

The opinion in support of the decision being entered today is not binding precedent of the Board.

Paper 45

Filed by: Interference Trial Section Motions Panel  
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Filed:  
26 September 2001

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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MARK SKOWRONSKI,

Junior Party,  
(Patent 5,811,201),

v.

MICHAEL S. HSU and ETHAN D. HOAG,

Senior Party,  
(Application 09/352,093).

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Patent Interference No. 104,561

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Before: SCHAFER, TORCZON and SPIEGEL, Administrative Patent Judges.

SCHAFER, Administrative Patent Judge.

**JUDGMENT PURSUANT TO 37 CFR § 1.662**

Skowronski has filed a request for entry of an adverse judgment under 37 CFR § 1.662(a).  
Paper 44. Accordingly, it is

ORDERED that judgment on priority as to the subject matter of Count 1 (Paper 1, p.5), is awarded against the junior party, MARK SKOWRONSKI;

FURTHER ORDERED that junior party, MARK SKOWRONSKI, is not entitled to a patent containing claims 10-13 (corresponding to Count 1) of U.S. Patent 5,811,201;

FURTHER ORDERED that if there be a settlement agreement that has not been previously filed, the parties are advised of the requirement to file a copy of the agreement (35 U.S.C. § 135(c)); and

FURTHER ORDERED that a copy of this judgment be made of record in Application 09/352,093 and in the file history of Patent 5,811,201.

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RICHARD E. SCHAFER	)	
Administrative Patent Judge	)	
	)	
_____	)	BOARD OF PATENT
JAMESON LEE	)	
Administrative Patent Judge	)	APPEALS AND
	)	
_____	)	INTERFERENCES
RICHARD TORCZON	)	
Administrative Patent Judge	)	

cc (by Fax):

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