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Paper 90

Filed: 27 October 2006

8 UNITED STATES PATENT AND TRADEMARK OFFICE
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10
11 BEFORE THE BOARD OF PATENT APPEALS
12 AND INTERFERENCES
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15 **KENNETH L. NASH**
16 Junior Party
17 (Patent 6,449,645),
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19 v.
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21 **AIDAN T. HUGHES** and **DAVID PEARCE**
22 Senior Party
23 (Application 09/859,915).
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26 Patent Interference No. 105,356
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30 Before: **BARRETT, LEE, and MEDLEY**, Administrative Patent Judges.

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32 **MEDLEY**, Administrative Patent Judge.
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34 **Judgment – Bd.R. 127**

35 The preliminary motions filed in the interference have been decided (Paper 89).
36 Nash did not file a priority statement and agreed during oral argument that there would
37 not be a priority contest (Paper 88, transcript page 5, lines 7-13). Judgment is entered
38 against Nash.

39 Accordingly, it is

40 **ORDERED** that judgment on priority as to Count 1 (Paper 1 at 4) the sole count
41 in the interference is awarded against junior party **KENNETH NASH**.

