

Entered 24 March 2008

UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

ALLAN AMSEL
Junior Party
(Application 29/218,897),

v.

ZHIMING ZHANG
Senior Party
(Patent D539,785).

Patent Interference No. 105,550 (SCM)
(Technology Center 2900)

Before LEE, LANE, and MEDLEY, Administrative Patent Judges.
MEDLEY, Administrative Patent Judge.

Judgment – Bd.R. 127

1 As a result of the Decision on Motions (Paper 26) and Redeclaration
2 (Paper 27), Amsel is now the junior party in the interference. Amsel failed
3 to file a priority statement. Judgment may be entered against a junior party
4 that fails to file a priority statement. Bd.R. 204(a)(3).

5 Accordingly, it is

6 ORDERED that judgment be entered against Amsel for count 1
7 (Paper 1 at 4);

8 FURTHER ORDERED that the single claim of Amsel's involved
9 application be FINALLY REFUSED, 35 U.S.C. § 135(a); and

10 FURTHER ORDERED that a copy of this judgment be entered in the
11 administrative records of the involved Amsel application and Zhang patent.

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14 /Jameson Lee/)

15 JAMESON LEE)

16 Administrative Patent Judge)

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19 /Sally Gardner Lane/)

20 SALLY GARDNER LANE) BOARD OF PATENT

21 Administrative Patent Judge) APPEALS AND

22) INTERFERENCES

23)

24 /Sally C. Medley /)

25 SALLY C. MEDLEY)

26 Administrative Patent Judge)

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