

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte JORDAN T. BOURILKOV
and ANDREW G. GILICINSKI

Appeal 2008-3580
Application 10/462,077
Technology Center 1700

Mailed: September 19, 2008

Before DALE M. SHAW, *Chief Appeals Administrator*
SHAW, *Chief Appeals Administrator*.

ORDER REMANDING TO EXAMINER

On November 13, 2006, Appellants filed a Petition to Withdraw the Restriction Requirements Made in the Actions of November 17, 2005 and July 19, 2006. The Decision on Petition, filed August 20, 2008, states:

Accordingly, the restriction requirements as set forth in the office action of November 17, 2005 [a]nd July 19, 2007 are improper and should be

Appeal 2008-3580
Application 10/462,077

withdrawn. The instant petition is **GRANTED**. The examiner is directed to withdraw the requirement and prepare a new office action.

(Decision on Petition 2)

Accordingly, it is *ORDERED* that the application is **remanded** to the Examiner to “withdraw the requirement and prepare a new office action”, as directed in the Decision on Petition filed August 20, 2008.

If there are any questions pertaining to this order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

ls

FISH & RICHARDSON PC
P.O. BOX 1022
MINNEAPOLIS, MN 55440-1022