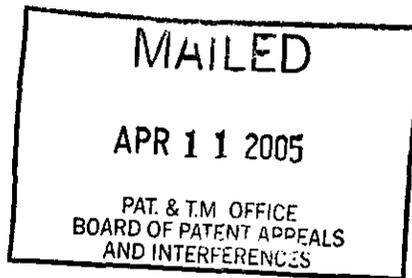


The opinion in support of the decision being entered today is not binding precedent of the Board.

Paper 23

Filed by: Sally Gardner Lane
Administrative Patent Judge
Mail Stop Interference
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Filed
1 April 2005

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES
(Administrative Patent Judge Sally Gardner Lane)

JOHN H.J. PETRINI,
WILLIAM FRANCIS MORGAN,
RICHARD SCOTT MASER, AND JAMES PATRICK CARNEY

(Applications 10/044,447 and 09/837,602)

v.

PATRICK J. CONCANNON,
CHRISTINE S. VISSINGA, KAREN M. CEROSALETTI,
RAYMONDA VARON-MATEEVA, KARL SPEARLING, and
ANDRE WIESMANN DA SILVA REIS

(Patent 6,458,534)

Patent Interference No. **105,225**

Before LEE, TORCZON, and GARDNER LANE, Administrative Patent Judges.

GARDNER LANE, Administrative Patent Judge.

Judgment - Request for Adverse - Bd.R. 127(b)

Concannon has filed a paper requesting that adverse judgment be entered against it as to the count of the present interference. (Paper 21 at 2).

Upon consideration of the record and for reasons given, it is

ORDERED that judgment on priority as to Count 1, the sole count of the interference, is entered against senior party PATRICK J. CONCANNON, CHRISTINE S. VISSINGA, KAREN M. CEROSALETTI, RAYMONDA VARON-MATEEVA, KARL SPEARLING, and ANDRE WIESMANN DA SILVA REIS;

FURTHER ORDERED that senior party PATRICK J. CONCANNON, CHRISTINE S. VISSINGA, KAREN M. CEROSALETTI, RAYMONDA VARON-MATEEVA, KARL SPEARLING, and ANDRE WIESMANN DA SILVA REIS is not entitled to a patent containing claims 1 and 3-10 of patent 6,458,534, which claims correspond to Count 1 (Paper 1 at 5); and

FURTHER ORDERED that a copy of this judgment shall be given a paper number and entered into the administrative records of Concannon patent 6,458,534 patent and Petrini applications 10/044,447 and 09/837,602.

11 April 2005
Alexandria, VA

cc (via facsimile and first class mail):

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