

# Appendix II List of Decisions Cited

	Sec. No.		Sec. No.
Abbot v. Coe, 1940 C.D. 13; 512 O.G. 3	716	Casey, In re, 76 U.S.P.Q. 463	716
Adams, Ex parte, Pat. No. 1,789,921	608.04(b)	Chevenard, In re, 1944 C.D. 141; 560 O.G.	
Andrews v. Wickenden, 1952 C.D. 176, 659 O.G.		196	706.02(a)
305	1101.02(f)	Chilowsky, In re, 1956 C.D. 155; 704 O.G. 213	716
Application Filed Nov. 16, 1945, In re, 1951 C.D. 1;		Christie v. Seybold, 1893 C.D. 515; 64 O.G.	
646 O.G. 5	904.01(a)	1650	715.07(a)
Application Papers Filed Jan. 20, 1956, In re,		Clifford, Ex parte, 49 U.S.P.Q. 152	901.02
706 O.G. 4	714.07	Comstock, Ex parte, 1923 C.D. 82; 317 Q.G. 4	1214.01
Application Papers Filed Sept. 10, 1954, In re,		Crececius, In re, 1937 C.D. 112; 474 O.G. 465	716
703 O.G. 434	409.03	Crosby, In re, 1947 C.D. 35; 595 O.G. 5	716
Arbeit et al., In re, 1953 C.D. 409; 677 O.G.		Crossley, In re, 1947 C.D. 152; 598 O.G. 323	716
843	706.03(c)	Crowell, In re, 1930 C.D. 360; 397 O.G. 3	1214.01
Arkless, Ex parte, 1958 C.D. 19; 726 O.G.		Cutter Co. v. Metropolitan Electric Mfg. Co.,	
635	201.14, 1401	275 Fed. 158	603.01
Armstrong, In re, 1960 C.D. 759 O.G. 4	716	Delavoye, Ex parte, 1906 C.D. 320; 124 O.G.	
Arzberger, In re, 1940 C.D. 653; 521 O.G. 272	1601	626	604.02
Attwood, In re, 1958 C.D. 204; 730 O.G. 790	716	Den Beste v. Martin, 1958 C.D. 178, 729 O.G.	
Automatic Weighing Mach. Co. v. Pneumatic		724	1105.04
Scale Corp., Limited, 1909 C.D. 498; 139 O.G.		Detrola Corp. v. Hazeltine, 1941 C.D. 811; 528	
991	715.07	O.G. 245	706.02
Ayers et al., Ex parte, 108 U.S.P.Q. 444	608.04(a)	Donnell, Ex parte, 1923, C.D. 54; 315 O.G.	
Badger, Ex parte, 1901 C.D. 195; 97 O.G.		398	806.05(b)
1596	608.02(f)	Donovan, Ex parte, 1890 C.D. 109; 52 O.G. 309	715.07
Ball et al., Ex parte, 1953 C.D. 4; 675 O.G. 5	706.03(c)	Dow v. Converse, 1903 C.D. 404; 106 O.G. 2291	716
Barber, In re, 1936 C.D. 184; 465 O.G. 724	1504	Dreyfus and Whitehead, In re, 1935 C.D. 386;	
Beck et al., In re, 1946 C.D. 398; 590 O.G. 357	715.01(b)	457 O.G. 479	706.03(e)
Benke, Ex parte, 1904 C.D. 63; 108 O.G. 1588	811.02	Earl v. Love, 1909 C.D. 56; 140 O.G. 1209	1102.01(b)
Benson, In re, 1959 C.D. 5; 744 O.G. 353	608.01,	Eggan, Ex parte, 1911 C.D. 213; 172 O.G.	
	714.07, 714.19	1091	403.01, 403.02
Berry, In re, 137 U.S.P.Q. 353	716	Elliott, Ex parte, 1904 C.D. 103; 109 O.G.	
Blanchard v. Ooms, 1946 C.D. 22; 585 O.G. 175	716	1337	608.02(g)
Bonine, v. Bliss, 1919 C.D. 75; 265 O.G. 306	1101.02	Emerson v. Beach, 103 U.S.P.Q. 45; 691 O.G.	
Bonnie-B Co. Inc., Ex parte, 1923 C.D. 42; 313		170	1101.02(f)
O.G. 453	104	Ferris v. Tuttle, 1940 C.D. 5; 521 O.G. 523	715.06,
Bowditch v. Todd, 1902 C.D. 27; 980 O.G. 792	1105.02		1101.03
Bowyer, Ex parte, 1939 C.D. 5; 505 O.G. 759	715.07(b),	Finley, In re, 1949 C.D. 284; 624 O.G. 262	716
	715.09, 1212	Fischer, In re, 1942 C.D. 295; 538 O.G. 503	706.02(a)
Brice et al, Ex parte, 110 U.S.P.Q. 560	707.07(j)	Forsyth v. Richards, 1905 C.D. 115; 115 O.G.	
Brown, Ex parte, 1902 C.D. 51; 98 O.G. 1705	1205	1327	1105.02
Buc et al., Ex parte, 1957 C.D. 40; 722 O.G. 433	201.11	Foster, Ex parte, 1903 C.D. 213; 105 O.G. 261	715.04
Buchenberg, Ex parte, 1924 C.D. 55; 327 O.G.		Fox, Ex parte, 1960 C.D. 28; 761 O.G. 906	608.04(a)
216	1214.06	Frey, In re, 1950 C.D. 362; 639 O.G. 5	1101.02(f)
Buchli v. Rasmussen, 1925 C.D. 75; 339 O.G.		Fried et al. v. Murray et al., 1959 C.D. 311;	
223	1105.02	746 O.G. 563	1105.04
Buck v. Ooms, 1947 C.D. 33; 602 O.G. 177	716	Fuller, In re, 1929 C.D. 172; 388 O.G. 279	706.03(c)
Bullard & Co. v. Coe, 1945 C.D. 13; 573 O.G. 547	716	Garrett, In re, 1906 C.D. 645; 122 O.G. 1047	716
Bullock, Ex parte, 1907 C.D. 93; 127 O.G.		Gelder v. Henry, 77 U.S.P.Q. 223	1105.02
1580	706.03(c)	Gilbert et al., Ex parte, 715 O.G. 233	201.11
Burke, Ex parte, 1934 C.D. 5; 441 O.G. 509	706.03(y)	Good, Ex parte, 1911 C.D. 43; 164 O.G. 739	608.02(d)
Burrowes, Ex parte, 1904 C.D. 155; 110 O.G.		Gourtoff, Ex parte, 1924 C.D. 153; 329 O.G.	
599	1214.01	536	707.13, 710.06
Campbell, In re, 1954 C.D. 191; 685 O.G. 470	201.06	Grayson, Ex parte, 51 U.S.P.Q. 413	706.03(a)
Card and Card, Ex parte, 1904 C.D. 383; 112		Greenawalt v. Mark, 1904 C.D. 352; 111 O.G.	
O.G. 499	1101.02	2224	1105.04
Carlson et al., In re, 1936 C.D. 95; 462 O.G.		Greenfield, In re, 1930 C.D. 531; 400 O.G. 226	1214.01
479	715.04		

MANUAL OF PATENT EXAMINING PROCEDURE

	Sec. No.		Sec. No.
Gregg, In re, 1957 C.D. 284; 720 O.G. 227	706.02	Leishman, Ex parte, 137 Ms 336, Pat. No. 1,581,937	608.04(b)
Grier, Ex parte, 1923 C.D. 27; 309 O.G. 228	706.04, 820	Lemieux, Ex parte, 1957 C.D. 47; 725 O.G. 4	715.01(c)
Gruschwitz et al., Ex parte 138 U.S.P.Q. 505	706.03(s), 901.05(b)	Ljungstrom, Ex parte, 1905 C.D. 541; 119 O.G. 2335	814
Gunther, In re, 1942 C.D. 332; 538 O.G. 744	706.02(a)	Loewenbach, Ex parte, 1904 C.D. 170; 110 O.G. 857	819
Hale, Ex parte, 49 U.S.P.Q. 209	715.09	Lohman, Ex parte, 1912 C.D. 336; 184 O.G. 287	1503.02
Harpignies, 167 Ms. D. 329, in Patent File of Des. Pat. D 136,599' Oct. 26, 1943	1504	Ludwick, In re, 1925 C.D. 306; 339 O.G. 393	706.03(g)
Harris et al., Ex parte, 79 U.S.P.Q. 439	707.05(f)	Lurelle Guild, In re, 1953 C.D. 310; 677 O.G. 5	716
Hay, Ex parte, 1909 C.D. 18; 139 O.G. 197	706.04	Malcolm, In re, 1942 C.D. 589; 543 O.G. 440	706.02(a)
Hazeltine Research, Inc., et al. v. Brenner, 147 U.S.P.Q. 429 (1965)	706.02	Mansfield and Hayes, Ex parte, 1902 C.D. 94; 98 O.G. 2363	809.01
Healy, Ex parte, 1898 C.D. 157; 84 O.G. 1281	806.04(b)	Markush, Ex parte, 1925 C.D. 126; 340 O.G. 839	706.03(y)
Heinz, In re, 1910 C.D. 292; 151 O.G. 1014	1214.01	Martin, In re, 1946 C.D. 180; 586 O.G. 347	1212
Heinze, Ex parte, 1919 C.D. 67; 265 O.G. 145	602.05	Mason, In re, 1946 C.D. 268; 558 O.G. 522	716
Heritage, In re, 1950 C.D. 419; 639 O.G. 638	901.02	Matullath, In re, 1912 C.D. 490; 179 O.G. 853	409.01
Heritage Pat. No. 2,375,414; Ex parte, decided Jan. 26, 1944	819.01	McBurney v. Jones, 104 U.S.P.Q. 115	1105.04
Herrick et al., In re, 1958 C.D. 1; 727 O.G. 4	706.03(k)	McKenna et al., In re, 1953 C.D. 251; 674 O.G. 9	716
Herrmann et al., In re, 1959 C.D. 159; 729 O.G. 549	707.07(f)	Meden v. Curtis, 1905 C.D. 272; 117 O.G. 1795	819.01
Hirschler, Ex parte, 110 U.S.P.Q. 384	715.01(c)	Mergenthaler v. Scudder, 1897 C.D. 724; 81 O.G. 1417	715.07
Hollingsworth, In re, 1958 C.D. 210; 730 O.G. 282	716	Messick, Ex parte, 1930 C.D. 6; 400 O.G. 3	710.01(a)
Hoogendam, Ex parte, 1939 C.D. 3; 499 O.G. 3	706.07	Metropolitan Eng. Co. v. Coe, 1935 C.D. 54; 455 O.G.	716
Hoover Co., etc., In re, 1943 C.D. 338; 552 O.G. 365	1109.01	Michalek, In re, 1947 C.D. 458; 604 O.G. 223	716
Hotel Security Checking Co. v. Lorraine Co., 160 Fed. 467	706.03(a)	Milburn Co. v. Davis-Bournonville Co., 1926 C.D. 303; 344 O.G. 817	706.02
Hough et al., In re, 703 O.G. 200	409.03	Miller, Ex parte, 1922 C.D. 36; 305 O.G. 419	714.15
Hunt Co. v. Mallinckrodt, 83 U.S.P.Q. 277	201.11	Milton, Ex parte, 164 Ms 1; 63 U.S.P.Q. 132	710.04(a)
Hunter, Ex parte, 1889 C.D. 218; 49 O.G. 733	715.07(a)	Minn. Mining & Mfg. Co. v. Coe (CADC) 1938 C.D. 100; 497 O.G. 766	706.02
Huppke, Ex parte, 110 U.S.P.Q. 560	707.07(j)	Moeller, In re, 1941 C.D. 316; 527 O.G. 559	706.03(e)
Iagan, Ex parte, 1911 C.D. 10; 162 O.G. 538	706.03(g)	Monaco v. Watson, 106 U.S. App. D.C. 142; 270 F. 2d 335; 122 U.S.P.Q. 564	1109.01
Incomplete Application, In re, 659, O.G. 917	608.01	Monsanto v. Kamp et al., 146 U.S.P.Q. 431	1109.01
Irwin, Ex parte, 1928 C.D. 13; 367 O.G. 701	604.02	Moore, Ex parte, 1923 C.D. 13; 307 O.G. 4	1211
Jewett et al., In re, 1957 C.D. 420; 724 O.G. 225	716	Myers, In re, 1959 C.D. 2; 738 O.G. 947	608.02
Johnson, Ex parte, 1958, C.D. 22; 731 O.G. 6	1401	Nelson, Ex parte, 164 Ms. D. 361; 26 J.P. O.S. 564	710.04(a)
Jones, Ex parte, 1924 C.D. 59; 327 O.G. 681	709.01	Norlund, Ex parte, 1913 C.D. 161; 192 O.G. 989	1213.01
Joyce, In re, 1958 C.D. 2; 727 O.G. 4	706.03(k)	Noxon v. Halpert, 128 U.S.P.Q. 481	1101.02(f), 1105.05
Kaiser, Ex parte, 1952 C.D. 3; 661 O.G. 10	1111.12	Oppenauer, In re, 1944 C.D. 587; 568 O.G. 393	716
Klein, In re, 1930 C.D. 2; 393 O.G. 519	201.08	O'Reilly v. Morse, 15 Howard 62	706.03(a)
Kluis et al., Ex parte, Board of Appeals decision in Plant Patent File 707	1604	Osborne, Ex parte, 1900 C.D. 137; 92 O.G. 1797	706.03(d)
Kokatnur, In re, 1943 C.D. 436; 554 O.G. 6	716	Peck, Ex parte, 1901 C.D. 136; 96 O.G. 2409	608.02(f)
Komenak, Ex parte, 1940 C.D. 1; 512 O.G. 739	201.09	Perrige, In re, 1931 C.D. 510; 411 O.G. 544	716
Kopf et al., In re Application Papers of, 779 O.G. 290	201.05	Peterson, Ex parte, 63 U.S.P.Q. 99	901.02
Kotler, Ex parte, 1901 C.D. 62; 95 O.G. 2684	608.01(o)	Peterson, Ex parte, 1941 C.D. 8; 525 O.G. 3	710.02(b), 1109, 1109.01
Kulieke, In re, 1960 C.D. 281; 756 O.G. 288	716	Pickles, Ex parte, 1904 C.D. 126; 109 O.G. 1888	810.02
Lantzke, Ex parte, 1910 C.D. 100; 156 O.G. 257	810.01	Pierce V. Tripp v. Powers, 1923 C.D. 69; 316 O.G. 3	1105.02
Lasscell, Ex parte, 1884 C.D. 66; 29 O.G. 861	711.01	Pierce v. Watson, 124 U.S.P.Q. 356	715.01(b)
LeBlanc, Ex parte, 1902 C.D. 1; 98 O.G. 225	1213.01		

LIST OF DECISIONS CITED

	Sec. No.		Sec. No.
Powell et al., Ex parte, 1938 C.D. 15; 489	489	Stempel, In re, 1957 C.D. 200; 717 O.G. 886	715.03
O.G. 231	715.01(c)	Strain, In re, 1951 C.D. 252; 648 O.G. 5	715.01(a)
Quayle, Ex parte, 1935 C.D. 11; 453 O.G.		Swanberg, In re, 129 U.S.P.Q. 364	608.01
213	710.02(b), 713.04, 714.14, 714.15, 1108	Sweet, In re, 1943 C.D. 535; 556 O.G. 726	1211
Redeclaration of Interferences, In re, Nos.		Switzer et al., In re, 612 O.G. 11	901.02
49,635; 49,636; 49,866; 1936 C.D. 75; 350		Taggart et al., In re, 1957 C.D. 2; 738 O.G.	
O.G. 3	1102.01, 1105.04	947	608.02
Renstrom, In re, 1949 C.D. 306; 624 O.G. 5	716	Tanke et al., In re, 102 U.S.P.Q. 83; 687 O.G.	
Riegger v. Beierl, 1910 C.D. 12; 150 O.G. 826	604.06	677	1101.02(f)
Rieser v. Williams, 118 U.S.P.Q. 96	1101.02(f)	Tatincloux, In re, 1956 C.D. 102; 702 O.G. 964	716
Robinson, Ex parte, Pat. No. 2,329,086	809.03	Taub, In re, 1942 C.D. 337; 538 O.G. 29	716
Robinson, Ex parte, 1905 C.D. 123; 115 O.G.		Tilden v. Snodgrass, 1923 C.D. 30; 309 O.G.	
1584	716	477	1105.02
Romunder, Ex parte, 1910 C.D. 121; 157 O.G.		Thompson v. Hamilton, 1946 C.D. 70; 585 O.G.	
209	715.09, 716	177	1101.02(f)
Rosenberg, Ex parte, 46 U.S.P.Q. 393	1610	Trevette, Ex parte, 1901 C.D. 170; 97 O.G.	
Rossi, In re, 1947 C.D. 130; 717 O.G. 214	716	1173	820
Rothermel et al., In re, 1960 C.D. 204; 755 O.G.		Troutman, In re, 1960 C.D. 308; 757 O.G. 556	716
621	716	United States Industrial Chemicals Inc. v. Car-	
Rubinfield, In re, 1959 C.D. 412; 749 O.G.		bide and Carbon Chemicals Corp., 1942 C.D.	
274	1503.01, 1504	751; 538 O.G. 741	1401.07
Sanford, Ex parte, 1914 C.D. 69; 204 O.G.		Vander Wal et al., Ex parte, 1956 C.D. 11; 705	
1346	1504.01	O.G. 5	603.04(a)
Saunders, Ex parte, 1883 C.D. 23; 23 O.G.		Van Otteren v. Hafner et al., 757 O.G. 1026;	
1224	715.07	126 U.S.P.Q. 151	201.03
Schmidt, In re, 1961 C.D. 542; 772 O.G. 897;		Vivani v. Herzog, 72 U.S.P.Q. 448	715.01
48 C.C.P.A. 1140	201.11	Votey v. Wuest v. Doman, 1904 C.D. 323; 111	
Seebach, In re, 1937 C.D. 495; 484 O.G. 503	709.01	O.G. 1627	1101.01(b)
Selmi, In re, 1946 C.D. 525; 591 O.G. 160	706.02(a)	Wagner, In re, 1939 C.D. 581; 507 O.G. 1041	716
Sharp et al., Ex parte, Pat. No. 2,232,739	820	Waugh, In re, 1943 C.D. 411; 553 O.G. 3	
Shea, In re, 1944 C.D. 535; 568 O.G. 201	1211	(CCPA)	819
Shoran, Ex parte, 1941 C.D. 1; 522 O.G.		Weston, Ex parte, 1911 C.D. 218; 173 O.G.	
501	1101.02(g)	285	810.02
Simons v. Dunlop, 103 U.S.P.Q. 237	1105.02	Wheary, Ex parte, 1913 C.D. 253; 197 O.G.	
Siu, In re, 1955 C.D. 176; 696 O.G. 421	804.01	534	714.08
Smith, Ex parte, 1888 C.D. 131; 44 O.G.		Whitelaw, Ex parte, 1915 C.D. 18; 219 O.G.	
1183	806.04(c)	1237	706.03(k)
Smith, In re, 1947 C.D. 341; 603 O.G. 184	716	Williams, Ex parte, 1917 C.D. 73; 245 O.G.	
Smyth, In re, 1951 C.D. 449; 651 O.G. 5	716	277	804.01
Snyder, Ex parte, 1904 C.D. 242; 110 O.G.		Willen, et al., In re, 1935 C.D. 229; 454 O.G.	
2636	810.02	535	715
Stalego et al. v. Haymes et al., 120 U.S.P.Q.		Wirt, Ex parte, 1905 C.D. 247; 117 O.G. 599	714.13
473	1101.02(f)	Youker, In re, 1935 C.D. 658; 461 O.G. 10	706.02
Stanley, Ex parte, 121 U.S.P.Q. 621	706.03(c)	Young, Ex parte, 18 Gour. 24:31	1213.01
Steenbock, In re, 1936 C.D. 594; 473 O.G. 495	715.03		