

# Appendix II List of Decisions Cited

	Sec. No.
Abbot v. Coe, 1940 C.D. 13; 512 O.G. 3	716
Adams, Ex parte, Pat. No. 1,789,921	608.04(b)
Andrews v. Wickenden, 1952 C.D. 176, 659 O.G. 305	1101.02(f)
Application Filed Nov. 16, 1945, In re, 1951 C.D. 1; 646 O.G. 5	904.01(a)
Application Papers Filed Jan. 20, 1956, In re, 706 O.G. 4	714.07
Application Papers Filed Sept. 10, 1954, In re, 708 O.G. 434	409.03
Arbeit et al., In re, 1953 C.D. 409; 677 O.G. 843	706.03(c)
Arkless, Ex parte, 1958 C.D. 19; 726 O.G. 635	201.14, 1401
Armstrong, In re, 1960 C.D. 759 O.G. 4	716
Arzberger, In re, 1940 C.D. 653; 521 O.G. 272	1601
Attwood, In re, 1958 C.D. 204; 730 O.G. 790	716
Automatic Weighing Mach. Co. v. Pneumatic Scale Corp., Limited, 1909 C.D. 498; 139 O.G. 991	715.07
Ayers et al., Ex parte, 108 U.S.P.Q. 444	608.04(a)
Badger, Ex parte, 1901 C.D. 195; 97 O.G. 1596	608.02(f)
Ball et al., Ex parte, 1953 C.D. 4; 675 O.G. 5	706.03(c)
Barber, In re, 1936 C.D. 184; 465 O.G. 724	1504
Beck et al., In re, 1946 C.D. 398; 590 O.G. 357	715.01(b)
Benke, Ex parte, 1904 C.D. 63; 108 O.G. 1588	811.02
Benson, In re, 1959 C.D. 5; 744 O.G. 353	608.01, 714.07, 714.19
Berg, Ex parte, 1906 C.D. 36, 120 O.G. 903	715.09
Berry, In re, 137 U.S.P.Q. 353	716
Blanchard v. Ooms, 1946 C.D. 22; 585 O.G. 175	716
Bonine, v. Bliss, 1919 C.D. 75; 265 O.G. 306	1101.02
Bonnie-B Co. Inc., Ex parte, 1923 C.D. 42; 313 O.G. 453	104
Bowditch v. Todd, 1902 C.D. 27; 980 O.G. 792	1105.02
Bowyer, Ex parte, 1939 C.D. 5; 505 O.G. 759	715.07(b), 715.09, 1212
Brown, Ex parte, 1902 C.D. 51; 98 O.G. 1705	1205
Buc et al., Ex parte, 1957 C.D. 40; 722 O.G. 483	201.11
Buchenberg, Ex parte, 1924 C.D. 55; 327 O.G. 216	1214.06
Buchll v. Rasmussen, 1925 C.D. 75; 339 O.G. 223	1105.02
Buck v. Ooms, 1947 C.D. 33; 602 O.G. 177	716
Budde, Ex parte, 150 U.S.P.Q. 469; 828 O.G. 409	706.03(w)
Bullard & Co. v. Coe, 1945 C.D. 13; 573 O.G. 547	716
Bullock, Ex parte, 1907 C.D. 93; 127 O.G. 1580	706.03(c)
Burke, Ex parte, 1984 C.D. 5; 441 O.G. 509	706.03(y)
Burrowes, Ex parte, 1904 C.D. 155; 110 O.G. 599	1214.01
Campbell, In re, 1954 C.D. 191; 685 O.G. 470	201.06
Card and Card, Ex parte, 1904 C.D. 383; 112 O.G. 499	1101.02
Carlson et al., In re, 1936 C.D. 95; 462 O.G. 479	715.04
Chevenard, In re, 1944 C.D. 141; 599 O.G. 196	706.02(a)
Chilowsky, In re, 1956 C.D. 155; 704 O.G. 213	716
Christie v. Seybold, 1893 C.D. 515; 64 O.G. 1650	715.07(a)
Clifford, Ex parte, 49 U.S.P.Q. 152	901.02
Comstock, Ex parte, 1923 C.D. 82; 317 O.G. 4	1214.01
Creceilius, In re, 1937 C.D. 112; 474 O.G. 465	716
Crosby, In re, 1947 C.D. 35; 595 O.G. 5	716
Crowell, In re, 1930 C.D. 360; 397 O.G. 3	1214.01
Cutter Co. v. Metropolitan Electric Mfg. Co., 275 Fed. 158	603.01
Delavoye, Ex parte, 1906 C.D. 320; 124 O.G. 626	604.02
Den Beste v. Martin, 1958 C.D. 178, 729 O.G. 724	1105.04
Detrola Corp. v. Hazeltine, 1941 C.D. 811; 528 O.G. 245	706.02
Donnell, Ex parte, 1923, C.D. 54; 315 O.G. 308	806.05(b)
Donovan, Ex parte, 1890 C.D. 109; 52 O.G. 309	715.07
Dotter, Ex parte, 12 U.S.P.Q. 382	706.03(y)
Dreshfield, In re, 1940 C.D. 351, 516 O.G. 255	706.03(z)
Dreyfus and Whitehead, In re, 1935 C.D. 396; 457 O.G. 479	706.03(e)
Earl v. Love, 1909 C.D. 56; 140 O.G. 1209	1102.01(b)
Eggan, Ex parte, 1911 C.D. 218; 172 O.G. 1091	403.01, 403.02
Elliott, Ex parte, 1904 C.D. 103; 109 O.G. 1837	608.02(g)
Emerson v. Beach, 103 U.S.P.Q. 45; 691 O.G. 170; 1955 C.D. 34	1101.02(f)
Ferris v. Tuttle, 1940 C.D. 5; 521 O.G. 523	715.06, 1101.03
Finley, In re, 1949 C.D. 284; 624 O.G. 262	716
Fischer, In re, 1942 C.D. 295; 538 O.G. 503	706.02(a)
Forsyth v. Richards, 1905 C.D. 115; 115 O.G. 1327	1105.02
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)
Frey, In re, 1950 C.D. 362; 639 O.G. 5	1101.02(f)
Fried et al. v. Murray et al., 1959 C.D. 311; 746 O.G. 563	1105.04
Fuller, In re, 1929 C.D. 172; 388 O.G. 279	706.03(c)
Gelder v. Henry, 77 U.S.P.Q. 223	1105.02
Good, Ex parte, 1911 C.D. 43; 164 O.G. 739	608.02(d)
Gourtoff, Ex parte, 1924 C.D. 153; 329 O.G. 536	707.13, 710.06
Grayson, Ex parte, 51 U.S.P.Q. 413	706.03(a)
Greenawalt v. Mark, 1904 C.D. 352; 111 O.G. 2224	1105.04
Greenfield, In re, 1930 C.D. 531; 400 O.G. 226	1214.01
Gregg, In re, 1957 C.D. 284; 720 O.G. 227	706.02

**MANUAL OF PATENT EXAMINING PROCEDURE**

	Sec. No.		Sec. No.
Gresselin, Ex parte, 1896 C.D. 39; 76 O.G. 1373	716	Lemieux, Ex parte, 1957 C.D. 47; 725	
Grier, Ex parte, 1928 C.D. 27; 309 O.G. 223	706.04, 820	O.G. 4	715.01(c)
Gruschwitz et al., Ex parte 188 U.S.P.Q. 505	706.08(a), 901.05(b)	Ljungstrom, Ex parte, 1906 C.D. 541; 119 O.G. 2385	814
Gunther, In re, 1942 C.D. 332; 538 O.G. 744	706.02(a)	Loewenbach, Ex parte, 1904 C.D. 170; 110 O.G. 857	819
Hale, Ex parte, 49 U.S.P.Q. 200	715.00	Lohman, Ex parte, 1912 C.D. 336; 184 O.G. 287	1508.02
Harpignies, 187 Ms. D. 329, in Patent File of Des. Pat. D 136,599 Oct. 26, 1943	1504	Ludwick, In re, 1925 C.D. 308; 839 O.G. 393	706.08(g)
Harris et al., Ex parte, 79 U.S.P.Q. 439	707.05(f)	Lurelle Guild, In re, 1958 C.D. 810; 677 O.G. 5	716
Hay, Ex parte, 1909 C.D. 18; 139 O.G. 197	706.04	Malcolm, In re, 1942 C.D. 589; 543 O.G. 440	706.02(a)
Hazeltine Research, Inc., et al. v. Brenner, 147 U.S.P.Q. 429 (1965)	706.02	Mansfield and Hayes, Ex parte, 1902 C.D. 94; 98 O.G. 2363	809.01
Healy, Ex parte, 1898 C.D. 157; 84 O.G. 1281	806.04(b)	Markush, Ex parte, 1925 C.D. 126; 340 O.G. 839	706.03(y)
Heinz, In re, 1910 C.D. 292; 151 O.G. 1014	1214.01	Martin, In re, 1946 C.D. 180; 586 O.G. 347	1212
Heinze, Ex parte, 1919 C.D. 67; 265 O.G. 145	602.05	Matullath, In re, 1912 C.D. 490; 179 O.G. 853	409.01
Henrich, In re, 1959 C.D. 353; 747 O.G. 793	716	McCormick, Ex parte, 1904 C.D. 575; 113 O.G. 2508	709.01
Heritage, In re, 1950 C.D. 419; 639 O.G. 638	901.02	McBurney v. Jones, 104 U.S.P.Q. 115	1105.04
Heritage Pat. No. 2,375,414; Ex parte, decided Jan. 26, 1944	819.01	McKenna et al., In re, 1953 C.D. 251; 674 O.G. 9	716
Herrick et al., In re, 1958 C.D. 1; 727 O.G. 4	706.08(k)	Meden v. Curtis, 1905 C.D. 272; 117 O.G. 1795	819.01
Herrmann et al., In re, 1959 C.D. 159; 729 O.G. 549	707.07(f)	Mergenthaler v. Scudder, 1897 C.D. 724; 81 O.G. 1417	715.07
Hirschler, Ex parte, 110 U.S.P.Q. 384	715.01(c)	Merz, Ex parte, 75 U.S.P.Q. 296	715.07(a)
Hollingsworth, In re, 1958 C.D. 210; 730 O.G. 282	716	Messick, Ex parte, 1930 C.D. 6; 400 O.G. 3	710.01(a)
Hoogendam, Ex parte, 1939 C.D. 3; 499 O.G. 3	706.07	Metropolitan Eng. Co. v. Coe, 1935 C.D. 54; 455 O.G.	716
Hoover Co., etc., In re, 1943 C.D. 338; 552 O.G. 365	1109.01	Michalek, In re, 1947 C.D. 458; 604 O.G. 223	716
Hotel Security Checking Co. v. Lorraine Co., 100 Fed. 467	706.03(a)	Milburn Co. v. Davis-Bournonville Co., 1926 C.D. 303; 344 O.G. 817	706.02
Hough et al., In re, 703 O.G. 200	409.03	Miller, Ex parte, 1922 C.D. 36; 305 O.G. 419	714.15
Hunt Co. v. Mallinckrodt, 83 U.S.P.Q. 277	201.11	Milton, Ex parte, 164 Ms 1; 63 U.S.P.Q. 132	710.04(a)
Hunter, Ex parte, 1889 C.D. 218; 49 O.G. 733	715.07(a)	Minn. Mining & Mfg. Co. v. Coe (CADC) 1988 C.D. 100; 497 O.G. 766	706.02
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; 270 F. 2d 335; 122 U.S.P.Q. 564	1109.01
Irwin, Ex parte, 1928 C.D. 13; 367 O.G. 701	604.02	Monsanto v. Kamp et al., 146 U.S.P.Q. 431	1109.01
Jewett et al., In re, 1957 C.D. 420; 724 O.G. 225	716	Moore, Ex parte, 1923 C.D. 13; 307 O.G. 4	1211
Johnson, Ex parte, 1958 C.D. 22; 731 O.G. 6	1401	Myers, In re, 1959 C.D. 2; 738 O.G. 947	608.02
Jones, Ex parte, 1924 C.D. 59; 327 O.G. 681	709.01	Nelson, Ex parte, 164 Ms. D. 361; 26 J.P. O.S. 564	710.04(a)
Joyce, In re, 1958 C.D. 2; 727 O.G. 4	706.03(k)	Norlund, Ex parte, 1913 C.D. 161; 192 O.G. 989	1213.01
Klein, In re, 1930 C.D. 2; 393 O.G. 519	201.08	Noxon v. Halpert, 128 U.S.P.Q. 481	1101.02(f), 1105.05
Kluis et al., Ex parte, Board of Appeals decision in Plant Patent File 707	1604	Oppenauer, In re, 1944 C.D. 587; 568 O.G. 393	716
Komenak, Ex parte, 1940 C.D. 1; 512 O.G. 739	201.09	O'Reilly v. Morse, 15 Howard 62	706.03(a)
Kopf et al., In re Application Papers of, 779 O.G. 290	201.05	Osborne, Ex parte, 1900 C.D. 137; 92 O.G. 1797	706.03(d)
Kotler, Ex parte, 1901 C.D. 62; 95 O.G. 2684	608.01(o)	Peck, Ex parte, 1901 C.D. 136; 96 O.G. 2409	608.02(f)
Kulleke, In re, 1900 C.D. 261; 756 O.G. 288	716	Perrigo, In re, 1931 C.D. 510; 411 O.G. 544	716
Lantzke, Ex parte, 1910 C.D. 100; 156 O.G. 257	810.01	Perrine, In re, 1940 C.D. 465; 519 O.G. 520	716
Lasscell, Ex parte, 1884 C.D. 66; 29 O.G. 861	711.01	Peterson, Ex parte, 63 U.S.P.Q. 99	901.02
LeBlanc, Ex parte, 1902 C.D. 1; 98 O.G. 225	1213.01	Peterson, Ex parte, 1941 C.D. 8; 525 O.G. 3	710.02(b), 1109, 1109.01
Leishman, Ex parte, 137 Ms 336, Pat. No. 1,581,937	608.04(b)	Pickles, Ex parte, 1904 C.D. 126; 109 O.G. 1888	810.02
		Pierce, In re, 1930 C.D. 34; 390 O.G. 265	716

LIST OF DECISIONS CITED

	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, 1886 C.D. 594; 478 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	606.01
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. 307	606.02
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
Reld, 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. Belerl, 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, 1883 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. 199	706.02(a)	(CCPA)	810
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; 119 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., 129 U.S.P.Q.		Young, Ex parte, 18 Gour. 24:31	1213.01
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