

The opinion in support of the decision being entered today is not
binding precedent of the Board.

Paper 94

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Filed
April 7, 2006

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

MAY YING CHU,
LUTGARD C. DE JONGHE,
STEVEN J. VISCO,
and
BRUCE D. KATZ,
Junior Party
(Patent 6,030,720),

v.

SHYAMA P. MUKHERJEE
and
TERJE A. SKOTHEIM,
Senior Party
(Application 09/795,915).

Patent Interference No. 105,281

Before DELMENDO, MEDLEY, and MOORE, Administrative Patent
Judges.

MOORE, Administrative Patent Judge.

JUDGMENT - Bd. R. 127

A decision on motions has been rendered in this
interference. All of Mukherjee's involved claims have been

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determined to be unpatentable. It is now appropriate to enter judgment.

It is **ORDERED** that Mukherjee's claims 94, 95, 96, 98, 100, and 101 do not comply with the written description
5 requirement of 35 U.S.C. §112, first paragraph.

FURTHER ORDERED that Mukherjee is not entitled to a patent containing claims 94, 95, 96, 98, 100, and 101 of involved Mukherjee application 09/795,915, filed February 21, 2001.

10 **FURTHER ORDERED** that entry of this judgment constitutes a final decision in this interference [37 CFR . 41.2 -- definition of "final" -- reprinted in 69 Fed. Reg. at 50003 (Aug. 12, 2004)].

FURTHER ORDERED that a copy of the DECISION ON MOTIONS
15 and this JUDGMENT shall be placed in the file of (1) Patent 6,030,720 and (2) application 09/795,915.

FURTHER ORDERED that if there is a settlement agreement, attention is directed to 35 U.S.C. §135(c) and 37
CFR §41.205, reprinted in 69 Fed. Reg. at 50019 (Aug. 12,
20 2004).

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