

**THIS OPINION WAS NOT WRITTEN FOR PUBLICATION
and is not binding precedent of the Board**

Paper No. 20

Filed by: Trial Section Merits Panel
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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

WALLACE D. TALLENT and JEFFERY GRIFFIN,

Junior Party,
(Patent 5,524,870),

v.

LUDWIG P. DOBMEIER and JEFFREY GREAVES,

Senior Party,
(Application 08/753,486).

Patent Interference No. 104,573

Before SCHAFER, TORCZON and MEDLEY, Administrative Patent Judges.

MEDLEY, Administrative Patent Judge.

JUDGMENT PURSUANT TO 37 CFR § 1.662

On July 9, 2001, the Board received a paper entitled
"DOBMEIER REQUEST FOR ENTRY OF ADVERSE JUDGMENT" (Paper 19), in
which Dobmeier requests entry of adverse judgment.

Upon consideration of Dobmeier's request for adverse judgment of its involved application, it is

ORDERED that judgment on priority as to Count 1 (Paper 1 at 5) is awarded against senior party LUDWIG P. DOBMEIER and JEFFREY GREAVES.

FURTHER ORDERED that senior party LUDWIG P. DOBMEIER and JEFFREY GREAVES is not entitled to a patent containing claims 34-38, 41 and 43-45 (corresponding to Count 1) of application 08/753,486, filed 26 November 1996.

FURTHER ORDERED that a copy of this paper shall be made of record in files of application 08/753,486 and U.S. Patent 5,524,870.

FURTHER ORDERED that if there is a settlement agreement, attention is directed to 35 U.S.C. § 135(c) and 37 CFR § 1.661.

_____)	
RICHARD E. SCHAFER)	
Administrative Patent Judge)	
)	
)	
_____)	BOARD OF PATENT
RICHARD TORCZON)	APPEALS AND
Administrative Patent Judge)	INTERFERENCES
)	
)	
_____)	
SALLY C. MEDLEY)	
Administrative Patent Judge)	

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