

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.		Casey, In re, 76 U.S.P.Q. 463	716
305	1101.02(f)	Chevenard, In re, 1944 C.D. 141; 560 O.G.	
Application Filed Nov. 16, 1945, In re, 1951 C.D. 1;		196	706.02(a)
646 O.G. 5	904.01(a)	Chilowsky, In re, 1956 C.D. 155; 704 O.G. 213	716
Application Papers Filed Jan. 20, 1956, In re,		Christie v. Seybold, 1893 C.D. 515; 64 O.G.	
706 O.G. 4	714.07	1650	715.07(a)
Application Papers Filed Sept. 10, 1954, In re,		Clifford, Ex parte, 49 U.S.P.Q. 152	901.02
703 O.G. 434	409.03	Comstock, Ex parte, 1923 C.D. 82; 317 Q.G. 4	1214.01
Arbeit et al., In re, 1953 C.D. 409; 677 O.G.		Crececius, In re, 1937 C.D. 112; 474 O.G. 465	716
843	706.03(c)	Crosby, In re, 1947 C.D. 35; 595 O.G. 5	716
Archbold, In re, 1946 C.D. 63; 582 O.G. 178	706.03(y)	Crossley, In re, 1947 C.D. 152; 598 O.G. 323	716
Arkless, Ex parte, 1958 C.D. 19; 726 O.G.		Crowell, In re, 1930 C.D. 360; 397 O.G. 3	1214.01
635	201.14, 1401	Cutter Co. v. Metropolitan Electric Mfg. Co.,	
Armstrong, In re, 1960 C.D. 759 O.G. 4	716	275 Fed. 158	603.01
Arzberger, In re, 1940 C.D. 653; 521 O.G. 272	1601	Delavoye, Ex parte, 1906 C.D. 320; 124 O.G.	
Attwood, In re, 1958 C.D. 204; 730 O.G. 790	716	626	604.02
Automatic Weighing Mach. Co. v. Pneumatic		Den Beste v. Martin, 1958 C.D. 178, 729 O.G.	
Scale Corp., Limited, 1909 C.D. 498; 139 O.G.		724	1105.04
991	715.07	Detrola Corp. v. Hazeltine, 1941 C.D. 811; 528	
Ayers et al., Ex parte, 108 U.S.P.Q. 444	608.04(a)	O.G. 245	706.02
Badger, Ex parte, 1901 C.D. 195; 97 O.G.		Donnell, Ex parte, 1923, C.D. 54; 315 O.G.	
1596	608.02(f)	398	806.05(b)
Ball et al., Ex parte, 1953 C.D. 4; 675 O.G. 5	706.03(c)	Donovan, Ex parte, 1890 C.D. 109; 52 O.G. 309	715.07
Barber, In re, 1936 C.D. 184; 465 O.G. 724	1504	Dow v. Converse, 1903 C.D. 404; 106 O.G. 2291	716
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.	
Berry, In re, 137 U.S.P.Q. 353	716	1091	403.01, 403.02
Blanchard v. Ooms, 1946 C.D. 22; 585 O.G. 175	716	Elliott, Ex parte, 1904 C.D. 103; 109 O.G.	
Bonine, v. Bliss, 1919 C.D. 75; 265 O.G. 306	1101.02	1337	608.02(g)
Bonnie-B Co. Inc., Ex parte, 1923 C.D. 42; 313		Emerson v. Beach, 103 U.S.P.Q. 45; 691 O.G.	
O.G. 453	104	170	1101.02(f)
Bowditch v. Todd, 1902 C.D. 27; 980 O.G. 792	1105.02	Ferris v. Tuttle, 1940 C.D. 5; 521 O.G. 523	715.06,
Bowyer, Ex parte, 1939 C.D. 5; 505 O.G. 759	715.07(b),		1101.03
	715.09, 1212	Finley, In re, 1949 C.D. 284; 624 O.G. 262	716
Brice et al, Ex parte, 110 U.S.P.Q. 560	707.07(j)	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
Buchli v. Rasmussen, 1925 C.D. 75; 339 O.G.		Foster, Ex parte, 1903 C.D. 213; 105 O.G. 261	715.04
223	1105.02	Fox, Ex parte, 1960 C.D. 28; 761 O.G. 906	608.04(a)
Buchenberg, Ex parte, 1924 C.D. 55; 327 O.G.		Frey, In re, 1950 C.D. 362; 639 O.G. 5	1101.02(f)
216	1214.06	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
Bullard & Co. v. Coe, 1945 C.D. 13; 573 O.G. 547	716	Fuller, In re, 1929 C.D. 172; 388 O.G. 279	706.03(c)
Bullock, Ex parte, 1907 C.D. 93; 127 O.G.		Garrett, In re, 1906 C.D. 645; 122 O.G. 1047	716
1580	706.03(c)	Gelder v. Henry, 77 U.S.P.Q. 223	1105.02
Burke, Ex parte, 1934 C.D. 5; 441 O.G. 509	706.03(y)	Gilbert et al., Ex parte, 715 O.G. 233	201.11
Burrowes, Ex parte, 1904 C.D. 155; 110 O.G.		Good, Ex parte, 1911 C.D. 43; 164 O.G. 739	608.02(d)
599	1214.01	Gourtoff, Ex parte, 1924 C.D. 153; 329 O.G.	
Campbell, In re, 1954 C.D. 191; 685 O.G. 470	201.06	536	707.13, 710.06
Card and Card, Ex parte, 1904 C.D. 383; 112		Grayson, Ex parte, 51 U.S.P.Q. 413	706.03(a)
O.G. 499	1101.02		

MANUAL OF PATENT EXAMINING PROCEDURE

	Sec. No.		Sec. No.
Greenawalt v. Mark, 1904 C.D. 352; 111 O.G. 2224	1105.04	Lasscell, Ex parte, 1884 C.D. 66; 29 O.G. 861	711.01
Greenfield, In re, 1930 C.D. 531; 400 O.G. 226	1214.01	LeBlanc, Ex parte, 1902 C.D. 1; 98 O.G. 225	1213.01
Gregg, In re, 1957 C.D. 284; 720 O.G. 227	706.02	Leishman, Ex parte, 137 Ms 366, Pat. No. 1,581,937	608.04(b)
Grier, Ex parte, 1923 C.D. 27; 309 O.G. 223	706.04, 820	Lemieux, Ex parte, 1957 C.D. 47; 725 O.G. 4	715.01(c)
Gruschwitz et al., Ex parte 138 U.S.P.Q. 505	706.03(s), 901.05(b)	Ljungstrom, Ex parte, 1905 C.D. 541; 119 O.G. 2335	814
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	Loewenbach, Ex parte, 1904 C.D. 170; 110 O.G. 857	819
Harpignies, 167 Ms. D. 329, in Patent File of Des. Pat. D 136,599 Oct. 26, 1943	1504	Ludwick, In re, 1925 C.D. 306; 339 O.G. 393	706.03(g)
Harris et al., Ex parte, 79 U.S.P.Q. 439	707.05(f)	Lurelle Guild, In re, 1953 C.D. 310; 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)
Healy, Ex parte, 1898 C.D. 157; 84 O.G. 1281	806.04(b)	Mansfield and Hayes, Ex parte, 1902 C.D. 94; 98 O.G. 2363	809.01
Heinz, In re, 1910 C.D. 292; 151 O.G. 1014	1214.01	Markush, Ex parte, 1925 C.D. 126; 340 O.G. 839	706.03(y)
Heinze, Ex parte, 1919 C.D. 67; 265 O.G. 145	602.05	Martin, In re, 1946 C.D. 180; 586 O.G. 347	1212
Heritage, In re, 1950 C.D. 419; 639 O.G. 638	901.02	Mason, In re, 1946 C.D. 268; 558 O.G. 522	716
Heritage Pat. No. 2,375,414; Ex parte, decided Jan. 26, 1944	819.01	Matullath, In re, 1912 C.D. 490; 179 O.G. 853	409.01
Herrick et al., In re, 1958 C.D. 1; 727 O.G. 4	706.03(k)	McBurney v. Jones, 104 U.S.P.Q. 115	1105.04
Herrmann et al., In re, 1959 C.D. 159; 729 O.G. 549	707.07(f)	McKenna et al., In re, 1953 C.D. 251; 674 O.G. 9	716
Hirschler, Ex parte, 110 U.S.P.Q. 384	715.01(c)	Meden v. Curtis, 1905 C.D. 272; 117 O.G. 1795	819.01
Hollingsworth, In re, 1958 C.D. 210; 730 O.G. 282	716	Mergenthaler v. Scudder, 1897 C.D. 724; 81 O.G. 1417	715.07
Hoogendam, Ex parte, 1939 C.D. 3; 499 O.G. 3	706.07	Messick, Ex parte, 1930 C.D. 6; 400 O.G. 3	710.01(a)
Hoover Co., etc., In re, 1943 C.D. 338; 552 O.G. 365	1109.01	Metropolitan Eng. Co. v. Coe, 1935 C.D. 54; 455 O.G.	716
Hotel Security Checking Co. v. Lorraine Co., 160 Fed. 467	706.03(a)	Michalek, In re, 1947 C.D. 458; 604 O.G. 223	716
Hough et al., In re, 703 O.G. 200	409.03	Milburn Co. v. Davis-Bournonville Co., 1926 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, 1889 C.D. 218; 49 O.G. 733	715.07(a)	Milton, Ex parte, 164 Ms 1; 63 U.S.P.Q. 132	710.04(a)
Huppke, Ex parte, 110 U.S.P.Q. 560	707.07(j)	Minn. Mining & Mfg. Co. v. Coe (CADC) 1938 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	Moore, Ex parte, 1923 C.D. 13; 307 O.G. 4	1211
Irwin, Ex parte, 1928 C.D. 13; 367 O.G. 701	604.02	Myers, In re, 1959 C.D. 2; 738 O.G. 947	608.02
Jewett et al., In re, 1957 C.D. 420; 724 O.G. 225	716	Nelson, Ex parte, 164 Ms. D. 361; 26 J.P. O.S. 564	710.04(a)
Johnson, Ex parte, 1958, C.D. 22; 731 O.G. 6	1401	Norlund, Ex parte, 1913 C.D. 161; 192 O.G. 989	1213.01
Jones, Ex parte, 1924 C.D. 59; 327 O.G. 681	709.01	Noxon v. Halpert, 128 U.S.P.Q. 481	1101.02(f), 1105.05
Joyce, In re, 1958 C.D. 2; 727 O.G. 4	706.03(k)	Oppenauer, In re, 1944 C.D. 587; 568 O.G. 393	716
Kaiser, Ex parte, 1952 C.D. 3; 661 O.G. 10	1111.12	O'Reilly v. Morse, 15 Howard 62	706.03(a)
Klein, In re, 1930 C.D. 2; 393 O.G. 519	201.08	Osborne, Ex parte, 1900 C.D. 137; 92 O.G. 1797	706.03(d)
Kluis et al., Ex parte, Board of Appeals decision in Plant Patent File 707	1604	Peck, Ex parte, 1901 C.D. 136; 96 O.G. 2409	608.02(f)
Kokatnur, In re, 1943 C.D. 436; 554 O.G. 6	716	Perrige, In re, 1931 C.D. 510; 411 O.G. 544	716
Komenak, Ex parte, 1940 C.D. 1; 512 O.G. 739	201.09	Peterson, Ex parte, 63 U.S.P.Q. 99	901.02
Kopf et al., In re Application Papers of, 779 O.G. 290	201.05	Peterson, Ex parte, 1941 C.D. 8; 525 O.G. 3	710.02(b), 1109, 1109.01
Kotler, Ex parte, 1901 C.D. 62; 95 O.G. 2684	608.01(o)	Pickles, Ex parte, 1904 C.D. 126; 109 O.G. 1888	810.02
Kulieke, In re, 1960 C.D. 281; 756 O.G. 288	716	Pierce V. Tripp v. Powers, 1923 C.D. 69; 316 O.G. 3	1105.02
Lantzke, Ex parte, 1910 C.D. 100; 156 O.G. 257	810.01	Pierce v. Watson, 124 U.S.P.Q. 356	715.01(b)

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	Sec. No.		Sec. No.
Powell et al., Ex parte, 1938 C.D. 15; 489	715.01(c)	Stempel, In re, 1957 C.D. 200; 717 O.G. 886	715.03
O.G. 231		Strain, In re, 1951 C.D. 252; 648 O.G. 5	715.01(a)
Quayle, Ex parte, 1935 C.D. 11; 453 O.G.		Swanberg, In re, — C.D. —; — O.G. —;	
213	707.07(j), 710.02(b),	129 U.S.P.Q. 364	608.01
	713.04, 714.14, 174.15, 1108	Sweet, In re, 1943 C.D. 535; 556 O.G. 726	1211
Redeclaration of Interferences, In re, Nos.		Switzer et al., In re, 612 O.G. 11	901.02
49,635; 49,636; 49,866; 1936 C.D. 75; 350		Taggart et al., In re, 1957 C.D. 2; 738 O.G.	
O.G. 3	1102.01, 1105.04	947	608.02
Renstrom, In re, 1949 C.D. 306; 624 O.G. 5	716	Tanke et al., In re, 102 U.S.P.Q. 83; 687 O.G.	
Riegger v. Beierl, 1910 C.D. 12; 150 O.G. 826	604.06	677	1101.02(f)
Rieser v. Williams, 118 U.S.P.Q. 96	1101.02(f)	Tatincloux, In re, 1956 C.D. 102; 702 O.G. 964	716
Robinson, Ex parte, Pat. No. 2,329,086	809.03	Taub, In re, 1942 C.D. 337; 538 O.G. 29	716
Robinson, Ex parte, 1905 C.D. 123; 115 O.G.		Tilden v. Snodgrass, 1923 C.D. 30; 309 O.G.	
1584	716	477	1105.02
Romunder, Ex parte, 1910 C.D. 121; 157 O.G.		Thompson v. Hamilton, 1946 C.D. 70; 585 O.G.	
209	715.09, 716	177	1101.02(f)
Rosenberg, Ex parte, 46 U.S.P.Q. 393	1610	Trevette, Ex parte, 1901 C.D. 170; 97 O.G.	
Rossi, In re, 1947 C.D. 130; 717 O.G. 214	716	1173	820
Rothermel et al., In re, 1960 C.D. 204; 755 O.G.		Troutman, In re, 1960 C.D. 308; 757 O.G. 556	716
621	716	United States Industrial Chemicals Inc. v. Car-	
Rubinfield, In re, 1959 C.D. 412; 749 O.G.		bide and Carbon Chemicals Corp., 1942 C.D.	
274	1503.01, 1504	751; 538 O.G. 741	1401.07
Sanford, Ex parte, 1914 C.D. 69; 204 O.G.		Vander Wal et al., Ex parte, 1956 C.D. 11; 705	
1346	1504.01	O.G. 5	608.04(a)
Saunders, Ex parte, 1883 C.D. 23; 23 O.G.		Van Otteren v. Hafner et al., 757 O.G. 1026;	
1224	715.07	126 U.S.P.Q. 151	201.03
Schmidt, In re, 1961 C.D. —; — O.G. —;		Vivani v. Taylor v. Herzog, 72 U.S.P.Q. 448	715.01
48 C.C.P.A. 1140	201.11	Votey v. Wuest v. Doman, 1904 C.D. 323; 111	
Seebach, In re, 1937 C.D. 495; 484 O.G. 503	709.01	O.G. 1627	1101.01(b)
Selmi, In re, 1946 C.D. 525; 591 O.G. 160	706.02(a)	Wagner, In re, 1939 C.D. 581; 507 O.G. 1041	716
Sharp et al., Ex parte, Pat. No. 2,232,739	820	Waugh, In re, 1943 C.D. 411; 553 O.G. 3	
Shea, In re, 1944 C.D. 535; 568 O.G. 201	1211	(CCPA)	819
Shoran, Ex parte, 1941 C.D. 1; 522 O.G.		Weston, Ex parte, 1911 C.D. 218; 173 O.G.	
501	1101.02(g)	285	810.02
Simons v. Dunlop, 103 U.S.P.Q. 237	1105.02	Wheary, Ex parte, 1913 C.D. 253; 197 O.G.	
Siu, In re, 1955 C.D. 176; 696 O.G. 421	804.01	534	714.08
Smith, Ex parte, 1888 C.D. 131; 44 O.G.		Whitelaw, Ex parte, 1915 C.D. 18; 219 O.G.	
1183	806.04(c)	1237	706.03(k)
Smith, In re, 1947 C.D. 341; 603 O.G. 184	716	Williams, Ex parte, 1917 C.D. 73; 245 O.G.	
Smyth, In re, 1951 C.D. 449; 651 O.G. 5	716	277	804.01
Snyder, Ex parte, 1904 C.D. 242; 110 O.G.		Willen, et al., In re, 1935 C.D. 229; 454 O.G.	
2636	810.02	535	715
Stalego et al. v. Haymes et al., 120 U.S.P.Q.		Wirt, Ex parte, 1905 C.D. 247; 117 O.G. 599	714.13
473	1101.02(f)	Youker, In re, 1935 C.D. 658; 461 O.G. 10	706.02
Stanley, Ex parte, 121 U.S.P.Q. 621	706.03(c)	Young, Ex parte, 18 Gour. 24:31	1213.01
Steenbock, In re, 1936 C.D. 594; 473 O.G. 495	715.03		