

# Appendix II List of Decisions Cited

	Sec. No.
Abbot v. Coe, 1940 C.D. 13, 512 O.G. 3.....	716
Abbot, Ex parte, 133 USPQ 411.....	1208.01
Ackermann, In re, 170 USPQ 340, 58 CCPA 1405.....	706.03(w)
Adams, Ex parte, Pat. No. 1,789,921.....	608.04(b)
Admiral Corp. v. Zenith Radio Corp., 131 USPQ 456.....	2001, 2011
Ahlbrecht, In re, 168 USPQ 293.....	201.11
Ahlert, In re, 57 CCPA 1023, 165 USPQ 418.....	706.02(a)
Ahress v. Gray, 1931 C.D. 9.....	201.13
Akron Brass Co. v. Elkhart Brass Mfg. Co., 147 USPQ 301.....	2125.03
Altenpohl, In re, 198 USPQ 289.....	2053, 2122
Altenpohl v. Diamond, D.D.C.....	2122
American Infra-Red Radiant Co., Inc. v. Lambert Industries Inc., 149 USPQ 722.....	901.05
Amphenol Corp. v. Gen'l Time Corp., 158 USPQ 113.....	2125.03
Anderson Co. v. Trico Products Corp., 122 USPQ 52.....	2124
Andrews v. Hovey, 123 U.S. 267.....	2121
Andrews v. Wickenden, 1952 C.D. 176, 659 O.G. 305.....	1101.02(f)
Appeal No. 194-38, 1966 C.D. 31, 152 USPQ 70.....	901.05(b)
Appeal No. 242-47, 196 USPQ 828.....	901.05(b)
Application Filed Nov. 16, 1945, In re, 1951 C.D. 1, 646 O.G. 5.....	904.01(a)
Application Papers Filed July 13, 1950, 693 O.G. 136, 1955 C.D. 3.....	1214.01
Application Papers Filed Sept. 10, 1954, In re, 108 USPQ 340.....	409.03(c)
Application Papers Filed Jan. 20, 1956, In re, 706 O.G. 4.....	714.07
Arbeit, In re, 1953 C.D. 409, 677 O.G. 843.....	706.03(c)
Argoudelis, In re, 168 USPQ 99.....	608.01(p)
Armour & Co. v. Swift & Co., 175 USPQ 70.....	2001.06(b) 2004, 2011
Armstrong, In re, 1960 C.D. 422, 759 O.G. 4.....	716
Arzberger, In re, 1940 C.D. 653, 521 O.G. 272.....	1601
Attwood, In re, 1958 C.D. 204, 730 O.G. 790.....	716
Automatic Weighing Mach. Co. v. Pneumatic Scale Corp., Limited, 1909 C.D. 498, 139 O.G. 991.....	715.07
Ayers, Ex parte, 108 USPQ 444.....	608.04(a)
Azaplate Corp. v. Silverlith, 180 USPQ 616.....	2126.01
Badger, Ex parte, 1901 C.D. 195, 97 O.G. 1596.....	608.02(f)
Ball, Ex parte, 1953 C.D. 4, 675 O.G. 5.....	706.03(c)
Bandel, In re, 146 USPQ 389.....	1101.01(i)
Bass, In re, 177 USPQ 178.....	2004
Barber, In re, 1936 C.D. 184, 465 O.G. 724.....	1504
Barr, In re, 58 CCPA 1389, 170 USPQ 330.....	706.02(a), 706.03(c)
Beck, In re, 1946 C.D. 398, 590 O.G. 357.....	715.01(b)
Becker v. Patrick, 47 USPQ 314.....	1105.03
Beckman Instruments, Inc. v. Chemtronics, Inc., 165 USPQ 355, cert. denied 168 USPQ 1.....	2011
Beik and Thiele, Ex parte, 161 USPQ 795.....	901.05, 901.05(b)
Bendix Corp. v. Balax, 164 USPQ 485.....	901.05
Benke, Ex parte, 1904 C.D. 63, 108 O.G. 1588.....	811.02
Benson, In re, 1959 C.D. 5, 744 O.G. 353.....	608.01, 714.07
Bergel, In re, 130 USPQ 206.....	608.01(p)
Bergstrom v. Sears, Roebuck & Co., 199 USPQ 269.....	2124, 2125.02
Bernard, In re, 748 O.G. 282, 123 USPQ 387.....	409.03(j)
Bernhart, In re, 57 CCPA 737, 163 USPQ 611.....	706.03(j)
Berry, In re, 137 USPQ 353.....	716
Bird Provisions Co. v. Owens Country Sausage, 197 USPQ 134.....	2125.02
Blanchard v. Ooms, 1946 C.D. 22, 585 O.G. 175.....	716
Blaisdell, In re, 113 USPQ 289.....	2124, 2125.02, 2128.01, 2128.02, 2128.03
Blattner, In re, 114 USPQ 299.....	806.04(i)
Blicke v. Treves, 112 USPQ 472.....	608.01(p)
Blonder-Tongue Laboratories, Inc. v. University of Illinois Foundation, 169 USPQ 513.....	2012.01, 2040.02
Blum, In re, 852 O.G. 1045, 153 USPQ 177.....	1503.01, 1503.02
Board of Appeals decision in Patent File No. 412.....	1610
Boiler, In re, 141 USPQ 740, 51 CCPA 1484.....	706.03(c)
Bolkcom v. Carborandum Co., 187 USPQ 446.....	2001, 2003
Bonine v. Bliss, 1919 C.D. 75, 265 O.G. 306.....	1101.02
Bonnie-B Co. Inc., Ex parte, 1923 C.D. 42, 313 O.G. 453.....	104
Boon, In re, 58 CCPA 1035, 169 USPQ 231.....	706.02(a)
Bestwick, In re, 41 USPQ 279.....	1401.08
Bourne v. Jones, 98 USPQ 206.....	2128.06
Bowditch v. Todd, 1902 C.D. 27, 98 O.G. 792.....	1105.02
Bowyer, Ex parte, 1939 C.D. 5, 505 O.G. 759.....	715.07(b), 1212
Brailsford v. Lavet, 138 USPQ 28.....	1105.02
Brenner v. Ebbert, 157 USPQ 609, 398 F. 2d 762.....	712
Brenner v. State of Israel, 862 O.G. 661, 158 USPQ 384.....	201.14, 1402
Brown, In re, 173 USPQ 685.....	706.03(e)
Buchenberg, Ex parte, 1924 C.D. 55, 327 O.G. 216.....	1214.06
Buchli v. Rasmussen, 1925 C.D. 75, 339 O.G. 223.....	1105.02
Buck v. Ooms, 1947 C.D. 33, 602 O.G. 177.....	716
Bueche-Roose, Ex parte, 100 USPQ 439.....	201.14(a)
Bullard & Co. v. Coe, 1945 C.D. 13, 573 O.G. 547.....	716
Bullier, Ex parte, 1899 C.D. 155.....	709.01
Bullock, Ex parte, 1907 C.D. 93, 127 O.G. 1580.....	706.03(c)
Burke, Ex parte, 1934 C.D. 5, 441 O.G. 509.....	706.03(y)
Barrowes, Ex parte, 1904 C.D. 155, 110 O.G. 599.....	1214.01
Campbell, In re, 1954 C.D. 191, 101 USPQ 406.....	201.06, 1503.01
Card and Card, Ex parte, 1904 C.D. 383, 112 O.G. 499.....	1101.02
Cardinal of Adrian v. Peerless Wood Products, 185 USPQ 712.....	2126.01
Carey v. The New Home Sewing Machine Co., 1901 C.D. 165, 97 O.G. 1171.....	1309.02
Carlson, In re, 1936 C.D. 95, 462 O.G. 479.....	715.04
Cartier v. Blackburn, 201 USPQ 544.....	2053
Castaing, In re, 166 USPQ 550.....	706.03(d)
Cataphote Corp. v. Desoto Chemical Coatings, 148 USPQ 527.....	2125.03, 2128.04
Cavallito, In re, 127 USPQ 202.....	608.01(p)
Cebalo, In re, 201 USPQ 395.....	2053
Chandler, In re, 117 USPQ 361, 45 CCPA 911.....	706.03(f)
Chandler, In re, 138 USPQ 138, 50 CCPA 1422.....	706.03(f)
Chemithon Corp. v. Procter & Gamble Co., 159 USPQ 139, aff'd 165 USPQ 678.....	2121
Chevenard, In re, 1944 C.D. 141, 560 O.G. 196.....	706.02(a)
Chicopee Mfg. Corp. v. Columbus Fiber Mills Co., 118 USPQ 53.....	2125.03
Chicopee Mfg. Corp. v. Kendall Co., 129 USPQ 90.....	2126.01
Chilowsky, In re, 1956 C.D. 155, 704 O.G. 213.....	716
Chromalloy American Corp. v. Alloy Surfaces Co., 173 USPQ 295.....	2001.02, 2004, 2011, 2125.03
Christie v. Seybold, 1893 C.D. 515, 64 O.G. 1650.....	715.07(a)
Citron, In re, 139 USPQ 516.....	608.01(p)
City of Elizabeth v. American Nicholson Paving Co., 97 U.S. 126.....	2125.02, 2128.01, 2128.03
Clamp, In re, 151 USPQ 423.....	201.13
Clark, In re, 187 USPQ 209.....	2011, 2012, 2012.01
Clifford, Ex parte, 49 USPQ 152.....	901.02
Cloud v. Standard Packaging Corp., 153 USPQ 317.....	2128.01
Cogar v. Schuyler, 173 USPQ 389.....	409.03(i)
Cohn, In re, 169 USPQ 95.....	706.03(d)
Collier, In re, 158 USPQ 266.....	706.03(d)
Comstock, Ex parte, 1923 C.D. 82, 317 O.G. 4.....	1214.01
Consolidated Fruit Jar Co. v. Wright, 94 U.S. 92.....	2125.03
Continental Can Company, Inc. v. Schuyler, 168 USPQ 625.....	201.06(a), 201.11, 1216.01
Cook and Merigold, In re, 169 USPQ 298.....	706.03(z)
Corning Glass Works v. Anchor Hocking Glass Corp., 149 USPQ 99.....	2001
Corning Glass Works v. Brenner, 175 USPQ 516.....	700.03(q), 2004
Corning Glass Works v. Schuyler, 169 USPQ 193.....	2004
Craig, In re, 162 USPQ 157, 56 CCPA 1438.....	706.03(w)
Creceles, In re, 1937 C.D. 112, 474 O.G. 465.....	716
Crosby, In re, 1947 C.D. 35, 595 O.G. 5.....	716
Crowell, In re, 1930 C.D. 360, 397 O.G. 3.....	1214.01
C.T.S. Corp. v. Electro Mat'ls, 202 USPQ 22.....	2125.03
C.T.S. Corp. v. Piher Int'l Corp., 201 USPQ 649.....	2125.04
Cutter Co. v. Metropolitan Electric Mfg. Co., 275 Fed. 158.....	603.01
Dale Electronics Inc. v. R.C.L. Electronics, Inc., 180 USPQ 235.....	608.01(h), 2004

Dart Industries v. E. I. du Pont de Nemours & Co., 179 USPQ 392.....	2121, 2122, 2125.01, 2128.01
Delgar Inc. v. Schuyler, 172 USPQ 513.....	711.03(c)
Delavoye, Ex parte, 1906 C.D. 320, 124 O.G. 626.....	604.02
Dea Beste v. Martin, 1958 C.D. 178, 729 O.G. 724.....	1105.04
Des Granges, Ex parte, 864 O.G. 712.....	707.07(d)
Diamond v. Chakrabarty, 206 USPQ 193.....	2105
Diohstein v. Seventy Corp., 187 USPQ 138.....	2124
Dietrich, In re, 138 USPQ 128.....	608.01(p)
Dietzel v. Comm. of Pat. and TM.....	506, 605.04
Digital Equipment Corp. v. Parker, BNA PTCJ No. 476, p. A-1.....	2053, 2122
Dodson, In re, 130 USPQ 224.....	608.01(p)
Doll, In re, 164 USPQ 218.....	1412.03
Donnell, Ex parte, 1923 C.D. 54, 315 O.G. 398.....	806.05(b), 820.01
Donovan, Ex parte, 1890 C.D. 109, 52 O.G. 309.....	715.07
Dotter, Ex parte, 12 U.S.P.Q. 382.....	706.03(y)
Drawbaugh v. Seymour, 1896 C.D. 527.....	2040
Dreshfield, In re, 1940 C.D. 351, 518 O.G. 255.....	706.03(z)
Dreyfus and Whitehead, In re, 1935 C.D. 386, 457 O.G. 479.....	706.03(e)
Dunlop Holdings v. Ram Golf Corp., 188 USPQ 481.....	2121, 2124, 2125.02, 2127
Dybel, In re, 187 USPQ 593.....	2124, 2125.01, 2128, 2128.01, 2128.02
Earl v. Love, 1909 C.D. 56, 140 O.G. 1209.....	1102.01(a)
Eckey v. Watson, 122 USPQ 5, 1959 C.D. 119.....	1214.03
Edgerton v. Kingsland, 75 USPQ 307.....	706.03(w)
Egbert v. Lippmann, 104 U.S. 333.....	2125.02, 2128.01
Eggen, Ex parte, 1911 C.D. 213, 172 O.G. 1091.....	403.01, 403.02
Ekenstam, In re, 1958, C.D. 402, 118 USPQ 349.....	901.05, 901.05(b)
Electric Storage Battery Co. v. Shimadzu, 307 U.S. 5.....	2121
Elliott, Ex parte, 1904 C.D. 103, 109 O.G. 1337.....	608.02(g)
Elmwood Liquid Products Inc. v. Singleton Packing Corp., 170 USPQ 398.....	2011
Emerson v. Beach, 103 U.S.P.Q. 45, 691 O.G. 170, 1955 C.D. 34.....	1101.02(f)
Facius, In re, 161 USPQ 294, 56 CCPA 1348.....	715.01(c)
Fassett, 1877 C.D. 32.....	1420
Faulkner v. Baldwin Piano and Organ Co., 195 USPQ 410.....	2004, 2126.01
Ferguson, Ex parte, 117 USPQ 229.....	608.01(p)
Ferris v. Tuttle, 1940 C.D. 5, 521 O.G. 523.....	715.06, 1101.03
Fessmann, In re, 180 USPQ 324.....	706.03(e)
Field v. Knowles, 86 USPQ 373.....	2125.01
Fielder, In re, 176 USPQ 300.....	2124, 2128
Finley, In re, 1949 C.D. 284, 624 O.G. 262.....	716
Fischer, In re, 1942 C.D. 295, 538 O.G. 503.....	706.02(a)
Fischer & Porter Co. v. Corning Glass Works, 181 USPQ 399.....	1701.01
Fisher, In re, 166 USPQ 18.....	706.03(d), 706.03(w)
Fisher, In re, 171 USPQ 292.....	1216.01
Flick-Reedy Corp. v. Hydro-Line Manufacturing Co., 146 USPQ 694.....	608.01(h)
Flint, In re, 141 USPQ 299, 51 CCPA 1230.....	706.02
Flint, In re, 162 USPQ 228, 56 CCPA 1300.....	706.03(1)
Forsyth v. Richards, 1905 C.D. 115, 115 O.G. 1327.....	1105.02
Foster, Ex parte, 1903 C.D. 213, 105 O.G. 261.....	715.04
Foster, In re, 145 USPQ 166.....	2122, 2124, 2125.01, 2127, 2129
Fouche, In re, 169 USPQ 429.....	608.01(p)
Fox, Ex parte, 1960 C.D. 28, 761 O.G. 906.....	608.04(a)
Fox Typewriter Co. v. Corona Typewriter Co., 282 F. 502.....	1401.08
Freeman, In re, 177 USPQ 139.....	2124
Frey, In re, 1950 C.D. 362, 639 O.G. 5.....	1101.02(f)
Fried, In re, 136 USPQ 429, 50 CCPA 954.....	706.03(w)
Fried, In re, 141 USPQ 27, 51 CCPA 1118.....	608.01(p)
Fried v. Murray et al., 1959 C.D. 311, 746 O.G. 563.....	1105.04
Friette and Weisz, In re, 162 USPQ 163.....	715.01(b)
Fuge, In re, 124 USPQ 105.....	901.05
Fuller, In re, 1929 C.D. 172, 388 O.G. 279.....	706.03(c)
Fuak, Seed & Kalo Co., 333 U.S. 127.....	2105
Gabriel, In re, 203 USPQ 463.....	2021, 2021.03, 2040.01, 2053
Gandy v. Main Belting Co., 143 USPQ 587.....	2125.04
Gay, In re, 135 USPQ 311.....	608.01(h)
Gazave, In re, 154 USPQ 92.....	608.01(p)
Gelder v. Henry, 77 U.S.P.Q. 223.....	1105.02
General Electric Company v. Brenner, 159 USPQ 335, 407 F. 2d 1258.....	608.01(p)
General Electric v. United States, 206 USPQ 260.....	2121, 2125.01, 2125.03
General Motors Corp. v. Bendix Aviation Corp., 102 USPQ 58.....	2128.04
Gibbs, In re, 168 USPQ 578.....	706.03(a)
Gillman v. Stern, 46 USPQ 430.....	2125.02
Glass, In re, 181 USPQ 31.....	608.01(h)
Goldman, In re, 205 USPQ 1086.....	2126.01
Good, Ex parte, 1911 C.D. 43, 164 O.G. 789.....	608.02(d)
Gould v. United States, 198 USPQ 156.....	2128.01
Gourtoff, Ex parte, 1924 C.D. 153, 329 O.G. 536.....	707.13, 710.06
Graham v. John Deere, 148 USPQ 459.....	706, 2105
Gramme Electric Co. v. Arnoux and Hochhausen Elec- tric Co., 1883 C.D. 418.....	901.05
Gray, In re, 115 USPQ 80.....	409.03(f)
Grayson, Ex parte, 51 U.S.P.Q. 413.....	706.03(a)
Greenawalt v. Mark, 1904 C.D. 352, 111 O.G. 2224.....	1105.04
Greenawalt v. Stanley, 12 USPQ 122.....	2125.03
Greenfield, In re, 1930 C.D. 531, 400 O.G. 226.....	1214.01
Gresselin, Ex parte, 1896 C.D. 39, 76 O.G. 1573.....	716
Grier, Ex parte, 1923 C.D. 27, 309 O.G. 223.....	706.04, 820
Griswold, In re, 150 USPQ 804.....	804.02
Gruschwitz, Ex parte, 1963 C.D. 859, 138 USPQ 505.....	706.03(e), 901.05, 901.05(b)
Gunter, In re, 1942 C.D. 332, 538 O.G. 744.....	706.02(e)
Gustafson, In re, 51 CCPA 1358, 141 USPQ 585.....	706.03(f)
Gwinn, Ex parte, 112 USPQ 439.....	706.03(a)
Hass, In re, 198 USPQ 334.....	803
Hall, In re, 41 CCPA 759, 100 USPQ 46.....	706.03(i)
Hall v. Macneale, 107 U.S. 90.....	2125.02, 2128.01
Halleck, In re, 164 USPQ 647, 57 CCPA 954.....	706.03(c)
Halliburton v. Dow Chemical, 182 USPQ 178.....	20004
Haller, Ex parte, 103 USPQ 332.....	901.05
Hammack, In re, 166 USPQ 209.....	706.03(d)
Hammell, In re, 1964 C.D. 733, 808 O.G. 25.....	709.01
Harris, Ex parte, 79 USPQ 439.....	707.05(f)
Harrison, Ex parte, 129 USPQ 172.....	608.01(p)
Hartley, Ex parte, 1908 C.D. 224.....	720.05
Hartop, In re, 135 USPQ 419.....	608.01(p)
Hawkins, In re, 179 USPQ 157.....	608.01(p)
Hawkins, In re, 179 USPQ 163.....	608.01(p)
Hawkins, In re, 179 USPQ 167.....	608.01(p)
Hay, Ex parte 1909 C.D. 18, 139 O.G. 197.....	706.04
Hazel-Atlas Glass Co. v. Hartford-Empire Co., 61 USPQ 241.....	2001
Hazeltine Research, Inc. v. Brenner, 147 USPQ 429 (1965).....	706.02, 715.01
Healy, Ex parte, 1898 C.D. 157, 84 O.G. 1281.....	806.04(b)
Heany, In re, 1911 C.D. 138.....	2012, 2012.01
Heinz, In re, 1910 C.D. 292, 151 O.G. 1014.....	1214.01
Heinze, Ex parte, 1919 C.D. 67, 265 O.G. 145.....	602.05
Hellbaum, In re, 152 USPQ 571.....	706.03(w)
Hengehold, In re, 169 USPQ 473.....	821, 1201
Henrich, In re, 1959 C.D. 353, 747 O.G. 793.....	716
Henrikson, In re, 1958 USPQ 224, 853 O.G. 17.....	201.11
Henry v. Francetown Soap-Stone Co., 2 F.78.....	2125.03
Heritage, In re, 1950 C.D. 419, 86 USPQ 160.....	901.02
Heritage Pat. No. 2,375,414, Ex parte, decided Jan. 26, 1944.....	819.01
Herr, In re, 153 USPQ 548, 54 CCPA 1315.....	706.03(w)
Herrick, In re, 1958 C.D. 1, 727 O.G. 4.....	706.03(k)
Herrmann, In re, 1959 C.D. 159, 739 O.G. 549.....	707.07(f)
Hilmer, In re, 833 O.G. 13, 149 USPQ 480.....	715.01, 1101.02(a)
Hirschler, Ex parte, 110 U.S.P.Q. 384.....	715.01(c)
Hitchings, In re, 144 USPQ 637.....	608.01(p)
Hobbs v. United States, 171 USPQ 713.....	2121, 2124, 2125.01, 2125.03
Hoch, In re, 166 USPQ 406, 57 CCPA 1292.....	706.02
Hollingsworth, In re, 1958 C.D. 210, 730 O.G. 282.....	716
Hoogendam, Ex parte, 1939 C.D. 3, 499 O.G. 3.....	706.07
Hoover Co., In re, 1943 C.D. 338, 553 O.G. 365.....	1109.01

Hotel Security Checking Co. v. Lormiss Co., 160 Fed. 467.....	706.03(a)
Hough, In re, 703 O.G. 200.....	409.03(g)
Hovind v. Asari, 134 USPQ 162, 305 F.2d 747.....	201.11
Hughes, In re, 182 USPQ 106 (CCPA 1974).....	706.03(e)
Hunt Co. v. Mallinckrodt, 83 U.S.P.Q. 277.....	201.11
Hunter, Ex parte, 1889 C.D. 218; 49 O.G. 733.....	715.07(a)
Hutchinson, In re, 69 USPQ 138, 33 CCPA 879.....	706.03(c)
Ingan, Ex parte, 1911 C.D. 10, 162 O.G. 538.....	706.03(g)
Ionta, Ex parte, 171 USPQ 50.....	901.05, 901.05(b)
Indiana General Corp. v. Krystinel Corp., 161 USPQ 82.....	608.01(h)
Inove, In re, 171 USPQ 634.....	201.14(a)
Intermountain Research and Engr. Co. Inc. v. Hercules Inc., 171 USPQ 577.....	2012
Int'l Tooth Crown Co. v. Gaylord, 140 U.S. 55.....	2128.01
Interroyal Corp. v. Simmons Co., 204 USPQ 562.....	2125.03, 2128.02
Irwin, Ex parte, 1928 C.D. 13, 367 O.G. 701.....	604.02
Jewett, In re, 1957 C.D. 420, 724 O.G. 225.....	716
John Deere Co. of Kansas City v. Graham, 142 USPQ 243, affirmed 148 USPQ 459.....	2001
Johns-Manville Corp. v. Certain-Teed Corp., 146 USPQ 152.....	2125.03, 2128.02
Joly, In re, 153 USPQ 45.....	608.01(p)
Jones, Ex parte, 1924 C.D. 59, 327 O.G. 681.....	709.01
Jones, In re, 153 USPQ 77, 54 CCPA 1218.....	706.03(a)
Josserand, In re, 89 USPQ 371.....	2125.01, 2125.03, 2128.01
Joyce, In re, 1958 C.D. 2; 727 O.G. 4.....	706.03(k)
Kaghan, In re, 156 USPQ 130, 55 CCPA 844.....	706.03(w)
Kahn, In re, 202 USPQ 772.....	2012.01, 2040.02
Kaiser Industries Corp. v. Jones & Laughlin Steel Corp., 185 USPQ 343.....	2012.01
Kanter, In re, 158 USPQ 331.....	706.03(q)
Katz, In re, 167 USPQ 487, 58 CCPA 713.....	706.03(w)
Kawai v. Metlesics, 178 USPQ 158.....	1105.04
Kellogg Switchboard & Supply Co., The, In re, 1906 C.D. 274.....	106
Kingsland v. Dorsey, 83 USPQ 330.....	2001, 2010.02
Kirchner, In re, 134 USPQ 324.....	1105.04
Kirk, In re, 153 USPQ 48.....	608.01(p)
Klein, In re, 1930 C.D. 2, 393 O.G. 519.....	201.08
Kluis, Ex parte, Board of Appeals decision in Plant Patent File 707.....	1604
Knell v. Mueller, 174 USPQ 460.....	1105.02
Knohl, In re, 155 USPQ 586.....	804.02
Koehring v. Nat'l Automatic Tool Co., 149 USPQ 890.....	2128.01
Komonak, Ex parte, 1940 C.D. 1, 512 O.G. 739.....	201.09
Kotler, Ex parte, 1901 C.D. 62, 95 O.G. 2684.....	608.01(o)
Krimmel, In re, 130 USPQ 215.....	608.01(p)
Kubicek, In re, 200 USPQ 545.....	2053
Kuehl, In re, 177 USPQ 250.....	706.03(q)
Kulieke, In re, 1960 C.D. 281, 756 O.G. 288.....	716
Lafferty, Ex parte, 190 USPQ 202.....	1403
Land and Rogers, In re, 151 USPQ 621.....	706.03(c)
Lang, In re, 203 USPQ 943.....	2053
Langer v. Kaufman, 175 USPQ 172.....	2011
Langsett v. Marmet Corp., 141 USPQ 903.....	2125.01, 2128.02
Lanham, Ex parte, 135 USPQ 106.....	608.01(p)
Lantzke, Ex parte, 1910 C.D. 100, 156 O.G. 257.....	810.01
Lascell, Ex parte, 1884 C.D. 66, 29 O.G. 861.....	711.01
Lawrence, Ex parte, 1946 C.D. 1, 70 USPQ 326.....	1505
Lee-Boy Manufacturing Co. v. Puckett, 202 USPQ 573.....	1442.05
Leihman, Ex parte, 137 Ms 336, Pat. No. 1,581,937.....	608.04(b)
Lemieux, Ex parte, 1957 C.D. 47, 725 O.G. 4.....	715.01(c)
Lewin, Ex parte, 140 USPQ 70.....	608.01(p)
Lily v. Brenner, 153 USPQ 95, 375 F. 2d 599.....	715.01
Lincoln Engineering Co. v. Stewart-Warner Corp., 303 U.S. 545, 37 USPQ 1.....	706.03(j)
Links, Ex parte, 184 USPQ 429.....	901.05(b)
Lintner, In re, 173 USPQ 560.....	2124
Ljungstrom, Ex parte, 1905 C.D. 541, 119 O.G. 2335.....	814
Loewenbach, Ex parte, 1904 C.D. 170, 110 O.G. 857.....	819
Lohman, Ex parte, 1912 C.D. 336, 184 O.G. 287.....	1503.02
Lorenz v. Colgate-Palmolive Peet Co., 77 USPQ 138.....	2121
Lorenz, In re, 134 USPQ 312.....	608.01(p)
Luck, In re, 177 USPQ 523.....	706.03(e)
Ludwick, In re, 1925 C.D. 308, 339 O.G. 393.....	706.03(g)
Lund, In re, 153 USPQ 625, 54 CCPA 1361.....	608.01(p), 901.02
Lurelle Guild, In re, 1953 C.D. 310, 677 O.G. 5.....	716
Mabon v. Sherman, 73 USPQ 378.....	1105.02
Magnetics v. Arnold Eng'g Co., 168 USPQ 292.....	2128.03, 2128.06
Malcolm, In re, 1942 C.D. 589, 543 O.G. 440.....	706.03(a)
Manning v. Cape Ann Icinglass & Glue Co., 108 U.S. 462.....	2125.02
Markush, Ex parte, 1925 C.D. 126, 340 O.G. 839.....	706.03(y)
Martin, In re, 1946 C.D. 180, 586 O.G. 347.....	1212
Mason, In re, 114 USPQ 127, 44 CCPA 937.....	706.03(c)
Mathews, In re, 161 USPQ 276.....	715.01(c)
Mayewsky, In re, 162 USPQ 86.....	1701
McBurney v. Jones, 104 USPQ 115.....	1105.04
McCabe, In re, 48 CCPA 881, 129 USPQ 149.....	706.03(j)
McCormick, Ex parte, 1904 C.D. 575, 113 O.G. 2508.....	709.01
McCreery Eng'g Co. v. Mass. Fan Co., 196 F. 498.....	2125.03
McKellin, In re, 188 USPQ 428.....	1101.02(a)
McKenna et al., In re, 1953 C.D. 251, 674 O.G. 9.....	716
Mead, In re, 198 USPQ 412.....	1402, 1412.01
Meden v. Curtis, 1905 C.D. 272; 117 O.G. 1795.....	819.01
Melvin, Ex parte, 155 USPQ 47.....	608.01(p)
Mercoird Corp. v. Milwaukee as Specialty Co., 46 USPQ 23.....	1401.08
Mergenthaler v. Scudder, 1897 C.D. 724, 81 O.G. 1417.....	715.07
Merz, Ex parte, 75 U.S.P.Q. 296.....	715.07(a)
Messick, Ex parte, 1930 C.D. 6, 400 O.G. 3.....	710.01(a)
Metallizing Eng'g Co. v. Kenyon Bearing & Auto Parts Co., 68 USPQ 54.....	2121, 2125.02
Metcalf and Lowe, In re, 161 USPQ 789, 869 O.G. 691.....	608.01(v)
Metropolitan Eng. Co. v. Coe, 1935 C.D. 54, 455 O.G. 3.....	716
Michalek, In re, 1947 C.D. 458, 604 O.G. 223.....	716
Milburn Co. v. Davis-Bournonville Co., 1926 C.D. 303, 344 O.G. 817.....	706.02
Miller, Ex parte, 1922 C.D. 36, 305 O.G. 419.....	714.15
Miller, In re, 164 USPQ 46, 57 CCPA 809.....	706.03(a)
Milton, Ex parte, 164 Ms D. 1, 63 USPQ 132.....	710.04(a)
Minn. Mining & Mfg. Co. v. Kent Industries, 101 USPQ 321.....	2128.05
Moeller, In re, 1941 C.D. 316, 527 O.G. 559.....	706.03(e)
Monaco v. Watson, 106 U.S. App. D.C. 142, 270 F. 2d 335, 122 USPQ 564.....	1109.01
Monogram Mfg. v. F & H Mfg., 62 USPQ 409.....	2125.03
Monolith Portland Midwest Co. v. Kaiser Aluminum & Chemical Corp., 152 USPQ 380.....	2011
Monsanto Co. v. Dawson Chemical Co., 176 USPQ 349.....	1701.01
Monsanto v. Kamp, 146 USPQ 431.....	1109.01
Monsanto Co. v. Rohn & Hass Co., 172 USPQ 323.....	2010.01, 2011
Morehouse v. Armbruster, 183 USPQ 182.....	1101.02
Mosher, In re, 45 CCPA 701, 115 USPQ 140.....	1261.01
Multidistrict Litigation Involving Frost Patent, In re, 185 USPQ 729.....	2001.05, 2010.01
Muncie Gear Workers Inc. v. Outboard Marine & Mfg. Co., 53 USPQ 1.....	2004, 2126.01
Myers, In re, 1959 C.D. 2, 738 O.G. 947.....	608.02
Nat'l Biscuit Co. v. Crown Baking Co., 42 USPQ 214.....	2125.01
Neergaard v. Dann.....	506, 605.04
Nelson, Ex parte, 164 Ms. D. 361, 26 J.P.O.S. 564.....	710.04(a)
Neugebauer, In re, 141 USPQ 205.....	706.03(q)
Norlund, Ex parte, 1913 C.D. 161, 192 O.G. 989.....	1213.01
Norton v. Curtiss, 167 USPQ 532.....	2001,
2001.05, 2005, 2010, 2010.01, 2020.02, 2012, 2040, 2040.01	
Noxon v. Halpert, 128 U.S.P.Q. 481.....	1101.02(f), 1105.05
Oguie, In re, 186 USPQ 227.....	1101.01(1)
Olah and Kuhn, Ex parte, 131 USPQ 41.....	715.01(c), 901.05, 2126.01
Omark Industries v. Carlton Co., 201 USPQ 825.....	2128.01
Oppenauer, In re, 1944 C.D. 587, 568 O.G. 393.....	716
O'Reilly v. Morse, 15 Howard 62.....	706.03(a)
Orita, In re, 193 USPQ 145.....	1402



MANUAL OF PATENT EXAMINING PROCEDURE

O'Brien, Ex parte, 1900 C.D. 137, 92 O.G. 1797.....	706.03(d)
Ovitt, Ex parte, 152 USPQ 709.....	901.05
Painter and Peier, Ex parte, 176 USPQ 141.....	706.03(e)
Passball, Ex parte, 88 USPQ 131.....	608.01(p)
Payne, Ex parte, 1904 C.D. 42, 108 O.G. 1049.....	707.07(g)
Peck, Ex parte, 1901 C.D. 136, 96 O.G. 2409.....	608.02(f)
Pennel, Ex parte, 99 USPQ 56.....	608.01(p)
Pennock v. Dialogue, 27 U.S. 1.....	2125.02
Penn Yan Boats, Inc. v. Sea Lark Boats Inc., 175 USPQ 260, affirmed 178 USPQ 577, cert. denied, 414 U.S. 874.....	2002.03, 2004, 2011
Perrigo, In re, 1931 C.D. 512, 411 O.G. 544.....	716
Perrine, In re, 1940 C.D. 465, 519 O.G. 520.....	716
Peterson, Ex parte, 63 USPQ 99.....	901.22
Peterson, Ex parte, 1941 C.D. 8, 525 O.G. 3.....	710.02(b), 1109, 1109.01
Pfizer & Co. v. Federal Trade Commission, 159 USPQ 193, cert. denied, 161 USPQ 832.....	2001.02, 2011
Philco Corp. v. Admiral Corp., 131 USPQ 413.....	2120, 2125.01, 2125.03
Pickles, Ex parte, 1904 C.D. 126, 109 O.G. 1888.....	810.02
Pierce, In re, 1930 C.D. 34, 390 O.G. 265.....	716
Pierce V. Tripp v. Powers, 1923 C.D. 69, 316 O.G. 3.....	1105.02
Pierce v. Watson, 124 U.S.P.Q. 356.....	715.01(b)
Pike, In re, 1950 C.D. 105, 633 O.G. 680.....	716
Pilkington, In re, 162 USPQ 145.....	706.03(e)
Pio, In re, 1955 C.D. 59, 691 O.G. 454.....	716
Plastic Contact Lens Co. v. Gottschalk, 179 USPQ 262.....	706.03(w)
Porter Co., Inc. v. Gates Rubber Co., 187 USPQ 692.....	608.01(h)
Powell, Ex parte, 1938 C.D. 15, 489 O.G. 231.....	215.01(c)
Precision Instrument Mfg. Co. v. Automotive Mainte- nance Machine Co., 65 USPQ 133.....	2001, 2010.01, 2020.02
Protein Foundation Inc. v. Brenner, 151 USPQ 561.....	715.01(c)
Quattlebaum, In re, 84 U.S.P.Q. 383.....	716
Quayle, Ex parte, 1935 C.D. 11, 453 O.G. 213.....	710.02(b), 713.04, 714.14, 714.15, 1108
Rackham, Ex parte, 1923 C.D. 4.....	901.05
Redeclaration of Interferences, In re, Nos. 49,635; 49,636; 49,866; 1926 C.D. 75, 350 O.G. 3.....	1102.01, 1105.04
Red Cross Mfg. v. Toro Sales Co., 188 USPQ 241.....	2125.03
Reid, In re, 1950 C.D. 194, 635 O.G. 694.....	716
Remington, Ex parte, 114 O.G. 761, 1905 C.D. 761.....	1503.01
Renstrom, In re, 1949 C.D. 306, 624 O.G. 5.....	716
Republic Industries Inc. v. Schlage Lock Co. (C.A. 9th Cir.).....	706.01
Reuge, Ex parte, 115 USPQ 51.....	901.05, 901.05(b)
Reynolds Metal Co. v. Acorn Building Components Inc., 192 USPQ 737.....	608.01(h)
Richman, In re, 161 USPQ 359.....	1412.02
Riegger v. Beierl, 1910 C.D. 12, 150 O.G. 826.....	604.06
Rieser v. Williams, 118 USPQ 96.....	1101.02(f)
Rinehart, In re, 189 USPQ 143.....	2124, 2128
Rinne, In re, 154 USPQ 1, 54 CCPA 1495.....	1101.01(1), 1109.02
Robbins Co. v. Lawrence Mfg. Co., 178 USPQ 577.....	2123, 2124, 2125.01, 2125.04, 2128.01, 2128.07
Robinson, Ex parte, 121 USPQ 613.....	806.04(j)
Rohn & Haas Co. v. Roberts Chemical Inc., 110 USPQ 93; 113 USPQ 423.....	1403
Rogoff, In re, 120 USPQ 185.....	1412.03
Root v. Third Ave. R.R. Co., 146 USPQ 210.....	2128.03
Rosenberg, Ex parte, 46 USPQ 393.....	1610
Rossi, In re, 1957 C.D. 130, 717 O.G. 214.....	716
Rothermal, In re, 1960 C.D. 204, 755 O.G. 621.....	716
Rowand, In re, 187 USPQ 487.....	1412.01, 1450
Rubinfield, In re, 1959 C.D. 412, 123 USPQ 210.....	1503.01, 1504
Ruscetta & Jenny, In re, 118 USPQ 101.....	2004
Ruskin, In re, 148 USPQ 221.....	608.01(p)
Russell, In re, 169 USPQ 426, 58 CCPA 1081.....	706.03(w)
Ruth, In re, 126 USPQ 155.....	1412.03
Sampson v. Comm. of Pats., 195 USPQ 136.....	1402
Sarkar, In re, 197 USPQ 788.....	724
Saunders, Ex parte, 1883 C.D. 23, 23 O.G. 1224.....	715.07
Schenk v. United Aircraft Corp., 51 USPQ 519.....	1401.08
Schlegel, In re, 200 USPQ 797.....	2021.03
Schmidt, In re, 1961 C.D. 542, 130 USPQ 404, 48 CCPA 1140.....	201.11
Schneider, In re, 179 USPQ 46.....	706.03(q)
Schuyler, In re, 119 USPQ 97.....	409.03(j)
Schwartz, In re, 147 USPQ 394.....	409.03(e)
SCM Corp. v. Radio Corp. of America, 167 USPQ 196.....	2001.02, 2010.01, 2011
Scott, In re, 139 USPQ 297, 51 CCPA 747.....	706.02
Scudder, Ex parte, 169 USPQ 814.....	1402
Seairles, In re, 164 USPQ 623.....	602.03
Seebach, In re, 1937 C.D. 495, 484 O.G. 503.....	709.01
Selmi, In re, 1946 C.D. 525, 591 O.G. 160.....	706.02(a)
Shaffer Tool Works v. Joy Manufacturing Co., 167 USPQ 170.....	1701
Sharp, Ex parte, Pat. No. 2,232,739.....	820
Sheller Globe Co. v. Mobay Chem. Corp., 204 USPQ 1052.....	1414.02
Shohan, Ex parte, 1941 C.D. 1,522 O.G. 501.....	1101.02(g)
Silverstein, Ex parte, 125 USPQ 238.....	706.03(j)
Simons v. Dunlop, 103 USPQ 237.....	1105.02
Skil Corp. v. Lucerne Products, 178 USPQ 562, aff'd 183 USPQ 396, cert. denied, 183 USPQ 65.....	2128.02
Slepian v. Bennett, 85 USPQ 44.....	1101.02
Smith and Griggs Mfg. Co. v. Sprague, 123 USPQ 249.....	2121, 2128.01
Smith Davis Mfg. Co. v. Mellon, 58 F. 705.....	2128.04
Smith, Ex parte, 1888 C.D. 131, 44 O.G. 1183.....	806.04(c)
Smyth, In re, 1951 C.D. 449, 651 O.G. 5.....	716
Snyder, Ex parte, 1904 C.D. 242, 110 O.G. 2636.....	810.02
Sol, In re, 1938 C.D. 723, 497 O.G. 546.....	706.03(z)
Stalego, Ex parte, 154 USPQ 52.....	901.01
Stalego v. Haymes, 120 USPQ 473.....	1101.02(f)
Standard Packing Corp. v. Curwood Inc., 180 USPQ 235.....	1701.01
Stanley, Ex parte, 121 USPQ 621.....	706.03(c)
Steele, In re, 134 USPQ 292, 49 CCPA 1295.....	706.02
Steenbock, In re, 1936 C.D. 594, 473 O.G. 495.....	715.03
Steinberg v. Seitz, 186 USPQ 209.....	2125.01
Stempel, In re, 1957 C.D. 200, 717 O.G. 886.....	715.03
Steppan, In re, 156 USPQ 143.....	706.03(e)
Sticker Industrial Supply Corp. v. Blaw-Knox Co., 160 USPQ 177.....	201.11
Stockebrand, In re, 197 USPQ 857.....	2053,2122
Strain, In re, 1951 C.D. 252, 648 O.G. 5.....	715.01(a)
Strong v. General Electric Co., 168 USPQ 8.....	2124, 2125.03, 2128
Surrey, In re, 151 USPQ 724.....	608.01(p)
Swanberg, In re, 129 USPQ 364.....	608.01
Sweet, In re, 1943 C.D. 535, 556 O.G. 726.....	1211
Swinehart, In re, 169 USPQ 226.....	706.03(c)
Switzer, In re, 612 O.G. 11, 77 USPQ 156.....	901.02
Switzer v. Sockman, 142 USPQ 226.....	1101.02(f), 1403, 1412.03
Sylgab Steel & Wire Corp. v. Imoco-Gateway Corp., 178 USPQ 22.....	608.01(h)
Szwarc, In re, 138 USPQ 208.....	706.03(w)
Taggart, In re, 1957 C.D. 6, 725 O.G. 397.....	608.02
Talbott, In re, 170 USPQ 281.....	901.05
Tanke, In re, 102 USPQ 83, 687 O.G. 677, 1954 C.D. 212.....	1101.02(f)
Tarczy-Hornoch, In re, 158 USPQ 141.....	706.03(r)
Tatincloux, In re, 1956 C.D. 102, 702 O.G. 964.....	716
Theis, In re, 204 USPQ 188.....	2123, 2124, 2125.01, 2125.03, 2128.01, 2128.04, 2128.05, 2128.07
Thompson v. Hamilton, 1946 C.D. 70, 585 O.G. 177.....	1101.02(f)
Thorington, In re, 163 USPQ 644.....	804, 1504
Tilden v. Snodgrass, 1923 C.D. 30, 309 O.G. 477.....	1105.02
Timely Products Corp. v. Arron, 187 USPQ 257.....	2011, 2124, 2127, 2129
Timmis, Ex parte, 123 USPQ 581.....	608.01(p)
Tolle v. Starkey, 118 USPQ 292.....	1101.02
Tool Resch. & Eng'g Co. v. Honcor Corp., 145 USPQ 249.....	2128.01
Townsend, In re, 1913 C.D. 55.....	720.05
Trevette, Ex parte, 1901 C.D. 170, 97 O.G. 1173.....	820
Troutman, In re, 1960 C.D. 308, 757 O.G. 556.....	716

LIST OF DECISIONS CITED

True Temper Corp. v. CF & I Steel Corp., 202 USPQ 412.....	2001, 2001.02, 2010	Wakefield, In re, 164 USPQ 636.....	706.03(d), 706.03(i)
TSC Industries v. Northway, 426 U.S. 438.....	2001.05	Walker Products Inc. v. Food Machinery Co., 147 USPQ 404.....	2011
Tucker Aluminum Products v. Grossman, 136 USPQ 244.....	2125.03	Watson v. Allen, 117 USPQ 68.....	2128.02, 2128.06
Union Carbide Corp. v. Borg-Warner Corp., 193 USPQ 1.....	608.01(h)	Wagh, In re, 1943 C.D. 411, 553 O.G. 3 (CCPA).....	819
Union Carbide Corp. v. Filtrrol Corp., 170 USPQ 482.....	2011	Weber, In re, 198 USPQ 328.....	803
United States v. Saf-T-Boom, 164 USPQ 283.....	2011	Weil v. Fritz, 196 USPQ 600.....	1105.04
United States Industrial Chemicals Inc. v. Carbide and Carbon Chemicals Corp., 1942 C.D. 751,538 O.G. 741.....	1411.02	Weiss, Ex parte, 852 O.G. 255, 159 USPQ 122.....	901.05,1506
Ushakoff v. United States, 140 USPQ 341.....	2128.01	Welstead, In re, 174 USPQ 449.....	803
Vandenberg v. Reynolds, 122 USPQ 381.....	2005	Wende v. Horine, 225 F. 501.....	2125.03
Vander Wal, Ex parte, 1956 C.D. 11, 705 O.G. 5.....	608.04(a)	Weston, Ex parte, 1911 C.D. 218, 173 O.G. 285.....	810.02
Van Otteren v. Hafner, 757 O.G. 1026, 126 USPQ 151.....	201.03	Wheary, Ex parte, 1913 C.D. 253, 197 O.G. 534.....	714.08
Vickers, In re, 1944 C.D. 324, 564 O.G. 174.....	706.03(z)	Wheelock v. Wolinski, 175 USPQ 216.....	1101.02
Von Langenhovner, In re, 173 USPQ 426.....	2004	White, In re, 160 USPQ 417.....	804
Vossen, Ex parte, 1967 C.D. 29, 155 USPQ 109.....	1216.01	Whitelaw, Ex parte, 1915 C.D. 18, 219 O.G. 1237.....	706.03(k)
Votey v. Wuest v. Doman, 1904 C.D. 323, 111 O.G. 1627.....	1102.01(a)	Willien, In re, 1935 C.D. 229, 454 O.G. 535.....	715
Wadlinger et al., In re, 181 USPQ 826.....	1412.02	Willingham, In re, 127 USPQ 211.....	714.19, 1302.04, 1412.02
Wanger, In re, 1939 C.D. 581, 507 O.G. 1041.....	716	Wilson, In re, 165 USPQ 494, 57 CCPA 1029.....	706.02
Wagoner v. Barger, 175 USPQ 85.....	1105.04	Wirt, Ex parte, 1905 C.D. 247, 117 O.G. 599.....	714.13
Wainer v. Ervin, 122 USPQ 606.....	2005	Wittry, In re, 180 USPQ 320.....	1414.01, 1446
Weit, In re, 24 USPQ 88, 22 CCPA 822.....	706.03(a)	Worrest, In re, 40 CCPA 804, 96 USPQ 381.....	706.03(i)
		Wright, 1876 C.D. 217.....	1420
		Yarn Processing Patent Validity Litigation, 183 USPQ 65.....	2128.01
		Youmans, In re, 142 USPQ 447.....	2005
		Young, Ex parte, 18 Gour. 24, 31.....	1213.01