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Filed: June 1, 2007

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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General Instrument Corporation,  
Junior Party  
(Patent 6,323,793,  
Inventors: Robert Landis Howald, Erik Christopher Metz and  
Timothy J. Brophy ),

v.

Scientific-Atlanta, Inc.,  
Senior Party  
(Application 10/283,716,  
Inventors: Forrest M. Farhan and Alberto P. Gaibazzi).

Patent Interference 105,515 (RES)  
(Technology Center 2600)

Before: SCHAFER, BARRETT and TORCZON, *Administrative Patent Judges*.

SCHAFER, *Administrative Patent Judge*.

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

1 General Instrument Corporation has filed a request for entry of  
2 adverse judgment. Paper 26. Accordingly, it is

1           **ORDERED** that judgment on priority as to the subject matter of  
2 Count 1 (Paper 1, p. 3) is awarded against General Instrument Corporation;

3           **FURTHER ORDERED** that General Instrument Corporation is not  
4 entitled to a patent containing claims 1-8 (corresponding to Count 1) of  
5 Patent 6,323,793;

6           **FURTHER ORDERED** that a copy of this judgment be made of  
7 record in the file of Patent 6,323,793, and Application 10/283,716; and

8           **FURTHER ORDERED** that if there is any settlement agreement  
9 which has not been filed, attention is directed to 35 U.S.C. § 135(c) and  
10 37 CFR § 41.205.

/Richard E. Schafer/	)	
RICHARD E. SCHAFER	)	
Administrative Patent Judge	)	
	)	
	)	
/Lee E. Barrett /	)	BOARD OF PATENT
LEE E. BARRETT	)	APPEALS AND
Administrative Patent Judge	)	INTERFERENCES
	)	
	)	
/Richard Torczon/	)	
RICHARD TORCZON	)	
Administrative Patent Judge	)	

cc (electronic filing):

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