

THIS OPINION WAS NOT WRITTEN FOR PUBLICATION

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opinion in support of the decision being entered today (1) was not written for publication in a law journal and (2) is not binding precedent of the Board.

Paper No. 36

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

GLENN A. CLAUSEN and CHRISTOPHER A. PAUL

Junior Party,¹

v.

STEVEN W. SPARKS, GERALD J. TEITMAN
and SALVATORE T.M. VISCONTINI

Senior Party.²

Interference No. 103,757

Before URYNOWICZ, SOFOCLEOUS and DOWNEY, Administrative Patent Judge.

SOFOCLEOUS, Administrative Patent Judge.

¹ Application No. 07/800,813, filed November 29, 1991, now U.S. Patent No. 5,248,410, issued September 28, 1993. Assignor to Mobil Oil Corp, a Corp. of NY.

² Application No. 08/200,050, filed February 22, 1994. Accorded Benefit of U.S. Application No. 07/639,647, filed January 10, 1991, now Patent No. 5,143,597, issued September 1, 1992. Assignor to Mobil Oil Corp., a Corp. of NY.

Interference No.

JUDGMENT

Mobil Oil Corporation, the common assignee of the Clausen et al. patent and the Sparks et al. application, has filed an election under 37 CFR § 1.602(a) stating that the party Sparks et al. are entitled to priority over the party Clausen et al.

In view of the election by the common assignee, judgment as to the subject matter of the count in issue is hereby awarded to Steven W. Sparks, Gerald J. Teitman and Salvatore T.M. Viscontini, the senior party. Accordingly, Clausen et al. are not entitled to a patent containing claims 4 to 11 corresponding to the count and Sparks et al. are entitled to a patent containing claims 28 and 29.

STANLEY M. URYNOWICZ, JR.)	
Administrative Patent Judge)	
)	
)	
)	
)	
)	
MICHAEL SOFOCLEOUS)	BOARD OF PATENT
Administrative Patent Judge)	APPEALS AND
)	INTERFERENCES
)	
)	

Interference No.

MARY F. DOWNEY)
Administrative Patent Judge)

clm

Interference No.

Attorney for Clausen et al.:

James H. Laughlin, Jr.
Lane & Mittendorf, LLP
919 - 18th St., N.W., Ste. 800
Washington, DC 20006

Attorneys for Sparks et al.:

Thomas W. Steinberg et al.
Mobil Oil Corp.
Office of Patent Counsel
3225 Gallows Road
Fairfax, VA 22037