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opinion in support of the decision being entered today (1) was not written for publication in a law journal and (2) is not binding precedent of the Board.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. 26

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

YOUSUKE TAKAI, JOSEF STUDINKA
and BENOIT DE LHONEUX

Junior Party,[1]

v.

YOUSUKE TAKAI

Senior Party.[2]

Interference No. 103,860

Before URYNOWICZ, SOFOCLEOUS and DOWNEY, Administrative Patent Judges.

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[1] Application No. 07/923,596, filed August 3, 1992, now U.S. Patent No. 5,338,357, issued August 16, 1994. Accorded Benefit of Japanese Application No. 3-282268, filed October 1, 1991. Assignor to Polyfibre S.A., Nyon.

[2] Application No. 08/250,658, filed May 27, 1994. Accorded Benefit of U.S. Application No. 07/936,000, filed August 27, 1992, now abandoned; and Japanese Application No. 3-282268, filed October 1, 1991.

SOFOCLEOUS, Administrative Patent Judge.

JUDGMENT

Pursuant to the decision on preliminary motions, it is hereby adjudged that an interference-in-fact does not exist. Accordingly, on the present record, Yousuke Takai, Josef Studinka

And Benoit De Lhoneux, the junior party, are entitled to a patent containing claims 1 to 16, and Yousuke Takai, the senior party, is entitled to a patent containing claims 1 to 9.

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