Ms 1; 63 U.S.P.Q. 132	710.04(a)
Hunt Co. v. Mallinckrodt, 83 U.S.P.Q. 277	201.11	Minn. Mining & Mfg. Co. v. Coe (CADC) 1938 C.D. 100; 497 O.G. 766	706.02
Hunter, Ex parte, 1889 C.D. 218; 49 O.G. 733	715.07(a)	Moeller, In re, 1941 C.D. 316; 527 O.G. 559	706.03(e)
Iagan, Ex parte, 1911 C.D. 10; 162 O.G. 538	706.03(g)	Monaco v. Watson, 106 U.S. App. D.C. 142; 270 F. 2d 335; 122 U.S.P.Q. 564	1109.01
Incomplete Application, In re, 659 O.G. 917	608.01	Monsanto v. Kamp et al., 146 U.S.P.Q. 431	1109.01
Irwin, Ex parte, 1928 C.D. 13; 367 O.G. 701	604.02	Moore, Ex parte, 1923 C.D. 13; 307 O.G. 4	1211
Jewett et al., In re, 1957 C.D. 420; 724 O.G. 225	716	Myers, In re, 1959 C.D. 2; 738 O.G. 947	608.02
Johnson, Ex parte, 1958 C.D. 22; 731 O.G. 6	1401	Nelson, Ex parte, 164 Ms. D. 361; 26 J.P. O.S. 564	710.04(a)
Jones, Ex parte, 1924 C.D. 59; 327 O.G. 681	709.01	Norlund, Ex parte, 1913 C.D. 161; 192 O.G. 989	1213.01
Joyce, In re, 1958 C.D. 2; 727 O.G. 4	706.03(k)	Noxon v. Halpert, 128 U.S.P.Q. 481	1101.02(f), 1105.05
Klein, In re, 1930 C.D. 2; 393 O.G. 519	201.08	Oppenauer, In re, 1944 C.D. 587; 568 O.G. 393	716
Kluis et al., Ex parte, Board of Appeals decision in Plant Patent File 707	1604	O'Reilly v. Morse, 15 Howard 62	706.03(a)
Komenak, Ex parte, 1940 C.D. 1; 512 O.G. 739	201.09	Osborne, Ex parte, 1900 C.D. 137; 92 O.G. 1797	706.03(d)
Kopf et al., In re Application Papers of, 779 O.G. 290	201.05	Peck, Ex parte, 1901 C.D. 136; 96 O.G. 2409	608.02(f)
Kotler, Ex parte, 1901 C.D. 62; 95 O.G. 2684	608.01(o)	Perrigo, In re, 1931 C.D. 510; 411 O.G. 544	716
Kulieke, In re, 1960 C.D. 281; 756 O.G. 288	716	Perrine, In re, 1940 C.D. 465; 519 O.G. 520	716
Lantzke, Ex parte, 1910 C.D. 100; 156 O.G. 257	810.01	Peterson, Ex parte, 63 U.S.P.Q. 99	901.02
Lasscell, Ex parte, 1884 C.D. 66; 29 O.G. 861	711.01	Peterson, Ex parte, 1941 C.D. 8; 525 O.G. 3	710.02(b), 1109, 1109.01
LeBlanc, Ex parte, 1902 C.D. 1; 98 O.G. 225	1213.01	Pickles, Ex parte, 1904 C.D. 126; 109 O.G. 1888	810.02
Leishman, Ex parte, 137 Ms 336, Pat. No. 1,581,937	608.04(b)	Pierce, In re, 1930 C.D. 34; 390 O.G. 265	716

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	Sec. No.		Sec. No.
Pierce v. Tripp v. Powers, 1923 C.D. 69; 316		Stanley, Ex parte, 121 U.S.P.Q. 621	706.03(c)
O.G. 3	1105.02	Stanley et al., In re, 102 U.S.P.Q. 234	305
Pierce v. Watson, 124 U.S.P.Q. 356	715.01(b)	Steenbock, In re, 1936 C.D. 594; 473 O.G. 495	715.03
Pike et al., In re, 1950 C.D. 105; 633 O.G. 680	716	Stempel, In re, 1957 C.D. 200; 717 O.G. 886	715.03
Powell et al., Ex parte, 1938 C.D. 15; 489		Strain, In re, 1951 C.D. 252; 648 O.G. 5	715.01(a)
O.G. 231	715.01(c)	Swanberg, In re, 129 U.S.P.Q. 364	608.01
Quattlebaum, In re, 84 U.S.P.Q. 383	716	Sweet, In re, 1943 C.D. 535; 556 O.G. 726	1211
Quayle, Ex parte, 1935 C.D. 11; 453 O.G.		Switzer et al., In re, 612 O.G. 11	901.02
213	710.02(b), 713.04, 714.14, 714.15, 1108	Taggart et al., In re, 1957 C.D. 2; 725 O.G. 397	608.02
Redeclaration of Interferences, In re, Nos.		Tanke et al., In re, 102 U.S.P.Q. 83; 687 O.G.	
49,635; 49,636; 49,866; 1936 C.D. 75; 350		677; 1954 C.D. 212	1101.02(f)
O.G. 3	1102.01, 1105.04	Tatincloux, In re, 1956 C.D. 102; 702 O.G. 964	716
Reid, In re, 1950 C.D. 194; 635 O.G. 694	716	Tilden v. Snodgrass, 1923 C.D. 30; 309 O.G.	
Renstrom, In re, 1949 C.D. 306; 624 O.G. 5	716	477	1105.02
Riegger v. Beierl, 1910 C.D. 12; 150 O.G. 826	604.06	Thompson v. Hamilton, 1946 C.D. 70; 585 O.G.	
Rieser v. Williams, 118 U.S.P.Q. 96	1101.02(f)	177	1101.02(f)
Robinson, Ex parte, Pat. No. 2,329,086	809.03	Trevette, Ex parte, 1901 C.D. 170; 97 O.G.	
Romunder, Ex parte, 1910 C.D. 121; 157 O.G.		1173	820
209	715.09	Troutman, In re, 1960 C.D. 308; 757 O.G. 556	716
Rosenberg, Ex parte, 46 U.S.P.Q. 393	1610	United States Industrial Chemicals Inc. v. Car-	
Rossi, In re, 1957 C.D. 130; 717 O.G. 214	716	bide and Carbon Chemicals Corp., 1942 C.D.	
Rothermel et al., In re, 1960 C.D. 204; 755 O.G.		751; 538 O.G. 741	1401.07
621	716	Vander Wal et al., Ex parte, 1956 C.D. 11; 705	
Rubinfield, In re, 1959 C.D. 412; 749 O.G.		O.G. 5	608.04(a)
274	1503.01, 1504	Van Otteren v. Hafner et al., 757 O.G. 1026;	
Sanford, Ex parte, 1914 C.D. 69; 204 O.G.		126 U.S.P.Q. 151	201.03
1346	1504.01	Vickers et al., In re, 1944 C.D. 324; 564 O.G.	
Saunders, Ex parte, 1888 C.D. 23; 23 O.G.		174	706.03(z)
1224	715.07	Votey v. Wuest v. Doman, 1904 C.D. 323; 111	
Schmidt, In re, 1961 C.D. 542; 772 O.G. 897;		O.G. 1627	1102.01(a)
48 C.C.P.A. 1140	201.11	Wagner, In re, 1939 C.D. 581; 507 O.G. 1041	716
Seebach, In re, 1937 C.D. 495; 484 O.G. 503	709.01	Waugh, In re, 1943 C.D. 411; 553 O.G. 3	
Selmi, In re, 1946 C.D. 525; 591 O.G. 160	706.02(a)	(CCPA)	819
Sharp et al., Ex parte, Pat. No. 2,232,739	820	Weston, Ex parte, 1911 C.D. 218; 173 O.G.	
Shea, In re, 1944 C.D. 535; 568 O.G. 201	1211	285	810.02
Shoran, Ex parte, 1941 C.D. 1; 522 O.G.		Wheary, Ex parte, 1913 C.D. 253; 197 O.G.	
501	1101.02(g)	534	714.08
Simons v. Dunlop, 103 U.S.P.Q. 237	1105.02	Whitelaw, Ex parte, 1915 C.D. 18; 219 O.G.	
Siu, In re, 1955 C.D. 176; 696 O.G. 421	804.01	1237	706.03(k)
Smith, Ex parte, 1888 C.D. 131; 44 O.G.		Williams, Ex parte, 1917 C.D. 73; 245 O.G.	
1183	806.04(c)	277	804.01
Smyth, In re, 1951 C.D. 449; 651 O.G. 5	716	Willen, et al., In re, 1935 C.D. 229; 454 O.G.	
Snyder, Ex parte, 1904 C.D. 242; 110 O.G.		535	715
2636	810.02	Wirt, Ex parte, 1905 C.D. 247; 117 O.G. 599	714.13
Sol, In re, 1938 C.D. 723; 497 O.G. 546	706.03(z)	Youker, In re, 1935 C.D. 658; 461 O.G. 10	706.02
Stalego et al. v. Haymes et al., 120 U.S.P.Q.		Young, Ex parte, 18 Gour. 24:31	1213.01
473	1101.02(f)		