

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte TAKAYUKI SASAKI,
YUUII KIMURA, and
KATSUJI KURIBAYASHI

Appeal No. 2008-5467
Application 10/869,931
Technology Center: 1700

Mailed: October 8, 2008

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

ORDER REMANDING TO EXAMINER

INFORMATION DISCLOSURE STATEMENTS

Appellants filed two Information Disclosure Statements (IDSs) dated January 22, 2008 and February 14, 2008. There is no indication on the record that the Examiner has considered the above Information Disclosure Statements. MPEP § 609 requires the Examiner to consider any

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Information Disclosure Statement filed by Applicants if timely submitted. A written communication notifying Appellants of the Examiner's consideration of the above Information Disclosure Statements is required.

CONCLUSION

Accordingly, it is

ORDERED that this application be returned to the Examiner to:

- 1) consider the Information Disclosure Statements filed January 22, 2008 and February 14, 2008; and
- 2) for such further action as may be appropriate.

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

KZ/cam

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