

THIS OPINION WAS NOT WRITTEN FOR PUBLICATION

The opinion in support of the decision being entered today
(1) was not written for publication in a law journal and
(2) is not binding precedent of the Board.

Paper No. 88

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

BARRY L. KRAMER
Junior Party,¹

v.

G. DAVID JANG
Senior Party,²

Patent Interference No. 103,246

Before METZ, PATE and MARTIN, **Administrative Patent Judges**.
PATE, **Administrative Patent Judge**.

JUDGMENT UNDER 37 CFR § 1.602(a)

On February 15, 2001, a Corrected Order to Show Cause
in the above-noted interference was mailed to junior party

¹ Patent 5,135,535, granted August 4, 1992, based on
Application 07/713,973, filed June 11, 1991. Assignor to
Advanced Cardiovascular Systems, Inc., a corp. of CA.; and
Application 07/881,673, filed May 12, 1992.

² Application 07/705,295, filed May 24, 1991. Assignor
to Advanced Cardiovascular Systems, Inc., a corp. of CA.

Interference No. 103,246

Kramer. Junior party Kramer has not responded to the Order. Accordingly, the following judgment is entered against junior party Kramer.

Judgment

Judgment in Interference No. 103,246 is hereby entered against junior party Barry L. Kramer. Barry L. Kramer is not entitled to his patent containing claims 8 and 11-13, which claims correspond to the count in interference, nor is he entitled to his application claims 1, 20, 23-29 and 33-35 which claims correspond to the count in interference. Judgment is entered in favor of G. David Jang, the senior party. G. David Jang is entitled to his application claims 20, 22-25, 34-38 and 40, which claims correspond to the count in interference.

ANDREW H. METZ)
Administrative Patent Judge)
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WILLIAM F. PATE, III)
Administrative Patent Judge)
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)
JOHN C. MARTIN)
Administrative Patent Judge)

BOARD OF PATENT
APPEALS AND
INTERFERENCES

WFP:psb

Interference No. 103,246

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