

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opinion in support of the decision being entered today (1) was not written for publication in a law journal and (2) is not binding precedent of the Board.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. 16

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

SEI-JOO JANG and KYUNG-JONG PARK,

Junior Party,¹

v.

HITOSHI TADA and TATSUYA TSUJIGUCHI,

Junior Party,²

v.

HEE KYUNG SUNG, CHANG HWA LEE,
TAE HONG KIM, SANG SEOK LEE, and TAE GOO CHOI,

Senior Party.³

Patent Interference No. 104,151

¹ Application Serial No. 08/689, 260, filed August 6, 1996. Assigned to Dae Ryun Electronics. Accorded benefit of U.S. Application Serial No. 08/277,353, filed July 19, 1994, now Patent No. 5,614,875, granted March 25, 1997.

² Application Serial No. 08/390,629, filed February 17, 1995. Assigned to Murata Manufacturing Co., Ltd. Accorded benefit of Japanese Application No. 6-21342, filed February 18, 1994.

³ Application Serial No. 08/357,228, filed December 12, 1994. Assigned to Electronics and Telecommunications Research Institute. Accorded benefit of Republic of Korea Applications No. 1993-27682, filed December 14, 1993, and No. 1993-27683, filed December 14, 1993.

Interference No. 104,151

CORRECTED JUDGMENT UNDER 37 CFR § 1.662

METZ, PATE, and MARTIN, Administrative Patent Judges.

MARTIN, Administrative Patent Judge.

The judgment mailed October 28, 1998, is incorrect and therefore vacated.

In accordance with Tada et al.'s and Jang et al.'s written requests for entry of adverse judgment, judgment is hereby entered pursuant to 37 CFR § 1.662 against Tada et al.'s application claims that correspond to the count, i.e., claims 1-12, 19, 20, 23, and 24, which means Tada et al. are not entitled to a patent including those claims, and also against Jang et al.'s application claims that correspond to the count, i.e., claims 1, 2, 4, and 7-11, which means Jang et al. are not entitled to a patent including those claims. Judgment is accordingly awarded in favor of Sung et al.'s application claims that correspond to the count, i.e., claims 1, 3, 5, 6, 8, 10, 13,

Interference No. 104,151

and 14, which means Sung et al. are entitled to a patent including those claims.

OF
APPEALS

_____)
ANDREW H. METZ)
Administrative Patent Judge)
)
) BOARD
_____) PATENT
WILLIAM F. PATE, III) AND
Administrative Patent Judge) INTERFERENCES
)
)
_____)
JOHN C. MARTIN)
Administrative Patent Judge)

Interference No. 104,151

For the party Jang et al.:

Barbara Clark McCurdy, Esq.
Finnegan, Henderson, Farabow, Garret & Dunner, L.L.P.
1300 I Street, N.W., Suite 700
Washington, D.C. 20005-3315

For the party Tada et al:

James A. Finder, Esq.
Ostrolenk, Faber, Gerb & Soffen, LLP
1180 Avenue of the Americas
New York, NY 10036-8403

For the party Sung et al:

D. Douglas Price, Esq.
Jacobson, Price, Holman & Stern, PLLC
400 Seventh Street, N.W.
Washington, D.C. 20004-2201