

THIS OPINION WAS NOT WRITTEN FOR PUBLICATION

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(2) is not binding precedent of the Board.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte JOHN R. DAVID,
DEE L. JOHNSON, KENNETH F. KNOLL,
CURTIS LARSON, GRAHAM E. THOMS
AND RAYMOND D. ZACHRISON

Appeal No. 95-4587
Application 08/121,668¹

ON BRIEF

Before RONALD H. SMITH, PAK and OWENS, Administrative Patent Judges.

RONALD H. SMITH, Administrative Patent Judge.

DECISION ON APPEAL

¹ Application for patent filed September 15, 1993, which is a continuation of Application 07/781,515, filed October 22, 1991 (Abandoned).

Appeal No. 95-4587
Application 08/121,668

This is an appeal from the final rejection of claims 4-6. Claims 1-3 and 17-22 have been canceled, and claims 7-16 have been indicated as allowable.

The subject matter of the appealed claims relates to a method of unitizing and sealing a plurality of containers. Claim 4 is illustrative of the appealed claims and reads as follows:

4. A method of unitizing and sealing a plurality of containers comprising:

placing on each of said containers a double-backed adhesive tape structure having a first strip portion for providing one exposed surface with an adhesive thereon and a second strip portion for providing a second adhesive coated surface that is adhered to said container for sealing said container;

stacking said containers together with the exposed adhesive surface of said tape structure on each container being adhered to at least a portion of the exposed adhesive surface of said tape on an adjacent container.

Claims 4-6 stand rejected under 35 U.S.C. § 112, first paragraph, as being based on a non-enabling disclosure. The examiner urges in support of the rejection that the disclosure is enabling only for claims limited in accordance with the tenor of the specification to "multipartite" tape structures

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	CHUNG K. PAK)	BOARD OF
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	Administrative Patent Judge)	APPEALS AND
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