

Appendix II — List of Decisions Cited

	Sec. No.	Sec. No.
A, Ex parte, 17 USPQ2d 1716 (Bd. Pat. App. & Inter. 1990)	716.02, 2131.02	
Abele, In re, 684 F.2d 902, 214 USPQ 682 (CCPA 1982)	2106, 2184	
Abseck et al., Ex parte, 133 USPQ 411 (P.O. Super. Exam. 1960)	1208.03	
Adidas Fabrique v. Andsmore Sportswear Corp., 223 USPQ 1109 (S.D. N.Y. 1984)	1504.06	
Adler v. Kluver, 159 USPQ 511 (Bd. Pat. Inter. 1968)	715.05	
Aelony v. Arni, 547 F.2d 566, 192 USPQ 486 (CCPA 1977)	2306, 2309.01	
Affidavit Filed After Final Registration, In re, 152 USPQ 292, 1966 C.D. 53 (Comm'r Pat. 1966)	2265	
Ahlert, In re, 424 F.2d 1088, 165 USPQ 418 (CCPA 1970)	2144.03	
Ahrens v. Grey, 1931 C.D. 9; 402 O.G. 261 (Bd. App. 1929)	201.13	
Akron Brass Co. v. Elkhart Brass Mfg. Co., 147 USPQ 301 (7th Cir. 1965)	2133.03(e)(1)	
Akzo N.V. v. International Trade Comm'n, 808 F.2d 1471, 1 USPQ2d 1241 (Fed. Cir. 1986)	2131.02	
Alappat, In re, 33 F.3d 1526, 31 USPQ 2d 1545 (Fed. Cir. 1994)	2106	
Albertson, In re, 332 F.2d 379, 141 USPQ 730 (CCPA 1964)	2116.01	
Albrecht, In re, 514 F.2d 1389, 185 USPQ 585 (CCPA 1975)	2144.09	
Allen, Ex parte, 2 USPQ 2d 1425 (Bd. Pat. App. & Inter. 1987)	2105	
Alier, In re, 220 F.2d 454, 105 USPQ 233 (CCPA 1955)	2144.05	
Alpert v. Slatin, 305 F.2d 891, 134 USPQ 296 (CCPA 1962)	2138.04, 2371	
Alpine Eng'g, Inc. v. Automated Building Components, Inc., BNA/PTCJ 367: A-12 (S.D. Fla. 1978)	1442.05	
Alsensz v. Hargraves, 13 USPQ2d 1371 (Bd. Pat. App. & Inter. 1989)	2138.05	
Altoona Publix Theatres v. American Tri-Ergon Corp., 294 U.S. 477, 24 USPQ 308 (1935)	1490	
American Fruit Growers, Inc. v. Brogdex Co., 283 U.S. 1 (1931)	2106	
American Infra-Red Radiant Co., Inc., et al. v. Lambert Indus. Inc. et al., 149 USPQ 722 (8th Cir. 1966)	901.05, 2135.01	
Amgen Inc. v. Chugai Pharmaceutical Co., Ltd., 927 F.2d 1200, 18 USPQ 2d 1016 (Fed. Cir. 1991)	2138.04, 2143.02, 2165.04, 2173.05(a), 2411.01	
AMI Indus., Inc. v. E.A. Indus., Inc., 204 USPQ 568 (W.D.N.C. 1978)	1442.05(a)	
Amos, In re, 953 F.2d 613, 21 USPQ2d 1271 (Fed. Cir. 1991)	1412.01	
Amp. Inc., In re, 212 USPQ 826 (Comm'r Pat. 1981)	2225	
Amphenol Corp. v. Gen'l Time Corp., 158 USPQ 113 (7th Cir. 1968)	2133.03(e)(1)	
Anderson, Ex parte, 21 USPQ2d 1241 (Bd. Pat. App. & Inter. 1991)	2173.05(a)	
Anderson, In re, 471 F.2d 1237, 176 USPQ 331 (CCPA 1973)	601.01(d), 2163.07	
Anderson's—Black Rock Inc. v. Pavement Salvage Co., 396 U.S. 57, 163 USPQ 673 (1969)	716.01(a), 2141	
Anderson v. Crowther, 152 USPQ 504 (Bd. Pat. Inter. 1965)	2138.06	
Andresen, Ex parte, 212 USPQ 100, 102 (Bd. Pat. App. & Inter. 1981)	2137, 2141.01	
Andrew Corp. v. Gabriel Electronics, 847 F.2d 819, 6 USPQ2d 2010 (Fed. Cir. 1988)	2173.05(a)	
Andrews v. Wickenden, 194 F.2d 729, 93 USPQ 27 (CCPA 1952)	2307.02	
Angstadt, In re, 537 F.2d 498, 190 USPQ 214 (CCPA 1976)	2164.01, 2164.08(b)	
Anthony, Ex parte, 230 USPQ 467 (Bd. App. 1982), aff'd No. 84-1357 (Fed. Cir. 1985)	1490	
Anthony, In re, 414 F.2d 1383, 162 USPQ 594 (CCPA 1969)	2107, 2107.02	
Antonie, In re, 559 F.2d 618, 195 USPQ 6 (CCPA 1977)	2141.02, 2144.05	
Antonious v. Kamata-Ri & Co. Ltd., 204 USPQ 294 (D. Md. 1979)	1442.05	
A&P Tea Co. v. Supermarket Corp., 340 U.S. 147, 87 USPQ 303 (1950)	716.01(a)	
Appeal, Decided 9/3/68, Ex parte, 866 O.G. 16 (Bd. App. 1968)	1504.02	
Appeal No. 194-38, 152 USPQ 70, 1955 C.D. 31 (Bd. App. 1965)	901.05(b)	
Appeal No 239-48, 151 USPQ 711, 1966 C.D. 22, 833, O.G. 10 (Bd. App. 1965)	1504.02	
Appeal No. 242-47, 196 USPQ 828 (Bd. App. 1976)	901.05(b), 2135.01	
Applied Materials Inc. v. Gemini Research Corp., 835 F.2d 279, 15 USPQ2d 1816 (Fed. Cir. 1988)	2136.05, 2137.01	
Application Filed July 13, 1950, In re, 105 USPQ 154, 1955 C.D. 3, 693 O.G. 136, (Comm'r Pat. 1955)	1214.01	
Application Filed Nov. 16, 1945, In re, 89 USPQ 280, 1951 C.D. 1, 646 O.G. 5 (Comm'r Pat. 1951)	904.01(a)	
Application Papers Filed Jan. 20, 1956, In re, 706 O.G. 4 (Comm'r Pat. 1956)	714.07	
Application Papers Filed Sept. 10, 1954, In re, 108 USPQ 340 (Comm'r Pat. 1955)	409.03(c)	
Argoudelis, In re, 434 F.2d 1390, 168 USPQ 99 (CCPA 1970)	2164.06, 2402	
Armbruster, In re, 512 F.2d 676, 185 USPQ 152 (CCPA 1975)	608.01(b), 2161	
Armour & Co. v. Swift & Co., 466 F.2d 767, 175 USPQ 70 (7th Cir. 1972)	2001.06(b), 2004	
Armstrong, In re, 280 F.2d 132, 126 USPQ 281 (CCPA 1960)	716.02(e)	
Arnott, In re, 19 USPQ2d 1049 (Comm'r Pats. 1991)	804.02	
Arrhythmia Research Tech. v. Corazonix Corp., 458 F.2d 1053, 22 USPQ 2d 1033 (Fed. Cir. 1992)	2106	
Arzberger, In re, 112 F.2d 834, 46 USPQ 32 (CCPA 1940)	1601	
Ashland Oil, Inc. v. Delta Resins & Refractories, Inc., 776 F.2d 281, 227 USPQ 657 (Fed. Cir. 1985)	716.01(b), 716.01(c)	
Aslanian, In re, 590 F.2d 911, 200 USPQ 500 (CCPA 1979)	2125	

MANUAL OF PATENT EXAMINING PROCEDURE

Atlantic Thermoplastics Co. v. Faytex Corp., 970 F.2d 834, 23 USPQ2d 1481 (Fed. Cir. 1992)	2133.03(b), 2133.03(c)	Belk, et al., Ex parte, 161 USPQ 795 (Bd. Pat. App. 1968)	901.05, 901.05(b), 2135.01
Atlas Powder Co. v. E.I. duPont de Nemours & Co., 750 F.2d 1569, 224 USPQ 409 (Fed. Cir. 1984) ...	2111.03, 2164.01	Bell, In re, 991 F.2d 781, 26 USPQ2d 1529 (Fed. Cir. 1993)	2144.08, 2144.09
Attig, Ex parte, 7 USPQ2d 1092 (Bd. Pat. App. & Inter. 1986)	2173.05(a)	Bendix Corp. et al. v. Balax Inc., et al., 164 USPQ 485 (7th Cir. 1970)	901.05
Automatic Weighing Mech. Co. v. Pneumatic Scale Corp. Ltd., 166 F.2d 288, 1909 C.D. 498, 139 O.G. 991 (1st Cir. 1909)	715.07	Benger Laboratories Ltd. v. R.K. Laros Co., 209F Supp. 639, 135 USPQ 11 (E.D. Pa. 1966)	2165
Avery v. Chase, 101 F.2d 205, 40 USPQ 343, (CCPA 1939) cert. denied, 307 U.S. 638 (1939)	2333	Benke, Ex parte, 1904 C.D. 63, 108 O.G. 1588 (Comm'r Pat. 1904)	811.02
Ayers, Ex parte, 108 USPQ 444 (Bd. App. 1955)	608.04(a)	Bennet, In re, 766 F.2d 524, 226 USPQ 413 (Fed. Cir. 1985)	1403, 1412.03
Azar v. Burns, 188 USPQ 601 (Bd. Pat. Inter. 1975)	2138.05, 2308.02	Benno, In re, 768 F.2d 1340, 226 USPQ 683 (Fed. Cir. 1985)	2163.06
Badger, Ex parte, 1901 C.D. 195, 97 O.G. 1596 (Comm'r Pat. 1901)	608.02(f)	Benson, In re, 122 USPQ 279, 1959 C.D. 5, 744 O.G. 353 (Comm'r Pat. 1959)	608.01, 714.07
Baird, In re, 16 F.3d 380, 29 USPQ2d 1550 (Fed. Cir. 1994)	2144.08	Bergstrom, In re, 427 F.2d 1394, 166 USPQ 256 (CCPA 1970)	2144.04
Ball Corp., In re, 925 F.2d 1480, 18 USPQ2d 1491 (Fed. Cir. 1991)	2145	Berkman, In re, 642 F.2d 427, 209 USPQ 45 (CCPA 1981)	1504.20
Ball Corp. v. United States, 729 F.2d 1429, 221 USPQ 289 (Fed. Cir. 1984)	1412.02, 1490	Bernhart, In re, 417 F.2d 1395, 163 USPQ 611 (CCPA 1969)	2106, 2173.05(j)
Balzarini, Ex parte, 21 USPQ2d 1892 (Bd. Pat. App. & Inter. 1991)	2107.02	Best, In re, 562 F.2d 1252, 195 USPQ 430 (CCPA 1977)	2112, 2112.01, 2112.02
Bandel, In re, 348 F.2d 563, 146 USPQ 389 (CCPA 1965)	715, 2305.01	Bey v. Kollonitsch, 806 F.2d 1024, 231 USPQ 967 (Fed. Cir. 1986)	2138.06
Barber, Ex parte, 187 USPQ 244 (Bd. App. 1974)	2173.05(j)	Bielomatik Lueze & Co., v. Southwest Tablet Mfg. Co., 204 USPQ 226 (N.D. Texas 1979)	1442.05, 1442.05(b)
Barber, In re, 81 F.2d 231, 28 USPQ 187 (CCPA 1936)	804	Biesecker, Ex parte, 144 USPQ 129 (Bd. App. 1964)	715.02, 715.03
Barker, In re, 559 F.2d 588, 194 USPQ 470 (CCPA 1977), cert. denied, Barker v. Parker 434 w5 1064 (1978)	2106, 2161	Bigham v. Godtfredsen, 857 F.2d 1415, 8 USPQ2d 1266 (Fed. Cir. 1988)	2138.01, 2138.05
Barmag Barmer Maschinenfabrik v. Murata Mach. Ltd., 731 F.2d 831, 221 USPQ 561 (Fed. Cir. 1984)	2133.03(b)	Billotet, Ex parte, 192 USPQ 413 (Bd. App. 1976)	2137
Barr, In re, 444 F.2d 588, 170 USPQ 330 (CCPA 1971)	2111.01, 2144.03, 2173.05(a), 2173.05(g), 2173.05(i)	Bindra v. Kelly, 206 USPQ 570 (Bd. Pat. Inter. 1979)	2138.05
Bartfeld, Ex parte, 16 USPQ2d 1714 (Bd. Pat. App. & Inter. 1990)	2136.01	Bird Provisions Co. v. Owens Country Sausage, 197 USPQ 134 (5th Cir. 1978)	2133.03(a)
Bartfeld, In re, 925 F.2d 1450, 17 USPQ 2d 1885 (Fed. Cir. 1991)	804, 2136.01, 2136.05, 2141.01	Blaisdell, In re, 242 F.2d 779, 113 USPQ 289 (CCPA 1957)	2133.03(a), 2133.03(b), 2133.03(e)(3), 2133.03(e)(5)
Bass, In re, 474 F.2d 1276, 177 USPQ 178 (CCPA 1973)	715, 2004, 2138, 2138.03	Blake, In re, 358 F.2d 750, 149 USPQ 217 (CCPA 1966)	715.07
Bausch & Lomb v. Barnes-Hind/Hydrocurve, Inc., 796 F.2d 443, 230 USPQ 416 (Fed. Cir. 1986)	2141.02	Blanc, Ex parte, 13 USPQ2d 1383 (Bd. Pat. App. & Inter. 1989)	716.02(c), 2142, 2143.02
Baxter, In re, 656 F.2d 679, 210 USPQ 795 (CCPA 1987)	2111.03	Bland, Ex parte, 3 USPQ2d 1103 (Bd. Pat App. & Inter. 1986)	2141.01(a)
Baxter Travenol Labs., In re, 952 F.2d 388, 21 USPQ2d 1281 (Fed. Cir. 1991)	2131.01, 2145	Blattner, Ex parte, 2 USPQ2d 2047 (Bd. Pat. App. & Inter. 1987)	2144.09
Bayer, In re, 568 F.2d 1357, 196 USPQ 670 (CCPA 1978)	2128.01	Blondel, In re, 499 F.2d 1311, 182 USPQ 294 (CCPA 1974)	716.02(b)
Beattie, In re, 974 F.2d 1309, 24 USPQ2d 1040 (Fed. Cir. 1992)	716.01(c)	Blonder-Tongue Labs., Inc. v. Univ. of Ill., Foundation, 402 U.S. 313, 169 USPQ 513 (1971)	2012.01
Beck, In re, 155 F.2d 398, 69 USPQ 520 (CCPA 1946)	715.01(b)	Blout, In re, 333 F.2d 928, 142 USPQ 173 (CCPA 1964)	715
Becker v. Patrick, 47 USPQ 314 (Comm'r Pat. 1939)	2309.01	Blum, In re, 374 F.2d 904, 153 USPQ 177, (CCPA 1967)	1503.01, 1503.02, 1503.03
Beckman Instruments v. LKB Produkter AB, 892 F.2d 1547, 13 USPQ2d 1301 (Fed. Cir. 1989)	2121.01	Blumcraft of Pittsburgh v. Ladd, Comm'r Pat., 144 USPQ 562 (D.D.C. 1965)	1504.05

LIST OF DECISIONS CITED

	Sec. No.	Sec. No.
Boeing Co. v. Comm'r, 853 F.2d 878, 7 USPQ 2d 1487 (Fed. Cir. 1988)	2279	
Boesch, In re, 617 F.2d 272, 205 USPQ 215 (CCPA 1980)	716.02(b), 716.02(d), 716.02(e), 2144.05	
Bogoslowsky v. Huse, 142 F.2d 75, 61 USPQ 349 (CCPA 1944)	2138.03	
Bolkcom v. Carborundum Co., 523 F.2d 492, 187 USPQ 446 (6th Cir. 1975)	2003	
Bond, In re, 910 F.2d 831, 15 USPQ2d 1566 (Fed. Cir. 1990)	2131, 2184	
Bondiou, Ex parte, 132 USPQ 356 (Bd. App. 1961)	2163.07	
Bonito Boats Inc. v. Thunder Craft Boats Inc., 489 U.S. 141, 9 USPQ 2d 1847 (1989)	2133.02	
Bonnle-B Co. Inc., Ex parte, 1923 C.D. 42, 313 O.G. 453 (Comm'r Pat. 1922)	104	
Boon, In re, 439 F.2d 724, 169 USPQ 231 (CCPA 1971)	2144.03	
Borkowski, In re, 422 F.2d 904, 164 USPQ 642 (CCPA 1970)	2164.02, 2174	
Borkowski, In re, 505 F.2d 713, 184 USPQ 29 (CCPA 1974)	715.07, 2371	
Bose Corp., In re, 687 F.432, 772 F.2d 866, 227 USPQ 1 (Fed. Cir. 1985)	1203	
Bosies v. Benedict, 27 F.3d 539, 30 USPQ2d 1862 (Fed. Cir. 1994)	2138.04	
Bosy, In re, 360 F.2d 972, 149 USPQ 789 (CCPA 1966)	2165.01	
Bourne v. Jones, 98 USPQ 206 (S.D. Fla. 1951)	2133.03(e)(7)	
Bowen, In re, 492 F.2d 859, 181 USPQ 48 (CCPA 1974)	2164.04	
Bowers, In re, 359 F.2d 886, 149 USPQ 57 (CCPA 1966)	706.02(l) 804	
Bowser Inc. v. United States, 388 F.2d 346, 156 USPQ 406 (Ct. Cl. 1967)	2141	
Bowyer, Ex parte, 42 USPQ 526, 1939 C.D. 5, 505 O.G. 759 (Comm'r Pat. 1939)	715.07(b)	
Boylan, In re, 392 F.2d 1017, 157 USPQ 370 (CCPA 1968)	804	
Braat, In re, 937 F.2d 589, 19 USPQ2d 1289 (Fed. Cir. 1991)	804	
Brader v. Schaeffer, 193 USPQ 627 (Bd. Pat. Inter. 1976)	2137.01	
Bradley and Franklin, In re, 600 F.2d 807, 202 USPQ 480 (CCPA 1979)	2106.02	
Braithwaite, In re, 379 F.2d 594, 154 USPQ 29 (CCPA 1967)	804, 804.02, 806.04(i), 806.04(j)	
Brana et al., In re, 51 F.3d 1560, 34 USPQ2d 1436 (Fed. Cir. 1995)	2107, 2107.01, 2107.02, 2164.04, 2164.07	
Brandstadter, In re, 484 F.2d 1395, 179 USPQ 286 (CCPA 1973)	716.01(c), 716.09, 2106, 2106.02, 2164.05	
Brecker v. Jennings, 204 USPQ 663 (Bd. Pat. Int. 1978)	2371	
Brenner v. Manson, 383 U.S. 519, 148 USPQ 689 (1966)	2106, 2107, 2107.01	
Brenner v. State of Israel, 862 O.G. 661, 158 USPQ 584 (D.C. Cir. 1968)	201.14, 201.16, 1402	
Breuer v. DeMarinis, 558 F.2d 22, 194 USPQ 308 (CCPA 1977)	2317, 2324	
Brian et al., Ex parte, 118 USPQ 242 (Bd. App. 1958)	2173.05(t)	
Bridgford, In re, 357 F.2d 679, 149 USPQ 55 (CCPA 1966)	806.05(f)	
Brooktree Corp. v. Advanced Micro Devices, Inc., 977 F.2d 1555, 24 USPQ2d 1401 (Fed. Cir. 1992)	2107	
Broos v. Barton, 142 F.2d 690, 61 USPQ 447 (CCPA 1944)	2138.06	
Brouwer, In re, 77 F.3d 422, 37 USPQ 2d 1663 (Fed. Cir. 1996)	706.02(n), 2116.01	
Brower, In re, 433 F.2d 813, 167 USPQ 684 (CCPA 1970)	2172	
Brown, In re, 459 F.2d 531, 173 USPQ 685 (CCPA 1972)	2112, 2113	
Brown, In re, 450 F.2d 531, 173 USPQ 685 (CCPA 1972)	2183	
Brown, In re, 477 F.2d 946, 177 USPQ 691 (CCPA 1973)	2106.02	
Brown v. Braddick, 595 F.2d 961, 203 USPQ 95 (5th Cir. 1979)	2300.02	
Brummer, Ex parte, 12 USPQ2d 1653 (Bd. Pat. App. & Inter. 1989)	2173.05(a)	
Buchner, In re, 929 F.2d 660, 18 USPQ2d 1331 (Fed. Cir. 1991)	716.09, 2107.01	
Budnick, In re, 537 F.2d 535, 190 USPQ 422 (CCPA 1976)	2106.02	
Buildex v. Kason Indus, 849 F.2d 1461, 7 USPQ2d 1325 (Fed. Cir. 1988)	2133.03(b)	
Bullier, Ex parte, 1899 C.D. 155 (Comm'r Pat. 1899)	709.01	
Bundy, In re, 642 F.2d 430, 209 USPQ 48 (CCPA 1981)	2107.01, 2164.04, 2164.07, 2165.04	
Burckel, In re, 592 F.2d 1175, 201 USPQ 67 (CCPA 1979)	716.02(e)	
Burhans, In re, 154 F.2d 690, 69 USPQ 330 (CCPA 1946)	2144.04	
Burlington Industries Inc. v. Quigg, 822 F.2d 1581, 3 USPQ2d 1436 (Fed. Cir. 1987)	716.04	
Burr. v. Duryee, 68 U.S. (1 Wall.) 531 (1863)	2106	
Burroughs Wellcome Co. v. Barr Labs. Inc., 32 USPQ2d 1915 (Fed. Cir. 1994)	2138.04	
Burrowes, Ex parte, 1904 C.D. 155, 110 O.G. 599 (Comm'r Pat. 1904)	1214.01	
Burson v. Carmichael, 731 F.2d 849, 221 USPQ 664 (Fed. Cir. 1984)	2337	
Busse, Ex parte, 1 USPQ 2d 1908 (Bd. Pat. App. & Inter. 1986)	2107.02	
Butera, In re, 1 F.3d 1252, 28 USPQ2d 1399 (Fed. Cir. 1993)	2141.01(a)	
Buting, In re, 418 F.2d 540, 163 USPQ 689 (CCPA 1969)	2107.02	
C, Ex parte, 27 USPQ2d 1492 (Bd. Pat. App. & Inter. 1992)	2133.03(a)	
Cable Electric Products, Inc. v. Genmark, Inc., 770 F.2d 1015, 226 USPQ 881 (Fed. Cir. 1985) ..	716.03(b), 716.06	
Caldwell, Ex parte, 1906 Comm'r Dec. 58 (Comm'r Pat. 1906)	2173.05(a)	
California Research Corp. v. Ladd, 356 F.2d 813, 148 USPQ 404 (D.C. Cir. 1966)	1216.02	
Campbell, In re, 212 F.2d 606, 101 USPQ 406 (CCPA 1954)	1504.20	
Card and Card, Ex parte, 1904 C.D. 383 (Comm'r Pat. 1904)	2309.01	

MANUAL OF PATENT EXAMINING PROCEDURE

Carella v. Starlight Archery, 804 F.2d 135, 231 USPQ 644 (Fed. Cir. 1986)	2128, 2132
Carl Zeiss Stiftung v. Renishaw PLC, 945 F. 2d 1173, 20 USPQ2d 1094 (Fed. Cir. 1991)	2107, 2107.01
Carletti et al, In re, 328 F. 2d 1020, 140 USPQ 653 (CCPA 1964)	1504
Carlson, In re, 79 F.2d 900, 27 USPQ 400 (CCPA 1935)	715.04
Carlson, In re, 983 F.2d 1032, 25 USPQ2d 1207 (Fed. Cir. 1992)	2126
Carman Indus. Inc. v. Wahl et al., 724 F. 2d 932, 220 USPQ 481 (Fed. Cir. 1983)	804, 1504.06
Carreira, In re, 532 F.2d 1356, 189 USPQ 461 (CCPA 1976)	716.09, 2136.05
Carroll, In re, 601 F.2d 1184, 202 USPQ 571 (CCPA 1979)	716.01(c)
Carter, In re, 673 F. 2d 1378, 213 USPQ 625 (CCPA 1982)	1504
Carter—Wallace, Inc. v. Riverton Laboratories, Inc., 433 F.2d 1034, 167 USPQ 656 (2d Cir. 1970)	2165.01
Case v. CPC Int'l Inc., 730 F. 2d 745, 221 USPQ 196 (Fed. Cir. 1984) cert. denied 469 U.S. 872 (1984)	2309.01
Casey, In re, 370 F.2d 576, 152 USPQ 235 (CCPA 1967)	2111.02, 2115
Cataphote Corp. v. Desoto Chem. Coatings, 143 USPQ 292 (N.D. Cal. 1964), aff'd, 148 USPQ 229 (9th Cir.); mod. on other grounds 149 USPQ 159 (9th Cir.), cert. denied, 385 U.S. 832 (1966)	2133.03(e)(1)
Caterpillar Tractor Co. v. Commissioner of Patents and Trademarks, 231 USPQ 590 (E.D. Va. 1986)	1850
Cavallito, In re, 282 F. 2d 363, 127 USPQ 206 (CCPA 1960)	2164.07
Cavallito, In re, 306 F. 2d 505, 134 USPQ 370 (CCPA 1962)	2164.07
Cavanagh, In re, 436 F.2d 491, 168 USPQ 466 (CCPA 1971)	716.04
Caveney, In re, 761 F.2d 671, 226 USPQ 1 (Fed. Cir. 1985)	2133.03(b)
Certain Ceramic Tile Setters, In re, No. 337—TA—41, BNA/PTJC 385: A—21 (Int'l Trade Comm'n. 1978)	1442.05(b)
Certain High—Voltage Circuit Interrupters and Components Thereof, In re, 204 USPQ 50 (Int'l Trade Comm'n. 1979)	1442.05(a)
Chan v. Akiba v. Clayton, 189 USPQ 621 (Comm'r Pat. 1975)	2317
Chandler, In re, 254 F. 2d 396, 117 USPQ 361 (CCPA 1958)	2173.05(n)
Chandler, In re, 319 F. 2d 211, 138 USPQ 138 (CCPA 1963)	2173.05(n)
Chandler v. Mock, 150 F. 2d 563, 66 USPQ 209 (CCPA 1945)	2371
Chapman, In re, 357 F.2d 418, 148 USPQ 711 (CCPA 1966)	716.02(c)
Chemcast Corp. v. Acro Indus. Corp., 913 F. 2d 923, 16 USPQ2d 1033 (Fed. Cir. 1990)	2107, 2165.03, 2411.01
Chemithon Corp. v. Procter & Gamble Co., 159 USPQ 139 (D. Md. 1968) affd. 165 USPQ 678 (4th Cir. 1970)	2133.03(a)
Chevenard, In re, 139 F.2d 71, 60 USPQ 239 (CCPA 1943) ..	2144.03
Chicago Rawhide, Ex parte, 223 USPQ 351 (Bd. Pat. App. & Inter. 1984)	2144.04, 2242
Chicopee Mfg. Corp. v. Columbus Fiber Mills Co., 118 USPO 53 (M.D. Ga. 1958)	2133.03(e)(1)
Chiddix, In re, 209 USPQ 78 (Comm'r Pat. 1980)	1206
Chillas v. Weisberg, 1928 C.D. 24 (Comm'r Pat. 1928)	2302
Chilowski, In re, 229 F. 2d 457, 108 USPQ 321 (CCPA 1956)	2107, 2107.01, 2107.02
Chilowsky, In re, 306 F.2d 908, 134 USPQ 515 (CCPA 1962)	716.01(c)
Choat v. Rome Indus. Inc. et al., 462 F Supp. 728, 203 USPQ 549 (N.D. Ga. 1979)	1442.05, 1442.05(b)
Chore—Time Equipment, Inc. v. Cumberland Corp., 713 F.2d 774, 218 USPQ 673 (Fed. Cir. 1983)	2141.03
Christensen, In re, 330 F. 2d 652, 141 USPQ 295 (CCPA 1964)	804.03
Christie v. Seybold, 1893 C.D. 515, 64 O.G. 1650 (6th Cir. 1893)	715.07(a)
Chromalloy American Corp. v. Alloy Surfaces Co., 339 F. Supp 859, 173 USPQ 295 (D. Del. 1972)	201.11, 2004, 2012, 2016, 2133.03(e)(1)
Chu, In re, 66 F.3d 292, 36 USPQ2d 1089 (Fed. Cir. 1995)	201.11
Chupp, In re, 816 F.2d 643, 2 USPQ2d 1437 (Fed. Cir. 1987)	716.01(d), 716.02
Ciric v. Flanigen, 511 F.2d 1182, 185 USPQ 103 (CCPA 1975)	2138.05
Citron, In re, 325 F. 2d 248, 139 USPQ 516 (CCPA 1963)	2107, 2107.01, 2107.02, 2164.07
City of Elizabeth v. American Nicholson Paving Co., 97 U.S. 126 (1878)	2133.03(e)(4), 2133.03(e)(5)
Clamp, In re, 151 USPQ 423 (Comm'r Pat. 1966)	201.13
Clapp, Ex parte, 227 USPQ 972 (Bd. Pat. App & Inter. 1985)	706.02(j), 2142, 2144
Clark, Ex parte, 174 USPQ 40 (Bd. App. 1971)	2173.05(o)
Clark, In re, 522 F.2d 623, 187 USPQ 209 (CCPA 1975)	2012, 2012.01, 2016
Clark, In re, 457 F. 2d 1004, 173 USPQ 359 (CCPA 1972)	715.05, 2308.01
Clarke, In re, 356 F.2d 987, 148 USPQ 665 (CCPA 1966)	715.03
Clay, In re, 966 F.2d 656, 23 USPQ2d 1058 (Fed. Cir. 1992)	2141.01(a)
Clemens, In re, 622 F.2d 1029, 206 USPQ 289 (CCPA 1980)	716.02(d)
Clifford, Ex parte, 49 USPQ 152 (Bd. App. 1940)	901.02
Clinical Products Ltd. v. Brenner, 255 F.Supp. 131, 149 USPQ 475 (D.D.C. 1966)	706.03(d), 2173.05(q)
Cloud v. Standard Packaging Corp., 153 USPQ 317 (7th Cir. 1967)	2133.03(e)(1)
Coca—Cola Co. v. Gemini Rising Inc., 175 USPQ 56 (E.D.N.Y. 1972)	1512
Cofer, In re, 354 F.2d 664, 148 USPQ 268 (CCPA 1966)	2144.04
Cogar v. Schuyler, 173 USPQ 389 (D.C. Cir. 1972)	409.03(i)
Cohn, In re, 438 F.2d 984, 169 USPQ 95 (CCPA 1971)	2173.03
Colbert v. Lofdahl, 21 USPQ2d 1068 (Bd. Pat. App. & Inter. 1991)	2138.02
Cole, In re, 326 F. 2d 769, 140 USPQ 230 (CCPA 1964)	2106.02

LIST OF DECISIONS CITED

	Sec. No.		Sec. No.
Coleman v. Dines, 754 F.2d 353, 224 USPQ 857 (Fed. Cir. 1985)	2138.04	Dailey, In re, 357 F.2d 669, 149 USPQ 47 (CCPA 1966)	2144.04
Collier, In re, 397 F.2d 1003, 158 USPQ 266 (CCPA 1968)	2173.05(l)	Dale Electronics Inc. v. R.C.L. Electronics, 488 F. 2d 382, 180 USPQ 225 (1st Cir. 1973)	608.01(h), 2004
Comstock and Gilmer, In re, 481 F. 2d 905, 178 USPQ 616 (CCPA 1973)	2106.02	Dallas Cowboys Cheerleaders, Inc. v. Pussycat Cinema, Ltd., 203 USPQ 161 (2nd Cir. 1979)	1512
Comstock, Ex parte, 1923 C.D. 82, 317 O.G. 4 (Comm'r Pat. 1923)	1214.01	Dana Corp. v. IPC Ltd. Partnership, 860 F.2d 415, 8 USPQ2d 1692 (Fed. Cir. 1988)	2165.04
Comstock v. Krooked, 200 USPQ 548 (Comm'r Pat. 1978)	2337	Danly, In re, 263 F.2d 844, 120 USPQ 528 (CCPA 1959)	2114
Consolidated Aluminum Corp. v. Foseco Inc., 910 F.2d 804, 15 USPQ2d 1481 (Fed. Cir. 1990)	2165	Dann v. Johnston, 425 U.S. 219, 189 USPQ 257 (1976)	716.01(a)
Consolidated Fruit Jar Co. v. Wright, 94 U.S. 92 (1876) ...	2133.03(b)	Dart Indus. v. E.I. du Pont de Nemours & Co., 179 USPQ 392 (7th Cir. 1973)	2133.03, 2133.03(c)
Constant, In re, 827 F. 2d 728, 3 USPQ 2d 1479, (Fed. Cir. 1987) cert. denied, 484 U.S. 894 (1987)	1444	Data Line Corp. v. Micro Technologies, Inc., 813 F.2d 1196, 1 USPQ2d 2052 (Fed. Cir. 1987)	2184
Constant v. Advanced Micro-Devices, Inc., 848 F.2d 1560, 7 USPQ2d 1057 (Fed. Cir.)	2128.02, 2145	Davies, In re, 475 F.2d 667, 177 USPQ 381 (CCPA 1973)	716.02(f)
Continental Can Co., Inc. et al. v. Schuyler, 326 F. Supp. 283, 168 USPQ 625 (D.D.C. 1970)	201.06(a), 201.11, 1216.01	Davis, Ex parte, 80 USPQ 448 (Bd. App. 1948)	2111.03
Continental Can Co. USA v. Monsanto Co., 948 F.2d 1264, 20 USPQ2d 1746 (Fed. Cir. 1991)	2131.01	Davis Harvester Co., Inc. v. Long Mfg. Co., 149 USPQ 420 (E.D. N.C. 1966)	2134
Cook and Merigold, In re, 439 F.2d 730, 169 USPQ 298 (CCPA 1971)	2164.03, 2164.08(b)	Davis v. Carrier, 81 F.2d 250, 28 USPQ 227 (CCPA 1936)	2137.01
Cooper et al., In re, 230 USPQ 638 (Dep. Assist. Comm'r Pat. 1986)	201.03	DeBaun, In re, 687 F.2d 459, 214 USPQ 933 (CCPA 1982)	715.01(a), 716.09, 2136.05, 2137.01
Copenhaver, Ex parte, 109 USPQ 118 (Bd. App. 1955) ...	2173.05(a)	De Blauwe, In re, 736 F.2d 699, 222 USPQ 191 (Fed. Cir. 1984)	716.01(c)
Corba, In re, 212 USPQ 825 (Comm'r Pat. 1981)	1504.20	DeCastelet, In re, 562 F.2d 1236, 195 USPQ 439 (CCPA 1977)	2106
Corbett v. Chisholm, 568 F. 2d 759, 196 USPQ 337 (CCPA 1977)	2307.02	Deckler, In re, 977 F.2d 1449, 24 USPQ2d 1448 (Fed. Cir. 1992)	715, 2138.01
Cordova, Ex parte, 10 USPQ2d 1949 (Bd. Pat. App. & Inter. 1989)	2173.05(h)	Deep Welding, Inc. v. Sciaky Bros., 163 USPQ 144 (7th Cir. 1969)	2128.01
Corkill, In re, 711 F. 2d 1496, 226 USPQ 1005 (Fed. Cir. 1985)	716.02, 2107.01	Defano, In re, 392 F.2d 280, 157 USPQ 192 (CCPA 1968)	715.02, 715.03
Cormany, In re, 476 F.2d 998, 177 USPQ 450 (CCPA 1973)	2172	DeGeorge v. Bernier, 768 F.2d 1318, 226 USPQ 758 (Fed. Cir. 1985)	2106
Corneil, In re, 347 F.2d 563, 145 USPQ 702 (CCPA 1965)	2124	DeGraffenried v. U.S., 16 USPQ2d 1321 (Ct. Cl. 1990)	2133.02, 2181
Corning Glass Works v. Schuyler, 169 USPQ 193 (D.C. Cir. 1971) aff'd 175 USPQ 516 (D.C. Cir. 1975)	2004	De Lajarte, In re, 337 F.2d 870, 143 USPQ 256 (CCPA 1964)	2111.03
Cornwall, In re, 230 F. 2d 457, 109 USPQ 57 (CCPA 1956)	1504.03	Delavoye, Ex parte, 1906 C.D. 320, 124 O.G. 626 (Comm'r Pat. 1906)	604.02
Corona v. Dovan, 273 U.S. 692, 1928 CD 252 (1928)	2138.05	Delgar Inc. v. Schuyler, 172 USPQ 513 (D.D.C. 1970)	711.02, 711.03(c)
Correge v. Murphy, 705 F. 2d 1326, 217 USPQ 753 (Fed. Cir. 1983)	2138.03, 2332	Demaco Corp. v. Von Langsdorff Licensing Ltd., 851 F. 2d 1387, 7 USPQ 2d 1222 (Fed. Cir. 1988) cert. denied, 488 U.S. 956 (1988)	716.01(b), 716.01(d), 716.03, 716.03(a), 716.03(b)
Costello, In re, 717 F.2d 1346, 219 USPQ 389 (Fed. Cir. 1983)	716.09, 2136.05, 2137, 2138, 2138.04, 2138.05	Crockett, In re, 279 F.2d 274, 126 USPQ 186 (CCPA 1960)	2144.06
Crockett, In re, 279 F.2d 274, 126 USPQ 186 (CCPA 1960)	2144.06	Cronyn, In re, 890 F.2d 1158, 13 USPQ2d 1070 (Fed. Cir. 1989)	2128.01
Crosby, In re, 157 F.2d 198, 71 USPQ 73, 1947 C.D. 35, 595 O.G. 5 (CCPA 1946)	716.07	Crosby, In re, 157 F.2d 198, 71 USPQ 73, 1947 C.D. 35, 595 O.G. 5 (CCPA 1946)	716.07
Cross v. Iizuka, 753 F. 2d 1040, 224 USPQ 739 (Fed. Cir. 1985)	2107, 2107.02	C.T.S. Corp. v. Electro Mat'ls, 202 USPQ 22 (S.D. N.Y. 1979)	2133.03(b)
C.T.S. Corp. v. Electro Mat'ls, 202 USPQ 22 (S.D. N.Y. 1979)	2133.03(b)	C.T.S. Corp. v. Pihler Int'l Corp., 201 USPQ 649 (7th Cir. 1979)	2133.03(d)
C.T.S. Corp. v. Pihler Int'l Corp., 201 USPQ 649 (7th Cir. 1979)	2133.03(d)	Cutter Co. v. Metropolitan Elec. Mfg. Co., 275 F. 158 (2d Cir. 1921)	603.01
Cutter Co. v. Metropolitan Elec. Mfg. Co., 275 F. 158 (2d Cir. 1921)	603.01		

MANUAL OF PATENT EXAMINING PROCEDURE

Diamond v. Chakrabarty, 447 U.S. 303, 206 USPO 193 (1980)	2106, 2107	Durden, In re, 763 F.2d 1406, 226 USPO 359 (Fed Cir. 1985)	2116.01
Diamond v. Diehr, 450 U.S. 175, 209 USPO 1 (1981)	2106, 2107	Dybel, In re, 524 F. 2d 1393, 187 USPO 593 (CCPA 1975)	2133.03(b), 2133.03(c), 2133.03(e)(3), 2133.03(e)(4)
Dickinson, In re, 299 F. 2d 954, 133 USPO 39 (CCPA 1962)	2344	East Chicago Machine Tool Corp. v. Stone Container Corp., 181 USPO 744 (N.D. Ill. 1974) modified 185 USPO 210 (N.D. Ill. 1974)	2012
Digital Magnetic Sys., Inc. v. Ansley, 213 USPO 290 (W.D. Okla. 1982)	2286	Eastwood, Ex parte, 163 USPO 316 (Bd. App. 1968)	2173.05(a)
DiLeone, In re, 436 F.2d 1404 168 USPO 592 (CCPA 1971)	2106	Ebata, Ex parte, 19 USPO2d 1952 (Bd. Pat. App. & Inter. 1991)	2136.03
Dillon, In re, 919 F.2d 688, 16 USPO2d 1897 (Fed. Cir. 1990)	2144, 2144.09, 2145	E.C.H. Will v. Freundlich-Gomez Machinery Corp., 201 USPO 476 (S.D. N.Y. 1978)	1442.05(b)
Dilnot, In re, 319 F.2d 188, 138 USPO 248 (CCPA 1963)	2144.04	Eckel, In re, 393 F. 2d 848, 157 USPO 415 (CCPA 1968)	804.02
D.M.I., Inc. v. Deere & Co., 755 F.2d 1570, 225 USPO 236 (Fed. Cir. 1985)	2184	Edge, In re, 359 F.2d 896, 149 USPO 556 (CCPA 1966)	2144.04
Doil, In re, 419 F. 2d 925, 164 USPO 218 (CCPA 1970)	1412.03	Egbers, In re, 6 USPO 2d 1869 (Comm'r Pat. 1988)	2268
Donaldson, In re, 16 F.3d 1189, 29 USPO2d 1845 (Fed. Cir. 1994)	2106, 2111.01, 2114, 2181, 2182	Egbert v. Lippmann, 104 U.S. 333 (1881)	2133.03(a), 2133.03(e)(4)
Donaldson, Ex parte, 26 USPO2d 1250 (Bd. Pat. App. & Inter. 1992)	1504.01	Eggan, Ex parte, 1911 C.D. 213, 172 O.G. 1091 (Comm'r Pat. 1911)	403.01, 403.02
Donnell, Ex parte, 1923 C.D. 54, 315 O.G. 398 (Comm'r Pat. 1923)	806.05(b), 820.01	Ehrreich, In re, 590 F. 2d 902, 200 USPO 504 (CCPA 1979)	2129, 2172, 2411.01
Donohue, In re, 550 F.2d 1269, 193 USPO 136 (CCPA 1977)	2106, 2164.06	E.I. du Pont De Nemours and Co. v. Berkley and Co., 620 F. 2d 1247, 205 USPO 1 (8th Cir. 1980)	2107
Donohue, In re, 766 F.2d 531, 226 USPO 619 (Fed. Cir. 1985)	2121.01, 2121.02, 2131.01	Eickmeyer, In re, 602 F. 2d 974, 202 USPO 655 (CCPA 1979)	715.05, 715.07
Donovan, Ex parte, 1890 C.D. 109, 52 O.G. 309 (Comm'r Pat. 1890)	715.07	Ekenstam, In re, 256 F. 2d 321, 118 USPO 349, (CCPA 1958)	901.05, 901.05(b), 2126, 2126.01, 2132
Dotter, Ex parte, 12 USPO 382 (Bd. App. 1931)	2173.05(h)	Electric Storage Battery Co. v. Shimadzu, 307 U.S. 5, 41 USPO 155 (1938)	2133.03(b)
Dow Chemical Co., In re, 837 F.2d 469, 5 USPO2d 1529 (Fed. Cir. 1988)	716.04	Eli Lilly, In re, 902 F.2d 943, 14 USPO2d 1741 (Fed. Cir. 1990)	716.01(d), 716.02(b), 716.02(c), 2142, 2144, 2145
Dow Chemical Co. v. American Cyanamid Co., 816 F.2d 617, 2 USPO2d 1350 (Fed. Cir. 1987)	716.06	Elliott, Ex parte, 1904 C.D.103, 109 O.G. 1337 (Comm'r Pat. 1904)	608.02(g)
Doyle, In re, 482 F. 2d 1385, 179 USPO 227 (CCPA 1973)	1445, 2106.01	Elliott v. Barker, 481 F. 2d 1337, 179 USPO 100 (CCPA 1973)	2317
Dreshfield, In re, 110 F.2d 235, 45 USPO 36, (CCPA 1940)	2164.03	Ellis, In re, 476 F.2d 1370, 177 USPO 526 (CCPA 1973)	2141.01(a)
Dresser Indus. Inc. v. Ford Motor Co., et al., 211 USPO 1114 (N.D. Texas, 1981)	2286	Elmwood Liquid Prod. Inc. v. Singleton Packing Corp., 170 USPO 398 (M.D. Fla. 1970)	2004
Dreyfus, 137 USPO 475 (Comm'r Pat. 1935)	103	Elrich, Ex parte, 3 USPO2d 1009 (Bd. Pat. App. & Inter. 1987)	2136.03
Driscoll v. Cebalo, 5 USPO2d 1477 (Bd. Pat. Inter. 1982)	2137.01	Eltgroth, In re, 419 F.2d 918, 164 USPO 221 (CCPA 1970)	2107
DSL Dynamic Sciences Ltd. v. Union Switch & Signal, 928 F.2d 1122, 18 USPO2d 1152 (Fed. Cir. 1991)	2138.05	Emerson v. Beach, 215 F. 2d 290, 103 USPO 45 (CCPA 1954)	2307.02 1101.02(f)
Dulberg, In re, 289 F.2d 522, 129 USPO 348 (CCPA 1961)	2144.04	Emery v. Ronden, 188 USPO 264 (Bd. Pat. Inter. 1974)	2138.06
Dunki, Ex parte, 153 USPO 678 (Bd. App. 1967)	706.03(d), 2173.05(q)	Engelhardt v. Judd, 369 F.2d 408, 151 USPO 732 (CCPA 1966)	2138.03, 2138.05
Dunlop Holdings v. Ram Golf Corp., 188 USPO 481 (7th Cir. 1975)	2133.03(a)	Environmental Designs, Ltd. v. Union Oil Co., 713 F.2d 693, 218 USPO 865 (Fed. Cir. 1983)	716.04, 2141.03
Dunne, Ex parte, 20 USPO2d 1479 (Bd. Pat. App. & Inter. 1991)	2134	Envirotech Corp. v. Westech Eng'g Inc., 904 F.2d 1571, 15 USPO2d 1230 (Fed. Cir. 1990)	2133.03(b)
Dunn, In re, 349 F. 2d 433, 146 USPO 479 (CCPA 1965)	804.02	Epstein, In re, 32 F.3d 1559, 31 USPO2d 1817 (Fed. Cir. 1994)	716.07, 2133.03(b)
Dunn v. Ragin, 50 USPO 472 (Bd. Pat. Inter. 1941)	2138.02, 2138.04, 2138.05		
Dupont v. Phillips, 849 F.2d 1430, 7 USPO2d 1129, (Fed. Cir. 1988)	2138, 2217, 2258		

LIST OF DECISIONS CITED

	Sec. No.		Sec. No.
Erlich, Ex parte, 3 USPO2d 1011 (Bd. Pat. App. & Inter. 1986)	2143.02, 2173.05(q)	Fisher Controls Co., v. Control Components, Inc., 196 USPQ 817 (S.D. Iowa 1977)	1442.05(a)
Erlich, Ex parte, 22 USPQ 1463 (Bd. Pat. App. & Inter. 1992)	2141.03	Fitzgerald, In re, 619 F.2d 67, 205 USPQ 594 (CCPA 1980)	2122, 2183
Ernsthausen v. Nakayama, 1 USPO2d 1539 (Bd. Pat. App. & Inter. 1985)	2165.01	Fitzgerald v. Arbib, 268 F.2d 763, 122 USPQ 530 (CCPA 1959)	2138.05, 2138.06,
Ethicon v. Quigg, 849 F. 2d 1422, 7 USPQ 2d 1152 (Fed. Cir. 1988)	2242, 2286	Flick Reedy Corp. v. Hydro Line Manfg. Co., 351 F. 2d 546, 146 USPQ 694(7th Cir. 1965) cert. denied, 383 U.S. 958 (1966)	608.01(h)
Etter, In re, 756 F. 2d 852, 225 USPQ 1 (Fed. Cir. 1985)	2242, 2258, 2279	Flint, In re, 411 F.2d 1353, 162 USPQ 228 (CCPA 1969) .	2173.05(n)
Evans v. Eaton, 20 U.S. (7 Wheat.) 356 (1822)	2163	Floyd, In re, Appeal No. 94-1071, slip op. at page 4 (Fed. Cir. July 20, 1994)	2144.07
EWP Corp. v. Reliance Universal, Inc., 755 F.2d 898, 225 USPQ 20 (Fed. Cir. 1985)	716.03(b)	Folkers, In re, 344 F.2d 970, 145 USPQ 390 (CCPA 1965)	2107.01
Eynde, In re, 480 F.2d 470, 178 USPQ 470 (CCPA 1973)	2144.03	Fong, In re, 288 F.2d 932, 129 USPQ 264 (CCPA 1961)	715.02, 715.03
Facius, In re, 408 F.2d 1396, 161 USPQ 294 (CCPA 1969)	715.01(a), 715.01(c), 2132.01, 2136.04, 2136.05, 2137, 2137.01	Fong et al., In re, 378 F.2d 977, 154 USPQ 25 (CCPA 1967)	804
Fairchild and Co. Inc. v. Richmond, F and P.R. Co., 516 F. Supp. 1305 (D.D.C. 1981)	2390	Forman, In re, 463 F. 2d 1125, 175 USPQ 12 (CCPA 1972)	2106.02
Farrenkopf, In re, 713 F.2d 714, 219 USPQ 1 (Fed. Cir. 1983)	2145	Forsyth v. Richards, 1905 C.D. 115 O.G. 1327 (Comm'r Pat. 1905)	1105.02
Fas-Line Sales & Rentals Inc. v. E.Z. Lay Pipe Corp., 203 USPQ 497 (W.D. Okla. 1979)	1442.05(a)	Fortal Corp. v. Phone-Mate, 825 F. 2d 1577, 3 USPQ 2d 1771 (Fed. Cir. 1987)	2293
Fassett, 1877 C.D. 317, 11 O.G. 420 (Comm'r Pat. 1871)	1410.01, 1420	Foster, Ex parte, 1903 C.D. 213, 105 Q.G. 261 (Comm'r Pat. 1903)	715.04
Faulkner v. Baldwin Piano and Organ Co., 195 USPQ 410 (7th Cir. 1977)	2004	Foster, In re, 343 F. 2d 980, 145 USPQ 166 (CCPA 1965)	2132.01, 2133, 2133.02, 2133.03(c)
Feldman v. Aunstrup, 517 F. 2d 1351, 186 USPQ 108 (CCPA 1975), cert. denied, 424 U.S. 912 (1976)	2406.01	Fotland, In re, 779 F. 2d 31, 228 USPQ 193 (Fed. Cir. 1985)	1403, 1412.03
Ferag AG v. Quipp Inc., 45 F.3d 1562, 33 USPQ2d 1512 (Fed. Cir. 1995)	2133.03(b)	Fouche, In re, 439 F. 2d 1237, 169 USPQ 429 (CCPA 1971)	716.02(b), 2107
Ferens, In re, 417 F. 2d 1072, 163 USPQ 609 (CCPA 1969)	2107	Fout, In re, 675 F. 2d 297, 213 USPQ 532 (CCPA 1982)	706.02(l), 2129, 2144.06
Ferguson, Ex parte, 117 USPQ 229 (Bd. App. 1957)	2107.01, 2107.02, 2164.07	Fox, Ex parte, 128 USPQ 157, 1960 C.D. 28, 761 O.G. 906 (Bd. App. 1957)	608.04(a)
Fessmann, In re, 489 F. 2d 742, 180 USPQ 324 (CCPA 1974)	2113	Fredericksen, In re, 213 F.2d 547, 102 USPQ 35 (CCPA 1954)	2173.05(c)
Field v. Knowles, 183 F. 2d 593, 86 USPQ 373 (CCPA 1950)	2133.03(c)	Fredkin v. Irasek, 397 F.2d 342, 158 USPQ 280 (CCPA 1968)	2138.05
Fielder, In re, 471 F. 2d 640, 176 USPQ 300 (CCPA 1973)	716.03(b)	Freeman, In re, 573 F.2d 1237, 197 USPQ 464 (CCPA 1978)	2106, 2184
Fielder and Underwood, In re, 471 F.2d 640, 176 USPQ 300 (CCPA 1973)	716.01(a)	Freeman, In re, 30 F.3d 1459, 31 USPQ2d 1444 (Fed. Cir. 1994)	706.03(w)
Fields v Conover, 443 F.2d 1386, 170 USPQ 276 (CCPA 1970)	2163.03	Fregeau v. Mossingloff, 776 F. 2d 1034, 227 USPQ 848 (Fed. Cir. 1985)	2107, 2107.01
Fiers v. Revel, 984 F.2d 1164, 25 USPQ2d 1601 (Fed. Cir. 1993)	2137.01, 2138.04	Fressola, Ex parte, 27 USPQ2d 1608 (Bd. Pat. App. & Inter. 1993)	2173.05(r), 2173.05(s)
Fiers v. Sugano, 984 F.2d 164, 25 USPQ2d 1601 (Fed. Cir. 1993)	2164.08(a)	Frey, In re, 182 F. 2d 184, 86 USPQ 99 (CCPA 1950)	2307.02
Fine, Ex parte, 217 USPQ 76 (Bd. App. 1981)	2307.02	Fried, In re, 329 F. 2d 323, 141 USPQ 27, (CCPA 1964)	608.01(p)
Fine, In re, 837 F.2d 1071, 5 USPQ2d 1596 (Fed. Cir. 1988)	2143.01, 2143.03, 2144	Frilette and Weisz, In re, 412 F.2d 164, 162 USPQ 163 (CCPA 1969)	715.01(b)
Finley, In re, 174 F. 2d 130, 81 USPQ 383 (CCPA 1949) ...	716.02(e)	Fritch, In re, 972 F.2d 1260, 23 USPQ2d 1780 (Fed. Cir. 1992)	2143.01
Fischer, In re, 125 F.2d 725, 52 USPQ 473 (CCPA 1942)	2144.03	Fritsch v. Lin, 21 USPQ2d 1731 (Bd. Pat. App. & Inter. 1991)	2137.01, 2138.06
Fischer & Porter Co. v. Corning Glass Works, 61 F.R.D. 321, 181 USPQ 329 (E.D. Pa. 1974)	1701.01	Fuge, In re, 272 F. 2d 954, 124 USPQ 105 (CCPA 1959)	901.05, 2126.02
Fisher, In re, 427 F.2d 833, 166 USPQ 18 (CCPA 1970)	2164.03; 2164.08, 2173.05(a), 2173.05(t)		

MANUAL OF PATENT EXAMINING PROCEDURE

Fujishiro et al., Ex parte, 199 USPQ 36 (Bd. App. 1977)	901.05, 2135.01	Gershon, In re, 372 F.2d 535, 152 USPQ 602 (CCPA 1967)	716.02(c), 716.04
Funk Bros. Seed Co. v. Kalo Inoculant Co., 333 U.S. 127, 76 USPQ 280 (1948)	2105, 2106	Ghiron, In re, 442 F.2d 985, 169 USPQ 723 (CCPA 1971)	2106, 2164.06, 2185
Gallo, In re, 231 USPQ 496 (Comm'r Pat. 1986)	103	Gibbs, In re, 437 F.2d 486, 168 USPQ 578 (CCPA 1971)	715, 2134
Gandy v. Main Belting Co., 143 U.S. 587 (1892)	2133.03(d)	Gibson, In re, 39 F.2d 975, 5 USPQ 230 (CCPA 1930)	2144.04
Garbo, In re, 287 F.2d 192, 129 USPQ 72 (CCPA 1961)	1504	Gilderdale, Ex parte, 1990 Pat. App. LEXIS 25 (Bd. Pat. App. & Inter. Appeal no. 89-0352)	2136.03
Gardner, In re, 475 F. 2d 1389, 177 USPQ 396 (CCPA 1973), reh'g denied, 480 F. 2d 879 (CCPA 1973)	2107, 2107.02	Gillman v. Stern, 46 USPQ 430 (2d Cir. 1940)	2133.03(a)
Gardner v. TEC Systems, Inc., 725 F. 2d 1338, 220 USPQ 777 (Fed. Cir. 1984)	2144.04	Ginos v. Nedelec, 220 USPQ 831 (Bd. Pat. Inter. 1983)	2138.05, 2138.06
Garfinkel, In re, 437 F.2d 1000, 168 USPQ 659 (CCPA 1971)	715	Glaser v. Strickland, 220 USPQ 446 (Bd. Pat. Inter. 1983)	716.09
Garret Corp. v. U.S., 422 F.2d 874, 164 USPQ 521 (Ct. Cl. 1970)	2128.01	Glass, In re, 492 F.2d 1228, 181 USPQ 31 (CCPA 1974)	608.01(h), 2124, 2165.02
Garrett v. Cox, 110 USPQ 52, (CCPA 1956)	1302.04	Glavas, In re, 230 F. 2d 447, 109 USPQ 50 (CCPA 1956)	1504.02, 1504.03
Gaubert, In re, 524 F. 2d 1222, 187 USPQ 664 (CCPA 1975)	2107.02	Glaxo Inc. v. Novopharm Ltd., 52 F.3d 1043, 34 USPQ2d 1565 (Fed. Cir. 1995)	2107
Gaubert, In re, 530 F.2d 1402, 189 USPQ 432 (CCPA 1975)	2107.02	Goffe, In re, 542 F.2d 564, 191 USPQ 429 (CCPA 1976)	2164.08(c)
Gay, In re, 309 F.2d 708, 135 USPQ 311 (CCPA 1962)	608.01(h), 2165.01	Goldman, In re, 205 USPQ 1086 (Comm'r Pat. 1980)	2126.01
Gazave, In re, 379 F. 2d 973, 154 USPQ 92 (CCPA 1967)	2107, 2107.01, 2107.02	Goldstein, In re, 16 USPQ2d 1963 (Dep. Assist. Comm'r Pat. 1988)	402.10
Gazda, In re, 219 F.2d 449, 104 USPQ 400 (CCPA 1955)	2144.04	Golota v. Strom, 489 F. 2d 1287, 180 USPQ 396 (CCPA 1974)	2308.02
Gearon v. United States, 121 F.Supp. 652, 101 USPQ 460 (ct. cl. 1954), cert. denied, 348 U.S. 942, 104 USPQ 409 (1955)	601.01(e)	Good, Ex parte, 1911 C.D. 43, 164 O.G. 789 (Comm'r Pat. 1911)	608.02(d)
Gebauer-Fuelnegg, In re, 121 F.2d 505, 50 USPQ 125 (CCPA 1941)	608.01(v)	Goodman, In re, 11 F. 3d 1046, 29 USPQ2d 2010 (Fed. Cir. 1993)	804
Geiger, In re, 815 F.2d 686, 2 USPQ2d 1276 (Fed. Cir. 1987)	716.02(e), 2144.06	Goodyear Tire & Rubber Co., Ex parte, 230 USPQ 357 (Bd. Pat. App. & Inter. 1985)	2141.01(a)
Geiger et al., In re, 425 F. 2d 1276, 165 USPQ 572 (CCPA 1970)	1504.06	Gordon, In re, 733 F.2d 900, 221 USPQ 1125 (Fed. Cir. 1984)	2143.01
Gellert v. Wanberg, 495 F.2d 779, 181 USPQ 648 (CCPA 1974)	2138.05	Gorman, In re, 933 F.2d 982, 18 USPQ2d 1885 (Fed. Cir. 1991)	2145
Gelles, Ex parte, 22 USPQ2d 1318 (Bd. Pat. App. & Inter. 1992)	716.02, 716.02(b)	Gosteli, In re, 872 F. 2d 1008, 10 USPQ 2d 1614 (Fed. Cir. 1989)	715.03, 2131.02, 2136.05, 2163.02, 2163.03, 2163.05
Gelnovatch, In re, 595 F. 2d 32, 201 USPQ 136 (CCPA 1979)	2106	Gottlieb et al., In re, 51 CCPA 1114, 328 F. 2d 1016, 140 USPQ 665 (CCPA 1964)	2107.01
Gemveto Jewelry Co., Inc. v. Lambert Bros. Inc., 542 F. Supp. 933, 216 USPQ 976 (S.D. N.Y. 1982)	2001.06(a), 2004, 2016	Gottschalk v. Benson, 409 U.S. 63, 175 USPQ 673 (1972)	2106
General Electric v. United States, 206 USPQ 260 (Ct. Cl. 1979)	2133.03(e)(1)	Gould, Ex parte, 231 USPQ 943, (Bd. Pat. App. & Inter. 1986)	2242
General Foods Corp. v. Studiengesellschaft Kohle mbH, 972 F. 2d 1272, 23 USPQ2d 1839 (Fed. Cir. 1992)	804	Gould v. Control Laser Corp., 705 F. 2d 1340, 217 USPQ 985 (Fed. Cir. 1983)	2286
General Motors Corp. v. Bendix Aviation Corp., 102 USPQ 58 (N.D. Ind. 1954)	2133.03(e)(6)	Gould v. Quigg, 822 F.2d 1074, 3 USPQ2d 1302 (Fed. Cir. 1987)	2164.02, 2164.05(a)
General Tire and Rubber Co. v. Watson-Bowman Assoc., Inc., 193 USPQ 479 (D. Del. 1977)	1442.05(b)	Gould v. Schawlow, 363 F.2d 908, 150 USPQ 634 (CCPA 1966)	2138.06
George, Ex parte, 21 USPQ2d 1058 (Bd. Pat. App. & Inter. 1991)	716.01(c)	Gourtoff, Ex parte, 1924 C.D. 153, 329 O.G. 536 (Comm'r Pat. 1924)	707.13, 710.06
George, In re, 2 USPQ2d 1880 (Bd. Pat. App. & Inter. 1987)	2128.01	Graziak, In re, 769 F.2d 729, 226 USPQ 871 (Fed. Cir. 1985)	2144.09
Gerber Garment Technology, Inc. v. Lectra Systems, Inc., 916 F. 2d 683, 16 USPQ2d 1436 (Fed. Cir. 1990)	804	Graham et al. v. John Deere, 383 U.S. 1, 148 USPQ 459 (1966)	706.02(j), 716.01(a), 804, 1504.03, 2106, 2141
		Grall, Ex parte, 202 USPQ 701 (Bd. App. 1978)	2308.02

LIST OF DECISIONS CITED

	Sec. No.	Sec. No.
Gramme Elec. Co. v. Arnoux and Hochhausen Elec. Co., et al., 17 Fed. 838, 1883 C.D.418 (S.D. N.Y., 1883)	901.05, 2135.01	Hall v. Macneale, 107 U.S. 90 (1882) 2133.03(a), 2133.03(e)(4)
Grasselli, Ex parte, 231 USPO 393 (Bd. App. 1983)	2143.03, 2173.05(i)	Halleck, In re, 422 F.2d 911, 164 USPO 647 (CCPA 1970)
Grasselli, In re, 713 F.2d 731, 218 USPO 769 (Fed. Cir. 1983)	716.02(d), 2145	Halliburton v. Dow Chemical, 182 USPO 178 (N.D. Okla. 1970)
Graver Tank & Mfg. Co. v. Linde Air Products, 339 U.S. 605, 85 USPO 328 (1950)	2184, 2186	Haller, Ex parte, 103 USPO 332 (Bd. App. 1953)
Gray, Ex parte, 10 USPO2d 1922 (Bd. Pat. App. & Inter. 1989)	716.01(c), 716.02(g), 2113, 2144.04	Hamilton, In re, 882 F.2d 1576, 11 USPO2d 1890 (Fed. Cir. 1989)
Gray, In re, 115 USPO 80 (Comm'r Pat. 1956)	409.03(f)	Hammack, In re, 427 F.2d 1378, 166 USPO 204 (CCPA 1970)
Gray, In re 53 F.2d 520, 11 USPO 225 (CCPA 1931)	2111.03	Hammack, In re, 427 F.2d 1384, 166 USPO 209 (CCPA 1970)
Grayson, Ex parte, 51 USPO 413 (Bd. App. 1941)	706.03(a)	Hammell, In re, 332 F. 2d 796, 141 USPO 832, (CCPA 1964)
Greenewalt v. Stanley, 12 USPO 122 (3d Cir. 1931) ...	2133.03(e)(1)	Hardee, In re, 223 USPO 1122 (Comm'r Pat. 1984)
Greenfield, In re, 40 F. 2d 775, 5 USPO 474 (CCPA 1930)	1214.01	Hargraves, In re, 53 F. 2d 900, 11 USPO 240 (CCPA 1931)
Greenwood v. Seiko Instruments, 8 USPO 2d 1455 (D.D.C. 1988)	2273	Harnish, In re, 631 F. 2d 716, 206 USPO 300 (CCPA 1980)
Grier, Ex parte, 1923 C.D. 27, 309 O.G. 223 (Comm'r Pat. 1923)	820	Harrington Mfg. v. Co. v. Powell Mfg. Co., 815 F.2d 1478, 2 USPO2d 1364 (Fed. Cir. 1986)
Griffith v. Kanamaru, 816 F.2d 624, 2 USPO2d 1361 (Fed. Cir. 1987)	2138.06	Harris, Ex parte, 79 USPO 439 (Comm'r Pat. 1948)
Griswold, In re, 365 F. 2d 834, 150 USPO 804 (CCPA 1966)	804.02	Harry, In re, 333 F.2d 920, 142 USPO 164 (CCPA 1964)
Grose, In re, 592 F.2d 1161, 201 USPO 57 (CCPA 1979)	2144.02	Hartley, Ex parte, 1908 C.D. 224 (Comm'r Pat.1908)
Groz & Sohne v. Quigg, 10 USPO 2d 1787 (D.D. C. 1988)	2265, 2272	Hartop, In re, 311 F. 2d 249, 135 USPO 419 (CCPA 1962)
Grunwell, In re, 609 F. 2d 486, 203 USPO 1055 (CCPA 1979)	2107.01	Harwood, In re, 390 F. 2d 985, 156 USPO 673 (CCPA 1968)
Gruschwitz et al., Ex parte, 138 USPO 505, 1963 C.D. 859, 138 USPO 505 (Bd. App. 1961) ..	901.05, 901.05(b)	Harza, In re, 274 F.2d 669, 124 USPO 378 (CCPA 1960)
Gulack, In re, 703 F.2d 1381, 217 USPO 401 (Fed. Cir. 1983)	2106	Hasche, Ex parte, 86 USPO 481 (Bd. App. 1949)
Gulliksen v. Halberg, 75 USPO 252 (Bd. App. 1937)	2128.01	Haskell v. Colebourne, 671 F.2d 1362, 213 USPO 192 (CCPA 1982)
Gunn, In re, 537 F. 2d 1123, 190 USPO 402 (CCPA 1976)	2106, 2106.02, 2164.05(a), 2164.06	Hata, Ex parte, 6 USPO2d 1652 (Bd Pat. App. & Int. 1987)
Gunn v. Bosch, 181 USPO 758 (Bd. Pat. Inter. 1973)	2138.06	Hawkins, In re, 179 USPO 157, 486 F. 2d 569 (CCPA 1973)
Gunter v. Stream, 573 F.2d 77, 197 USPO 482 (CCPA 1978)	2138.04	Hawkins, In re, 179 USPO 163, 486 F. 2d 579 (CCPA 1973)
Gurley, In re, 27 F.3d 551, 31 USPO2d 1130 (Fed. Cir. 1994)	2123, 2145	Hawkins, In re, 179 USPO 167, 486 F. 2d 577 (CCPA 1973)
Gutman v. Beriger, 200 USPO 596 (Comm'r Pat. 1978)	1105	Hay, In re, 534 F. 2d 917, 189 USPO 790 (CCPA 1976)
Gustafson, In re, 331 F.2d 905, 141 USPO 585 (CCPA 1964)	2173.05(k)	608.01(h), 2165.01, 2411.04
Gwinn, Ex parte, 112 USPO 439 (Bd App. 1955)	706.03(a)	Hazeltine Research Inc. v. Brenner, 147 USPO 429 (U.S. 1965)
Haas, In re, 580 F. 2d 461, 198 USPO 334 (CCPA 1978)	803	Head, Ex parte, 214 USPO 551 (Bd. App. 1981)
Hack, In re, 245 F.2d 246, 114 USPO 161 (CCPA 1957)	2112.02	Healy, Ex parte, 1898 C.D. 157, 84 Q.G. 1281 (Comm'r Pat. 1898)
Hafner, In re, 410 F. 2d 1403, 161 USPO 783 (CCPA 1969)	201.11	Heany, In re, 1911 C.D. 138 (Comm'r Pat. 1911)
Hageman, Ex parte, 179 USPO 747 (Bd. App. 1971)	201.11	Heck, In re, 699 F.2d 1331, 216 USPO 1038 (CCPA 1982)
Hale, Ex parte, 49 USPO 209 (Bd. App. 1941)	715.09	Heckman, Ex parte, 135 USPO 229 (P.O. Super. Exam. 1960)
Hall, Ex parte, 83 USPO 38 (Bd. App. 1949)	2173.05(d)	Hedges, In re, 783 F.2d 1038, 228 USPO 685 (Fed. Cir. 1986)
Hall, In re, 208 F.2d 370, 100 USPO 46 (CCPA 1953)	2173.05(j)	Hellsund, In re, 474 F.2d 1307, 177 USPO 170 (CCPA 1973)
Hall, In re, 781 F.2d 897, 228 USPO 453 (Fed. Cir. 1986)	2128, 2128.01, 2128.02	Hengehold, In re, 440 F. 2d 1395 169 USPO 473, (CCPA 1971)

MANUAL OF PATENT EXAMINING PROCEDURE

Henriksen, In re, 399 F.2d 253, 158 USPQ 224 (CCPA 1968)	201.11	Holmes v. Kelly, 586 F.2d 234, 199 USPQ 778 (CCPA 1978)	2371
Heritage, In re, 182 F.2d 639, 86 USPQ 160 (CCPA 1950)	901.02	Holmwood v. Cherpeck, 2 USPQ2d 1942 (Bd. Pat. App. & Inter. 1986)	2138.03
Heritage Pat. No. 2,375,414, Ex parte, decided Jan. 26, 1944	819.01	Homan, Ex parte, 1905 C.D. 288 (Comm'r Pat. 1905)	715.07
Herman v. Huddleston, 459 U.S. 375 (1983)	2107.01	Honeywell v. Diamond, 208 USPQ 452 (D.D.C. 1980)	2165.04
Herrmann et al., In re, 261 F.2d 598, 120 USPQ 182 (CCPA 1949)	707.07(f)	Honn, In re, 364 F.2d 454, 150 USPQ 652 (CCPA 1966)	608.01(h), 2165.01
Hershberger, Ex parte, 96 USPQ 54 (Bd. App. 1952)	2128.01	Hook, Ex parte, 102 USPQ 130 (Bd. App. 1953)	715.07
Herschler, In re, 591 F.2D 693, 200 USPQ 711 (CCPA 1979)	2106.01	Hoover Co., In re, 134 F.2d 624, 57 USPQ 111 (CCPA 1943)	2363.02
Herz, In re, 537 F.2d 549, 190 USPQ 461 (CCPA 1976)	2111.03	Hormone Research Foundation Inc. v. Genentech Inc., 904 F.2d 1558, 15 USPQ2d 1039 (Fed. Cir. 1990)	2173.05(a)
Hewlett-Packard Co. v. Bausch & Lomb Inc., 882 F.2d 1556 11 USPQ2d 1750, (Fed. Cir. 1989)	1414.03	Horton, Ex parte, 226 USPQ 697 (Bd. Pat. App. & Inter. 1985)	2258
Hewlett-Packard Co. v. Bausch & Lomb Inc., 909 F.2d 1464, 15 USPQ2d 1525 (Fed. Cir. 1990)	2114	Horvitz v. Pritchard, 182 USPQ 505 (Bd. Pat. & Int. 1974)	2308.02
Hiatt v. Ziegler, 179 USPQ 757 (Bd. Pat. Inter. 1973)	2138.04	Horwath v. Lee, 564 F.2d 948, 195 USPQ 701 (CCPA 1977)	2332
Hibberd, Ex parte, 227 USPQ 443 (Bd. Pat. App. & Inter. 1985)	1206, 1601, 2105	Hostettler, In re, 356 F.2d 562, 148 USPQ 514 (CCPA 1966)	715.03
Hidy, In re, 303 F.2d 954, 133 USPQ 650 (CCPA 1962)	715.05, 804.02, 2308.01	Hough, In re, 108 USPQ 89, 703 O.G.200 (Comm'r Pat. 1955)	409.03(i)
Hilborn v. Dann, 546 F.2d 401, 192 USPQ 132 (CCPA 1976)	2308.02	Houghton, In re, 433 F.2d 820, 167 USPQ 687 (CCPA 1970)	2107
Hildebrand, Ex parte, 15 USPQ 2d 1662 (Bd. Pat. App. & Inter. 1990)	2404.01, 2410.01	Hovlid v. Asari, 305 F.2d 747, 134 USPQ 162 (9th Cir. 1962)	201.11
Hill, In re, 161 F.2d 367, 73 USPQ 482 (CCPA 1947)	2111.01, 2173.05(a)	Howarth, In re, 654 F.2d 103, 210 USPQ 689 (CCPA 1981)	716.09
Hill, In re, 284 F.2d 955, 128 USPQ 197 (CCPA 1960)	716.02(d)	Hozumi, Ex parte, 3 USPQ 2d 1059 (Bd. Pat. App. & Inter. 1984)	803.02
Hilmer, In re, 359 F.2d 859, 149 USPQ 480, (CCPA 1966)	715, 2136.03, 2308.01	Hruby, In re, 153 USPQ 61 (CCPA 1967)	1504.01
Hilton, Ex parte, 148 USPQ 356 (Bd. App. 1965)	2144.04	Huelster v. Reiter, 168 F.2d 542, 78 USPQ 82 (CCPA 1948)	2138.06
Hirschler, Ex parte 110 USPQ 384 (Bd. App. 1952)	2136.01	Hull v. Bonis, 214 USPQ 731 (Bd. Pat. Inter. 1982)	2138.05
Hirao, In re, 535 F.2d 67, 190 USPQ 15 (CCPA 1976)	2111.02, 2141.02	Hull v. Davenport, 90 F.2d 103, 33 USPQ 506 (CCPA 1937)	2138.01, 2138.06
Hiyamizu, Ex parte, 10 USPQ2d 1393 (Bd. Pat. App. & Inter. 1988)	2141.03	Humber, Ex parte, 217 USPQ 265 (Bd. App. 1961)	716.02(e)
Hobbs v. United States, 171 USPQ 713 (5th Cir. 1971)	2133.03, 2133.03(b)	Humphrey v. Fickert, 1904 C.D. 447 (Comm'r Pat. 1904)	2390
Hoch, In re, 428 F.2d 1341, 166 USPQ 406 (CCPA 1970) ...	706.02(j)	Humphreys, Ex parte, 24 USPQ2d 1255 (Bd. Pat. App. & Inter. 1992)	2404.01, 2405
Hodge v. Rostker, 501 F. Supp. 332 (D. D.C. 1980)	1216.02	Hunt Co. v. Mallinckrodt Chem. Works, 177 F.2d 583, 83 USPQ 277, (2d Cir. 1949)	201.11, 1504.20
Hodosh v. Block Drug Co., Inc., 786 F.2d 1136, 229 USPQ 182 (Fed. Cir. 1986)	2141	Hunter, Ex parte, 1889 C.D. 218, 49 Q.G. 733 (Comm'r Pat. 1889)	715.07(a)
Hoeksema, In re, 399 F.2d 269, 158 USPQ 597 (CCPA 1968)	2121.01, 2121.02, 2144.09	Hunter v. Biessbarth, 15 USPQ 2d 1343 (Comm'r Pat. 1990)	2361
Hoeschele, In re, 406 F.2d 1403, 160 USPQ 809 (CCPA 1969)	2144.05	Hyatt, In re, 708 F.2d 712, 218 USPQ 195 (Fed. Cir. 1983)	2164.08(a), 2181
Hoffman, Ex parte, 12 USPQ2d 1061 (Bd. Pat. App. & Inter. 1989)	2111.03	Hybritech Inc. v. Monoclonal Antibodies, Inc., 802 F.2d 1367, 231 USPQ 81 (Fed. Cir. 1986) ..	716.03(b), 2138.04, 2141, 2173.05(a), 2182
Hoffman v. Klaus, 9 USPQ2d 1657 (Bd. Pat. App. & Inter. 1988)	2107.01	Iagan, Ex parte, 1911 C.D. 10, 162 O.G. 538 (Comm'r Pat. 1910)	2173.05(m)
Hogan, In re, 559 F.2d 595, 194 USPQ 527 (CCPA 1977)	2124, 2164.05(a)	I.C.E. Corp. v. Armco Steel Corp., 250 F.Supp. 738, 148 USPQ 537 (SDNY 1966)	2128
Holladay, In re, 584 F.2d 384, 199 USPQ 516 (CCPA 1978)	716.02(e)	Indiana General Corp. v. Krystinel Corp., 297 F. Supp. 427, 161 USPQ 82 (S.D. N.Y. 1969) aff'd, 421 F.2d 1033, 164 USPQ 321 (2d Cir. 1970)	608.01(h)
Hollingsworth, In re, 253 F.2d 238, 117 USPQ 182 (CCPA 1958)	716.03(a)		

LIST OF DECISIONS CITED

	Sec. No.	Sec. No.
Information Research and Engineering Co., Inc. v. Hercules Inc., 171 USPO 577 (C.D. Cal. 1971)	2012	
Intellicall Inc. v. Phonometrics, Inc., 952 F.2d 1384, 21 USPO2d 1383 (Fed. Cir. 1992)	2106, 2181	
International Glass Co. v. United States, 408 F.2d 395, 159 USPO 434 (Ct. Cl. 1969)	2138.03	
Int'l Tooth Crown Co. v. Gaylord, 140 U.S. 55 (1891) .	2133.03(e)(4)	
Interroyal Corp. v. Simmons Co., 204 USPO 562 (S.D. N.Y. 1979)	2133.03(e)(1), 2133.03(e)(3)	
Ionescu, Ex parte, 222 USPO 537 (Bd. App. 1984)	2143.03, 2171, 2173.06	
Irish, In re, 433 F.2d 1342, 167 USPO 764 (CCPA 1970)	2136.01	
Irons, In re, 340 F. 2d 974, 144 USPO 351 (CCPA 1965)	2107.01	
Irwin, Ex parte, 1928 C.D. 13, 367 O.G. 701j (Comm'r Pat. 1928)	604.02	
Isaacs, In re, 347 F. 2d 889, 146 USPO 193 (CCPA 1963)	2107.01, 2107.02	
Ishizaka, Ex parte, 24 USPO2d 1621 (Bd. Pat. App. & Inter. 1992)	716.02(b)	
Iwahashi, In re, 888 F.2d 1370, 12 USPO2d 1908 (Fed. Cir. 1989)	2106	
Jackson, Ex parte, 217 USPO 804 (Bd. Pat. App. & Inter. 1982)	2164.06, 2404.02	
Jaffe, Ex parte, 147 USPO 45 (Bd. of App. 1964)	1504	
J. A. La Forte, Inc. v. Norfolk Dredging Co., 787 F.2d 1577, 229 USPO 435 (Fed. Cir. 1986)	2133.03(b)	
Janakirama-Rao, In re, 317 F.2d 951, 137 USPO 893 (CCPA 1963)	2111.03	
Japikse, In re, 181 F.2d 1019, 86 USPO 70 (CCPA 1950)	2144.04	
Jentoft, In re, 392 F. 2d 633, 157 USPO 363 (CCPA 1968)	1490	
Jessell v. Newland, 195 USPO 678, (Dep. Comm'r Pat. 1977)	1605	
Jockmus v. Leviton, 28 F.2d 812 (2d Cir. 1928)	2121.04, 2125	
John O. Butler Co. v. Block Drug Co. Inc., 226 USPO 855 (D. Ill. 1985)	1504	
Johns-Manville Corp. v. Guardian Industries Corp., 586 F.Supp. 1034, 221 USPO 319 (E.D. Mich. 1983)	2165.01	
Johnson et al., In re, 589 F.2d 1070, 200 USPO 199, (CCPA 1978)	2106, 2184	
Johnson, In re, 747 F.2d 1456, 223 USPO 1260 (Fed. Cir. 1984)	716.02(e)	
Jolles, In re, 628 F. 2d 1322, 206 USPO 885 (CCPA 1980)	2107, 2107.01, 2107.02, 2164.07	
Joly, In re, 376 F.2d 906, 153 USPO 45 (CCPA 1967)	608.01(p)	
Jones, Ex parte, 1924 C.D. 59, 327 Q.G. 681 (Comm'r Pat. 1924)	709.01	
Jones, In re, 373 F. 2d 1007, 153 USPO 77 (CCPA 1967)	706.03(a)	
Jones, In re, 542 F. 2d 65, 191 USPO 24 (CCPA 1976)	1109(b)	
Jones, In re, 958 F.2d 347, 21 USPO2d 1941 (Fed. Cir. 1992)	2143.01, 2144, 2144.08	
Jones v. Hardy, 727 F.2d 1524, 220 USPO 1021 (Fed. Cir. 1984)	2141.02	
Joy Technologies nc. v. Manbeck, 751 F. Supp. 225, 17 USPO2d 1257 (D.D.C. 1990)	716.03(a)	
J. P. Stevens & Co. v. Lex Tex Ltd., Inc., 747 F. 2d 1553, 223 USPO 1089 (Fed. Cir. 1984)	201.6	
Josserand, In re, 188 F. 2d 486, 89 USPO 371 (CCPA 1951)	2133.03(e)(1)	
Jovanovics, Ex parte, 211 USPO 907 (Bd. Pat. App. & Inter. 1981)	2107.02	
Justus v. Appenzeller, 177 USPO 332, (Bd. Pat. Inter. 1971)	2138.06	
Kaghan, In re, 387 F. 2d 398, 156 USPO 130 (CCPA 1967)	706.03(w)	
Kahl v. Scoville, 609 F. 2d 991, 203 USPO 652 (CCPA 1979)	2317	
Kahn, In re, 202 USPO 772 (Comm'r Pat. 1979)	2012.01, 2040.02	
Kaiser Industries Corp. v. Jones & Laughlin Steel Corp., 185 USPO 343 (3d Cir. 1975)	2012.01	
KangaROOS USA, Inc., v. Caldor Inc., 778 F. 2d 1571, 228 USPO 32 (Fed. Cir. 1985)	1504.20	
Kanter, In re, 399 F.2d 249, 158 USPO 331 (CCPA 1968)	2116.01	
Kantor, Ex parte, 177 USPO 455 (Bd. App. 1958)	715.07(a)	
Kaplan, In re, 789 F. 2d 1574, 229 USPO 678 (Fed. Cir. 1986)	804	
Kaslow, In re, 707 F.2d 1366, 217 USPO 1089 (Fed. Cir. 1983)	2106.01, 2141.02, 2163.02	
Kathawala, In re, 9 F.3d 942, 28 USPO2d 1785 (Fed. Cir. 1993)	2126, 2126.02, 2135.01	
Katrapat, In re, 6 USPO 2d 1863 (Comm'r Pat. 1988)	2268	
Kattwinkle, Ex parte, 12 USPO 11 (Bd. App. 1931)	608.01(v)	
Kaufman v. Lantech, 807 F. 2d 1970, USPO 2d 1202, (Fed. Cir. 1986)	2293	
Katz, In re, 687 F.2d 450, 215 USPO 14 (CCPA 1982)	715.01(c), 716.09, 2132, 2132.01, 2133, 2136.05, 2137, 2138.02	
Kawai v. Metlesics, 480 F.2d 880, 178 USPO 158 (CCPA 1973)	2107.01, 2138, 2138.05, 2163.03	
Kaye, In re, 332 F.2d 816, 141 USPO 829 (CCPA 1964)	706.02(k)	
Keizer v. Bradley, 270 F.2d 396, 123 USPO 215 (CCPA 1959)	2138.06	
Keller, In re, 642 F.2d 413, 208 USPO 871 (CCPA 1981)	2145	
Kellogg Switchboard & Supply Co., The, In re, 1906 C.D. 274 (Comm'r Pat. 1906)	106	
Kelly, In re, 200 USPO 560 (Comm'r Pat. 1978)	1504.05	
Kelly, In re, 305 F.2d 909, 134 USPO 397 (CCPA 1962)	2173.05(o)	
Kendall v. Searles, 173 F.2d 986, 81 USPO 363 (CCPA 1949)	2138.06	
Kerkhoven, In re, 626 F.2d 846, 205 USPO 1069 (CCPA 1980)	2144.06	
Key Mfg. Group Inc. v. Microdot, 4 USPO 2d (E.D. Mich. 1987)	2293	
Keyes, Ex parte, 214 USPO 579 (Bd. App. 1982)	716.01(c)	
Keystone Driller Co. v. Gen'l Excavator Co., 290 U.S. 240, 19 USPO 228 (1933)	2012	
KeyStone Retaining Wall Sys. Inc. v. Westrock Inc., 997 F.2d 1444, 27 USPO2d 1297 (Fed. Cir. 1993)	2133.03(c)	

MANUAL OF PATENT EXAMINING PROCEDURE

Khusid, Ex parte, 174 USPO 59 (Bd. App. 1971)	2173.05(c)	Kusko, Ex parte, 215 USPO 972	
Kilbey v. Thiele, 199 USPO 290 (Bd. Pat. Inter. 1978)	2137	(Bd. App. 1981)	2137, 2138.01
Killian v. Watson, 121 USPO 507 (D.D.C. 1958)	1216.02	Kuttwinkle, Ex parte, 12 USPO 11, (Bd. App. 1931)	608.01
Kimbell, Ex parte, 226 USPO 688 (Bd. App. 1985)	2217, 2258	Labouny Mfg., Inc. v. U.S. Int'l Trade Comm.,	
King Instrument Corp. v. Otari Corp., 767 F.2d 853,		958 F. 2d 1066, 22 USPO 2d 1025	
226 USPO 402 (Fed Cir. 1985)	2133.03(a), 2138.05	(Fed. Cir. 1992)	2004, 2133.03,
Kings, In re, 801 F. 2d 1324, 231 USPO 136			2133.03(e), 2133.03(e)(2)
(Fed. Cir.1986)	1206, 2112.02	Lafferty, Ex parte, 190 USPO 202 (Bd. App. 1975)	1403
Kingsland v. Carter Carburetor Corp., 168 F. 2d 565,		Laffland Bros. Co. v. Mid Western Energy Corp.	
77 USPO 499 (D.C. Cir. 1948)	2344	225 USPO 886 (W.D. Okla. 1985)	2286
Kirk, In re, 376 F. 2d 936, 153 USPO 48		Lalu, In re, 747 F.2d 703, 223 USPO 1257	
(CCPA 1967)	2107, 2107.01	(Fed. Cir. 1984)	2144.09
Kirsch, In re, 498 F.2d 1389, 182 USPO 286		Lamberti, In re, 545 F.2d 747, 192 USPO 278	
(CCPA 1974)	2173.05(c)	(CCPA 1976)	2144.01
Kistler v. Weber, 412 F. 2d 280, 162 USPO 214		Lancaster et al., Ex parte, 151 USPO 713,	
(CCPA 1969)	2308.02	1966 C.D. 20, 833 O.G. 8,(Bd. App. 1965)	1504.02
Klein, In re, 5 USPO 259, 1930 C.D. 2,		Land and Rogers, In re, 368 F. 2d 866,	
393 O.G. 519 (Comm'r Pat. 1930)	201.08	151 USPO 621 (CCPA 1966)	2136.04, 2136.05
Klug v. Wood, 212 USPO 767 (Bd. Pat. Int. 1981)	2332	Lander, Ex parte, 223 USPO 687 (Bd. App. 1983)	1504.02
Kluis, Ex parte, 70 USPO 165 (Bd. App. 1945)	1604	Lange v. Comm'r, 352 F. Supp. 166, 176 USPO 162	
Klumb, Ex parte, 159 USPO 694 (Bd. App. 1967)	2181	(D.D. C. 1972)	1701.01
Knapp v. Anderson, 477 F.2d 588, 177 USPO 688		Langer, In re, 465 F.2d 896, 465 F.2d 915,	
(CCPA 1973)	2107	175 USPO 169 (CCPA 1972)	2144.09
Knell v. Mueller, 174 USPO 460		Langer, In re, 503 F. 2d 1380, 183 USPO 288	
(Comm'r Pat. 1971)	804.02	(CCPA 1974)	2107.01,
Knight, In re, 217 USPO 294 (Comm'r Pat. 1982)	2225, 2258		2107.02, 2124
Knohl et al., In re, 386 F. 2d 476, 155 USPO 586		Langer v. Kaufman, 465 F.2d 915, 175 USPO 172	
(CCPA 1967)	804.02	(CCPA 1972)	2138.04
Knowlton, In re, 481 F.2d 1357, 178 USPO 486		Langsett v. Marmet Corp., 141 USPO 903,	
(CCPA 1973)	2106, 2106.02, 2185	(W.D. Wisc .1964)	2133.03(c)
Kochan, Ex parte, 131 USPO 204 (Bd. App. 1961)	2173.05(n)	Lanham, Ex parte, 135 USPO 106, (Bd. App. 1961)	608.01(p)
Kokaji, In re, 2 USPO 2d 1309 (Comm'r Pat. 1987)	201.06(b)	Lanham, In re, 1 USPO 2d 1877 (Comm'r Pat. 1986)	2258
Koller, In re, 613 F.2d 819, 204 USPO 702		Lantzke, Ex parte, 1910 C.D. 100, 156 O.G. 257	
(CCPA 1980)	2124, 2163.03	(Comm'r Pat. 1910)	810.01
Kollman, In re, 595 F.2d 48, 201 USPO 193		Lantech Inc. v. Kaufman Co. of Ohio Inc., 878 F.2d 1446,	
(CCPA 1979)	716.02(d)	12 USPO2d 1076 (Fed. Cir. 1989)	2145
Kondo v. Martel, 220 USPO 47 (Bd. Pat. Inter. 1983)	2138.02	Lapworth, In re, 451 F. 2d 1094, 172 USPO 129	
Komenak, Ex parte, 45 USPO 186, 1940 C.D. 1,		(CCPA 1971)	1504
512 O.G. 739 (Comm'r Pat. 1940)	201.09	Larson, In re, 340 F.2d 965, 144 USPO 347	
Kotler, Ex parte, 1901 C.D.62, 95 O.G. 2684		(CCPA 1965)	2144.04
(Comm'r Pat. 1901)	608.01(o)	Lasscell, Ex parte, 1884 C.D. 66, 29 O.G. 861	
Krepelka, Ex parte, 231 USPO 746		(Comm'r Pat. 1884)	711.01
(Bd. Pat. App. & Inter. 1986)	2107.02	Lawrence, Ex parte, 70 USPO 326, 1946 C.D. 1	
Krimmel, In re, 292 F. 2d 948, 130 USPO 215		(Comm'r Pat. 1946)	1509
(CCPA 1961)	2107.01, 2107.02	Lee, Ex parte, 31 USPO2d 1105 (Bd. Pat. App. &	
Kristensen, Ex parte, 10 USPO2d 1701		Inter. 1993)	2131.03
(Bd. Pat. App. & Inter. 1989)	2173.05(a), 2173.05(o)	Lee Pharmaceutical v. Kreps, 577 F.2d 610,	
Kroekel, In re, 504 F.2d 1143, 183 USPO 610		198 USPO 601 (9th Cir. 1978)	2127
(CCPA 1974)	2173.05(c)	Lee v. Dayton-Hudson Corp., 838 F. 2d 1186,	
Kroekel, In re, 803 F.2d 705, 231 USPO 640		5 USPO 2d 1625 (Fed. Cir. 1988)	1504
(Fed. Cir. 1986)	715	Lee et al., In re, 199 USPO 108 (Comm'r Pat. 1978)	803
Kroger, Ex parte, 218 USPO 370 (Bd. App. 1982) ...	716.09, 2132.01	Lee-Boy Mfg. Co. v. Puckett, 202 USPO 573	
Kropa v. Robie, 187 F.2d 150, 88 USPO 478		(D. Ga. 1978)	1442.05
(CCPA 1951)	2111.02	Leggett v. Avery, 101 U.S. 256 (1879)	1490
Kuehl, In re, 425 F.2d 658, 177 USPO 250		LeGrice, In re, 301 F.2d 929, 133 USPO 365	
(CCPA 1973)	2116.01	(CCPA 1962)	2121.03
Kuhle, In re, 526 F.2d 553, 188 USPO 7 (CCPA 1975)	2144.04	Lemelson, In re, 397 F.2d 1006, 158 USPO 275	
Kuklo, Ex parte, 25 USPO2d 1387 (Bd. Pat. App. &		(CCPA 1968)	2123
Inter. 1992)	2133.03(a)	Lemieux, Ex parte, 115 USPO 148, 1957 C.D. 47,	
Kulling, In re, 897 F.2d 1147, 14 USPO2d 1056		725 O.G. (Bd. App. 1957)	715.01(c)
(Fed. Cir. 1990)	2144.05		

LIST OF DECISIONS CITED

	Sec. No.	Sec. No.
Lemin, In re, 332 F.2d 839, 141 USPQ 814 (CCPA 1964)	2144.08	
Leonard, Ex parte, 187 USPQ 122 (Bd. App. 1974)	2116	
Le Roy v. Tatham, 55 U.S. (14 How.) 156 (1852)	2106	
Leshin, In re, 227 F.2d 197, 125 USPQ 416 (CCPA 1960)	2144.07	
Levengood, Ex parte, 28 USPQ2d 1300 (Bd. Pat. App. & Inter. 1993)	2143.01, 2144	
Levy, Ex parte, 17 USPQ2d 1461 (Bd. Pat. App. & Inter. 1990)	2112	
Lincoln Engineering Co. v. Stewart-Warner Corp., 303 U.S. 545, 37 USPQ 1 (1938)	2173.05(j)	
Lindberg, In re, 194 F.2d 732, 93 USPQ 23 (CCPA 1952)	2144.04	
Lindell, In re, 385 F.2d 453, 155 USPQ 521 (CCPA 1967)	716.01(c)	
Lindemann Maschinenfabrik GMBH v. American Hoist & Derrick Co., 730 F.2d 1452, 221 USPQ 481 (Fed. Cir. 1984)	716.03	
Lindner, In re, 457 F.2d 506, 173 USPQ 356 (CCPA 1972)	716.01(c), 716.02(d)	
Links, Ex parte, 184 USPQ 429 (Bd. App. 1974)	901.05(b), 2135.01	
Lintner, In re, 458 F. 2d 1013, 173 USPQ 560 (CCPA 1972)	2142, 2143.01, 2144, 2145	
Litchfield v. Eigen, 535 F.2d 72, 190 USPQ 113 (CCPA 1976)	2138.06	
Litton Systems Inc. v. Whirlpool Corp., 728 F. 2d 1423, 221 USPQ 97 (Fed. Cir. 1984)	601.01(e), 716.03(b)	
Ljungstrom, Ex parte, 1905 C.D. 541, 119 O.G. 2335 (Comm'r Pat. 1905)	814	
Lockheed Aircraft Corporation v. United States, 193 USPQ 449 (Ct. Cl. 1977)	2184	
Loewenbach, Ex parte, 1904 C.D. 170, 110 O.G. 857 (Comm'r Pat. 1904)	819	
Lohman, Ex parte, 1912 C.D. 336, 184 O.G. 287 (Comm'r Pat. 1912)	1503.02	
Longi, In re, 759 F. 2d 887, 225 USPQ 645 (Fed. Cir. 1985)	804	
Lopresti, In re, 333 F.2d 932, 142 USPQ 177 (CCPA 1964)	715	
Loreniam v. Winstead, 127 USPQ 501 (Bd. Pat. App. Int. 1959)	2337	
Lowry, In re, 32 F. 3d 1579, 32 USPQ 2d 1031 (Fed. Cir. 1994)	2106	
Luck, In re, 476 F. 2d 650, 177 USPQ 523 (CCPA 1973)	2173.05(o)	
Ludtke, In re, 441 F.2d 660, 169 USPQ 563 (CCPA 1971)	2112.01	
Ludwick, In re, 4 F.2d 959, 339 O.G. 393 (D.C. Cir. 1925)	2173.05(m)	
Lukach, In re, 442 F. 2d 967, 169 USPQ 795 (CCPA 1971)	201.11, 2163.05	
Lund et al., In re, 376 F. 2d 982, 153 USPQ 625 (CCPA 1967)	901.02, 2127, 2136.02, 2136.03	
Lundak, In re, 773 F. 2d 1216, 227 USPQ 90 (Fed. Cir. 1985)	2164.06, 2406.01	
Lutzker v. Plet, 843 F.2d 1364, 6 USPQ2d 1370 (Fed. Cir. 1988)	2138.03	
Lyell, Ex parte, 17 USPQ2d 1548 (Bd. Pat. App. & Inter. 1990)	2173.05(o)	
Lyon, Ex parte, 146 USPQ 222, 1965 C.D. 362, (Bd. App. 1964)	201.03	
Maas, Ex parte, 9 USPQ2d 1746 (Bd. Pat. App. & Inter. 1987)	2107.02	
Mackay Radio & Telegraph Co. v. Radio Corp. of America, 306 U.S. 86, 40 USPQ 199 (1939)	2106	
MacKay v. Quigg, 641 F. Supp 567, 231 USPQ 90 (D.D.C. 1986)	1216.02	
MacMillan v. Moffett, 432 F.2d 1237, 167 USPQ 550 (CCPA 1970)	2138.04	
Mageli et al., In re, 470 F. 2d 1380, 176 USPQ 305 (CCPA 1973)	716.03(b)	
Magerlein, In re, 602 F.2d 366, 202 USPQ 473 (CCPA 1979)	716.02(b)	
Magnetics v. Arnold Eng'g Co., 168 USPQ 392 (7th Cir. 1971)	2133.03(e)(7)	
Malachowski, In re, 530 F. 2d 1402, 189 USPQ 432 (CCPA 1976)	2107.02	
Malcolm, In re, 129 F.2d 529, 54 USPQ 235, 1942 C.D. 589 543 O.G. 440 (CCPA 1942)	2144.03	
Malone v. Toth, 202 USPQ 397 (Comm'r Pat. 1978)	2302	
Mancy, In re, 499 F.2d 1289, 182 USPQ 303 (CCPA 1974)	2116.01	
Mann, In re, 861 F. 2d 1581, 8 USPQ2d 2030 (Fed. Cir. 1988)	1504.02, 2133.03(e)(6)	
Mannesmann Demag Corp. v. Engineered Metal Products Co., Inc., 793 F.2d 1279, 230 USPQ 45 (Fed. Cir. 1986)	2111.03	
Mantell, In re, 454 F.2d 1398, 172 USPQ 530 (CCPA 1073)	715.03	
Manville Sales Corp. v. Paramount Sys. Inc., 917 F.2d 544, 16 USPQ2d 1587 (Fed. Cir. 1990)	2133.03, 2133.03(a)	
Margolis, In re, 785 F.2d 1029, 228 USPQ 940 (Fed. Cir. 1986)	716.01(a)	
Margolis et al. v Banner, 599 F. 2d 435, 202 USPQ 365 (CCPA 1979)	804.03	
Marinissen, Ex parte, 155 USPQ 528, 842 O.G. 528 (Bd. App. 1966)	1504.02	
Markman v. Westview Instruments, 52 F. 3d 967, 34 USPQ2d 1321, (Fed. Cir.) (in banc), aff'd **US**, 116 S.Ct. 1384 (1996)	2106	
Markush, Ex parte, 1925 C.D. 126, 340 O.G. 839 (Comm'r Pat. 1924)	2173.05(h)	
Marosi, In re, 710 F.2d 799, 218 USPQ 289 (CCPA 1983)	2111.01, 2113, 2173.05(a)	
Marsh Eng. Co., 1913 C.D. 183 (Comm'r Pat. 1913)	103	
Martin, In re, 154 F. 2d 126, 69 USPQ 75 (CCPA 1946)	1212	
Martin v. Johnson, 454 F.2d 746, 172 USPQ 391 (CCPA 1972)	2173.05(t)	
Marzocchi, In re, 439 F. 2d 220, 169 USPQ 367 (CCPA 1971)	2107, 2107.01, 2124, 2164.04, 2164.08	
Masham, Ex parte, 2 USPQ2d 1647 (Bd. Pat. App. & Inter. 1987)	2114	
Massachusetts Institute of Technology v. A.B. Fortia, 774 F.2d 1104, 227 USPQ 428 (Fed. Cir. 1985)	2128.01	

MANUAL OF PATENT EXAMINING PROCEDURE

Mathews, In re, 408 F. 2d 1393, 161 USPQ 276 (CCPA 1969)	715.01(c), 2136.04, 2136.05	Messlick, Ex parte, 7 USPQ 57, 1930 C.D. 6, 400 O.G. 3 (Comm'r Pat. 1930)	710.01(a)
Mattison, In re, 509 F.2d 563, 184 USPQ 484 (CCPA 1975)	2173.05(a), 2173.05(c)	Metcalfe, In re, 410 F. 2d 1378, 161 USPQ 789 (CCPA 1969)	2404.01
Mattson, In re, 208 USPQ 168 (Comm'r Pat. 1980)	601.01(e)	Metcalfe and Lowe, In re, 410 F.2d 1378, 161 USPQ 789 (CCPA 1969)	608.01(v)
Mattor v. Coolegem, 530 F.2d 1391, 189 USPQ 201 (CCPA 1976)	2137.01	Metropolitan Eng. Co. v. Coe, 78 F.2d 199, 25 USPQ 216 (D.C. Cir. 1935)	716.07
Maucorps, In re, 609 F.2d 481, 203 USPQ 812 (CCPA 1979)	2184	Meyer, Ex parte, 6 USPQ2d 1966 (Bd. Pat. App. & Inter. 1988)	2145
May, In re, 574 F.2d 1082, 197 USPQ 601 (CCPA 1978)	716.02(c), 2112.02, 2144.09	Meyer, In re, 599 F.2d 1026, 202 USPQ 175 (CCPA 1979)	2131.02
Mayewsky, In re, 860 F. 2d 430, 162 USPQ 86 (E.D. Va. 1969)	1701.01	Meyer, In re, 688 F.2d 789, 215 USPQ 193 (CCPA 1982)	2106, 2184
Mayhew, In re, 527 F.2d 1229, 188 USPQ 356 (CCPA 1976)	2164.08(c), 2173.05(l), 2174	Michalek, In re, 162 F.2d 229, 74 USPQ 107 (CCPA 1947)	716.07
Mazer v. Stein, 347 US 201, 100 USPQ 325 (1954)	1512	Milburn Go. v. Davls Bourmonville Co., 270 U.S. 390, 46 S. Ct. 324, 1926 C.D. 303, 344 O.G. 817 (1926)	2136.04
McCormick, Ex parte, 1904 C.D. 575 113 O.G. 2508 (Assist Comm'r 1924)	709.01	Miles Labs. Inc. v. Shandon Inc., 997 F.2d 870, 27 USPQ2d 1123 (Fed. Cir. 1993)	716.01(a)
McCulloch Gas Processing Co. v. Dept. of Energy, 650 F. 2d 1216 (Temp. Emer. Ct. App. 1981)	1701.01	Miller, Ex parte, 1922 C.D. 36, 305 O.G. 419 (Comm'r Pat. 1922)	714.15
McCullough, Ex parte, 7 USPQ2d 1889 (Bd. Pat. App. & Inter. 1987)	2145	Miller, In re, 418 F. 2d 1392, 164 USPQ 46 (CCPA 1969) ..	706.03(a)
McGaughey, Ex parte, 6 USPQ 2d 1334, (Bd. Pat. App. & Inter. 1988)	2217, 2258	Miller, In re, 441 F.2d 689, 169 USPQ 597 (CCPA 1971)	2173.04
McGrady v. Aspenglas Corp., et al., 487 F. Supp. 859, 208 USPQ 242 (S.D. N.Y. 1981)	1503.01, 1504.01	Miller v. Eagle Mfg. Co., 151 U.S. 186 (1894)	804
McKellin, In re, 529 F.2d 1342, 188 USPQ 428 (CCPA 1976)	715	Mills, In re, 281 F.2d 218, 126 USPQ 513 (CCPA 1960)	2144.09
McKenna et al., In re, 203 F. 2d 717, 97 USPQ 348 (CCPA 1953)	716.01(c)	Mills, In re, 916 F.2d 680, 16 USPQ2d 1430 (Fed. Cir. 1990)	2143.01
McLaughlin, In re, 443 F.2d 1392, 170 USPQ 209 (CCPA 1971)	2145	Milton, Ex parte, 164 Ms D. 1, 63 USPQ 132 (P.O. Super. Exam. 1938)	710.04(a)
Mead, In re, 581 F. 2d 257, 198 USPQ 412 (CCPA 1978)	1402, 1412.01, 1450	M.I.T. v. A.B. Fortia, 774 F.2d 1104, 227 USPQ 428 (Fed. Cir. 1985)	2164.01
Mead Johnson & Co. Ex parte, 227 USPQ 78 (Bd. Pat. App. & Inter. 1985)	716.02	Mlot-Fijalkowski, In re, 676 F.2d 666, 213 USPQ 713 (CCPA 1982)	2141.01(a)
Meden v. Curtis, 1905 C.D. 272: 117 O.G. 1795 (Comm'r Pat. 1905)	819.01	Mochel, In re, 470 F.2d 638, 176 USPQ 194 (CCPA 1974)	2173.05(c)
Medtronic, Inc. v. Cardiac Pacemakers, 721 F.2d 1563, 220 USPQ 97 (Fed. Cir. 1983)	2141.01(a)	Moeller, In re, 117 F. 2d 565, 48 USPQ 542 (CCPA 1941)	2173.05(o)
Meitzner v. Corte, 537 F.2d 524, 190 USPQ 407 (CCPA 1976)	2138.05	Mogen David Wine Corp., In re, 328 F. 2d 925, 140 USPQ 575 (CCPA 1964)	1512
Mendenhall v. Cedarapids Inc., 5 F.3d 1557, 28 USPQ2d 1081 (Fed. Cir. 1993)	201.11	Moleculon Research Corp. v. CBS, Inc., 793 F.2D 1261, 229 USPQ 805 (Fed. Cir. 1986)	2111.03, 2133.03(a), 2133.03(b)
Merchant, In re, 575 F.2d 865, 197 USPQ 785 (CCPA 1978)	716.02(e)	Moler v. Purdy, 131 USPQ 276 (Bd. Pat. Inter. 1960)	2137.01
Merck & Co. v. Biocraft Laboratories, 874 F.2d 804, 10 USPQ2d 1843 (Fed. Cir. 1989)	716.02, 2123, 2144.05, 2144.08	Monaco v. Watson, 270 F. 2d, 335, 122 USPQ 564 (D.C. Cir. 1959)	2358
Merck & Co., Inc., In re, 800 F.2d 1091, 231 USPQ 375 (Fed. Cir. 1986)	716.02, 2143.02, 2144.09, 2145	Monks, In re, 588 F.2d 308, 200 USPQ 129 (CCPA 1978)	901.05, 901.05(b), 1504, 2126.01, 2135.01
Merck and Co., Inc. v. Chase Chem. Co., 273 F. Supp. 68, 155 USPQ 139 (D.N.J. 1967)	2402	Monogram Mfg. v. F & H Mfg., 62 USPQ 409 (9th Cir. 1944)	2133.03(e)(1)
Mercoid Corp. v. Milwaukee as Specialty Co., 46 USPQ 23 (E.D. Wis. 1940)	401.08	Monsanto Co. v. Kamp, 269 F. Supp. 818, 154 USPQ 259 (D.D.C. 1967)	1216.02
Mergenthaler v. Scudder, 1897 C.D. 724, 81 O.G. 1417 (D.C. Cir. 1897)	706.02(f), 715.07	Moore, In re, 439 F.2d 1232, 169 USPQ 236 (CCPA 1971)	2164.08, 2172
Merz, Ex parte, 75 USPQ 296 (Bd. App. 1947)	715.07(a)	Moore, In re, 444 F.2d 572, 170 USPQ 260 (CCPA 1971)	715.07
		Moore v. U.S., 194 USPQ 423 (Ct. Cl. 1977)	2134
		Moorman v. Martin, 103 USPQ 273 (Comm'r Pat. 1950)	2312

LIST OF DECISIONS CITED

	Sec. No.	Sec. No.
Morehouse and Bolton, In re, 545 F.2d 162, 192 USPQ 29 (CCPA 1976)	2106.02	
Morehouse v. Armbruster, 209 USPQ 514 (Comm'r Pat. 1980)	2302	
Moreton, In re, 288 F.2d 708, 129 USPQ 227 (CCPA 1961)	2121	
Morse v. Porter, 155 USPQ 280 (Bd. Pat. Inter. 1965)	2137.01, 2138.04	
Morton et al., Ex parte, 134 USPQ 407 (Bd. App. 1961)	2173.05(t)	
Morway v. Bondi, 203 F.2d 742, 97 USPQ 318 (CCPA 1953)	2138.06	
Mosher, In re, 248 F.2d 956, 115 USPQ 140 (CCPA 1957)	1216.01	
Mott, In re, 539 F.2d 1291, 190 USPQ 536 (CCPA 1976)	706.02(k), 804	
Mowry, Ex parte, 91 USPQ 219 (Bd. App. 1950)	2144.09	
Mowry v. Whitney, 81 U.S. (14 Wall.) 620 (1871)	2164.07	
Mraz, In re, 455 F.2d 1069, 173 USPQ 25 (CCPA 1972)	2125	
Mulder, In re, 716 F.2d 1542, 219 USPQ 189 (Fed. Cir. 1983)	2138.06, 2183	
Multiple Litigation Involving Frost Patent, In re, 540 F.2d 601, 185 USPQ 729 (3d Cir. 1976)	2016	
Murphy v. Eiseman, 166 USPQ 149 (Bd. Pat. Int. 1970) ...	2308.02	
Musgrave, In re, 431 F.2d 882, 167 USPQ 280 (CCPA 1970)	2106	
Myers, In re, 120 USPQ 225, 1959 C.D. 1, 738 O.G. 947 (Comm'r Pat. 1958)	608.02	
Myers v. Feigelman, 455 F.2d 596, 172 USPQ 580 (CCPA 1972)	2344	
Naber v. Cricchi, 567 F.2d 382, 196 USPQ 294 (CCPA 1977)	2138.06	
Nalbandian, In re, 661 F.2d 1214; 211 USPQ 782 (CCPA 1981)	1504.03	
Naquin, In re, 398 F.2d 863, 158 USPQ 317 (CCPA 1968)	2106, 2106.02, 2164.05(a)	
Nat'l Biscuit Co. v. Crown Baking Co., 42 USPQ 214 (1st Cir. 1939)	2133.03(c)	
Nehrenberg, In re, 280 F.2d 161, 126 USPQ 383 (CCPA 1960)	2173.05(a)	
Nelson, Ex parte, 164 Ms. D. 361, 26 J.P.O.S. 564	710.04(a)	
Nelson, In re, 280 F.2d 172, 126 USPQ 242 (CCPA 1960)	2165	
Nelson, In re, 420 F.2d 1079, 164 USPQ 458 (CCPA 1970)	715.07(a)	
Nelson v. Bowler, 212 USPQ 760 (Comm'r Pat. 1981) ...	2361, 2366	
Nelson v. Bowler, 626 F.2d 853, 206 USPQ 881 (CCPA 1980)	2107, 2107.01, 2107.02, 2138.05	
New England Braiding Co., Inc. v. A.W. Chesterton Co., 970 F.2d 878, 23 USPQ2d 1622 (Fed. Cir. 1992)	2137, 2137.01	
New Idea Farm Equipment Corp. v. Sperry Corp., 916 F.2d 1561, 16 USPQ2d 1424 (Fed. Cir. 1990)	2138	
Newell Companies v. Kenney Manufacturing Co., 864 F.2d 757, 9 USPQ2d 1417 (Fed. Cir. 1988)	716.01(d), 716.04	
Newman v. Quigg, 681 F.Supp. 16, 5 USPQ2d 1880 (D.D.C. 1988)	2164.07	
Newman v. Quigg, 877 F.2d 1575, 11 USPQ2d 1340 (Fed. Cir. 1989)	2107	
Newton, In re, 414 F.2d 1400, 163 USPQ 34 (CCPA 1969)	2161, 2165.02	
Nievelt, In re, 482 F.2d 965, 179 USPQ 224 (CCPA 1973)	2145	
Nilssen, In re, 851 F.2d 1401, 7 USPQ 2d 1500 (Fed. Cir. 1988)	1701.01, 2144	
Nitz v. Ehrenreich, 537 F.2d 539, 190 USPQ 413 (CCPA 1976)	2309.01	
Nolan, In re, 553 F.2d 1261, 193 USPQ 641 (CCPA 1977)	716.02(b), 716.02(c)	
Nomiya, In re, 509 F.2d 566, 184 USPQ 607 (CCPA 1975)	2129, 2217, 2258	
Norlund, Ex parte, 1913 C.D. 161, 192 O.G. 989 (Comm'r Pat. 1913)	1213.01	
Northam Warren Corp. v. D. F. Newfield Co., 7 F.Supp. 773, 22 USPQ 313 (E.D.N.Y. 1934)	2112.01	
Northern Telecom Inc. v. Datapoint Corp., 908 F.2d 931, 15 USPQ2d 1321 (Fed. Cir. 1990)	2106, 2128.01	
Norton v. Curtiss, 433 F.2d 779, 167 USPQ 532 (CCPA 1970)	2012	
Novak, In re, 306 F.2d 924, 134 USPQ 335 (CCPA 1962)	2107.01	
Novitski, Ex parte, 26 USPQ2d 1389 (Bd. Pat. App. & Inter. 1993)	2112.02	
Noznick et al., In re, 478 F.2d 1260, 178 USPQ 43 (CCPA 1973)	716.03(b)	
Obiaya, Ex parte, 227 USPQ 58 (Bd. Pat. App. & Inter. 1985)	2145	
Ochiai, In re, 71 F.3d 1565, 37 USPQ2d 1127 (Fed. Cir. 1995)	706.02(n), 2116.01	
Ockert, In re, 245 F.2d 467, 114 USPQ 330 (CCPA 1957)	804	
Oda, In re, 443 F.2d 1200, 170 USPQ 260 (CCPA 1971)	2163.07	
Oelrich, In re, 579 F.2d 86, 198 USPQ 210 (CCPA 1978)	716.01(c)	
Oetiker, Ex parte, 23 USPQ2d 641 (Bd. Pat. App. & Inter. 1992)	2173.05(a)	
Oetiker, In re, 977 F.2d 1443, 24 USPQ2d 1443 (Fed. Cir. 1992)	716.01(d), 1504.01, 2107.01, 2141, 2141.01(a), 2142, 2145	
O'Farrell, In re, 853 F.2d 894, 7 USPQ2d 1673 (Fed. Cir. 1988)	2143.02, 2145	
Oguie, In re, 517 F.2d 1382, 186 USPO 227 (CCPA 1975)	2305.01, 2305.04	
Ohshiro, Ex parte, 14 USPQ2d 1750 (Bd. Pat. App. & Inter. 1989)	2163.05	
Ohsumi, Ex parte, 21 USPQ 2d 1020 (Bd. Pat. App. & Inter. 1991)	1206	
Oka v. Youssefyeh, 849 F.2d 581, 7 USPQ2d 1169 (Fed. Cir. 1988)	2138.04	
Okuzawa, In re, 537 F.2d 545, 190 USPQ 464 (CCPA 1976)	2111.01	
Olah, Ex parte, 131 USPQ 41 (Bd. App. 1960) ...	201.13, 706.02(a) 901.05, 2133, 2135.01	
Omark Indus. v. Carlton Co., 201 USPQ 825 (D. Ore. 1978)	2133.03(e)(4)	
Onda, In re, 229 USPQ 235 (Comm'r Pat. 1985) ...	706.02(l), 2285	
Oppenauer, In re, 143 F.2d 974, 62 USPQ 297 (CCPA 1944)	716.09	
O'Reilly v. Morse, 56 U.S. (15 How.) 62	706.03(a), 2106	

MANUAL OF PATENT EXAMINING PROCEDURE

Orita, et al., In re, 550 F. 2d 1277, 193 USPO 145 (CCPA 1977)	1402, 1450	Penn Yan Boats, Inc. v. Sea Lark Boats Inc., 354 F. Supp. 948, 175 USPO 260, (S.D. Fla. 1972), aff'd, 479 F. 2d 1338, 178 USPO 577 (5th Cir. 1973), cert. denied, 414 USPO 874 (1974)	2004
Orthokinetics, Inc. v. Safety Travel Chairs Inc., 806 F.2d 1565, 1 USPO2d 1081 (Fed. Cir. 1986)	2173.05(a)	Pennwalt Corp. v. Durand-Wayland, Inc., 833 F.2d 931, 4 USPO2d 1737 (Fed. Cir. 1987)	2184
Orthopedic Equipment Co., Inc. v. All Orthopedic Appliances, Inc., 707 F.2d 1376, 217 USPO 1281 (Fed. Cir. 1983)	716.04	Pentec, Inc. v. Graphic Controls Corp., 776 F.2d 309, 227 USPO 766 (Fed. Cir. 1985)	716.03(b), 716.06, 2141.01(a)
Osmond, Ex parte, 191 USPO 334 (Bd. App. 1973)	2136	Perkin-Elmer Corp. v. Westinghouse Elec. Corp., BNA/PTCJ 376; A-11 (Int'l E.D. N.Y. 1978)	1442.05(b)
Otto, In re, 312 F.2d 937, 136 USPO 458 (CCPA 1963)	2111.02, 2115	Petering, In re, 301 F.2d 676, 133 USPO 275 (CCPA 1962)	2131.02, 2131.03
Ovist et al., Ex parte, 152 USPO 709 (Bd. App. 1963)	901.05, 2126.02	Peters, In re, 723 F.2d 891, 221 USPO 952 (Fed. Cir. 1983)	2163.05
Ovshinsky, Ex parte, 10 USPO2d 1075 (Bd. Pat. App. & Inter. 1989)	715.07	Petersen v. Fee Int'l, Ltd., 381 F.Supp. 1071, 182 USPO 264 (W.D. Okla. 1974)	2134
Pabst-Motoren, In re, 1 USPO 2d 1659 (Bd. Pat. App. & Inter. 1986)	2258	Peterson, Ex parte, 49 USPO 119, 1941 C.D. 8 (Comm'r Pat. 1941)	710.02(b), 2307.01, 2363
Paine, Webber, Jackson & Curtis, Inc. v. Merrill Lynch, Pierce, Fenner, & Smith, Inc., 564 F. Supp. 1358, 218, USPO 212 (D. Del. 1983)	2106	Peterson, Ex parte, 63 USPO 99 (Bd. App. 1944)	901.02
Palmer, In re, 451 F. 2d 1100, 172 USPO 126 (CCPA 1971)	716.01(a)	Phelan, In re, 205 F. 2d 183, 98 USPO 156 (CCPA 1953)	804
Panagrossi, In re, 277 F.2d 181, 125 USPO 410 (CCPA 1960)	2174	Philco Corp. v. Admiral Corp., 131 USPO 413 (O. Del. 1961)	2133.03(c), 2133.03(e)(1)
Panduit Corp. v. Dennison Manufacturing Co., 774 F.2d 1082, 227 USPO 337 (Fed. Cir. 1985)	716.06, 2134	Phillips, In re, 608 F.2d 879, 203 USPO 971 (CCPA 1979)	2106
Panduit Corp. v. Dennison Manufacturing Co., 810 F.2d 1561, 1 USPO2d 1593 (Fed. Cir. 1987) ..	2141.01, 2141.02	Piasecki, In re, 745 F. 2d 1468, 223 USPO 785 (Fed. Cir. 1984)	716.01(d), 2107.01, 2142
Pantzer and Feier, Ex parte, 176 USPO 141 (Bd. App. 1972)	2173.05(o)	PIC Inc. v. Prescon Corp., 195 USPO 525 (D. Del. 1975)	1442.05(a)
Paperless Accounting v. Bay Area Rapid Transit System, 804 F.2d 659, 231 USPO 649 (Fed. Cir. 1986)	2133.01	Pickles, Ex parte, 1904 C.D. 126, 109 O.G. 1888 (Comm'r Pat. 1904)	810.02
Papesch, In re, 315 F.2d 381, 137 USPO 42 (CCPA 1963)	716.02, 2141.02, 2144.09	Pierce v. Allen B. DuMont Laboratories, Inc., 297 F. 2d 323, 131 USPO 340 (3rd Cir. 1961)	804
Pappas, Ex parte, 23 USPO2d 1636 (Bd. Pat. App. & Inter. 1992)	2141.01(a), 2173.05(a)	Pierce v. Watson, 124 USPO 356 (D.C. Cir. 1960)	715.01(b)
Paragon Podiatry Laboratory Inc. v. KLM Labs., Inc., 984 F.2d 1182, 25 USPO2d 1561 (Fed. Cir. 1993)	2133.03(e)(2)	Pilkington, In re, 411 F. 2d 1345, 162 USPO 145 (CCPA 1969)	2173.05(o)
Parker v. Flook, 437 U.S. 584, 198 USPO 193 (1978)	2106	Pio, In re, 217 F. 2d 956, 104 USPO 177 (CCPA 1954)	716.07
Parker v. Friette, 462 F.2d 544, 174 USPO 321 (CCPA 1972)	2138.05	Platner, In re, 155 USPO 222 (Comm'r Pat. 1967)	1504.05
Parks, Ex parte, 30 USPO2d 1234 (Bd. Pat. App. & Inter. 1993)	2173.05(i)	Pleuddemann, In re, 910 F.2d 823, 15 USPO2d 1738 (Fed. Cir. 1990)	2116.01
Patlex Corp. v. Mossinghoff, 771 F. 2d 480, 226 USPO 985 (Fed. Cir. 1985)	2225, 2240, 2244, 2249	Plockinger, In re, 481 F. 2d 1327, 179 USPO 103 (CCPA 1973)	2317
Patlex Corp. v. Mossinghoff, 758 F. 2d 594, 225 USPO 243, 249 (Fed. Cir. 1988)	2211	Plumb, In re, 470 F.2d 1403, 176 USPO 323 (CCPA 1973)	715.03
Paulik v. Rizkalla, 760 F.2d 1270, 226 USPO 224 (Fed. Cir. 1985)	2138.01, 2138.03	Polumbo v. Don-Joy Co., 762 F.2d 969, 226 USPO 5 (Fed. Cir. 1985)	2184
Paulsen, In re, 30 F. 3d 1475, 31 USPO2d 1671 (Fed. Cir. 1994)	2106	Popoff v. Orchin, 144 USPO 762 (Bd. Pat. Int. 1963)	2371
Payne, Ex parte, 1904 C.D. 42, 108 O.G. 1049 (Comm'r Pat. 1903)	707.07(g)	Porter, Ex parte, 25 USPO2d 1144 (Bd. Pat. App. & Inter. 1992)	2173.05(e), 2173.05(f), 2173.05(g)
Payne, In re, 606 F.2d 303, 203 USPO 245 (CCPA 1979)	716.02, 716.02(e), 2144.09	Porter Co., Inc. v. Gates Rubber Co., 187 USPO 692 (D. Colo. 1975)	608.01(h)
Peeler v. Miller, 535 F. 2d 647, 190 USPO 117 (CCPA 1976)	2138.03, 2332	Pottier, In re, 376 F. 2d 328, 153 USPO 407 (CCPA 1967)	2107.01
Peck, Ex parte, 1901 C.D. 136, 96 O.G. 2409 (Comm'r Pat. 1901)	608.02(f)	Powell, Ex parte, 37 USPO 285, 1938 C.D. 15, 489 O.G. 231 (Bd. App. 1938)	715.01(c)

LIST OF DECISIONS CITED

	Sec. No.	Sec. No.
Power Controls Corp., v. Hybrinetics, Inc., 806 F.2d 234, 231 USPQ 774 (Fed. Cir. 1986)	1504	
Prater, In re, 415 F.2d 1393, 162 USPQ 541 (CCPA 1969)	2111, 2172, 2173.05(a), 2173.05(q), 2411.01	
Preda, In re, 401 F.2d 825, 159 USPQ 342 (CCPA 1968)	2144.01	
Price v. Symsek, 988 F.2d 1187, 26 USPQ2d 1031 (Fed. Cir. 1993)	2137, 2138.01	
Pritchard v. Loughin, 361 F.2d 483, 149 USPQ 841 (CCPA 1966)	2390	
Protein Found. Inc. v. Brenner, 260 F. Supp. 519, 151 USPQ 561 (D.D.C. 1966)	706.02(a)	
Quad Environmental Technologies Corp. v. Union Sanitary District, 946 F.2d 870, 20 USPQ2d 1392 (Fed. Cir. 1991)	804.02	
Quadranti, Ex parte, 25 USPQ2d 1071 (Bd. Pat. App. & Inter. 1992)	2144.06	
Quayle, Ex parte, 25 USPQ 74, 1935 C.D. 11, 453 O.G. 213 (Comm'r Pat. 1935)	710.02(b) 713.04, 714.14, 714.15	
Rackham, Ex parte, 1923 C.D. 4 (Comm'r Pat. 1922)	901.05	
Radio Corporation of America v. Radio Engineering Laboratories, Inc., 54 S. Ct. 752, 21 USPQ 353 (1934)	2138.01	
Radio Steel and Mfg. Co. v. MTD Products, Inc., 731 F.2d 840, 221 USPQ 657 (Fed. Cir. 1984)	2173.05(j)	
Rainer, In re, 305 F.2d 505, 134 USPQ 343 (CCPA 1962)	2124	
Rainer, In re, 390 F.2d 771, 156 USPQ 334 (CCPA 1968)	715.03	
Ralston Purina Co. v. Far-Mar-Co., Inc., 772 F.2d 1570, 227 USPQ 177 (Fed. Cir. 1985)	2163.02	
Rasmussen, In re, 650 F.2d 1212, 211 USPQ 323 (CCPA 1981)	706.03(o), 1504.04, 2163.01, 2163.06	
Ratny, In re, 24 USPQ2d 1713 (Comm'r Pat. 1992)	323	
Ratti, In re, 270 F.2d 810, 123 USPQ 349 (CCPA 1959)	2143.01	
Ray Bellet v. Englehard, 493 F.2d 1380, 181 USPQ 453 (CCPA 1974)	2107.01	
Raytek, Inc. v. Solfan Systems, Inc., 211 USPQ 405 (N.D. Cal., 1981)	2286	
Raytheon v. Roper, 724 F.2d 951, 220 USPQ 592 (Fed. Cir. 1983)	2107.01	
RCA v. Applied Digital Data Sys. Inc., 467 F. Supp. 99, 201 USPQ 451 (D. Del. 1979)	1442.05, 1442.05(b)	
RCA Corp. v. Data Gen. Corp., 887 F.2d 1056, 12 USPQ2d 1449, (Fed. Cir. 1989)	2133.03, 2133.03(b), 2133.03 (e)(3)	
Read v. Quigg 230 USPQ 2 (D.D.C. 1986)	2279	
Reading & Bates Construction Co. v. Baker Energy, 748 F.2d 645, 223 USPQ 1168 (Fed. Cir. 1984)	2129	
Rebstock v. Flouret, 191 USPQ 342 (Bd. Pat. Inter. 1975) ..	2138.06	
Recreative Technologies, In re, 83 F.3d 1394, 38 USPQ2d 1776 (Fed. Cir. 1996)	2242, 2258	
Reddy v. Davis, 187 USPQ 386 (Comm'r Pat. 1975)	2328	
Red Cross Mfg. v. Toro Sales Co., 188 USPQ 241 (7th Cir. 1975)	2133.03(e)(1)	
Reeves Bros. Inc. v. U.S. Laminating Corp., 157 USPQ 235 (E.D. N.Y. 1968)	901.05	
Reid, In re, 179 F.2d 998, 84 USPQ 478 (CCPA 1950)	716.07	
Rekers et al., In re, 203 USPQ 1034 (Comm'r Pat. 1979)	804.03	
Remark, Ex parte, 15 USPQ2d 1498 ((Bd. Pat. App. & Inter. 1990)	716.03(b)	
Remington, Ex parte, 1905 C.D. 28, 114 O.G. 694 (Comm'r Pat. 1904)	1503.01	
Republic Indus. Inc. v. Schlage Lock Co. 593 F.2d 963, 200 USPQ 769 (7th Cir. 1979)	2141	
Reuge, Ex parte, 115 USPQ 51 (Bd. Pat. App. & Inter. 1957)	901.05, 901.05(b)	
Rey-Bellet v. Engelhardt, 493 F.2d 1380, 181 USPQ 453 (CCPA 1974)	2138.05	
Reynolds, In re, 443 F.2d 384, 170 USPQ 94 (CCPA 1971)	2163.07(a)	
Reynolds Metal Co. v. Acorn Building Components, Inc., 548 F.2d 155, 192 USPQ 737 (6th Cir. 1977)	608.01(h)	
Reynolds Metal Co. v. Aluminum Co. of America, 198 USPQ 529 (N.D. Ind. 1978)	1442.05(a)	
Richardson v. Suzuki Motor Co., 868 F.2d 1226, 9 USPQ2d 1913 (Fed. Cir. 1989)	2131	
Richman, In re, 409 F.2d 269, 161 USPQ 359 (CCPA 1969)	1412.02	
Riegger v. Beierl, 1910 C.D. 12, 150 O.G. 826 (Comm'r Pat. 1909)	604.06	
Rieser v. Williams, 225 F.2d 419, 118 USPQ 96 (CCPA 1958)	2138.06, 2307.02	
Rijckaert, In re, 9 F.3d 1531, 28 USPQ2d 1955 (Fed. Cir. 1993)	2141.02	
Rinehart, Ex parte, 10 USPQ2d 1719 (Bd. Pat. App. & Inter. 1985)	2404.01	
Rinehart, In re, 531 F.2d 1048, 189 USPQ 143 (CCPA 1976)	2107.01, 2142, 2143.02, 2144.04	
Robbins Co. v. Lawrence Mfg. Co., 482 F.2d 426, 178 USPQ 577 (9th Cir. 1973)	2133.03(d), 2133.03(e)(1), 2133.03(e)(4)	
Robeson, In re, 331 F.2d 610, 141 USPQ 485 (CCPA 1964)	706.02(k)	
Roberts, In re, 470 F.2d 1399, 176 USPQ 313 (CCPA 1973)	2181	
Rohm & Haas Co. v. Roberts Chem. Inc., 142 F. Supp. 499, 110 USPQ 93 (S.W. Va. 1956) rev'd on other grounds 245 F.2d 693, 113 USPQ 423 (4th Cir. 1957)	1403	
Rohm and Haas Co. v. Mobil Oil Corp., 201 USPQ 80 (D. Del. 1978)	1442.05(a)	
Rogoff, In re, 261 F.2d 601, 120 USPQ 185 (CCPA 1958)	1412.03	
Rose, In re, 220 F.2d 459, 105 USPQ 237 (CCPA 1955)	2144.04	
Rosen, In re, 673 F.2d 388, 213 USPQ 347 (CCPA 1982)	1504.03, 2141.01(a)	
Rosenberg, Ex parte, 46 USPQ 393 (Bd. App. 1939)	1610	
Rosenblum v. Hiroshima, 220 USPQ 383 (Comm'r Pat. 1983)	1206	
Rosemount Inc. v. Beckman Instruments, Inc., 727 F.2d 1540, 221 USPQ 1 (Fed. Cir. 1984)	2345	
Rosicky, In re, 276 F.2d 656, 125 USPQ 341 (CCPA 1960)	2144.08	

MANUAL OF PATENT EXAMINING PROCEDURE

Rothermel, In re, 276 F. 2d 393, 125 USPQ 328 (CCPA 1960)	716.01	Schauman, In re, 572 F.2d 312, 197 USPQ 5 (CCPA 1978)	2131.02
Rowand, In re, 526 F. 2d 558, 187 USPQ 487, (CCPA 1975)	1412.01, 1450	Schechter, In re, 205 F.2d 185, 98 USPQ 144 (CCPA 1953)	2144.09, 2173.05(i)
Royka, In re, 490 F.2d 981, 180 USPQ 580 (CCPA 1974)	2143.03	Scheiber, In re, 587 F.2d 59, 199 USPQ 782 (CCPA 1978)	2163.03
Rubber-Tip Pencil Co. v. Howard, 87 U.S. 498 (1874)	2106	Schenck v. Nortron Corp., 713 F.2d 782, 218 USPQ 698 (Fed. Cir. 1983)	2141.02, 2144.04
Rubin, Ex parte, 128 USPQ 440 (Bd. App. 1959)	2144.04	Schier, Ex parte, 21 USPQ2d 1016 (Bd. Pat. App. & Inter. 1991)	1206
Rubinfeld, In re, 270 F. 2d 391, 123 USPQ 210 (CCPA 1959)	1504.05	Schlittler, In re, 234 F.2d 882, 110 USPQ 304 (CCPA 1956)	2128.02
Ruff, In re, 256 F.2d 590, 118 USPQ 340 (CCPA 1958)	2144.06	Schnell, In re, 46 F. 2d 203, 8 USPQ 19 (CCPA 1931)	1504.01
Ruscetta & Jenny, In re, 255 F. 2d 687, 118 USPQ 101 (CCPA 1958)	201.11, 2004, 2217, 2218	Schneller, In re, 397 F. 2d 350, 158 USPQ 210 (CCPA 1968)	804
Ruskin, In re, 347 F.2d 843, 146 USPQ 211 (CCPA 1965)	2114	Schoenwald, In re, 964 F.2d 1122, 22 USPQ2d 1671 (Fed. Cir. 1992)	2122
Ruskin, In re, 354 F. 2d 395, 148 USPQ 221 (CCPA 1966)	2107	Schrader, In re, 22 F.3d 290, 30 USPQ2d 1445 (Fed. Cir. 1994)	2106
Russell, In re, 239 F. 2d 387, 112 USPQ 58 (CCPA 1956)	1504.05	Schulze, In re, 346 F.2d 600, 145 USPQ 716 (CCPA 1965)	716.01(c), 2106.02, 2145
Rutan, In re, 231 USPQ 864 (Comm'r Pat. 1986)	150	Schwab v. Pittman, 451 F. 2d 637, 172 USPQ 69 (CCPA 1971)	2308.02, 2317
Ruth, In re, 278, F. 2d 729, 126 USPQ 155 (CCPA 1960)	1412.03	Schwarz, In re, 147 USPQ 394 (Comm'r Pat. 1960)	409.03(c)
Ryco, Inc. v. Ag-Bag Corp., 857 F.2d 1418, 8 USPQ2d 1323 (Fed. Cir. 1988)	2144.07	Schwarze, Ex parte, 151 USPQ 426 (Bd. App. 1966)	608.01(p)
Ryko Manufacturing Co. v. Nu-Star Inc., 950 F.2d 714, 21 USPQ2d 1053 (Fed. Cir. 1991)	2141.03	Scott, In re, 323 F.2d 1016, 139 USPQ 297 (CCPA 1963)	2144.06
Sakraida v. Ag. Pro. Inc., 425 U.S. 273, 189 USPQ 449 (1979)	716.01(a), 2141	Scott v. Brandenburger, 216 USPQ 326 (Bd. App. 1982)	2137
Salmon et al., In re, 705 F. 2d 1579, 217 USPQ 981 (Fed. Cir. 1983)	1504.20	Scott v. Finney, 34 F.3d 1058, 32 USPQ2d 1115 (Fed. Cir. 1994)	2107, 2107.02
Samour, In re, 571 F.2d 559, 197 USPQ 1 (CCPA 1978)	2131.01	Scragg, In re, 215 USPQ 715 (Comm'r Pat. 1982)	2285
Sampson v. Comm'r Pat. 195 USPQ 136, 137 (D.D.C. 1976)	1402	Scripps Clinic and Res. Found. v. Genentech Inc., 927 F. 2d 1565, 18 USPQ2d 1001 (Fed. Cir. 1991)	2165.04, 2411.01
Sandford, Ex parte 1914 C.D. 69,104 O.G. 1346 (Comm'r Pat. 1914)	1504.05	Scudder, Ex parte, 169 USPQ 814 (Bd. App. 1971)	1402
Sarett, In re, 327 F. 2d 1005, 140 USPQ 474 (CCPA 1964)	804	Scully Signal Co. v. Electronics Corp. of America, 196 USPQ 657 (1st. Cir. 1977)	716.04
Sarkar, In re, 575 F. 2d 870, 197 USPQ 788 (CCPA 1978)	724	Searles, In re, 422 F. 2d 431, 164 USPQ 623 (CCPA 1970)	602.03, 2132.01
Sarkar, In re, 588 F. 2d 1330, 200 USPQ 132 (CCPA 1978)	2106	Seattle Box Co. v. Industrial Crating & Packing, Inc., 731 F.2d 818, 221 USPQ 568 (Fed. Cir. 1984)	2173.05(a)
Sasajima, Ex parte, 212 USPQ 103 (Bd. App. 1981)	716.02(f)	Seebach, In re, 88 F. 2d 722, 33 USPQ 149, (CCPA 1937)	709.01
Sasse, In re, 629 F.2d 675, 207 USPQ 107 (CCPA 1980)	716.07, 2121, 2121.02	Seid, In re, 161 F.2d 229, 73 USPQ 431 (CCPA 1947)	2144.04
Sassin, Ex parte, 1906 C.D. 205 (Comm'r Pat. 1906)	409.03(d)	Seifreid, In re, 407 F.2d 897, 160 USPQ 804 (CCPA 1969)	2144.03
Saunders Indus., Inc. v. Carborundum Co., 201 USPQ 204 (N.D. Ohio 1978)	1442.05(a)	Seiko Koko Kubushiki Kaisha, Ex parte, 225 USPQ 1260 (Bd. App. 1984)	2217, 2258
Saunders, Ex parte, 1883 C.D. 23, 23 O.G. 1224 (Comm'r Pat. 1883)	715.07	Self, In re, 671 F.2d 1344, 213 USPQ 1 (CCPA 1982)	2131.05
Saunders, In re, 444 F.2d 599, 170 USPQ 213 (CCPA 1971)	716.02(f), 2142, 2172	Selmi, In re, 156 F. 2d 96, 70 USPQ 197 (CCPA 1946)	2144.03
Scarborough, In re, 500 F. 2d 560, 182 USPQ 298 (CCPA 1974)	2106, 2106.01, 2106.02, 2164.06	Sernaker, In re, 702 F. 2d 989, 217 USPQ 1 (Fed. Cir. 1983)	1206, 2144
Schaub, In re, 537 F.2d 509, 190 USPQ 324 (CCPA 1976)	715.03	Shaffer Tool Works v. Joy Mfg. Co., 687 F. Supp. 80, 167 USPQ 170 (S.D. Tex. 1970)	1701.01
		Sharp, Ex parte, Pat. No. 2,232,739	820

LIST OF DECISIONS CITED

	Sec. No.		Sec. No.
Shatterproof Glass Corp. v. Libbey Owens Ford Co., 758 F.2d 613, 225 USPQ 634 (Fed. Cir. 1985)	2133.03(b), 2133.03(c), 2173.05(a)	Smyth, In re, 189 F. 2d 982, 90 USPQ 106 (CCPA 1951)	716.09
Sheehan v. Doyle, 513 F. 2d 895, 185 USPQ 489, (1st Cir.) cert. denied, 423 U.S. 874; (1975); 529 F. 2d 38, 188 USPQ 545 (1st Cir.), cert. denied, 429 U.S. 987 (1976)	2300.02, 2374	Smythe, In re, 480 F. 2d 1376, 178 USPQ 279 (CCPA 1973)	2163.07(a)
Shell Development Co. v. Watson, 149 F. Supp. 279, 113 USPQ 265 (D. D.C. 1957), aff'd per curiam, 252 F. 2d 861, 116 USPQ 428 (D.C. Cir. 1958)	2106	Sneed and Young, In re, 710 F. 2d 1594, 218 USPQ 385 (Fed. Cir. 1983)	1445, 2111.01, 2145
Shepherd, In re, 172 F.2d 560, 80 USPQ 495 (CCPA 1949)	716.07	Snyder, Ex parte, 1904 C.D. 242, 110 O.G. 2636 (Comm'r Pat. 1904)	810.02
Sherwood, In re, 613 F. 2d 809, 204 USPQ 537 (CCPA 1980)	608.01(h), 2106.01, 2165.04	Sobin et al., Ex parte, 139 USPQ 528 (Bd. App. 1962)	2173.05(t)
Shimer, In re, 69 F. 2d 556, 21 USPQ 161 (CCPA 1934)	2333	Soli, In re, 317 F.2d 941, 127 USPQ 797 (CCPA 1963)	2144.02
Shindelar v. Holdeman, 628 F. 2d 1337, 207 USPQ 112 (CCPA 1980)	2138.03, 2332	Soll, In re, 97 F.2d 623, 38 USPQ 189 (CCPA 1938)	2164.03
Shohan, Ex parte, 1941 C.D. 1 (Comm'r Pat. 1940)	2307.03	Soni, In re, 54 F.3d 746, 34 USPQ2d 1684 (Fed. Cir. 1995) .	707.07(f)
Shokal, In re, 242 F.2d 771, 113 USPQ 283 (CCPA 1957)	715.03	Sorenson, Ex parte, 3 USPQ2d 1462 (Bd. Pat. App. & Inter. 1987)	2163.04, 2163.05
Sichert, In re, 566 F. 2d 1154, 196 USPQ 209 (CCPA 1977)	2107, 2107.01, 2107.02	Spada, In re, 911 F.2d 705, 15 USPQ2d 1655 (Fed. Cir. 1990)	2112.01
Silvestri v. Grant, 496 F.2d 593, 181 USPQ 706 (CCPA 1974)	2138.04	Spectra-Physics, Inc. v. Coherent, Inc., 827 F.2d 1524, 3 USPQ2d 1737 (Fed. Cir. 1987)	2164.01, 2165.02, 2165.04
Simon, In re, 302 F.2d 737, 133 USPQ 524 (CCPA 1962)	2174	Spiller, In re, 500 F.2d 1170, 182 USPQ 614 (CCPA 1974)	715.02, 715.03
Simpson, Ex parte, 218 USPQ 1020 (Bd. App. 1982)	706.03(d), 2173.05(u)	Sponnoble, In re, 405 F.2d 578, 160 USPQ 237 (CCPA 1969)	2141.02
Sinclair & Carroll Co., Inc. v. Interchemical Corp., 325 U.S. 327, 65 USPQ 297 (1945)	2144.07	Staeger, In re, 189 USPQ 284 (Comm'r Pat. 1974)	2344
Sivaramakrishnan, In re, 673 F.2d 1383, 213 USPQ 441 (CCPA 1982)	2131.02	Staeger v. Commissioner, 189 USPQ 272 (D.D.C. 1976) ...	409.03(b)
Skill Corp. v. Lucerne Products, 178 USPQ 562 (N.D. Ill. 1973), aff'd, USPQ 396, (7th Cir. 1979), cert. denied, 183 USPQ 65 (1975)	2133.03(e)(3)	Stachelin v. Secher, 24 USPQ2d 1513 (Bd. Pat. App. & Inter. 1992)	2138.04
Skinner, Ex parte, 2 USPQ2d 1788 (Bd. Pat. App. & Inter. 1986)	2142	Stalego, Ex parte, 154 USPQ 52 (Bd. App. 1966)	901.01, 2127, 2136.02
Skrivan, In re, 427 F.2d 801, 166 USPQ 85 (CCPA 1970)	2164.08	Stalego v. Heymes, 263 F. 2d 334, 120 USPQ 473 (CCPA 1959)	2307.02
Skuballa, Ex parte, 12 USPQ2d 1570 (Bd. Pat. App. & Inter. 1989)	2173.05(c)	Standard Oil Co. v. Montedison, S.p.A., 494 F.Supp. 370, 206 USPQ 676 (D.Del. 1980)	2165.01
Slayter, In re, 276 F.2d 408, 125 USPQ 345 (CCPA 1960)	715.03, 2131.02	Standish, Ex parte, 10 USPQ2d 1454 (Bd. Pat. App. & Inter. 1988)	716.03(a), 716.03(b), 2138.01
Smernoff, Ex parte, 215 USPQ 545 (Bd. App. 1982)	2137.01 2133.03(e)	Stanley, Ex parte, 121 USPQ 621 (Bd. App. 1958)	2181
Smith, Ex parte, 1888 C.D. 131, 44 O.G. 1183 (Comm'r Pat. 1888)	806.04(c)	Steele, In re, 305 F. 2d 859, 134 USPQ 292 (CCPA 1959)	2143.03, 2173.06
Smith, In re, 458 F.2d 1389, 173 USPQ 679 (CCPA 1972)	2163.05	Steenbock, In re, 83 F. 2d 912, 30 USPQ 45 (CCPA 1936)	201.11
Smith v. Bousquet, 111 F. 2d 157, 45 USPQ 347 (CCPA 1940)	2371	Steierman v. Connelly, 197 USPQ 288 (Comm'r Pat. 1976)	2138.03
Smith v. Hayashi, 209 USPQ 754 (Bd. of Pat. Inter. 1980)	2144.06	Steigerwald, Ex parte, 131 USPQ 74 (Bd. App. 1961) ...	2173.05(d)
Smith and McLaughlin, In re, 714 F. 2d 1127, 218 USPQ 976 (Fed. Cir., 1983)	2133.03(a), 2133.03(b)	Steinberg v. Seitz, 517 F. 2d 1359, 186 USPQ 209 (CCPA 1975)	2133.03(c)
Smith Davis Mfg. Co. v. Mellon, 58 F.705 (8th Cir.1893)	2133.03(e)(6)	Stemniski, In re, 444 F.2d 581, 170 USPQ 343 (CCPA 1971)	2144.09
Smolka, Ex parte, 207 USPQ 232 (Bd. App. 1980)	2136, 2136.01	Stempel, In re, 113 USPQ 77, 1957 C.D. 200, 717 O.G. 886 (CCPA 1957)	715.03
		Stencel, In re, 828 F.2d 751, 4 USPQ2d 1071 (Fed. Cir. 1987)	2111.02
		Stephens, In re, 529 F.2d 1343, 188 USPQ 659 (CCPA 1976)	2164.01
		Steppan, In re, 394 F. 2d 1013, 156 USPQ 143 (CCPA 1967)	2173.05(o)
		Stern, Ex parte, 13 USPQ2d 1379 (Bd. Pat. App. & Inter. 1987)	2144.04

MANUAL OF PATENT EXAMINING PROCEDURE

Stevens, Ex parte, 16 USPQ2d 1379 (Bd. Pat. App. & Inter. 1990)	2107.02	Tallent v. Lemoine, 204 USPQ 1058 (Comm'r Pat. 1979)	2361
Stevens, In re, 173 F.2d 1015, 81 USPQ 362 (CCPA 1949)	1504.01	Tanczyn, In re, 347 F.2d 830, 146 USPQ 298 (CCPA 1965)	715.02
Stevens, In re, 212 F.2d 197, 101 USPQ 284 (CCPA 1954)	2144.04	Taner, In re, 681 F.2d 787, 214 USPQ 678 (CCPA 1982)	2106
Stevenson v. International Trade Commission, 612 F.2d 546, 204 USPQ 276 (CCPA 1979)	2141.01(a)	Tangsrud, In re, 184 USPQ 746 (Comm'r Pat. 1973)	201.14(b)
Stewart Sys. v. Comm'r of Pat. and Trademarks 1 USPQ 2d 1879 (E.D. Va. 1986)	2258	Tanke, In re, 213 F.2d 551, 102 USPQ 93 (CCPA 1954)	2307.02
Sticker Indus. Supply Corp. v. Blaw Knox Co., 160 USPQ 177 (7th Cir. 1968)	201.11	Tansel, In re, 253 F.2d 241, 117 USPQ 188 (CCPA 1958)	706.02(l)
Stoddard, In re, 213 USPQ 386 (Comm'r Pat. 1982)	2285	Tarczy-Hornoch, In re, 397 F.2d 856, 158 USPQ 141 (CCPA 1955)	2173.05(v)
Stratoflex, Inc. v. Aeroquip Corp., 713 F.2d 1530, 218 USPQ 871 (Fed. Cir. 1983)	716.01(a), 2141, 2141.01(a), 2141.02	Teague, In re, 254 F.2d 145, 117 USPQ 284 (CCPA 1958)	715.05, 804.02
Strickland v. Glaser, 214 USPQ 549 (Comm'r Pat. 1980)	2311	Technicon Instruments Corp. v. Alpkem Corp., 664 F.Supp. 1558, 2 USPQ2d 1729 (D.Ore 1986)	2164.05(a)
Strijland, Ex parte, 26 USPQ2d 1259 (Bd. Pat. App. & Inter. 1992)	1504.01	Tennant v. Hako Minuteman, 4 USPQ 2d 1167 (N.D. Ill. 1987)	2293
Striker, In re, 182 USPQ 507, (Comm'r Pat. 1973)	409.03(b)	Tenney, In re, 254 F.2d 619, 117 USPQ 348 (CCPA 1958)	2128.01
Strong v. Gen'l Electric Co., 162 USPQ 141 (N.D. Ga. 1969) aff'd, 168 USPQ 8 (5th Cir. 1970) 168 USPQ 8 (5th Cir. 1970)	2133.03(b)	Texas Instruments Inc. v. Int'l Trade Comm'n, 988 F.2d 1165, 26 USPQ2d 1018 (Fed. Cir. 1993)	716.04
Stryker, In re, 435 F.2d 1340, 168 USPQ 372 (CCPA 1971)	715.02	Tezel v. Bellantoni, 188 USPQ 688 (Bd. Pat. Inter. 1975)	2316
Studiengesellschaft Kohle mbH v. Northern Petrochemical Co., 784 F.2d 351, 228 USPQ 837 (Fed. Cir. 1986)	804.01	Theis, In re, 610 F.2d 786, 204 USPQ 188 (CCPA 1979)	2133.03(b), 2133.03(c), 2133.03(e)(1), 2133.03(e)(3), 2133.03(e)(6)
Suh v. Hoeftle, 23 USPQ2d 1321 (Bd. Pat. App. & Inter. 1992)	2138.05	The NutraSweet Co., Ex parte, 19 USPQ2d 1586 (Bd. Pat. App. & Inter. 1991)	716.02
Sun Studs, Inc. v. ATA Equipment Leasing, 872 F.2d 978, 10 USPQ2d 1338 (Fed. Cir. 1989)	2136.02, 2136.03	Thibault, Ex parte, 164 USPQ 666 (Bd. App. 1969)	2115
Susi, In re, 440 F.2d 442, 169 USPQ 423 (CCPA 1971)	2123, 2144.08	Thompson, Ex parte, 24 USPQ2d 1618 (Bd. Pat. App. & Inter. 1992)	2121.03
Suska, In re, 589 F.2d 527, 200 USPQ 497 (CCPA 1979)	2138.03	Thompson v. Hamilton, 152 F.2d 994, 68 USPQ 161 (CCPA 1946)	2307.02
Sutter Products Co. v. Pettibone Milliken Corp., 428 F.2d 639, 166 USPQ 100 (7th Cir. 1970)	2333	Thorington et al., In re, 418 F.2d 528, 163 USPQ 644 (CCPA 1969)	804, 1504.06
Swanberg, In re, 129 USPQ 364 (Comm'r Pat. 1960)	608.01	Thorpe, In re, 777 F.2d 695, 227 USPQ 964 (Fed. Cir. 1985)	2113
Sweet, In re, 136 F.2d 722, 58 USPQ 327 (CCPA 1943)	1211.01	Thumm, Ex parte, 132 USPQ 66 (Bd. App. 1961)	716.02
Swinehart, In re, 439 F.2d 210, 169 USPQ 226 (CCPA 1971)	2173.01, 2173.05(g), 2183	Tiffin, In re, 443 F.2d 394, 170 USPQ 88 (CCPA 1971)	716.04
Switzer et al., In re, 166 F.2d 827, 77 USPQ 156 (CCPA 1948)	901.02	Tiffin, In re, 443 F.2d 394, 170 USPQ 80 (CCPA 1971)	2142
Switzer v. Sockman, 333 F.2d 935, 142 USPQ 226 (CCPA 1964)	1403, 1412.03, 2307.02	Tiffin, In re, 448 F.2d 791, 171 USPQ 294 (1971) (CCPA 1971)	716.03(a)
Sylgab Steel & Wire Corp. v. Imoco-Gateway Corp., 357 F. Supp 657, 178 USPQ 22 (N.D. Ill. 1973)	608.01(h), 2165.01	Tillotson, Ltd. v. Walbro Corp., 831 F.2d 1033, 4 USPQ2d 1450 (Fed. Cir. 1987)	1412.03
Symbol Technologies, Inc. v. Opticon, Inc., 935 F.2d 1569, 19 USPQ2d (Fed. Cir. 1991)	804, 2121.01	Titanium Metals Corp. v. Banner, 778 F.2d 775, 227 USPQ 773 (Fed. Cir. 1985)	2112.01, 2131.03, 2144.05
Tabuchi v. Nobel, 559 F.2d 1183, 194 USPQ 521 (CCPA 1977)	2404.02	Tbl-O-Matic Inc. v. Proma Produkt-Und Mktg. Gesellschaft m.b.h., 945 F.2d 1546, 20 USPQ2d 1332 (Fed. Cir. 1991)	2107.01
Taggart, In re, 115 USPQ 413, 1957 C.D. 6, 725 O.G. 397 (Comm'r Pat. 1957)	608.02	Tbma, In re, 575 F.2d 872, 197 USPQ 852 (CCPA 1978)	2106
Talbott, In re, 443 F.2d 1397, 170 USPQ 281 (CCPA 1971)	901.05, 1504.02, 2135.01	Tomlinson, In re, 363 F.2d 928, 150 USPQ 623 (CCPA 1966)	2112.02

LIST OF DECISIONS CITED

	Sec. No.	Sec. No.
Tone Brothers, Inc. v. Sysco Corp., 28 F.3d 1192, 31 USPQ2d 1321 (Fed. Cir. 1994)	2133.03(e)(6)	
Toro Co. v. L.R. Nelson Corp., 223 USPQ 636 (C.D. Ill. 1984)	2286	
Touval v. Newcombe, 194 USPQ 509 (Comm'r Pat. 1976)	2301.02	
Townsend, In re, 1913 C.D. 55 (Comm'r Pat. 1929)	720.05	
Townsend v. Smith, 36 F.2d 292, 4 USPQ 269 (CCPA 1929)	2138.04	
T.P. Lab. v. Professional Positions, Inc., 724 F.2d 965, 220 USPQ 577 (Fed. Cir. 1984)	2133.03(a), 2133.03(e)(4)	
Transco Products, Inc. v. Performance Contracting Inc., 38 F.3d 551, 32 USPQ2d 1077 (Fed. Cir. 1994)	201.11, 2107, 2165.01	
Transmatic, Inc. v. Gulton Indus. Inc., 202 USPQ 559 (6th Cir. 1979)	1504.06	
Trevette, Ex parte, 1901 C.D. 170, 97 O.G. 1173 (Comm'r Pat. 1901)	820	
Triplett v. Steinmayer, 129 F. 2d 869 54 USPQ 409 (CCPA 1942)	2371	
Tucker v. Naito, 188 USPQ 260 (Bd. Pat. Inter. 1975)	2137.01	
Tucker v. Natta, 171 USPQ 494 (Bd. Pat. Inter. 1971)	2138.06	
Tucker Aluminum Prod. v. Grossman, 136 USPQ 244 (9th Cir. 1963)	2133.03(e)(1)	
Twin Disc, Inc. v. U.S., 231 USPQ 417 (Cl. Ct. 1986)	2131.05	
Tytgat, Ex parte, 225 USPQ 907 (Bd. App. 1985)	2363.03	
UMC Elec. Co. v. United States, 816 F. 2d 647, 2 USPQ2d 1465 (Fed. Cir. 1987)	804, 2133.03(b), 2133.03(c)	
Union Carbide Corp. v. Borg-Warner Corp., 550 F. 2d 355, 193 USPQ 1 (6th Cir. 1977)	608.01(h), 2165	
United States v. Adams, 383 U.S. 39, 148 USPQ 479 (1966)	716.01(b), 716.04, 2145	
United States v. Morgan, 313 U.S. 409, 61 S. Ct. 999 (1941)	1701.01	
United States v. Teletronics, Inc., 857 F.2d 778, 8 USPQ2d 1217 (Fed. Cir. 1988)	2164.01	
United States ex rel. Touhy v. Ragen, 340 U.S. 462, 71 S. Ct. 416 (1951)	1701.01	
United States Indus. Chem. Inc. v. Carbide and Carbon Chem. Corp., 315 U.S. 668, 53 USPQ 6 (1942)	1411.02	
U.S. Industries v. Norton Co., 210 USPQ 107 (N.D. N.Y. 1980)	2004	
Ushakoff v. United States, 140 USPQ 341 (CT. Cl. 1964)	2133.03(e)(1)	
Utschig, Ex parte, 156 USPQ 156 (Bd. App. 1966)	2137.01	
Vaeck, In re, 947 F.2d 448, 20 USPQ2d 1438 (Fed. Cir. 1991)	706.02(j), 2107, 2142, 2143, 2164.01, 2164.03, 2164.08	
Valmont Industries Inc. v. Reinke Manufacturing Co., Ind., 983 F.2d 1039, 25 USPQ2d 1451 (Fed. Cir. 1993)	2184, 2186	
Vamco Machine and Tool Inc., In re, 752 F. 2d 1564, 224 USPQ 617 (Fed. Cir. 1985)	716.03(b), 2286	
Vandenberg v. Dairy Equipment Co., 740 F.2d 1560, 224 USPQ 195 (Fed. Cir. 1984)	716.06	
Vander Wal., Ex parte, 109 USPQ 119, 1956 C.D. 11, 705 O.G. 5 (Bd. Pat. App. 1955)	608.04(a)	
Van Esdonk, In re, 187 USPQ 671 (Comm'r Pat. 1975)	201.06(a), 201.16	
Van Geuns, In re, 988 F.2d 1181, 26 USPQ2d 1057 (Fed. Cir. 1993)	2145	
Van Ornum and Stang, In re, 686 F. 2d 937, 214 USPQ 761 (CCPA 1982)	804	
Van Otteren v. Hafner, 278 F. 2d 738, 126 USPQ 151 (CCPA 1960)	201.03, 2336	
Varga, Ex Parte, 189 USPQ 209 (Bd. App. 1973)	2012.01	
Vas-Cath, Inc. v. Makurkar, 935 F. 2d 1555, 19 USPQ 2d 1111 (Fed. Cir. 1991)	1504.20, 2161, 2163, 2163.02	
Venezia, In re, 530 F.2d 956, 189 USPQ 149 (CCPA 1976)	2173.05(g)	
Venner, In re, 262 F.2d 91, 120 USPQ 193 (CCPA 1958)	2144.04	
Verdegal Bros. v. Union Oil Co. of California, 814 F.2d 1051, 2 USPQ2d 1051 (Fed. Cir. 1987)	2131	
Vickers, In re, 141 F. 2d 522, 61 USPQ 122 (CCPA 1944)	2164.03	
Vogel et al., In re, 422 F.2d 438, 164 USPQ 619 (CCPA 1970)	804, 804.02, 1504.06, 2111.01	
Von Brimer v. Whirlpool Corp., 536 F. 2d 838, 190 USPQ 528 (9th Cir. 1976)	1208.03	
Von Lagenhoven, In re, 458 F. 2d 132, 173 USPQ 426 (CCPA 1972)	201.11, 2004	
Wadlinger et al., In re, 496 F. 2d 1200, 181 USPQ 826 (CCPA 1974)	1412.02	
Wagenorst, In re, 62 F. 2d 831, 16 USPQ 126, 20 CCPA 829 (CCPA 1933)	715.05	
Wagner, In re, 103 F. 2d 414, 41 USPQ 504, (CCPA 1936)	716.02	
Wahl et al. v. Rexnord, Inc., 206 USPQ 865 (3rd Cir. 1980)	1504.06	
Wakefield, In re, 422 F. 2d 897, 164 USPQ 636 (CCPA 1970)	715.02, 2173.05(i), 2173.05(n)	
Waldemar Link, GmbH & Co. v. Osteonics Corp., 32 F.3d 556, 31 USPQ2d 1855 (Fed. Cir. 1994)	706.03(o)	
Walsdorf v. Comm., 229 USPQ 559 (D.D.C. 1986)	1216.02	
Walsh v. Sakai, 167 USPQ 465 (Comm'r Pat. 1970)	2337	
Walter, In re, 618 F. 2d 758, 205 USPQ 397 (CCPA 1980)	2106, 2183, 2184	
Wands, In re, 858 F.2d 731, 8 USPQ2d 1400 (Fed. Cir. 1988)	2164.01	
Wang Laboratories Inc. v. Toshiba Corp., 993 F.2d 858, 26 USPQ2d 1767 (Fed. Cir. 1993)	2141.01(a)	
Ward, In re, 236 F. 2d 428, 111 USPQ 101 (CCPA 1956)	715.05, 804.02	
Warmerdam, In re, 33 F.3d 1354, 31 USPQ2d 1754 (Fed. Cir. 1994)	2106	
Warner, In re, 379 F.2d 1011, 154 USPQ 173 (CCPA 1967)	2142	
Water Technologies Corp. v. Calco, Ltd., 850 F.2d 660, 7 USPQ2d 1097 (Fed. Cir. 1988)	2111.03	
Watkinson, In re, 900 F. 2d 230, 14 USPQ2d 1407 (Fed. Cir. 1990)	1201, 1402, 1450	
Watson, In re, 517 F.2d 465, 186 USPQ 11 (CCPA 1975)	2107, 2107.02	

MANUAL OF PATENT EXAMINING PROCEDURE

Watson v. Allen, 117 USPQ 68 (D.C. Cir. 1957)	2133.03(e)(3), 2133.03(e)(7)
Waugh, In re, 135 F. 2d 627, 57 USPQ 371 (CCPA 1943)	819
Waymouth, In re, 499 F.2d 1273, 182 USPQ 290 (CCPA 1974)	716.02
Webb, In re, 916 F. 2d 1553, 16 USPQ2d 1433 (Fed. Cir. 1990)	1504.01
Weber, In re, 405 F.2d 1403, 160 USPQ 549 (CCPA 1969)	716.07
Weber et al., In re, 580 F. 2d 455, 198 USPQ 328 (CCPA 1978)	803
Weiler et al., In re, 790 F. 2d 1576, 229 USPQ 673 (Fed. Cir. 1986)	1414.03
Weiss, Ex parte, 159 USPQ I22, 852 O.G. 255, (Bd. App. 1967)	901.05, 1504.02
Weiss, In re, 989 F.2d 1202, 26 USPQ2d 1885 (Fed. Cir. 1993)	2111.01
Weldeck v. Lewis, 120 USPQ 88 (Comm'r Pat. 1955)	2309.01
Wells v. Fremont, 177 USPQ 22 (Bd. Pat. Inter. 1972)	2138.05
Wende v. Horine, 225 F. 501 (7th Cir. 1915)	2133.03(b)
Wertheim, In re, 541 F.2d 257, 191 USPQ 90 (CCPA 1976)	2144.05, 2163.04, 2163.05
Wertheim, In re, 646 F.2d 527, 209 USPQ 554 (CCPA 1981)	2136.03
Western Elec. Co. v. Piezo Technology, Inc., 860 F. 2d 428, 8 USPQ 2d 1853 (Fed. Cir 1988)	1701.01
Weston, Ex parte, 1911 C.D. 218, 173 Q.G. 285 (Comm'r Pat. 1911)	810.02
Wetmore v. Quick, 536 F. 2d 631, 190 USPQ 223 (CCPA 1976)	2138.05, 2308.02
Wetterau, In re, 356 F.2d 556, 148 USPQ 499 (CCPA 1966)	804
White, Ex parte, 759 O.G. 783 (Bd. App. 1958)	2173.05(o)
White et al., In re, 405 F. 2d 904, 160 USPQ 417 (CCPA 1969)	804
White Consolidated Industries v. Vega Servo-Control, Inc., 713 F. 2d 788, 218 USPQ 961 (Fed. Cir. 1983); 214 USPQ 796 (S.D. Mich. 1982)	608.01(p), 2106.02
Woods v. Tsuchiya, 207 USPQ 228 (Comm'r Pat. 1979)	2316
Whitelaw, Ex parte, 1915 C.D. 18, 219 O.G. 1237 (Comm'r Pat. 1914)	2173.05(n)
Whittle, In re, 454 F.2d 1193, 172 USPQ 535 (CCPA 1972)	2136.05
Wiechert, In re, 370 F.2d 927, 152 USPQ 247 (CCPA 1967)	2144.09
Wiesner v. Weigert, 666 F.2d 582, 212 USPQ 721 (CCPA 1981)	2138.05
Wiggins, In re, 488 F.2d 538, 179 USPQ 421 (CCPA 1973)	2121.02, 2131.04, 2173.02, 2173.05(a)
Wildier, In re, 563 F.2d 457, 195 USPQ 426 (CCPA 1977)	2144.09
Wildier, In re, 736 F. 2d 1516, 222 USPQ 369 (Fed. Cir. 1984)	1402, 2163.05
Wilkinson, In re, 304 F.2d 673, 134 USPQ 171 (CCPA 1962)	715.07
Willien, In re, 74 F. 2d 550, 24 USPQ 210 (CCPA 1935)	715
Willingham, In re, 282 F. 2d 353, 127 USPQ 211 (CCPA 1960)	714.19, 1302.04, 1412.02
Wilson, In re, 311 F.2d 266, 135 USPQ 442 (CCPA 1962)	2124
Wilson, In re, 424 F. 2d 1382, 165 USPQ 494, (CCPA 1970)	2143.03, 2173.06
Wilson v. Yakel, 1876 C.D. 245 (Comm'r Pat. 1876)	2301.02
Winkhaus, In re, 527 F.2d 637, 188 USPQ 129 (CCPA 1975)	2173.05(q)
Winkler v. Guglielmino, Appeal No., 89-1571 (Fed. Cir. May 9, 1990) (unpublished)	2333
Wirt, Ex parte, 1905 C.D. 247, 117 O.G. 599 (Comm'r Pat. 1905)	714.13
Wiseman, In re, 596 F. 2d 1019, 201 USPQ 658 (CCPA 1979)	2106.02, 2141.02, 2145
Wittry, In re, 489 F. 2d 1299, 180 USPQ 320 (CCPA 1974)	1414.01
W.L. Gore & Associates, Inc. v. Garlock, Inc., 721 F.2d 1540, 220 USPQ 303 (Fed. Cir. 1983), cert. denied, 469 U.S. 851 (1984)	2132, 2133.03(a), 2141.01, 2141.02, 2165.04, 2173.05(a)
Woody, In re, 331 F. 2d 636, 141 USPQ 518 (CCPA 1964)	2107.02
Woodruff, In re, 919 F.2d 1575, 16 USPQ2d 1934 (Fed. Cir. 1990)	2144.05
Worrest, In re, 201 F. 2d 930, 96 USPQ 381 (CCPA 1953)	2173.05(k)
Wright, 1876 C.D. 217, 10 O.G. 587 (Comm'r Pat. 1876)	1410.01
Wright, In re, 569 F.2d 1124, 193 USPQ 332 (CCPA 1977)	2125, 2145
Wright, In re, 866 F.2d 422, 9 USPQ2d 1649 (Fed. Cir. 1989)	2163.03
Wright, In re, 999 F.2d 1557, 27 USPQ2d 1510 (Fed. Cir. 1993)	2107, 2164.03, 2164.04, 2164.05(a)
Wu, Ex parte, 10 USPQ 2031 (Bd. Pat. App. & Inter. 1989)	2144.04, 2173.05(h)
Wu v. Jucker, 167 USPQ 467 (Bd. Pat. Inter. 1968)	2138.05, 2138.06
Wyer, In re, 655 F. 2d 221, 210 USPQ 790 (CCPA 1981)	901.05, 2127, 2128
Yale, In re, 434 F.2d 66, 168 USPQ 46 (CCPA 1970)	716.07
Yamamoto et al., In re, 740 F. 2d 1569, 222 USPQ 934 (Fed. Cir. 1984)	2258
Yardley, In re, 181 F. 2d 331, 181 USPQ 331 (CCPA 1974)	1512
Yarn Processing Patent Validity Litigation, 183 USPQ 65 (5th Cir. 1974)	2128.01
Yoshino, Ex parte, 227 USPQ 52 (Bd. Pat. App. & Inter. 1985)	2141.01
Young, Ex parte, 18 Gour. 24	1213.01
Young, In re, 75 F.2d 966, 25 USPQ 69 (CCPA 1935)	2115
Young, In re, 927 F.2d 588, 18 USPQ2d 1089 (Fed. Cir. 1991)	2143.01
Young v. Dworkin, 489 F.2d 1277, 180 USPQ 388 (CCPA 1974)	2138.03
Yuasa Battery v. Comm'r, 3 USPQ 2d 1143 (D.D.C. 1987)	2279
Zahn, In re, 617 F. 2d 261, 204 USPQ 988 (CCPA 1980)	1503.02

LIST OF DECISIONS CITED

	Sec. No.		Sec. No.
Zechall, Ex parte, 194 USPO 461 (Bd. App. 1973)	2106, 2164.05(a)	Ziegler, In re, 992 F2d 1197, 26 USPO2d 1600 (Fed. Cir. 1993)	2106, 2107, 2107.01, 2163.03
Zenitz, In re, 333 F2d 924, 142 USPO 158 (CCPA 1964)	716.02(f)	Zimmerley, Ex parte, 153 USPO 367 (Bd. App. 1966)	2181
Zickendraht, In re, 319 F. 2d 225, 138 USPO 22 (CCPA 1963)	804, 804.03	Zletz, In re, 893 F2d 319, 13 USPO2d 1320 (Fed. Cir. 1989)	715, 2106, 2111.01, 2171, 2173.05(a)
Ziegler, In re, 443 F. 2d 1211, 170 USPO 129 (CCPA 1971)	804		

