

The opinion in support of the decision being entered today was *not* written for publication is *not* binding precedent of the Board.

Paper No. 43

UNITED STATES PATENT AND TRADEMARK OFFICE

**BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES**

Ex parte SHUNPEI YAMAZAKI

**Appeal No. 96-0478
Application 08/171,769**

ORDER REMANDING TO EXAMINER

Appellant filed on May 22, 2000 a Supplemental Information Disclosure Statement (Paper No. 42). It is not apparent from the record that the examiner considered the Supplemental Information Disclosure Statement that was submitted, nor notified appellant in writing that it has been considered.

Accordingly, it is

ORDERED that the application be remanded to the Examiner for consideration of Appellant's Supplemental Information Disclosure Statement.

**Appeal No. 1996-0478
Application 08/171,769**

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the appeal (i.e., abandonment, issue, reopening prosecution).

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