

Mail Stop Interference  
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Filed: May 3, 2007

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

**MARK HENRY PAUSCH,**  
BRADLEY A. OZENBERGER, JOHN R. HADCOCK,  
LAURA ALICIA PRICE, EILEEN M. KAJKOWSKI,  
DONALD R. KIRSCH, AND DEBORAH T. CHALEFF,  
Junior Party  
(Patent 5,691,188),

v.

**DANA M. FOWLKES,**  
JIM BROACH, JOHN MANFREDI, CHRISTINE KLEIN,  
ANDREW J. MURPHY, JEREMY PAUL, AND  
JOSHUA TRUEHEART  
Senior Party  
(Application 09/286,166).

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Patent Interference No. 105,462  
(Technology Center 1600)

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Before RICHARD E. SCHAFFER, SALLY GARDNER LANE, and SALLY C.  
MEDLEY, Administrative Patent Judges.

LANE, Administrative Patent Judge.

1 **Judgment-Bd.R. 127**

2 Pausch requests adverse judgment. (Paper 25).

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

5 ORDERED that judgment on priority as to Count 1, the sole count of  
6 the interference, is entered against junior party MARK HENRY PAUSCH,  
7 BRADLEY ALTON OZENBERGER, JOHN RICHARD HADCOCK, LAURA  
8 ALICIA PRICE, EILEEN MARIE KAJKOWSKI, DONALD RICHARD  
9 KIRSCH, and DEBORAH TARDY CHALEFF;

10 FURTHER ORDERED that junior party MARK HENRY PAUSCH,  
11 BRADLEY ALTON OZENBERGER, JOHN RICHARD HADCOCK, LAURA  
12 ALICIA PRICE, EILEEN MARIE KAJKOWSKI, DONALD RICHARD KIRSCH,  
13 and DEBORAH TARDY CHALEFF is not entitled to a patent containing claims  
14 15, 16, 19, 22, and 23 of patent 5,691,188, which claims correspond to Count 1;

15 FURTHER ORDERED that, if there is a settlement agreement, the  
16 parties are directed to 35 USC §135(c) and Bd. R. 205; and

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