

The opinion in support of the decision being entered today is not binding precedent of the Board

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Paper No. 51

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

PAUL R. FLETCHER, CRAIG A. LEWIS
and GREGORY J. BELLINGTON
Junior Party
(Application 09/518,627)¹

v.

MARK H. LEIBU
Senior Party
(Patent 5,733,186)²

Patent Interference No. 105,180

Before LEE, MOORE and NAGUMO, Administrative Patent Judges.

LEE, Administrative Patent Judge.

Judgment – Request for Adverse – Bd. Rule 127(b)

¹ Filed March 3, 2000. Accorded the benefit of Application 09/172,981, filed October 14, 1998, and Application 08/710,787, filed September 20, 1996. The real party in interest is Mars, Incorporated.

² Based on Application 08/633,299, filed April 17, 1996. The real party in interest is Coin Acceptors, Inc.

Interference No. 105,180
Fletcher v. Leibn

On January 13, 2005, junior party Fletcher filed a paper conceding priority of the subject matter of the count to senior party Leibn. It is now appropriate for entry of adverse judgment against party Fletcher.

It is

ORDERED that judgment as to the subject matter Count 1 is herein entered against the junior party PAUL R. FLETCHER, CRAIG A. LEWIS and GREGORY J. BELLINGTON, and thus the junior party PAUL R. FLETCHER, CRAIG A. LEWIS and GREGORY J. BELLINGTON is not entitled to its application claims 1-9, 11-15, 18-20, 22-24, and 36-38 which correspond to the count;

FURTHER ORDERED that if there is a settlement agreement, the parties should note the requirements of 35 U.S.C. § 135(c) and Bd. Rule 205; and

FURTHER ORDERED that a copy of this judgment be filed in the respective involved application or patent of the parties.

Interference No. 105,180
Fletcher v. Leibu

By Facsimile:

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