

## Appendix II List of Decisions Cited

A, Ex parte, 17 USPQ2d 1716 (Bd. Pat. App. & Inter. 1990) .....	<a href="#">716.02</a> , <a href="#">2131.02</a>	AK Steel Corp. v. Sollac, 344 F.3d 1234, 68 USPQ2d 1280 (Fed. Cir. 2003) .....	<a href="#">2111.03</a> , <a href="#">2161.01</a> , <a href="#">2163</a> , <a href="#">2164.08</a>
Abacab Int'l Computers Ltd., In re, 21 USPQ2d 1078 (Comm'r Pat. 1987) .....	<a href="#">323.01(b)</a>	Akron Brass Co. v. Elkhart Brass Mfg. Co., 353 F.2d 704, 147 USPQ 301 (7th Cir. 1965) .....	<a href="#">2133.03(e)(1)</a>
Abbott Diabetes Care Inc., In re, 696 F.3d 1142, 104 USPQ2d 1337 (Fed. Cir. 2012) .....	<a href="#">2111.01</a>	Aktiebolaget Astra v. Lehman, 71 F.3d 1578, 37 USPQ2d 1212 (Fed. Cir. 1995) .....	<a href="#">2757</a>
Abbott Laboratories v. Geneva Pharmaceuticals, Inc., 182 F.3d 1315, 51 USPQ2d 1307 (Fed. Cir. 1999) .....	<a href="#">2112</a> , <a href="#">2133.03(c)</a>	Akzo N.V. v. International Trade Comm'n, 808 F.2d 1471, 1 USPQ2d 1241 (Fed. Cir. 1986) .....	<a href="#">2131.02</a>
Abbott Labs. v. Syntron Bioreseach, Inc., 334 F.3d 1343, 67 USPQ2d 1337 (Fed. Cir. 2003) .....	<a href="#">2286</a>	Alappat, In re, 33 F.3d 1526, 31 USPQ2d 1545 (Fed. Cir. 1994) .....	<a href="#">2181</a>
Abbott Laboratories v. Young, 920 F.2d 984, 17 USPQ2d 1027 (D.C. Cir. 1990) .....	<a href="#">2751</a>	Albertson, In re, 332 F.2d 379, 141 USPQ 730 (CCPA 1964) .....	<a href="#">2116.01</a>
AbbVie Duetschland GmbH & Co., KG v. Janssen Biotech, Inc., 759 F.3d 1285, 111 USPQ2d 1780 (Fed. Cir. 2014) .....	<a href="#">2163</a> , <a href="#">2163.01</a> , <a href="#">2163.05</a>	Albrecht, In re, 514 F.2d 1389, 185 USPQ 585 (CCPA 1975) .....	<a href="#">2144.09</a> , <a href="#">2145</a>
Abele, In re, 684 F.2d 902, 214 USPQ 682 (CCPA 1982) .....	<a href="#">2184</a>	Alcon Laboratories Inc., In re, 13 USPQ2d 1115 (Comm'r Pat. & Tm. 1989) .....	<a href="#">2751</a> , <a href="#">2755.01</a>
Ackermann, In re, 444 F.2d 1172, 170 USPQ 340 (CCPA 1971) .....	<a href="#">706.03(w)</a>	Alice Corp. Pty. Ltd. v. CLS Bank Int'l, 573 U.S. ___, 134 S. Ct. 2347, 110 USPQ2d 1976 (2014) .....	<a href="#">2103</a> , <a href="#">2106</a>
Adler v. Kluver, 159 USPQ 511 (Bd. Pat. Inter. 1968) .....	<a href="#">715.05</a>	Allen, Ex parte, 2 USPQ2d 1425 (Bd. Pat. App. & Inter. 1987) .....	<a href="#">2105</a>
Aelony v. Arni, 547 F.2d 566, 192 USPQ 486 (CCPA 1977) .....	<a href="#">2155.06</a> , <a href="#">2301.03</a>	Allen Eng'g Corp. v. Bartell Indus., Inc., 299 F.3d 1336, 63 USPQ2d 1769 (Fed. Cir. 2002) .....	<a href="#">2133.03(e)</a> , <a href="#">2133.03(e)(4)</a>
AFG Industries, Inc. v. Cardinal IG Company, Inc., 239 F.3d 1239, 57 USPQ2d 1776 (Fed. Cir. 2001) .....	<a href="#">2111.03</a>	Allen & Hansbury Ltd., 227 USPQ 955 (Comm'r Pat. & Tm. 1985) .....	<a href="#">2756</a>
A.F. Stoddard & Co. v. Dann, 564 F.2d 556, 195 USPQ 97 (D.C. Cir. 1977) .....	<a href="#">1412.04</a>	Aller, In re, 220 F.2d 454, 105 USPQ 233 (CCPA 1955) .....	<a href="#">2144.05</a>
Affidavit Filed After Final Rejection, In re, 152 USPQ 292, 1966 C.D. 53 (Comm'r Pat. 1966) .....	<a href="#">2265</a> , <a href="#">2665</a>	Alpert v. Slatin, 305 F.2d 891, 134 USPQ 296 (CCPA 1962) .....	<a href="#">2138.04</a>
Ahlert, In re, 424 F.2d 1088, 165 USPQ 418 (CCPA 1970) .....	<a href="#">2144.03</a>	Al-Site Corp. v. VSI International Inc., 174 F.3d 1308, 50 USPQ2d 1161 (Fed. Cir. 1999) .....	<a href="#">2181</a> , <a href="#">2183</a> , <a href="#">2184</a>
Ahrens v. Grey, 1931 C.D. 9, 402 O.G. 261 (Bd. App. 1929) .....	<a href="#">213.03</a>	Altiris Inc. v. Symantec Corp., 318 F.3d 1363, 65 USPQ2d 1865 (Fed. Cir. 2003) .....	<a href="#">2111.01</a>
Ajinomoto Co. v. Archer-Daniels-Midland Co., 228 F.3d 1338, 56 USPQ2d 1332 (Fed. Cir. 2000), cert. denied, 121 S.Ct 1957 (2001) .....	<a href="#">2402</a>	Alton, In re, 76 F.3d 1168, 37 USPQ2d 1578 (Fed. Cir. 1996) .....	<a href="#">2145</a> , <a href="#">2163</a> , <a href="#">2163.06</a> , <a href="#">2164.05</a>
		Altoona Publix Theatres v. American Tri-Ergon Corp., 294 U.S. 477, 24 USPQ 308 (1935) .....	<a href="#">1490</a>

## LIST OF DECISIONS CITED

- ALZA Corp. v. Andrx Pharms., LLC, 603 F.3d 935, 94 USPQ2d 1823 (Fed. Cir. 2010) ..... [2161.01](#)
- Alza Corp. v. Mylan Laboratories, Inc., 464 F.3d 1286, 80 USPQ2d 1001 (Fed. Cir. 2006) ..... [2143.01](#)
- Am. Acad. of Sci. Tech. Ctr., In re, 367 F.3d 1359, 70 USPQ2d 1827 (Fed. Cir. 2004) ..... [2111](#), [2111.01](#)
- Am. Fruit Growers, Inc. v. Brogdex Co., 283 U.S. 1, 51 S. Ct. 328, 75 L. Ed. 801, 1931 Dec. Comm'r Pat. 711 (1931) ..... [2106](#)
- Amazon.com v. Barnesandnoble.com, 73 F. Supp. 2d 1228, 53 USPQ2d 1115 (W.D. Wash. 1999) ..... [2128](#)
- American Infra-Red Radiant Co. v. Lambert Indus. Inc., 360 F.2d 977, 149 USPQ 722 (8th Cir. 1966) ..... [901.05](#), [2135.01](#)
- American Hoist & Derrick Co. v. Sowa & Sons, Inc., 725 F.2d 1350, 220 USPQ 763 (Fed. Cir. 1984) ..... [410](#)
- American Seating Co. v. USSC Group, Inc., 514 F.3d 1262, 85 USPQ2d 1683 (Fed. Cir. 2008) ..... [2152.02\(c\)](#)
- Amgen, Inc. v. Chugai Pharmaceutical Co., 927 F.2d 1200, 18 USPQ2d 1016 Fed. Cir. 1991) ..... [2138](#), [2138.04](#), [2143.02](#), [2163](#), [2163.02](#), [2164.08](#), [2165.04](#), [2173.05\(b\)](#)
- Amgen, Inc. v. Hoechst Marion Roussel, Inc., 126 F. Supp. 2d 69, 57 USPQ2d 1449 (D. Mass. 2001) ..... [706.04](#)
- Amgen Inc. v. F. Hoffman-La Roche Ltd., 580 F.3d 1340, 92 USPQ2d 1289 (Fed. Cir. 2009) ..... [2113](#)
- Amini Innovation Corp. v. Anthony California Inc., 439 F.3d 1365, 78 USPQ2d 1147 (Fed. Cir. 2006) ..... [1504.02](#)
- Amos, In re, 953 F.2d 613, 21 USPQ2d 1271 (Fed. Cir. 1991) ..... [1412.01](#)
- Amp, In re, 212 USPQ 826 (Comm'r Pat. 1981) ..... [2225](#), [2625](#)
- Amphenol Corp. v. Gen'l Time Corp., 397 F.2d 431, 158 USPQ 113 (7th Cir. 1968) ..... [2133.03\(e\)\(1\)](#)
- Anchor Hocking Corp. v. Eyelet Specialty Co., 377 F. Supp 98, 183 USPQ 87 (D. Del. 1974) ..... [1504.06](#)
- Anderson, Ex parte, 21 USPQ2d 1241 (Bd. Pat. App. & Inter. 1991) ..... [2173.05\(b\)](#)
- Anderson, In re, 471 F.2d 1237, 176 USPQ 331 (CCPA 1973) ..... [2163.07](#), [2181](#)
- Anderson's-Black Rock Inc. v. Pavement Salvage Co., 396 U.S. 57, 163 USPQ 673 (1969) ..... [716.01\(a\)](#), [2141](#), [2143.01](#)
- Anderson v. Crowther, 152 USPQ 504 (Bd. Pat. Inter. 1965) ..... [2138.06](#)
- Andresen, Ex parte, 212 USPQ 100 (Bd. App. 1981) ..... [2004](#), [2137](#), [2141.01](#)
- Andrew Corp. v. Gabriel Electronics, 847 F.2d 819, 6 USPQ2d 2010 (Fed. Cir. 1988) ..... [2173.05\(b\)](#)
- Angstadt, In re, 537 F.2d 498, 190 USPQ 214 (CCPA 1976) ... [2164.01](#), [2164.06](#), [2164.08\(b\)](#)
- Anthony, Ex parte, 230 USPQ 467 (Bd. App. 1982), aff'd 770 F.2d 182 (Fed. Cir. 1985) (table) ..... [1490](#)
- Anthony, In re, 414 F. 2d 1383, 162 USPQ 594 (CCPA 1969) ..... [2107.01](#), [2107.03](#)
- Antonie, In re, 559 F.2d 618, 195 USPQ 6 (CCPA 1977) ..... [2141.02](#), [2144.05](#)
- Aoyama, In re, 656 F.3d 1293 (Fed. Cir. 2011) ..... [2181](#)
- A&P Tea Co. v. Supermarket Corp., 340 U.S. 147 (1950) ..... [716.01\(a\)](#)
- Appeal, Decided 9/3/68, Ex parte, 866 O.G. 16 (Bd. App. 1968) ..... [1504.02](#)
- Appeal No. 194-38, 152 USPQ 70, 1955 C.D. 31 (Bd. App. 1965) ..... [901.05\(b\)](#)
- Appeal No 239-48, 151 USPQ 711, 1966 C.D. 22, 833 O.G. 10 (Bd. App. 1965) ..... [1504.02](#)
- Appeal No. 242-47, 196 USPQ 828 (Bd. App. 1976) ..... [901.05\(b\)](#), [2135.01](#)
- Appeal No. 315-40, Ex Parte, 152 USPQ 71 (Bd. App. 1965) ..... [1504.05](#)
- Application Filed Nov. 16, 1945, In re, 89 USPQ 280, 1951 C.D. 1, 646 O.G. 5 (Comm'r Pat. 1951) ..... [904.01\(a\)](#)
- Application of Takao, 17 USPQ2d 1155 (Comm'r Pat. 1990) ..... [711.03\(c\)](#)
- Application Papers Filed Jan. 20, 1956, In re, 706 O.G. 4 (Comm'r Pat. 1956) ..... [714.07](#)
- Application Papers Filed Sept. 10, 1954, In re, 108 USPQ 340 (Comm'r Pat. 1955) ..... [409.03\(c\)](#)

Applied Materials Inc. v. Gemini Research Corp., 835 F.2d 279, 15 USPQ2d 1816 (Fed. Cir. 1988) .....	<a href="#">2136.05</a>	(Fed. Cir. 1992) .....	<a href="#">2133.03(b)</a> , <a href="#">2133.03(c)</a>
Argoudelis, Ex parte, 157 USPQ 437 (Bd. App. 1967) .....	<a href="#">1214.03</a>	Atlas Powder Co. v. E.I. duPont de Nemours & Co., 750 F.2d 1569, 224 USPQ 409 (Fed. Cir. 1984) ...	<a href="#">2111.03</a> , <a href="#">2164.01</a> , <a href="#">2164.08(b)</a>
Argoudelis, In re, 434 F.2d 1390, 168 USPQ 99 (CCPA 1970) .....	<a href="#">2164.06</a> , <a href="#">2164.06(a)</a> , <a href="#">2402</a>	Atlas Powder Co. v. IRECO, Inc., 190 F.3d 1342, 51 USPQ2d 1943 (Fed. Cir. 1999) .....	<a href="#">2112</a> , <a href="#">2131.01</a> , <a href="#">2131.05</a>
Ariad Pharms., Inc. v. Eli Lilly & Co., 598 F.3d 1336, 94 USPQ2d 1161 (Fed. Cir. 2010)(en banc) .....	<a href="#">2161</a> , <a href="#">2161.01</a> , <a href="#">2163</a> , <a href="#">2163.03</a> , <a href="#">2173.05(g)</a>	Atmel Corp. v. Information Storage Devices Inc., 198 F.3d 1374, 53 USPQ2d 1225 (Fed. Cir. 1999) .....	<a href="#">2163</a> , <a href="#">2181</a>
Aristocrat Technologies Australia PTY Ltd. v. International Game Technology, 521 F.3d 1328 (Fed. Cir. 2008) .....	<a href="#">2163</a> , <a href="#">2181</a> , <a href="#">2268</a>	Atofina v. Great Lakes Chemical Corp, 441 F.3d 991 USPQ2d 1417 (Fed. Cir. 2006) .....	<a href="#">2131.03</a>
Armbruster, In re, 512 F. 2d 676, 185 USPQ 152 (CCPA 1975) .....	<a href="#">608.01(b)</a> , <a href="#">2161</a> , <a href="#">2181</a>	Attig, Ex parte, 7 USPQ2d 1092 (Bd. Pat. App. & Inter. 1986) .....	<a href="#">2173.05(b)</a>
Armour & Co. v. Swift & Co., 466 F.2d 767, 175 USPQ 70 (7th Cir. 1972) .....	<a href="#">2001.06(b)</a>	Auto. Techs. Int'l, Inc. v. BMW of N. Am., Inc., 501 F.3d 1274, 84 USPQ2d 1108 (Fed. Cir. 2007) .....	<a href="#">2161.01</a> , <a href="#">2164.06(a)</a>
Armstrong, In re, 280 F.2d 132, 126 USPQ 281 (CCPA 1960) .....	<a href="#">716.02(e)</a>	Autogiro Co. of America v. United States, 384 F.2d 391,155 USPQ 697 (Ct. Cl. 1967) .....	<a href="#">2163</a>
Arnold Partnership v. Dudas, 362 F.3d 1338, 70 USPQ2d 1311 (Fed. Cir. 2004) .....	<a href="#">2751</a>	Automatic Weighing Mach. Co. v. Pneumatic Scale Corp., 166 F.2d 288, 1909 C.D. 498, 139 O.G. 991 (1st Cir. 1909) .....	<a href="#">715.07</a>
Arnott, In re, 19 USPQ2d 1049 (Comm'r Pat. 1991) .....	<a href="#">1481</a>	Avia Group International, Inc. v. L.A. Gear California, Inc., 853 F.2d 1557, 7 USPQ2d 1548 (Fed. Cir. 1988) .....	<a href="#">1504.01(c)</a> , <a href="#">1504.03</a>
ArQule v. Kappos, 793 F. Supp. 2d 214 (D.D.C. 2011) .....	<a href="#">2732</a> , <a href="#">2734</a>	Ayers, Ex parte, 108 USPQ 444 (Bd. App. 1955) .....	<a href="#">608.04(a)</a>
Arzberger, In re, 112 F.2d 834, 46 USPQ 32 (CCPA 1940) .....	<a href="#">1601</a>	Azar v. Burns, 188 USPQ 601 (Bd. Pat. Inter. 1975) .....	<a href="#">2138.05</a>
Asahi/America Inc., In re, 68 F.3d 442, 37 USPQ2d 1204 (Fed. Cir. 1995) .....	<a href="#">715.07</a>	Badger, Ex parte, 1901 C.D. 195, 97 O.G. 1596 (Comm'r Pat. 1901) .....	<a href="#">608.02(f)</a>
Asano, Ex parte, 201 USPQ 315 (Bd. Pat. App. & Inter. 1978) .....	<a href="#">1503.02</a>	Baird, In re, 16 F.3d 380, 29 USPQ2d 1550 (Fed. Cir. 1994) .....	<a href="#">2144.05</a> , <a href="#">2144.08</a> , <a href="#">2163</a>
Ashland Oil, Inc. v. Delta Resins & Refractories, Inc., 776 F.2d 281, 227 USPQ 657 (Fed. Cir. 1985) .....	<a href="#">716.01(b)</a> , <a href="#">716.01(c)</a>	Baker Hughes, Inc. v. Kirk, 921 F. Supp. 801, 38 USPQ2d 1885 (D.D.C. 1995) ....	<a href="#">1410.01</a> , <a href="#">1412.04</a>
Aslanian, In re, 590 F.2d 911, 200 USPQ 500 (CCPA 1979) .....	<a href="#">2125</a>	Ball Corp., In re, 925 F.2d 1480, 18 USPQ2d 1491 (Fed. Cir. 1991) .....	<a href="#">2145</a>
Association for Molecular Pathology v. Myriad Genetics, Inc., 569 U.S. __, 133 S. Ct. 2107, 106 USPQ2d 1972 (2013) .....	<a href="#">2103</a> , <a href="#">2106</a>	Ball Corp. v. United States, 729 F.2d 1429, 221 USPQ 289 (Fed. Cir. 1984) .....	<a href="#">1412.02</a> , <a href="#">1490</a>
Atlantic Thermoplastics Co. v. Faytex Corp., 970 F.2d 834, 23 USPQ2d 1481		Balzarini, Ex parte, 21 USPQ2d 1892 (Bd. Pat. App. & Inter. 1991) .....	<a href="#">2107.03</a>

## LIST OF DECISIONS CITED

Bandel, In re, 348 F.2d 563, 146 USPQ 389 (CCPA 1965) .....	<a href="#">715</a>	1377, 64 USPQ2d 1045 (Fed. Cir. 2002) .....	<a href="#">2701</a>
Barber, Ex parte, 187 USPQ 244 (Bd. App. 1974) .....	<a href="#">2173.05(j)</a>	Bayer, In re, 568 F.2d 1357, 196 USPQ 670 (CCPA 1978) .....	<a href="#">2128.01</a> , <a href="#">2152.02(e)</a>
Barber, In re, 81 F.2d 231, 28 USPQ 187 (CCPA 1936) .....	<a href="#">804</a>	B. Braun Medical, Inc. v. Abbott Labs, 124 F.3d 1419, 43 USPQ2d 1896 (Fed. Cir. 1997) .....	<a href="#">2163</a> , <a href="#">2181</a> , <a href="#">2182</a>
Barker, In re, 559 F.2d 588, 194 USPQ 470 (CCPA 1977) .....	<a href="#">2161</a> , <a href="#">2163</a>	Beattie, In re, 974 F.2d 1309, 24 USPQ2d 1040 (Fed. Cir. 1992) .....	<a href="#">716.01(c)</a> , <a href="#">2145</a>
Barmag Barmer Maschinenfabrik AG v. Murata Mach., Ltd., 731 F.2d 831, 221 USPQ 561 (Fed. Cir. 1984) .....	<a href="#">2133.03(b)</a>	Beck, In re, 155 F.2d 398, 69 USPQ 520 (CCPA 1946) .....	<a href="#">715.01(b)</a>
Barr, In re, 444 F.2d 588, 170 USPQ 330 (CCPA 1971) .....	<a href="#">2173.05(a)</a> , <a href="#">2173.05(g)</a> , <a href="#">2173.05(i)</a>	Beckman Instruments v. LKB Produkter AB, 892 F.2d 1547, 13 USPQ2d 1301 (Fed. Cir. 1989) .....	<a href="#">2121.01</a> , <a href="#">2158</a>
Bartfeld, Ex parte, 16 USPQ2d 1714 (Bd. Pat. App. & Inter. 1990) .....	<a href="#">2136.01</a>	Beech Aircraft Corp. v. EDO Corp., 990 F.2d 1237, 26 USPQ2d 1572 (Fed. Cir. 1993) .....	<a href="#">301</a>
Bartfeld, In re, 925 F.2d 1450, 17 USPQ2d 1885 (Fed. Cir. 1991) .....	<a href="#">706.02(f)(2)</a> , <a href="#">706.02(i)</a> , <a href="#">804</a> , <a href="#">804.03</a> , <a href="#">2136.01</a> , <a href="#">2136.05</a> , <a href="#">2141.01</a>	Beineke, In re, 690 F.3d 1344, 103 USPQ2d 1872 (Fed. Cir. 2012) .....	<a href="#">1601</a>
Basmadjian v. Landry, 54 USPQ2d 1617, (Bd. Pat. App. & Inter. 1997) .....	<a href="#">2305</a>	Belkin Int'l, Inc. v. Kappos, 696 F.3d 1379 (Fed. Cir. 2012) .....	<a href="#">2248</a>
Bass, In re, 314 F.3d 575, 65 USPQ2d 1156 (Fed. Cir. 2002) .....	<a href="#">2258.01</a>	Bell Communications Research, Inc. v. Vitalink Communications Corp., 55 F.3d 615, 34 USPQ2d 1816 (Fed. Cir. 1995) .....	<a href="#">2111.02</a> , <a href="#">2163</a>
Bass, In re, 474 F.2d 1276, 177 USPQ 178 (CCPA 1973) .....	<a href="#">715</a> , <a href="#">2004</a> , <a href="#">2138</a> , <a href="#">2138.03</a>	Bell, In re, 991 F.2d 781, 26 USPQ2d 1529 (Fed. Cir. 1993) .....	<a href="#">2144.08</a> , <a href="#">2144.09</a> , <a href="#">2163</a>
Bauman, In re, 683 F.2d 405, 214 USPQ 585 (CCPA 1982) .....	<a href="#">1451</a>	Benger Labs. Ltd. v. R.K. Laros Co., 209 F. Supp. 639, 135 USPQ 11 (E.D. Pa. 1966) .....	<a href="#">2165</a>
B.E. Myers & Co. v. United States, 56 USPQ2d 1110 (US CtFedCls 2000) .....	<a href="#">1412.02</a>	Benke, Ex parte, 1904 C.D. 63, 108 O.G. 1588 (Comm'r Pat. 1904) .....	<a href="#">811.02</a>
Bausch & Lomb v. Barnes-Hind/Hydrocurve, Inc., 796 F.2d 443, 230 USPQ 416 (Fed. Cir. 1986) .....	<a href="#">2141.02</a>	Bennage v. Phillippi, 1876 C.D. 135, 9 O.G. 1159 (Comm'r Pat. 1876) .....	<a href="#">1504.01(d)</a>
Baxter Diagnostics v. AVL Scientific Corp., 798 F. Supp. 612, 25 USPQ2d 1428 (C.D., Cal. 1992) .....	<a href="#">2751</a>	Bennett, In re, 766 F.2d 524, 226 USPQ 413 (Fed. Cir. 1985) .....	<a href="#">706.03(x)</a> , <a href="#">1403</a> , <a href="#">1412.03</a>
Baxter, In re, 656 F.2d 679, 210 USPQ 795 (CCPA 1987) .....	<a href="#">2111.03</a>	Benno, In re, 768 F.2d 1340, 226 USPQ 683 (Fed. Cir. 1985) .....	<a href="#">2163</a> , <a href="#">2163.06</a>
Baxter International Inc., In re, 678 F.3d 1357, 102 USPQ2d 1925 (Fed. Cir. 2012) .....	<a href="#">2242</a> , <a href="#">2686.04</a>	Benson, In re, 122 USPQ 279, 1959 C.D. 5, 744 O.G. 353 (Comm'r Pat. 1959) .....	<a href="#">714.07</a>
Baxter Travenol Labs., In re, 952 F.2d 388, 21 USPQ2d 1281 (Fed. Cir. 1991) .....	<a href="#">2131.01</a> , <a href="#">2145</a>	Berg, In re, 140 F.3d 1428, 46 USPQ2d 1226 (Fed. Cir. 1998) .....	<a href="#">804</a>
Bayer AG and Bayer Corporation v. Carlsbad Technology Inc., 298 F.3d		Berger, In re, 279 F.3d 975, 61 USPQ2d 1523 (Fed. Cir. 2002) .....	<a href="#">2304.02(c)</a>

Bergstrom, In re, 427 F.2d 1394, 166 USPQ 256 (CCPA 1970) .....	<a href="#">2144.04</a>	Bird Provision Co. v. Owens Country Sausage, Inc., 568 F.2d 369, 197 USPQ 134 (5th Cir. 1978) .....	<a href="#">2133.03(a)</a>
Berkman, In re, 642 F.2d 427, 209 USPQ 45 (CCPA 1981) .....	<a href="#">1504.04</a> , <a href="#">1504.20</a>	Birmingham v. Randall, 171 F.2d 957, 80 USPQ 371 (CCPA 1948) .....	<a href="#">2138.05</a>
Berman v. Housey, 291 F.3d 1345, 63 USPQ2d 1023 (Fed. Cir. 2002) .....	<a href="#">2303</a>	Blackboard, Inc. v. Desire2Learn, Inc., 574 F.3d 1371 (Fed. Cir. 2009) .....	<a href="#">2181</a>
Bernhardt, L.L.C. v. Collezione Europa USA, Inc., 386 F.3d 1371, 72 USPQ2d, 1901 (Fed. Cir. 2004) .....	<a href="#">2133.03(a)</a>	Black & Decker, Inc. v. Pittway Corp., 636 F.2d 1193, 231 USPQ 252 (N.D. Ill. 1986) .....	<a href="#">1504.02</a>
Bernhart, In re, 417 F.2d 1395, 163 USPQ 611 (CCPA 1969) .....	<a href="#">2173.05(j)</a>	Blacklight Power, Inc. v. Rogan, 295 F.3d 1269, 63 USPQ2d 1534 (Fed. Cir. 2002) .....	<a href="#">1134</a> , <a href="#">1308</a>
Berry Sterling Corp. v. Pescor Plastics Inc., 122 F.3d 1452, 43 USPQ2d 1953 (Fed. Cir. 1997) .....	<a href="#">1504.01(c)</a>	Blaisdell, In re, 242 F.2d 779, 113 USPQ 289 (CCPA 1957) .....	<a href="#">2133.03(a)</a> , <a href="#">2133.03(b)</a> , <a href="#">2133.03(e)(3)</a> , <a href="#">2133.03(e)(5)</a>
Bertsch, In re, 132 F.2d 1014, 56 USPQ 379 (CCPA 1942) .....	<a href="#">2111.03</a>	Blake, In re, 358 F.2d 750, 149 USPQ 217 (CCPA 1966) .....	<a href="#">715.07</a>
Best, In re, 562 F.2d 1252, 195 USPQ 430 (CCPA 1977) .....	<a href="#">2112</a> , <a href="#">2112.01</a> , <a href="#">2112.02</a> , <a href="#">2114</a>	Blanc, Ex parte, 13 USPQ2d 1383 (Bd. Pat. App. & Inter. 1989) .....	<a href="#">716.02(c)</a> , <a href="#">2143.02</a>
Bettcher Industries, Inc. v. Bunzl USA, Inc., 661 F.3d 629, 100 USPQ2d 1433 (Fed. Cir. 2011) .....	<a href="#">2114</a>	Bland, Ex parte, 3 USPQ2d 1103 (Bd. Pat. App. & Inter. 1986) .....	<a href="#">2141.01(a)</a>
Bey v. Kollonitsch, 806 F.2d 1024, 231 USPQ 967 (Fed. Cir. 1986) .....	<a href="#">2138.06</a>	Blattner, Ex parte, 2 USPQ2d 2047 (Bd. Pat. App. & Inter. 1987) .....	<a href="#">2144.09</a>
BIC Leisure Prods., Inc., v. Windsurfing Int'l, Inc., 1 F.3d 1214, 27 USPQ2d 1671 (Fed. Cir. 1993) .....	<a href="#">1460</a>	Blisscraft of Hollywood v. United Plastic Co., 189 F. Supp 333, 127 USPQ 452 (S.D.N.Y. 1960) .....	<a href="#">1504.01(c)</a>
Biesecker, Ex parte, 144 USPQ 129 (Bd. App. 1964) .....	<a href="#">715.02</a> , <a href="#">715.03</a>	Blondel, In re, 499 F.2d 1311, 182 USPQ 294 (CCPA 1974) .....	<a href="#">716.02(b)</a>
Bigham v. Godtfredsen, 857 F.2d 1415, 8 USPQ2d 1266 (Fed. Cir. 1988) .....	<a href="#">2138.01</a> , <a href="#">2138.05</a>	Blonder-Tongue Labs., Inc. v. Univ. of Ill., Foundation, 402 U.S. 313, 169 USPQ 513 (1971) .....	<a href="#">2012.01</a>
Bigio, In re, 381 F.3d 1320, 72 USPQ2d 1209 (Fed. Cir. 2004) .....	<a href="#">2141.01(a)</a> , <a href="#">2173.01</a>	Blout, In re, 333 F.2d 928, 142 USPQ 173 (CCPA 1964) .....	<a href="#">715</a>
Billottet, Ex parte, 192 USPQ 413 (Bd. App. 1976) .....	<a href="#">2137</a>	Blum, In re, 374 F.2d 904, 153 USPQ 177 (CCPA 1967) .....	<a href="#">1503.01</a> , <a href="#">1503.02</a>
Bilski, In re, 545 F.3d 943, 954, 88 USPQ2d 1835 (Fed. Cir. 2008) .....	<a href="#">2106</a>	Blumcraft of Pittsburgh v. Ladd, 238 F. Supp. 648, 144 USPQ 562 (D.D.C. 1965) .....	<a href="#">1504.05</a> , <a href="#">1504.06</a>
Bilski v. Kappos, 561 U.S. ___, 130 S. Ct. 3218, 95 USPQ2d 1001 (2010) .....	<a href="#">2103</a> , <a href="#">2106</a>	Board of Education ex rel. Board of Trustees of Florida State Univ. v. American Bioscience Inc., 333 F.3d 1330, 67 USPQ2d 1252 (Fed. Cir. 2003) .....	<a href="#">2137.01</a>
Bindra v. Kelly, 206 USPQ 570 (Bd. Pat. Inter. 1979) .....	<a href="#">2138.05</a>	Boeing Co. v. Comm'r Pat., 853 F.2d 878, 7 USPQ2d 1487 (Fed. Cir. 1988) .....	<a href="#">2279</a>
Biomedino, LLC v. Waters Technology Corp., 490 F.3d 946, 952, 83 USPQ2d 1118, 1123 (Fed. Cir. 2007) .....	<a href="#">2163</a> , <a href="#">2181</a> , <a href="#">2185</a>	Boesch, In re, 617 F.2d 272, 205 USPQ 215 (CCPA 1980) .....	<a href="#">716.02(b)</a> , <a href="#">2144.05</a>



LIST OF DECISIONS CITED

Bogese, In re, 303 F.3d 1362, 64 USPQ2d 1448 (Fed. Cir. 2002) .....	<a href="#">2190</a>	Brana, In re, 51 F.3d 1560, 34 USPQ2d 1436 (Fed. Cir. 1995) .....	<a href="#">2107.01</a> , <a href="#">2107.03</a> , <a href="#">2164.01(c)</a> , <a href="#">2107.02</a> , <a href="#">2164.02</a> , <a href="#">2164.04</a> ,	<a href="#">2164.07</a>
Bogoslowsky v. Huse, 142 F.2d 75, 61 USPQ 349 (CCPA 1944) .....	<a href="#">2138.03</a>	Brandstadter, In re, 484 F.2d 1395, 179 USPQ 286 (CCPA 1973) .....	<a href="#">716.01(c)</a> , <a href="#">716.09</a> ,	<a href="#">2164.05</a> , <a href="#">2164.06(c)</a>
Bolkcom v. Carborundum Co., 523 F.2d 492, 187 USPQ 446 (6th Cir. 1975) .....	<a href="#">2003</a>	Brasseler, U.S.A. I, L.P. v. Stryker Sales Corp., 267 F.3d 1370, 60 USPQ2d 1482 (Fed. Cir. 2001) .....		<a href="#">2001.06</a>
Bond, In re, 910 F.2d 831, 15 USPQ2d 1566 (Fed. Cir. 1990) .....	<a href="#">2131</a> , <a href="#">2152.02(b)</a> , <a href="#">2183</a> ,	BRCA1– and BRCA2–Based Hereditary Cancer Test Patent Litigation, In re, 774 F.3d 755, 113 USPQ2d 1241 (Fed. Cir. 2014) .....		<a href="#">2106</a>
Bondiou, Ex parte, 132 USPQ 356 (Bd. App. 1961) .....	<a href="#">2163.07</a>	Brenner v. Manson, 383 U.S. 519, 148 USPQ 689 (1966) .....	<a href="#">2103</a> , <a href="#">2107.01</a> , <a href="#">2107.02</a>	
Bonito Boats, Inc. v. Thunder Craft Boats, Inc., 489 U.S. 141, 9 USPQ2d 1847 (1989) .....	<a href="#">2133.02</a>	Brenner v. State of Israel, 400 F.2d 789, 158 USPQ 584 (D.C. Cir. 1968) .....	<a href="#">216.01</a> , <a href="#">1402</a> ,	<a href="#">1417</a> , <a href="#">1444</a>
Borden, In re, 90 F.3d 1570, 39 USPQ2d 1524 (Fed. Cir. 1996) .....	<a href="#">1504.03</a>	Breslow, In re, 616 F.2d 516, 205 USPQ 221 (CCPA 1980) .....		<a href="#">2164.01(b)</a>
Borkowski, In re, 422 F.2d 904, 164 USPQ 642 (CCPA 1970) .....	<a href="#">707.07(l)</a> , <a href="#">2164.02</a> ,	Brian, Ex parte, 118 USPQ 242 (Bd. App. 1958) .....		<a href="#">2173.05(t)</a>
Borkowski, In re, 505 F.2d 713, 184 USPQ 29 (CCPA 1974) .....	<a href="#">2174</a>	Bridgford, In re, 357 F.2d 679, 149 USPQ 55 (CCPA 1966) .....		<a href="#">806.05(f)</a>
Bose Corp. v. JBL, Inc., 274 F.3d 1354, 61 USPQ2d 1216 (Fed. Cir. 2001) .....	<a href="#">2173.05</a>	Bristol-Myers Squibb Co. v. Kappos, 891 F.Supp.2d 135 (D.D.C. 2012) .....		<a href="#">2734</a>
Bosies v. Benedict, 27 F.3d 539, 30 USPQ2d 1862 (Fed. Cir. 1994) .....	<a href="#">2138.04</a>	Bristol-Myers Squibb Co. v. Pharmachemie BV, 361 F.3d 1343, 70 USPQ2d 1097 (Fed. Cir. 2004) .....		<a href="#">804.01</a> , <a href="#">819</a>
Bostwick, In re, 102 F.2d 886, 41 USPQ 279 (CCPA 1939) .....	<a href="#">1449.02</a>	Bristol-Myers Squibb Co. v. Rhone Poulenc Rorer, Inc., 326 F.3d 1226, 66 USPQ2d 1481 (Fed. Cir. 2003) .....		<a href="#">2001.04</a>
Bosy, In re, 360 F.2d 972, 149 USPQ 789 (CCPA 1966) .....	<a href="#">2165.01</a>	Brookhill-Wilk 1, LLC v. Intuitive Surgical, Inc., 334 F.3d 1294, 67 USPQ2d 1132 (Fed. Cir. 2003) .....		<a href="#">2111.01</a>
Bourne v. Jones, 114 F. Supp 413, 98 USPQ 206 (S.D. Fla. 1951) .....	<a href="#">2133.03(e)(7)</a>	Brooktree Corp. v. Advanced Micro Devices, Inc., 977 F.2d 1555, 24 USPQ2d 1401 (Fed. Cir. 1992) .....		<a href="#">2107.01</a>
Bowen, In re, 492 F.2d 859, 181 USPQ 48 (CCPA 1974) .....	<a href="#">2164.04</a>	Broos v. Barton, 142 F.2d 690, 61 USPQ 447 (CCPA 1944) .....		<a href="#">2138.06</a>
Bowers, In re, 359 F.2d 886, 149 USPQ 570 (CCPA 1966) .....	<a href="#">706.02(l)(2)</a> , <a href="#">804</a>	Brouwer, In re, 77 F.3d 422, 37 USPQ2d 1663 (Fed. Cir. 1996) .....	<a href="#">706.02(n)</a> , <a href="#">2116.01</a> ,	<a href="#">2144.08</a> , <a href="#">2158</a>
Bowser Inc. v. United States, 388 F.2d 346, 156 USPQ 406 (Ct. Cl. 1967) .....	<a href="#">2141</a>	Brower, In re, 433 F.2d 813, 167 USPQ 684 (CCPA 1970) .....		<a href="#">2172</a>
Bowyer, Ex parte, 42 USPQ 526, 1939 C.D. 5, 505 O.G. 759 (Comm’r Pat. 1939) .....	<a href="#">715.07(b)</a>	Brown, In re, 459 F.2d 531, 173 USPQ 685 (CCPA 1972) .....		<a href="#">2113</a> , <a href="#">2183</a>
Braat, In re, 937 F.2d 589, 19 USPQ2d 1289 (Fed. Cir. 1991) .....	<a href="#">804</a> , <a href="#">1504.06</a>			
Brader v. Schaeffer, 193 USPQ 627 (Bd. Pat. Inter. 1976) .....	<a href="#">2137.01</a>			
Braithwaite, In re, 379 F.2d 594, 154 USPQ 29 (CCPA 1967) .....	<a href="#">804</a> , <a href="#">804.02</a> , <a href="#">806.04(i)</a>			

Brown, In re, 477 F.2d 946, 177 USPQ 691 (CCPA 1973) .....	<a href="#">2161.01</a> , <a href="#">2164.06(c)</a>	buySAFE, Inc. v. Google, Inc., 765 F.3d 1350, 112 USPQ2d 1093 (Fed. Cir. 2014) .....	<a href="#">2106</a>
Brown v. 3M, 265 F.3d 1349, 60 USPQ2d 1375 (Fed. Cir. 2001) .....	<a href="#">2131</a>	C, Ex parte, 27 USPQ2d 1492 (Bd. Pat. App. & Inter. 1992) .....	<a href="#">716.02(b)</a> , <a href="#">2133.03(a)</a>
Bruckelmyer v. Ground Heaters, Inc., 445 F. 3d 1374, 78 USPQ2d 1684 (Fed. Cir. 2006) .....	<a href="#">2127</a> , <a href="#">2152.02(e)</a>	Cable Electric Products, Inc. v. Genmark, Inc., 770 F.2d 1015, 226 USPQ 881 (Fed. Cir. 1985) .....	<a href="#">716.03(b)</a> , <a href="#">716.06</a> , <a href="#">1504.03</a>
Brummer, Ex parte, 12 USPQ2d 1653 (Bd. Pat. App. & Inter. 1989) .....	<a href="#">2173.05(b)</a>	Cady, Ex parte, 1916 C.D. 62, 232 O.G. 621 (Comm'r Pat. 1916) .....	<a href="#">1502</a> , <a href="#">1504.04</a>
Bryan, In re, 323 Fed. Appx. 898 (Fed. Cir. 2009) .....	<a href="#">2112.01</a>	Caldwell, Ex parte, 1906 C.D. 58 (Comm'r Pat. 1906) .....	<a href="#">2173.05(d)</a>
Buchner, In re, 929 F.2d 660, 18 USPQ2d 1331 (Fed. Cir. 1991) .....	<a href="#">716.09</a> , <a href="#">2107.02</a> , <a href="#">2164.01</a> , <a href="#">2164.05</a> , <a href="#">2164.05(a)</a> , <a href="#">2164.08</a>	California Research Corp. v. Ladd, 356 F.2d 813, 148 USPQ 404 (D.C. Cir. 1966) .....	<a href="#">1216.02</a>
Budde v. Harley-Davidson, Inc., 250 F.3d 1369, 58 USPQ2d 1801 (Fed. Cir. 2001) .....	<a href="#">2181</a> , <a href="#">2182</a>	Callicrate vs. Wadsworth Mfg., Inc., 427 F.3d 1361, 77 USPQ2d 1041 (Fed. Cir. 2005) .....	<a href="#">2164.01</a>
Budnick, In re, 537 F.2d 535, 190 USPQ 422 (CCPA 1976) .....	<a href="#">2164.05(a)</a> , <a href="#">2164.06(c)</a>	Capon v. Eshhar, 418 F.3d 1349, 76 USPQ2d 1078 (Fed. Cir. 2005) .....	<a href="#">2161.01</a> , <a href="#">2163</a>
Buildex v. Kason Indus., 849 F.2d 1461, 7 USPQ2d 1325 (Fed. Cir. 1988) .....	<a href="#">2133.03(b)</a>	Card, Ex parte, 1904 C.D. 383 (Comm'r Pat. 1904) .....	<a href="#">2301.03</a>
Bundy, In re, 642 F.2d 430, 209 USPQ 48 (CCPA 1981) .....	<a href="#">2107.02</a> , <a href="#">2164.04</a> , <a href="#">2164.06(b)</a> , <a href="#">2164.07</a> , <a href="#">2165.04</a>	Cardiac Pacemakers, Inc. v. St. Jude Med., Inc., 296 F.3d 1106, 63 USPQ2d 1725 (Fed. Cir. 2002) .....	<a href="#">2181</a> , <a href="#">2182</a>
Burckel, In re, 592 F.2d 1175, 201 USPQ 67 (CCPA 1979) .....	<a href="#">716.02(e)</a>	Carella v. Starlight Archery, 804 F.2d 135, 231 USPQ 644 (Fed. Cir. 1986) .....	<a href="#">2128</a> , <a href="#">2132</a> , <a href="#">2152.02(c)</a>
Burhans, In re, 154 F.2d 690, 69 USPQ 330 (CCPA 1946) .....	<a href="#">2144.04</a>	Carl Zeiss Stiftung v. Renishaw PLC, 945 F.2d 1173, 20 USPQ2d 1094 (Fed. Cir. 1991) .....	<a href="#">2107.01</a> , <a href="#">2107.02</a>
Burlington Industries Inc. v. Quigg, 822 F.2d 1581, 3 USPQ2d 1436 (Fed. Cir. 1987) .....	<a href="#">716.05</a> , <a href="#">2173.02</a>	Carletti, In re, 328 F.2d 1020, 140 USPQ 653 (CCPA 1964) .....	<a href="#">1504.01(c)</a>
Burroughs Wellcome Co. v. Barr Labs., Inc., 40 F.3d 1223, 32 USPQ2d 1915 (Fed. Cir. 1994) .....	<a href="#">2138.04</a> , <a href="#">2163</a>	Carlson, In re, 983 F.2d 1032, 25 USPQ2d 1207 (Fed. Cir. 1992) .....	<a href="#">2126</a> , <a href="#">2152.02(a)</a>
Burr v. Duryee, 68 U.S. (1 Wall.) 531, 17 L. Ed. 650 (1863) .....	<a href="#">2106</a>	Carman Indus. Inc. v. Wahl, 724 F.2d 932, 220 USPQ 481 (Fed. Cir. 1983) ...	<a href="#">804</a> , <a href="#">1504.06</a>
Burrowes, Ex parte, 1904 C.D. 155, 110 O.G. 599 (Comm'r Pat. 1904) .....	<a href="#">1214.01</a> , <a href="#">2682</a>	Carreira, In re, 532 F.2d 1356, 189 USPQ 461 (CCPA 1976) .....	<a href="#">716.10</a> , <a href="#">2136.05</a>
Busse, Ex parte, 1 USPQ2d 1908 (Bd. Pat. App. & Inter. 1986) .....	<a href="#">2107.03</a>	Carroll, In re, 601 F.2d 1184, 202 USPQ 571 (CCPA 1979) .....	<a href="#">716.01(c)</a>
Buszard, In re, 504 F.3d 1364 (Fed. Cir. 2007) .....	<a href="#">2111</a> , <a href="#">2173.02</a>	Carter, In re, 673 F.2d 1378, 213 USPQ 625 (CCPA 1982) .....	<a href="#">1504.03</a>
Butera, In re, 1 F.3d 1252, 28 USPQ2d 1399 (Fed. Cir. 1993) .....	<a href="#">2141.01(a)</a>		
Buting, In re, 418 F.2d 540, 163 USPQ 689 (CCPA 1969) .....	<a href="#">2107.03</a>		

## LIST OF DECISIONS CITED

Carter-Wallace, Inc. v. Riverton Labs., Inc., 433 F.2d 1034, 167 USPQ 656 (2d Cir. 1970) .....	<a href="#">2165.01</a>	1990) .....	<a href="#">2107.01</a> , <a href="#">2161.01</a> , <a href="#">2165.03</a> , <a href="#">2411.01</a>
Case v. CPC Int'l Inc., 730 F.2d 745, 221 USPQ 196 (Fed. Cir. 1984) .....	<a href="#">2301.03</a>	Chemithon Corp. v. Procter & Gamble Co., 287 F. Supp 291, 159 USPQ 139 (D. Md. 1968) .....	<a href="#">2133.03(a)</a>
Casey, In re, 370 F.2d 576, 152 USPQ 235 (CCPA 1967) .....	<a href="#">2115</a>	Chevenard, In re, 139 F.2d 71, 60 USPQ 239 (CCPA 1943) .....	<a href="#">2144.03</a>
Catalina Mktg. Int'l v. Coolsavings.com, Inc., 289 F.3d 801, 62 USPQ2d 1781(Fed. Cir. 2002) .....	<a href="#">2111.02</a>	Chicago Historical Antique Auto. Museum, Inc., In re, 197 USPQ 289 (Comm'r Pat. 1978) .....	<a href="#">513</a>
Catan, Ex parte, 83 USPQ2d 1569 (Bd. Pat. App. & Int. 2007) .....	<a href="#">2143.01</a>	Chicago Rawhide Mfg. Co., Ex parte, 223 USPQ 351 (Bd. Pat. App. & Inter. 1984) .....	<a href="#">2144.04</a> , <a href="#">2241</a> , <a href="#">2258.01</a> , <a href="#">2642</a>
Cataphote Corp. v. Desoto Chem. Coatings, Inc., 356 F.2d 24, 148 USPQ 229 (9th Cir.) .....	<a href="#">2133.03(e)(1)</a>	Chicopee Mfg. Corp. v. Columbus Fiber Mills Co., 165 F. Supp. 307, 118 USPQ 53 (M.D. Ga. 1958) .....	<a href="#">2133.03(e)(1)</a>
Caterpillar Inc. v. Deere & Co., 224 F.3d 1374, 56 USPQ2d 1305 (Fed. Cir. 2000) .....	<a href="#">2183</a> , <a href="#">2184</a>	Chiddix, In re, 209 USPQ 78 (Comm'r Pat. 1980) .....	<a href="#">1205.02</a>
Caterpillar Inc. v. Detroit Diesel Corp., 961 F. Supp. 1249, 41 USPQ2d 1876 (N.D. Ind. 1996) .....	<a href="#">2181</a>	Chilowski, In re, 229 F.2d 457, 108 USPQ 321 (CCPA 1956) ...	<a href="#">2107.01</a> , <a href="#">2107.02</a> , <a href="#">2107.03</a> , <a href="#">2164.02</a> , <a href="#">2164.07</a>
Caterpillar Tractor Co. v. Comm'r Pat., 650 F. Supp. 218, 231 USPQ 590 (E.D. Va. 1986) .....	<a href="#">1850</a>	Chilowsky, In re, 306 F.2d 908, 134 USPQ 515 (CCPA 1962) .....	<a href="#">716.01(c)</a>
Cavanagh, In re, 436 F.2d 491, 168 USPQ 466 (CCPA 1971) .....	<a href="#">716.04</a>	Chiron v. Corp. v. Genentech Inc., 363 F.3d 1247, 70 USPQ2d 1321 (Fed. Cir. 2004) .....	<a href="#">2164.03</a> , <a href="#">2164.05(a)</a>
Caveney, In re, 761 F.2d 671, 226 USPQ 1 (Fed. Cir. 1985) .....	<a href="#">2133.03(b)</a>	Chiuminatta Concrete Concepts, Inc. v. Cardinal Indus. Inc., 145 F.3d 1303, 46 USPQ2d 1752 (Fed. Cir. 1998) .....	<a href="#">2183</a> , <a href="#">2184</a>
Celeritas Technologies Ltd. v. Rockwell International Corp., 150 F.3d 1354, 47 USPQ2d 1516 (Fed. Cir. 1998) .....	<a href="#">2123</a> , <a href="#">2131.05</a>	Chore-Time Equipment, Inc. v. Cumberland Corp., 713 F.2d 774, 218 USPQ 673 (Fed. Cir. 1983) .....	<a href="#">2141.03</a>
Centocor Ortho Biotech, Inc. v. Abbott Laboratories, 636 F.3d 1341, 97 USPQ2d 1870 (Fed. Cir. 2011) .....	<a href="#">2163</a>	Christensen, In re, 330 F.2d 652, 141 USPQ 295 (CCPA 1964) .....	<a href="#">804.03</a>
Certain Limited-Charge Cell Culture Microcarriers, 221 USPQ 1165 (Int'l Trade Comm'n 1983) .....	<a href="#">2164.01</a>	Chromalloy American Corp. v. Alloy Surfaces Co., 339 F.Supp 859, 173 USPQ 295 (D. Del. 1972) .....	<a href="#">2004</a> , <a href="#">2012</a> , <a href="#">2016</a>
CFMT, Inc. v. Yieldup Int'l Corp., 349 F.3d 1333, 68 USPQ2d 1940 (Fed. Cir. 2003) .....	<a href="#">2164</a>	Chu, In re, 66 F.3d 292, 36 USPQ2d 1089 (Fed. Cir. 1995) .....	<a href="#">211.05</a> , <a href="#">716.02(f)</a> , <a href="#">2145</a> ,
Chandler, In re, 319 F.2d 211, 138 USPQ 138 (CCPA 1963) .....	<a href="#">2173.05(n)</a>	Chupp, In re, 816 F.2d 643, 2 USPQ2d 1437 (Fed. Cir. 1987) .....	<a href="#">716.01(d)</a> , <a href="#">716.02(a)</a> , <a href="#">2145</a>
Chapman, In re, 357 F.2d 418, 148 USPQ 711 (CCPA 1966) .....	<a href="#">716.02(e)</a>	Ciric v. Flanigen, 511 F.2d 1182, 185 USPQ 103 (CCPA 1975) .....	<a href="#">2138.05</a>
Chef America, Inc. v. Lamb-Weston, Inc., 358 F.3d 1371, 69 USPQ2d 1857 (Fed. Cir. 2004) .....	<a href="#">2111.01</a>	Citron, In re, 325 F.2d 248, 139 USPQ 516 (CCPA 1963) .....	<a href="#">2107.01</a> , <a href="#">2107.02</a> , <a href="#">2107.03</a>
Chemcast Corp. v. Acro Indus. Corp., 913 F.2d 923, 16 USPQ2d 1033 (Fed. Cir.			



Clamp, In re, 151 USPQ 423 (Comm’r Pat. 1966) .....	<a href="#">213.03</a>	Coleman v. Dines, 754 F.2d 353, 224 USPQ 857 (Fed. Cir. 1985) .....	<a href="#">2138.04</a>
Clapp, Ex parte, 227 USPQ 972 (Bd. Pat. App & Inter. 1985) .....	<a href="#">706.02(j)</a> , <a href="#">2144</a>	Colianni, In re, 561 F.2d 220, 195 USPQ 150 (CCPA 1977) .....	<a href="#">2164.06</a> , <a href="#">2164.06(b)</a>
Clark, Ex parte, 174 USPQ 40 (Bd. App. 1971) .....	<a href="#">2173.05(o)</a>	Collier, In re, 397 F.2d 1003, 158 USPQ 266 (CCPA 1968) .....	<a href="#">2163</a> , <a href="#">2163.05</a> , <a href="#">2172.01</a> , <a href="#">2173.05(k)</a>
Clark, In re, 522 F.2d 623, 187 USPQ 209 (CCPA 1975) .....	<a href="#">2012</a> , <a href="#">2012.01</a> , <a href="#">2016</a>	Comstock, In re, 481 F.2d 905, 178 USPQ 616 (CCPA 1973) .....	<a href="#">2164.06(c)</a>
Clark, In re, 457 F.2d 1004, 173 USPQ 359 (CCPA 1972) .....	<a href="#">715.05</a>	Comstock, Ex parte, 1923 C.D. 82, 317 O.G. 4 (Comm’r Pat. 1923) ...	<a href="#">1214.01</a> , <a href="#">2682</a>
Clarke, In re, 356 F.2d 987, 148 USPQ 665 (CCPA 1966) .....	<a href="#">715.03</a>	Consolidated Aluminum Corp. v. Foseco Inc., 910 F.2d 804, 15 USPQ2d 1481 (Fed. Cir. 1990) .....	<a href="#">2165</a>
Clay, In re, 966 F.2d 656, 23 USPQ2d 1058 (Fed. Cir. 1992) .....	<a href="#">2144.08</a>	Consolidated Edison Co. v. NLRB , 305 U.S. 197 (1938) .....	<a href="#">1216.01</a>
ClearValue Inc. v. Pearl River Polymers Inc., 668 F.3d 1340 (Fed. Cir. 2012) .....	<a href="#">2131.03</a>	Consolidated Fruit-Jar Co. v. Wright, 94 U.S. 92 (1876) .....	<a href="#">2133.03(b)</a>
Clemens, In re, 622 F.2d 1029, 206 USPQ 289 (CCPA 1980) .....	<a href="#">716.02(d)</a> , <a href="#">2145</a>	Constant, In re, 827 F.2d 728, 3 USPQ2d 1479 (Fed. Cir. 1987) .....	<a href="#">1414</a>
Clement, In re, 131 F.3d 1464, 45 USPQ2d 1161 (Fed. Cir. 1997) .....	<a href="#">1412.02</a>	Constant v. Advanced Micro-Devices, Inc., 848 F.2d 1560, 7 USPQ2d 1057 (Fed. Cir. 1988) .....	<a href="#">706.02</a> , <a href="#">2128.02</a> , <a href="#">2129</a> , <a href="#">2145</a> , <a href="#">2152.03</a>
Clifford, Ex parte, 49 USPQ 152 (Bd. App. 1940) .....	<a href="#">901.02</a>	Construction Equipment Company, In re, 665 F.3d 1254, 100 USPQ2d 1922 (Fed. Cir. 2011) .....	<a href="#">2259</a> , <a href="#">2659</a>
Clinical Products Ltd. v. Brenner, 255 F. Supp. 131, 149 USPQ 475 (D.D.C. 1966) .....	<a href="#">706.03(d)</a> , <a href="#">2173.05(q)</a>	Consumer Watchdog v. Wisconsin Alumni Research Foundation, 111 USPQ2d 1241, 753 F.3d 1258 (Fed. Cir. 2014) .....	<a href="#">2683</a>
Cloud v. Standard Packaging Corp., 376 F.2d 384, 153 USPQ 317 (7th Cir. 1967) .....	<a href="#">2133.03(e)(1)</a>	Continental Can Co., Inc. v. Schuyler, 326 F. Supp 283, 168 USPQ 625 (D.D.C. 1970) .....	<a href="#">1216.01</a>
Coca-Cola Co. v. Gemini Rising Inc., 346 F. Supp. 1183, 175 USPQ 56 (E.D.N.Y. 1972) .....	<a href="#">1512</a>	Continental Can Co. v. Monsanto Co., 948 F.2d 1264, 20 USPQ2d 1746 (Fed. Cir. 1991) .....	<a href="#">2131.01</a>
Cochrane v. Deener, 94 U.S. 780, 24 L.Ed. 139, 1877 Dec. Comm’r Pat. 242 (1876) .....	<a href="#">2106</a>	Convolve, Inc. v. Compaq Computer Corp., 527 F.App’x 910 (Fed. Cir. 2013) .....	<a href="#">2161.01</a>
Cofer, In re, 354 F.2d 664, 148 USPQ 268 (CCPA 1966) .....	<a href="#">2144.04</a>	Cook, In re, 439 F.2d 730, 169 USPQ 298 (CCPA 1971) .....	<a href="#">2164.03</a> , <a href="#">2164.08(b)</a>
Cogar v. Schuyler, 464 F.2d 747, 173 USPQ 389 (D.C. Cir. 1972) .....	<a href="#">409.03(i)</a>	Cooper v. Goldfarb, 154 F.3d 1321, 47 USPQ2d 1896 (Fed. Cir. 1998) .....	<a href="#">2163</a>
Cohn, In re, 438 F.2d 984, 169 USPQ 95 (CCPA 1971) .....	<a href="#">2173.03</a>	Cooper v. Goldfarb, 240 F.3d 1378, 57 USPQ2d 1990 (Fed. Cir. 2001) .....	<a href="#">2138.05</a>
Colbert v. Lofdahl, 21 USPQ2d 1068 (Bd. Pat. App. & Inter. 1991) .....	<a href="#">2138.02</a>		
Cole, In re, 326 F.2d 769, 140 USPQ 230 (CCPA 1964) .....	<a href="#">2164.06(c)</a>		
Cole v. Kimberly-Clark Corp., 102 F.3d 524, 41 USPQ2d 1001 (Fed. Cir. 1996) .....	<a href="#">2181</a>		

LIST OF DECISIONS CITED

Cooper Techs. Co. v. Dudas, 536 F.3d 1330, 87 USPQ2d 1705 (Fed. Cir. 2008) ..... <a href="#">2730</a>	Crosby, In re, 157 F.2d 198, 71 USPQ 73 (CCPA 1946) ..... <a href="#">716.07</a>
Copenhaver, Ex parte, 109 USPQ 118 (Bd. App. 1955) ..... <a href="#">2173.05(b)</a>	Cross v. Izuka, 753 F.2d 1040, 224 USPQ 739 (Fed. Cir. 1985) ..... <a href="#">2107.01</a> , <a href="#">2107.03</a> , <a href="#">2164.02</a>
Corba, In re, 212 USPQ 825 (Comm'r Pat. 1981) ..... <a href="#">1504.20</a>	Crossman, In re, 187 USPQ 367 (PTO Solicitor 1975) ..... <a href="#">103</a>
Cordova, Ex parte, 10 USPQ2d 1949 (Bd. Pat. App. & Inter. 1989) ..... <a href="#">2173.05(h)</a>	Cruciferous Sprout Litig., In re, 301 F.3d 1343, 64 USPQ2d 1202 (Fed. Cir. 2002) ..... <a href="#">2111.02</a>
Corkill, In re, 711 F.2d 1496, 226 USPQ 1005 (Fed. Cir. 1985) ..... <a href="#">716.02(a)</a> , <a href="#">2107.02</a>	Crystal Semiconductor Corp. v. TriTech Microelectronics Int'l Inc., 246 F.3d 1336, 57 USPQ2d 1953 (Fed. Cir. 2001) ..... <a href="#">2111.03</a>
Cormany, In re, 476 F.2d 998, 177 USPQ 450 (CCPA 1973) ..... <a href="#">2172</a>	CTS Corp. v. Electro Materials Corp. of America, 469 F. Supp. 801, 202 USPQ 22 (S.D. N.Y. 1979) ..... <a href="#">2133.03(b)</a>
Corneil, In re, 347 F.2d 563, 145 USPQ 702 (CCPA 1965) ..... <a href="#">2124</a>	CTS Corp. v. Piher Int'l Corp., 593 F.2d 777, 201 USPQ 649 (7th Cir. 1979) ..... <a href="#">2133.03(d)</a>
Corning Glass Works v. Sumitomo Elec. U.S.A., Inc., 868 F.2d 1251, 9 USPQ2d 1962 (Fed. Cir. 1989) ..... <a href="#">2111.02</a> , <a href="#">2163</a>	Curtis, In re, 354 F.3d 1347, 69 USPQ2d 1274 (Fed. Cir. 2004) ..... <a href="#">2163</a> , <a href="#">2163.05</a>
Corning v. Burden, 56 U.S. (15 How.) 252, 14 L.Ed. 683 (1854) ..... <a href="#">2106</a>	Custom Accessories, Inc. v. Jeffrey-Allan Industries, Inc., 807 F.2d 955, 962, USPQ2d 1196, 1201 (Fed. Cir. 1986) .... <a href="#">2141.03</a>
Cornwall, In re, 230 F.2d 457, 109 USPQ 57 (CCPA 1956) ..... <a href="#">1504.02</a> , <a href="#">1504.03</a>	Cyberfone Sys. v. CNN Interactive Grp., 558 Fed. Appx. 988 (Fed. Cir. 2014) ..... <a href="#">2106</a>
Correge v. Murphy, 705 F.2d 1326, 217 USPQ 753 (Fed. Cir. 1983) ..... <a href="#">2138.03</a>	Cybersource Corp. v. Retail Decisions, Inc., 654 F.3d 1366, 99 USPQ2d 1690 (Fed. Cir. 2011) ..... <a href="#">2106</a>
Cortright, In re, 165 F.3d 1353, 49 USPQ2d 1464 (Fed. Cir. 1999) ..... <a href="#">2111</a> , <a href="#">2164.04</a>	Dailey, In re, 357 F.2d 669, 149 USPQ 47 (CCPA 1966) ..... <a href="#">2144.04</a>
Costello, In re, 717 F.2d 1346, 219 USPQ 389 (Fed. Cir. 1983) ..... <a href="#">716.10</a> , <a href="#">2136.05</a> , <a href="#">2137</a> , <a href="#">2138</a> , <a href="#">2138.04</a> , <a href="#">2138.05</a>	Dale Electronics Inc. v. R.C.L. Electronics, 488 F.2d 382, 180 USPQ 225 (1st Cir. 1973) ..... <a href="#">2004</a>
Craig, In re, 411 F.2d 1333, 162 USPQ 157 (CCPA 1969) ..... <a href="#">706.03(w)</a>	Dallas Cowboys Cheerleaders, Inc. v. Pussycat Cinema, Ltd., 604 F.2d 200, 203 USPQ 161 (2d Cir. 1979) ..... <a href="#">1512</a>
Crish, In re, 393 F.3d 1253, 73 USPQ2d 1364 (Fed. Cir. 2004) ..... <a href="#">2111.03</a> , <a href="#">2112</a>	Dana Corp. v. IPC Ltd. Partnership, 860 F.2d 415, 8 USPQ2d 1692 (Fed. Cir. 1988) ..... <a href="#">2165.04</a>
Critikon, Inc. v. Becton Dickinson Vascular Access, Inc., 120 F.3d 1253, 43 USPQ2d 1666 (Fed. Cir. 1997) ..... <a href="#">2001.06(c)</a>	Dance, In re, 160 F.3d 1339, 48 USPQ2d 1635 (Fed. Cir. 1998) ..... <a href="#">2143.01</a>
Crockett, In re, 279 F.2d 274, 126 USPQ 186 (CCPA 1960) ..... <a href="#">2144.06</a>	Daniels, In re, 144 F.3d 1452, 46 USPQ2d 1788 (Fed. Cir. 1998) ..... <a href="#">1503.02</a> , <a href="#">1504.04</a>
Crocs Inc. v. International Trade Commission, 598 F.3d 1294, 93 USPQ2d 1777 (Fed. Cir. 2010) ..... <a href="#">1504.03</a>	Dann v. Johnston, 425 U.S. 219, 189 USPQ 257 (1976) ..... <a href="#">716.01(a)</a> , <a href="#">2141</a> , <a href="#">2141.03</a>
Cross Med. Prods., Inc. v. Medtronic Sofamor Danek, Inc., 424 F.3d 1293, 76 USPQ2d 1662 (Fed. Cir. 2005) ..... <a href="#">2144</a>	
Cronyn, In re, 890 F.2d 1158, 13 USPQ2d 1070 (Fed. Cir. 1989) ..... <a href="#">2128.01</a> , <a href="#">2152.02(e)</a>	

Dart Indus. v. Banner, 636 F.2d 684, 207 USPQ 273 (C.A.D.C. 1980) ..... <a href="#">201.06(c)</a> , <a href="#">211.02</a> , <a href="#">211.02(a)</a>	De Lajarte, In re, 337 F.2d 870, 143 USPQ 256 (CCPA 1964) ..... <a href="#">2111.03</a> , <a href="#">2163</a>
Dart Indus. v. E.I. du Pont de Nemours & Co., 489 F.2d 1359, 179 USPQ 392 (7th Cir. 1973) ..... <a href="#">2133.03</a> , <a href="#">2133.03(c)</a>	Delgar Inc. v. Schuyler, 172 USPQ 513 (D.D.C. 1970) ..... <a href="#">711.03(c)</a>
Data Line Corp. v. Micro Technologies, Inc., 813 F.2d 1196, 1 USPQ2d 2052 (Fed. Cir. 1987) ..... <a href="#">2183</a> , <a href="#">2184</a>	Demaco Corp. v. Von Langsdorff Licensing Ltd., 851 F.2d 1387, 7 USPQ2d 1222 (Fed. Cir. 1988) ..... <a href="#">716.01(b)</a> , <a href="#">716.01(d)</a> , <a href="#">716.03</a> , <a href="#">716.03(a)</a> , <a href="#">716.03(b)</a>
Datamize LLC v. Plumtree Software, Inc., 417 F.3d 1342, 75 USPQ2d 1801 (Fed. Cir. 2005) ..... <a href="#">2173.05(b)</a> , <a href="#">2173.05(g)</a>	Dembiczak, In re, 175 F.3d 994, 50 USPQ2d 1614 (Fed. Cir. 1999) ..... <a href="#">1504.06</a> , <a href="#">2144.04</a>
Davis, Ex parte, 80 USPQ 448 (Bd. App. 1948) ..... <a href="#">2111.03</a> , <a href="#">2163</a>	Deminski, In re, 796 F.2d 436, 230 USPQ 313 (Fed. Cir. 1986) ..... <a href="#">2141.01(a)</a>
Davis, Ex parte, 56 USPQ2d 1434 (Bd. Pat. App. & Inter. 2000) ..... <a href="#">804</a>	De Seversky, In re, 474 F.2d 671, 177 USPQ 144 (CCPA 1973) ... <a href="#">201.06(c)</a> , <a href="#">608.01(p)</a> , <a href="#">1504.05</a>
Davis Harvester Co., Inc. v. Long Mfg. Co., 252 F. Supp. 989, 149 USPQ 420 (E.D.N.C. 1966) ..... <a href="#">2134</a>	DeSeversky v. Brenner, 424 F.2d 857, 164 USPQ 495 (D.C. Cir. 1970) ..... <a href="#">1216.02</a>
Davis v. Carrier, 81 F.2d 250, 28 USPQ 227 (CCPA 1936) ..... <a href="#">2137.01</a>	De Solms v. Schoenwald, 15 USPQ2d 1507 (Bd. Pat. App. & Inter. 1990) ..... <a href="#">2138.05</a> , <a href="#">2138.06</a>
Dayco Prod., Inc. v. Total Containment, Inc., 329 F.3d 1358, 66 USPQ2d 1801 (Fed. Cir. 2003) ..... <a href="#">2004</a>	DesOrmeaux, Ex parte, 25 USPQ2d 2040 (Bd. Pat. App. & Inter. 1992) ..... <a href="#">2136.04</a> , <a href="#">2137.01</a> , <a href="#">2137.02</a>
Dealertrack Inc. v. Huber, 674 F.3d 1315, 101 USPQ2d 1325 (Fed. Cir. 2012) ..... <a href="#">2106</a>	Deters, In re, 515 F.2d 1152, 185 USPQ 644 (CCPA 1975) ..... <a href="#">715.09</a>
DeBaun, In re, 687 F.2d 459, 214 USPQ 933 (CCPA 1982) ... <a href="#">715.01(a)</a> , <a href="#">716.10</a> , <a href="#">717.01(a)(1)</a> , <a href="#">2136.05</a> , <a href="#">2137.01</a> , <a href="#">2155.01</a>	Deuel, In re, 51 F.3d 1552, 34 USPQ2d 1210 (Fed. Cir. 1995) ..... <a href="#">2144.09</a> , <a href="#">2163</a>
De Blauwe, In re, 736 F.2d 699, 222 USPQ 191 (Fed. Cir. 1984) ..... <a href="#">716.01(c)</a> , <a href="#">2145</a>	DH Tech. Inc. v. Synergystex Int'l Inc., 154 F.3d 1333 (Fed. Cir. 1998) ..... <a href="#">509.04(f)</a>
DDR Holdings, LLC v. Hotels.com, L.P., 773 F.3d 1245 (Fed. Cir. 2014) ..... <a href="#">2173.05(b)</a>	Diamond v. Chakrabarty, 447 U.S. 303, 206 USPQ 193 (1980) ... <a href="#">2103</a> , <a href="#">2105</a> , <a href="#">2106</a> , <a href="#">2107.01</a>
Deckler, In re, 977 F.2d 1449, 24 USPQ2d 1448 (Fed. Cir. 1992) .... <a href="#">715</a> , <a href="#">2155.06</a> , <a href="#">2308.03</a>	Diamond v. Diehr, 450 U.S. 175, 209 USPQ 1 (1981) ..... <a href="#">2103</a> , <a href="#">2106</a> , <a href="#">2107.01</a> , <a href="#">2111.05</a>
Deep Welding, Inc. v. Sciaky Bros., 417 F.2d 1227, 163 USPQ 144 (7th Cir. 1969) ..... <a href="#">2128.01</a>	Dickinson v. Zurko, 527 U.S. 150, 50 USPQ2d 1930 (1999) ..... <a href="#">1216.01</a>
Defano, In re, 392 F.2d 280, 157 USPQ 192 (CCPA 1968) ..... <a href="#">715.02</a> , <a href="#">715.03</a>	Dien, In re, 680 F.2d 151, 214 USPQ 10 (CCPA 1982) ..... <a href="#">1449.02</a>
Default Proof Credit Card System, Inc. v. Home Depot U.S.A., Inc., 412 F.3d 1291, 75 USPQ2d 1116 (Fed. Cir. 2005) ..... <a href="#">2181</a>	Digitech Image Tech., LLC v. Electronics for Imaging, Inc., 758 F.3d 1344, 111 USPQ2d 1717 (Fed. Cir. 2014) ..... <a href="#">2106</a>
De Graffenried v. United States, 16 USPQ2d 1321 (Ct. Cl. 1990) ..... <a href="#">2133.02</a> , <a href="#">2181</a>	Dillon, In re, 919 F.2d 688, 16 USPQ2d 1897 (Fed. Cir. 1990) ..... <a href="#">2141</a> , <a href="#">2144</a> , <a href="#">2144.09</a> , <a href="#">2145</a>
	Dilnot, In re, 319 F.2d 188, 138 USPQ 248 (CCPA 1963) ..... <a href="#">2144.04</a>

## LIST OF DECISIONS CITED

- Diomed, Inc. v. Angiodynamics, 450 F.Supp.2d 130 (D. Mass. 2006) ..... [2128.01](#)
- D.L. Auld Co. v. Chroma Graphics Corp., 714 F.2d 1144, 219 USPQ 13 (Fed. Cir. 1983) ..... [2133.03\(c\)](#)
- D.M.I., Inc. v. Deere & Co., 755 F.2d 1570, 225 USPQ 236 (Fed. Cir. 1985) ..... [2184](#)
- Doll, In re, 419 F.2d 925, 164 USPQ 218 (CCPA 1970) ..... [1412.03](#)
- Donaldson, In re, 16 F.3d 1189, 29 USPQ2d 1845 (Fed. Cir. 1994) ..... [2111.01](#), [2114](#), [2161.01](#), [2163.03](#)
- Donaldson, Ex parte, 26 USPQ2d 1250 (Bd. Pat. App. & Inter. 1992) ..... [1504.01](#)
- Donohue, In re, 550 F.2d 1269, 193 USPQ 136 (CCPA 1977) ..... [2164.06](#), [2164.06\(a\)](#)
- Donohue, In re, 766 F.2d 531, 226 USPQ 619 (Fed. Cir. 1985) ..... [2121.01](#), [2121.02](#), [2131.01](#), [2152.02\(b\)](#)
- Door-Master Corp. v. Yorktowne, Inc., 256 F.3d 1308, 59 USPQ2d 1472 (Fed. Cir. 2001) ..... [1504.02](#)
- Dossel, In re, 115 F.3d 942, 42 USPQ2d 1881 (Fed. Cir. 1997) ..... [2181](#), [2185](#)
- Dotter, Ex parte, 12 USPQ 382 (Bd. App. 1931) ..... [2173.05\(h\)](#)
- Dow Chem. Co., In re, 837 F.2d 469, 5 USPQ2d 1529 (Fed. Cir. 1988) ..... [716.05](#), [2144.08](#)
- Dow Chem. Co. v. American Cyanamid Co., 816 F.2d 617, 2 USPQ2d 1350 (Fed. Cir. 1987) ..... [716.06](#)
- Dow Chem. Co. v. Astro-Valcour, Inc., 267 F.3d 1334, 60 USPQ2d 1519 (Fed. Cir. 2001) ..... [2138.04](#)
- Doyle, In re, 482 F.2d 1385, 179 USPQ 227 (CCPA 1973) ..... [1445](#), [2161.01](#)
- Doyle, In re, 293 F.3d 1355, 63 USPQ2d 1161 (Fed. Cir. 2002) ..... [1412.01](#)
- Driscoll v. Cebalo, 5 USPQ2d 1477 (Bd. Pat. Inter. 1982) ..... [2137.01](#)
- Druey, In re, 319 F.2d 237, 138 USPQ 39 (CCPA 1963) ..... [2144.08](#)
- DSL Dynamic Sciences, Ltd. v. Union Switch & Signal, Inc., 928 F.2d 1122, 18 USPQ2d 1152 (Fed. Cir. 1991) ..... [2138.05](#)
- Dubno, In re, 12 USPQ2d 1153 (Comm'r Pat. & Tm. 1989) ..... [2763](#)
- Deuel, In re, 51 F.3d 1552, 34 USPQ2d 1210 (Fed. Cir. 1995) ..... [2143](#)
- Dubost v. U.S. Patent and Trademark Office, 777 F.2d 1561, 227 USPQ 977 (Fed. Cir. 1985) ..... [213.03](#)
- Dulberg, In re, 289 F.2d 522, 129 USPQ 348 (CCPA 1961) ..... [2144.04](#)
- Dunki, Ex parte, 153 USPQ 678 (Bd. App. 1967) ..... [706.03\(d\)](#), [2173.05\(q\)](#)
- Dunlop Holdings, Ltd. v. Ram Golf Corp., 524 F.2d 33, 188 USPQ 481 (7th Cir. 1975) ..... [2133.03\(a\)](#)
- Dunn, In re, 349 F.2d 433, 146 USPQ 479 (CCPA 1965) ..... [804.02](#)
- Dunn v. Ragin, 50 USPQ 472 (Bd. Pat. Inter. 1941) ..... [2217](#), [2617](#)
- Dunne, Ex parte, 20 USPQ2d 1479 (Bd. Pat. App. & Inter. 1991) ..... [2134](#), [2138.02](#), [2138.04](#)
- DuPont v. Phillips, 849 F.2d 1430, 7 USPQ2d 1129 (Fed. Cir. 1988) ..... [2217](#), [2617](#)
- Durden, In re, 763 F.2d 1406, 226 USPQ 359 (Fed. Cir. 1985) ..... [2116.01](#)
- Dybel, In re, 524 F.2d 1393, 187 USPQ 593 (CCPA 1975) ..... [2133.03\(b\)](#), [2133.03\(e\)\(3\)](#)
- Dystar textilfarben GmbH & Co. Deutschland KG v. C. H. Patrick Co., 464 F.3d 1356, 80 USPQ2d 1641 (Fed. Cir. 2006) ..... [2143.01](#), [2144](#)
- E-Pass Techs., Inc. v. 3Com Corp., 343 F.3d 1364, 67 USPQ2d 1947 (Fed. Cir. 2003) ..... [2111.01](#)
- East Chicago Machine Tool Corp. v. Stone Container Corp., 181 USPQ 744 (N.D. Ill. 1974) ..... [2012](#)
- Eastwood, Ex parte, 163 USPQ 316 (Bd. App. 1968) ..... [2173.05\(b\)](#)
- Eaton v. Evans, 204 F.3d 1094, 53 USPQ2d 1696 (Fed. Cir. 2000) ..... [2138.05](#)
- Eckel, In re, 393 F.2d 848, 157 USPQ 415 (CCPA 1968) ..... [804.02](#)
- Edge, In re, 359 F.2d 896, 149 USPQ 556 (CCPA 1966) ..... [2144.04](#)
- Edgerton v. Kingsland, 168 F.2d 121, 75 USPQ 307 (D.C. Cir. 1947) ..... [706.03\(w\)](#)

Edwards, In re, 568 F.2d 1349, 196 USPQ 465 (CCPA 1978) .....	<a href="#">2138.05</a>	Electric Storage Battery Co. v. Shimadzu, 307 U.S. 5, 41 USPQ 155 (1938) .....	<a href="#">2133.03(b)</a>
Edwards v. Strazzabosco, 58 USPQ2d 1836 (Bd. Pat. App. & Inter. 2001) .....	<a href="#">2305</a>	Eli Lilly & Co. v. Bd. of Regents of the Univ. of Wa., 334 F.3d 1264, 67 USPQ2d 1161 (Fed. Cir. 2003) .....	<a href="#">2301.03</a>
Egbers, In re, 6 USPQ2d 1869 (Comm’r Pat. 1988) .....	<a href="#">711.03(c)</a>	Eli Lilly & Co. v. Barr Laboratories, Inc., 251 F.3d 955, 58 USPQ2d 1869 (Fed. Cir. 2001) .....	<a href="#">804</a> , <a href="#">2144.08</a> , <a href="#">2165.01</a>
Egbert v. Lippmann, 104 U.S. 333 (1881) .....	<a href="#">2133.03(a)</a>	Eli Lilly & Co. v. Medtronic, Inc., 496 U.S. 661, 15 USPQ2d 1121 (1990) .....	<a href="#">2750</a>
Eggan, Ex parte, 1911 C.D. 213, 172 O.G. 1091 (Comm’r Pat. 1911) .....	<a href="#">403.01</a> , <a href="#">403.02</a>	Eli Lilly & Co. v. Zenith Goldline Pharms., Inc., 471 F.3d 1369, 81 USPQ2d 1324 (Fed. Cir. 2006) .....	<a href="#">2152.02(b)</a>
Eggert, Ex parte, 67 USPQ2d 1716 (Bd. Pat. App. & Inter. 2003) .....	<a href="#">1412.02</a>	Eli Lilly, In re, 902 F.2d 943, 14 USPQ2d 1741 (Fed. Cir. 1990) .....	<a href="#">716.01(d)</a> , <a href="#">716.02(b)</a> , <a href="#">716.02(c)</a> , <a href="#">2142</a> , <a href="#">2144</a> , <a href="#">2144.08</a>
Egyptian Goddess Inc. v. Swissa Inc., 543 F.3d 665, 88 USPQ2d 1658 (Fed. Cir. 2008) (en banc) .....	<a href="#">1504.02</a>	Elliott, Ex parte, 1904 C.D.103, 109 O.G. 1337 (Comm’r Pat. 1904) .....	<a href="#">608.02(g)</a>
Ehrreich, In re, 590 F.2d 902, 200 USPQ 504 (CCPA 1979) .....	<a href="#">2129</a> , <a href="#">2172</a> , <a href="#">2411.01</a>	Ellis, In re, 476 F.2d 1370, 177 USPQ 526 (CCPA 1973) .....	<a href="#">2141.01(a)</a>
Eibel Process Co. v. Minnesota & Ontario Paper Co., 261 U.S. 45 (1923) .....	<a href="#">2173.05(b)</a>	Elmwood Liquid Prod., Inc. v. Singleton Packing Corp., 328 F. Supp 974, 170 USPQ 398 (M.D. Fla. 1970) .....	<a href="#">2004</a>
E.I. du Pont de Nemours & Co. v. Berkley and Co., 620 F.2d 1247, 205 USPQ 1 (8th Cir. 1980) .....	<a href="#">2107.01</a>	Elsner, In re, 381 F.3d 1125, 72 USPQ2d 1038 (Fed. Cir. 2004) .....	<a href="#">2121.03</a>
E.I. du Pont de Nemours & Co. v. Phillips Petroleum Co., 849 F.2d 1430, 7 USPQ2d 1129 (Fed. Cir. 1988) .....	<a href="#">2138</a>	Eltgroth, In re, 419 F.2d 918, 164 USPQ 221 (CCPA 1970) .....	<a href="#">2107.01</a>
Eickmeyer, In re, 602 F.2d 974, 202 USPQ 655 (CCPA 1979) .....	<a href="#">715.05</a> , <a href="#">715.07</a>	Emerson Elec. Co. v. Davoil, Inc., 88 F.3d 1051, 39 USPQ 1474 (Fed. Cir. 1996) .....	<a href="#">2254</a>
Eiselstein v. Frank, 52 F.3d 1035, 34 USPQ2d 1467 (Fed. Cir. 1995) .....	<a href="#">1302.01</a>	Emert, In re, 124 F.3d 1458, 44 USPQ2d 1149 (Fed. Cir. 1997) .....	<a href="#">804</a>
Ekenstam, In re, 256 F.2d 321, 118 USPQ 349 (CCPA 1958) .....	<a href="#">901.05</a> , <a href="#">901.05(b)</a> , <a href="#">2126</a> , <a href="#">2126.01</a> , <a href="#">2132</a> , <a href="#">2152.02(a)</a>	Emery v. Ronden, 188 USPQ 264 (Bd. Pat. Inter. 1974) .....	<a href="#">2138.06</a>
Elan Corp., PLC v. Andrx Pharms. Inc., 366 F.3d 1336, 70 USPQ2d 1722 (Fed. Cir. 2004) .....	<a href="#">2133.03(b)</a>	Emm, Ex parte, 118 USPQ 180 (Bd. App. 1957) .....	<a href="#">1207.02</a>
Elan Pharm., Inc. v. Mayo Foundation For Medical and Education Research, 346 F.3d 1051, 68 USPQ2d 1373 (Fed. Cir. 2003) .....	<a href="#">2121.01</a>	Engelhardt v. Judd, 369 F.2d 408, 151 USPQ 732 (CCPA 1966) .....	<a href="#">2138.03</a> , <a href="#">2138.05</a>
Electromotive Div. of Gen. Motors Corp. v. Transportation Sys. Div. of Gen. Elec. Co., 417 F.3d 1203, 75 USPQ2d 1650 (Fed. Cir. 2005) .....	<a href="#">2133.03(e)(4)</a> , <a href="#">2133.03(e)(5)</a>	Enviroco Corp. v. Clestra Cleanroom, Inc., 209 F.3d 1360, 54 USPQ2d 1449 (Fed. Cir. 2000) .....	<a href="#">2181</a>
		Environ Prods., Inc. v. Total Containment, Inc., 43 USPQ2d 1288 (E.D. Pa. 1997) .....	<a href="#">2001.06(c)</a>
		Environmental Designs, Ltd. v. Union Oil Co., 713 F.2d 693, 218 USPQ 865 (Fed. Cir. 1983) .....	<a href="#">716.04</a> , <a href="#">716.05</a> , <a href="#">2141.03</a>



LIST OF DECISIONS CITED

Envirotech Corp. v. Westech Eng'g, Inc., 904 F.2d 1571, 15 USPQ2d 1230 (Fed. Cir. 1990) .....	<a href="#">2133.03(b)</a>	Farrenkopf, In re, 713 F.2d 714, 219 USPQ 1 (Fed. Cir. 1983) .....	<a href="#">2145</a>
Enzo Biochem, Inc. v. Calgene, Inc., 188 F.3d 1362, 52 USPQ2d 1129 (Fed. Cir. 1999) .....	<a href="#">2164.06(b)</a>	Fassett, 1877 C.D. 32, 11 O.G. 420 (Comm'r Pat. 1877) .....	<a href="#">1410.01</a>
Enzo Biochem, Inc. v. Gen-Probe, Inc., 323 F.3d 956, 63 USPQ2d 1609 (Fed. Cir. 2002) .....	<a href="#">2161.01</a> , <a href="#">2163</a> , <a href="#">2402</a>	Feldman v. Aunstrup, 517 F.2d 1351, 186 USPQ 108 (CCPA 1975) .....	<a href="#">2406.01</a>
Epstein, In re, 32 F.3d 1559, 31 USPQ2d 1817 (Fed. Cir. 1994) ....	<a href="#">716.07</a> , <a href="#">2128</a> , <a href="#">2133.03(b)</a> ,	Ferag AG v. Quipp, Inc., 45 F.3d 1562, 33 USPQ2d 1512 (Fed. Cir. 1995) .....	<a href="#">2133.03(b)</a>
Erlich, Ex parte, 3 USPQ2d 1011 (Bd. Pat. App. & Inter. 1986) .....	<a href="#">2152.02(d)</a>	Ferguson, Ex parte, 117 USPQ 229 (Bd. App. 1957) .....	<a href="#">2107.02</a> , <a href="#">2107.03</a> , <a href="#">2164.07</a>
Erlich, Ex parte, 22 USPQ 1463 (Bd. Pat. App. & Inter. 1992) .....	<a href="#">2143.02</a> , <a href="#">2173.05(q)</a>	Ferguson, In re, 558 F.3d 1359, 90 USPQ2d 1035 (Fed. Cir. 2009) .....	<a href="#">2106</a>
Ernsthausen v. Nakayama, 1 USPQ2d 1539 (Bd. Pat. App. & Inter. 1985) .....	<a href="#">2124</a> , <a href="#">2141.03</a>	Fessmann, In re, 489 F.2d 742, 180 USPQ 324 (CCPA 1974) .....	<a href="#">2113</a>
Estee Lauder, Inc. v. L'Oreal S.A., 129 F.3d 588, 44 USPQ2d 1610 (Fed. Cir. 1997) .....	<a href="#">2165.01</a>	Festo Corp. v. Shoketsu Kinzoku Kogyo Kabushiki Co., 535 U.S. 722, 122 S.Ct. 1831, 62 USPQ2d 1705 (2002) .....	<a href="#">1302.14</a> , <a href="#">2173.02</a>
Ethicon, Inc. v. United States Surgical Corp., 135 F.3d 1456, 45 USPQ2d 1545 (Fed. Cir. 1998) .....	<a href="#">2138.05</a> , <a href="#">2163</a>	Field v. Knowles, 183 F.2d 593, 86 USPQ 373 (CCPA 1950) .....	<a href="#">2133.03(c)</a>
Ethicon v. Quigg, 849 F.2d 1422, 7 USPQ2d 1152 (Fed. Cir. 1988) .....	<a href="#">2137.01</a> , <a href="#">2181</a>	Fielder, In re, 471 F.2d 640, 176 USPQ 300 (CCPA 1973) .....	<a href="#">716.01(a)</a> , <a href="#">716.03(b)</a>
Etter, In re, 756 F.2d 852, 225 USPQ 1 (Fed. Cir. 1985) .....	<a href="#">1442.02</a> , <a href="#">2242</a> , <a href="#">2286</a> , <a href="#">2642</a> , <a href="#">2686.04</a>	Fields v. Conover, 443 F.2d 1386, 170 USPQ 276 (CCPA 1970) .....	<a href="#">2163</a> , <a href="#">2163.03</a>
EWP Corp. v. Reliance Universal, Inc., 755 F.2d 898, 225 USPQ 20 (Fed. Cir. 1985) .....	<a href="#">2258</a> , <a href="#">2279</a> , <a href="#">2286</a> , <a href="#">2642</a> ,	Fiers v. Revel, 984 F.2d 1164, 25 USPQ2d 1601 (Fed. Cir. 1993) .....	<a href="#">2137.01</a> , <a href="#">2138.04</a> ,
Exxon Corp. v. Phillips Petroleum Co., 265 F.3d 1249, 60 USPQ2d 1368 (Fed. Cir. 2001) ....	<a href="#">2686.04</a>	Fine, In re, 837 F.2d 1071, 5 USPQ2d 1596 (Fed. Cir. 1988) ....	<a href="#">2161.01</a> , <a href="#">2163</a>
Eynde, In re, 480 F.2d 1364, 178 USPQ 470 (CCPA 1973) .....	<a href="#">716.03(b)</a>	Finley, In re, 174 F.2d 130, 81 USPQ 383 (CCPA 1949) .....	<a href="#">2143.03</a> , <a href="#">2144</a>
EZ Dock v. Schafer Sys., Inc., 276 F.3d 1347, 61 USPQ2d 1289 (Fed. Cir. 2002) .....	<a href="#">715.01(a)</a> , <a href="#">714.01(e)</a> , <a href="#">714.03</a>	Fischer, In re, 174 F.2d 130, 81 USPQ 383 (CCPA 1949) .....	<a href="#">716.02(e)</a>
Facijs, In re, 408 F.2d 1396, 161 USPQ 294 (CCPA 1969) .....	<a href="#">2133.03(e)</a> , <a href="#">2133.03(e)(4)</a>	Fischer, In re Application of, 6 USPQ2d 1573 (Comm'r Pat. 1988) .....	<a href="#">711.03(c)</a>
Falkner v. Inglis, 448 F.3d 1357, 79 USPQ2d 1001 (Fed. Cir. 2006) .....	<a href="#">2137.01</a>	Fischer & Porter Co. v. Corning Glass Works, 61 F.R.D. 321, 181 USPQ 329 (E.D. Pa. 1974) .....	<a href="#">1701.01</a>
	<a href="#">2163</a>	Fisher, In re, 427 F.2d 833, 166 USPQ 18 (CCPA 1970) .....	<a href="#">706.03(w)</a> , <a href="#">2164.01(b)</a> , <a href="#">2164.03</a> , <a href="#">2164.08</a> , <a href="#">2173.05(a)</a> , <a href="#">2173.05(t)</a>
		Fisher, In re, 421 F.3d 1365, 76 USPQ2d 1225 (Fed. Cir. 2005) .....	<a href="#">2103</a> , <a href="#">2107.01</a> , <a href="#">2164.07</a>
		Fisons Plc. v. Quigg, 876 F.2d 99, 10 USPQ2d 1491 (Fed. Cir. 1989) .....	<a href="#">2751</a>

Fitzgerald, In re, 619 F.2d 67, 205 USPQ 594 (CCPA 1980) ....	<a href="#">706.02(m)</a> , <a href="#">2112</a> , <a href="#">2183</a>	Fredericksen, In re, 213 F.2d 547, 102 USPQ 35 (CCPA 1954) .....	<a href="#">2173.05(c)</a>
Fitzgerald v. Arbib, 268 F.2d 763, 122 USPQ 530 (CCPA 1959) .....	<a href="#">2138.05</a> , <a href="#">2138.06</a>	Fredkin v. Irasek, 397 F.2d 342, 158 USPQ 280 (CCPA 1968) .....	<a href="#">2138.05</a>
Flint, In re, 411 F.2d 1353, 162 USPQ 228 (CCPA 1969) .....	<a href="#">2173.05(n)</a>	Freeman, In re, 23 App. D.C. 226 (App. D.C. 1904) .....	<a href="#">1503.01</a> , <a href="#">2920.04(a)</a>
FMC Corp. v. Hennessy Indus., Inc., 836 F.2d 521, 5 USPQ2d 1272 (Fed. Cir. 1987) .....	<a href="#">410</a>	Freeman, In re, 573 F.2d 1237, 197 USPQ 464 (CCPA 1978) .....	<a href="#">2184</a>
FMC Corp. v. Manitowoc Co., 835 F.2d 1411, 5 USPQ2d 1112 (Fed. Cir. 1987) .....	<a href="#">410</a> , <a href="#">2010</a>	Freeman, In re, 30 F.3d 1459, 31 USPQ2d 1444 (Fed. Cir. 1994) .....	<a href="#">706.03(w)</a> , <a href="#">2250</a> , <a href="#">2666.01</a>
Folkers, In re, 344 F.2d 970, 145 USPQ 390 (CCPA 1965) .....	<a href="#">2107.02</a>	Fregeau v. Mossinghoff, 776 F.2d 1034, 227 USPQ 848 (Fed. Cir. 1985) .....	<a href="#">2107.01</a> , <a href="#">2107.02</a>
Fonar Corp. v. General Electric Co., 107 F.3d 1543, 41 USPQ2d 1801 (Fed. Cir. 1997) .....	<a href="#">2161.01</a>	Fressola, Ex parte, 27 USPQ2d 1608 (Bd. Pat. App. & Inter. 1993) ....	<a href="#">2173.05(r)</a> , <a href="#">2173.05(s)</a>
Fong, In re, 288 F.2d 932, 129 USPQ 264 (CCPA 1961) .....	<a href="#">715.02</a> , <a href="#">715.03</a>	Fressola v. Manbeck, 36 USPQ2d 1211 (D.D.C. 1995) .....	<a href="#">608.01(m)</a>
Fong, In re, 378 F.2d 977, 154 USPQ 25 (CCPA 1967) .....	<a href="#">804</a>	Fried, In re, 312 F.2d 930, 136 USPQ 429 (CCPA 1963) .....	<a href="#">706.03(w)</a>
Fontijn v. Okamoto, 518 F.2d 610, 622 186 USPQ97, 106 (CCPA 1975) .....	<a href="#">1402</a> , <a href="#">1417</a>	Fried, In re, 329 F.2d 323, 141 USPQ 27 (CCPA 1964) .....	<a href="#">608.01(p)</a>
Forman, In re, 463 F.2d 1125, 175 USPQ 12 (CCPA 1972) .....	<a href="#">2164.06(c)</a>	Frilette, In re, 412 F.2d 164, 162 USPQ 163 (CCPA 1969) .....	<a href="#">715.01(b)</a>
Fortel Corp. v. Phone-Mate, Inc., 825 F.2d 1577, 3 USPQ2d 1771 (Fed. Cir. 1987) .....	<a href="#">2293</a> , <a href="#">2693</a>	Fritsch v. Lin, 21 USPQ2d 1731 (Bd. Pat. App. & Inter. 1991) .....	<a href="#">2137.01</a> , <a href="#">2138.06</a>
Foster, Ex parte, 1903 C.D. 213, 105 O.G. 261 (Comm'r Pat. 1903) .....	<a href="#">715.04</a>	Fuge, In re, 272 F.2d 954, 124 USPQ 105 (CCPA 1959) .....	<a href="#">901.05</a> , <a href="#">2126.02</a>
Foster, In re, 343 F.2d 980, 145 USPQ 166 (CCPA 1965) .....	<a href="#">2132.01</a> , <a href="#">2133</a> , <a href="#">2133.02</a> , <a href="#">2133.03(c)</a>	Fujikawa v. Wattanasin, 93 F.3d 1559, 39 USPQ2d 1895 (Fed. Cir. 1996) .....	<a href="#">2163</a> , <a href="#">2163.05</a>
Fotland, In re, 779 F.2d 31, 228 USPQ 193 (Fed. Cir. 1985) .....	<a href="#">1403</a> , <a href="#">1412.03</a>	Fujishiro, Ex parte, 199 USPQ 36 (Bd. App. 1977) .....	<a href="#">901.05</a> , <a href="#">2135.01</a>
Fouche, In re, 439 F.2d 1237, 169 USPQ 429 (CCPA 1971) .....	<a href="#">608.01(p)</a> , <a href="#">716.02(b)</a> , <a href="#">2107.01</a> , <a href="#">2164.07</a>	Fulton, In re, 391 F.3d 1195, 73 USPQ2d 1141 (Fed. Cir. 2004) .....	<a href="#">2123</a> , <a href="#">2141.02</a> , <a href="#">2143.01</a> , <a href="#">2145</a>
Fout, In re, 675 F.2d 297, 213 USPQ 532 (CCPA 1982) .....	<a href="#">2129</a> , <a href="#">2143.01</a> , <a href="#">2144.06</a>	Funk Bros. Seed Co. v. Kalo Inoculant Co., 333 U.S. 127, 76 USPQ 280 (1948) .....	<a href="#">2105</a> , <a href="#">2106</a>
Fox, Ex parte, 128 USPQ 157, 1960 C.D. 28, 761 O.G. 906 (Bd. App. 1957) .....	<a href="#">608.04(a)</a>	Future's Technology Ltd. v. Quigg, 684 F. Supp. 430, 7 USPQ2d 1588 (E.D. Va. 1988) .....	<a href="#">711.03(c)</a>
Fox, In re, 471 F.2d 1405, 176 USPQ 340 (CCPA 1973) .....	<a href="#">2144.03</a>	G, In re Application of, 11 USPQ2d 1378 (Comm'r Pat. 1989) .....	<a href="#">711.03(c)</a>
		Gallo, In re, 231 USPQ 496 (Comm'r Pat. 1986) .....	<a href="#">103</a>

## LIST OF DECISIONS CITED

- Gambro Lundia AB v. Baxter Healthcare Corp., 110 F.3d 1573, 42 USPQ2d 1378 (Fed. Cir. 1997) ..... [2137](#)
- Gandy v. Main Belting Co., 143 U.S. 587 (1892) ..... [2133.03\(d\)](#)
- Garbo, In re, 287 F.2d 192, 129 USPQ 72 (CCPA 1961) ..... [1504.03](#)
- Gardner, In re, 427 F.2d 786, 166 USPQ 138 (CCPA 1970) ..... [2173.04](#)
- Gardner, In re, 475 F.2d 1389, 177 USPQ 396 (CCPA 1973) ..... [601.01\(d\)](#),  
[2107.01](#), [2107.03](#), [2163](#)
- Gardner v. TEC Systems, Inc., 725 F.2d 1338, 220 USPQ 777 (Fed. Cir. 1984) ..... [2144.04](#)
- Garfinkel, In re, 437 F.2d 1000, 168 USPQ 659 (CCPA 1971) ..... [715](#)
- Garnero, In re, 412 F.2d 276, 162 USPQ 221 (CCPA 1979) ..... [2113](#)
- Garret Corp. v. United States, 422 F.2d 874, 164 USPQ 521 (Ct. Cl. 1970) .....  
[2128.01](#)
- Garrett v. Cox, 233 F.2d 343, 110 USPQ 52 (CCPA 1956) ..... [1302.04](#)
- Gartside, In re, 203 F.3d 1305, 53 USPQ2d 1769 (Fed. Cir. 2000) ..... [1216.01](#),  
[2144.03](#)
- Gaubert, In re, 524 F.2d 1222, 187 USPQ 664 (CCPA 1975) ..... [2107.03](#)
- Gaubert, In re, 530 F.2d 1402, 189 USPQ 432 (CCPA 1975) ..... [2107.02](#), [2107.03](#)
- Gay, In re, 309 F.2d 769, 135 USPQ 311 (CCPA 1962) ..... [608.01\(h\)](#), [2161.01](#),  
[2165.01](#)
- Gazave, In re, 379 F.2d 973, 154 USPQ 92 (CCPA 1967) ..... [2164.07](#), [2107.01](#),  
[2107.02](#), [2107.03](#)
- Gazda, In re, 219 F.2d 449, 104 USPQ 400 (CCPA 1955) ..... [2144.04](#)
- Gearon v. United States, 121 F. Supp. 652, 101 USPQ 460 (Ct. Cl. 1954) .....  
[601.01\(e\)](#)
- Gebauer-Fuelnegg, In re, 121 F.2d 505, 50 USPQ 125 (CCPA 1941) ..... [608.01\(v\)](#)
- Geiger, In re, 815 F.2d 686, 2 USPQ2d 1276 (Fed. Cir. 1987) ..... [716.02\(e\)](#), [2144.06](#)
- Geisler, In re, 116 F.3d 1465, 43 USPQ2d 1362 (Fed. Cir. 1997) ..... [2144.05](#), [2145](#)
- Gellert v. Wanberg, 495 F.2d 779, 181 USPQ 648 (CCPA 1974) ..... [2138.05](#)
- Gelles, Ex parte, 22 USPQ2d 1318 (Bd. Pat. App. & Inter. 1992) ..... [716.02](#),  
[716.02\(b\)](#)
- Genveto Jewelry Co. v. Lambert Bros., Inc., 542 F. Supp. 933, 216 USPQ 976 (S.D. N.Y. 1982) ..... [2001.06\(a\)](#), [2004](#),  
[2016](#)
- Genentech, Inc. v. Chiron Corp., 112 F.3d 495, 42 USPQ2d 1608 (Fed. Cir. 1997) .....  
[2111.03](#), [2138.05](#), [2163](#)
- Genentech, Inc. v. Novo Nordisk A/S, 108 F.3d 1361, 42 USPQ2d 1001 (Fed. Cir. 1997) ..... [2161.01](#)
- Genentech v. Wellcome Foundation, 29 F.3d 1555, 31 USPQ2d 1161 (Fed. Cir. 1994) ..... [2164.04](#)
- General Elec. v. Brenner, 407 F.2d 1258, 159 USPQ 335 (D.C. Cir. 1968) .....  
[608.01\(p\)](#)
- General Elec. v. United States, 206 USPQ 260 (Ct. Cl. 1979) ..... [2133.03\(e\)\(1\)](#)
- General Electro Music Corp. v. Samick Music Corp., 19 F.3d 1405, 30 USPQ2d 1149 (Fed. Cir. 1994) ..... [410](#)
- General Foods Corp. v. Studiengesellschaft Kohle mbH, 972 F.2d 1272, 23 USPQ2d 1839 (Fed. Cir. 1992) ..... [804](#)
- General Motors Corp. v. Bendix Aviation Corp., 123 F. Supp 506, 102 USPQ 58 (N.D. Ind. 1954) ..... [2133.03\(e\)\(6\)](#)
- Genetics Institute LLC v. Novartis Vaccines and Diagnostics Inc., 655 F.3d 1291, 99 USPQ2d 1713 (Fed. Cir. 2011) ..... [2750](#)
- Geneva Pharms. Inc. v. GlaxoSmithKline PLC, 349 F.3d 1373, 68 USPQ2d 1865 (Fed. Cir. 2003) ..... [804.01](#), [814](#),  
[1504.02](#)
- Gentry Gallery, Inc. v. Berkline Corp., 134 F.3d 1473, 45 USPQ2d 1498 (Fed. Cir. 1998) ..... [2163](#), [2163.05](#)
- George, Ex parte, 21 USPQ2d 1058 (Bd. Pat. App. & Inter. 1991) ..... [716.01\(c\)](#)
- George, In re, 2 USPQ2d 1880 (Bd. Pat. App. & Inter. 1987) ..... [2128.01](#)
- Gerber Garment Technology, Inc. v. Lectra Systems, Inc., 916 F.2d 683, 16 USPQ2d 1436 (Fed. Cir. 1990) ..... [804.01](#)
- Gershon, In re, 372 F.2d 535, 152 USPQ 602 (CCPA 1967) ..... [716.02\(c\)](#), [716.04](#)

Ghiron, In re, 442 F.2d 985, 169 USPQ 723 (CCPA 1971) .....	<a href="#">2161.01</a> , <a href="#">2164.01(b)</a> , <a href="#">2164.06(c)</a> , <a href="#">2164.06</a> , <a href="#">2164.06(a)</a> , <a href="#">2185</a>	Golight Inc. v. Wal-Mart Stores Inc., 355 F.3d 1327, 69 USPQ2d 1481 (Fed. Cir. 2004) .....	<a href="#">2182</a>
Giannelli, In re, 739 F.3d 1375, 109 USPQ2d 1333 (Fed. Cir. 2014) .....	<a href="#">2111.04</a>	Good, Ex parte, 1911 C.D. 43, 164 O.G. 789 (Comm'r Pat. 1911) .....	<a href="#">608.02(d)</a>
Gibbs, In re, 437 F.2d 486, 168 USPQ 578 (CCPA 1971) .....	<a href="#">715</a> , <a href="#">2134</a>	Goodman, In re, 11 F.3d 1046, 29 USPQ2d 2010 (Fed. Cir. 1993) ...	<a href="#">804</a> , <a href="#">806.04(i)</a> , <a href="#">1504.06</a> , <a href="#">2164.06(b)</a> , <a href="#">2164.08</a>
Gibson, Ex parte, 20 USPQ 249 (Bd. App. 1933) .....	<a href="#">1504.01(b)</a>	Goodyear Tire & Rubber Co., Ex parte, 230 USPQ 357 (Bd. Pat. App. & Inter. 1985) .....	<a href="#">2141.01(a)</a>
Gibson, In re, 39 F.2d 975, 5 USPQ 230 (CCPA 1930) .....	<a href="#">2144.04</a>	Gordon, In re, 733 F.2d 900, 221 USPQ 1125 (Fed. Cir. 1984) .....	<a href="#">2143.01</a> , <a href="#">2144.08</a>
Gilead Sciences Inc. v. Lee, 778 F.3d 1341, 113 USPQ2d 1837 (Fed. Cir. 2015) .....	<a href="#">2732</a>	Gorham Manufacturing Co. v. White, 81 U.S. (14 Wall.) 511 (1871) .....	<a href="#">1504.01(c)</a> , <a href="#">1504.01(d)</a> , <a href="#">1504.02</a>
Gilead Sciences, Inc. v. Natco Pharma Ltd., 753 F.3d 1208, 110 USPQ2d 1551 (Fed. Cir. 2014) .....	<a href="#">804</a>	Gorman, In re, 933 F.2d 982, 18 USPQ2d 1885 (Fed. Cir. 1991) .....	<a href="#">707.07(f)</a> , <a href="#">2145</a>
Gillette Co. v. Energizer Holdings Inc., 405 F.3d 1367, 74 USPQ2d 1586 (Fed. Cir. 2005) .....	<a href="#">2111.03</a>	Gosteli, In re, 872 F.2d 1008, 10 USPQ2d 1614 (Fed. Cir. 1989) .....	<a href="#">608.01(p)</a> , <a href="#">715.03</a> , <a href="#">2131.02</a> , <a href="#">2136.05</a> , <a href="#">2163.02</a> , <a href="#">2163.03</a> , <a href="#">2163.05</a>
Gillman v. Stern, 114 F.2d 28, 46 USPQ 430 (2d Cir. 1940) .....	<a href="#">2133.03(a)</a>	Gottlieb, In re, 328 F.2d 1016, 140 USPQ 665 (CCPA 1964) .....	<a href="#">2107.02</a>
Ginos v. Nedelec, 220 USPQ 831 (Bd. Pat. Inter. 1983) .....	<a href="#">2138.05</a> , <a href="#">2138.06</a>	Gottschalk v. Benson, 409 U.S. 63, 175 USPQ 673 (1972) .....	<a href="#">2103</a> , <a href="#">2106</a>
Glaser v. Strickland, 220 USPQ 446 (Bd. Pat. Inter. 1983) .....	<a href="#">716.09</a>	Gould v. Quigg, 822 F.2d 1074, 3 USPQ2d 1302 (Fed. Cir. 1987) .....	<a href="#">2164.02</a> , <a href="#">2164.05(a)</a>
Glass, In re, 492 F.2d 1228, 181 USPQ 31 (CCPA 1974) .....	<a href="#">608.01(h)</a> , <a href="#">2124</a> , <a href="#">2165.02</a>	Gould v. Schawlow, 363 F.2d 908, 150 USPQ 634 (CCPA 1966) .....	<a href="#">2138.06</a>
Glavas, In re, 230 F.2d 447, 109 USPQ 50 (CCPA 1956) .....	<a href="#">1504.02</a> , <a href="#">1504.03</a>	GPAC, In re, 57 F.3d 1573, 35 USPQ2d 1116 (Fed. Cir. 1995) .....	<a href="#">716.03</a> , <a href="#">2145</a>
Glaxo Inc. v. Novopharm Ltd., 52 F.3d 1043, 34 USPQ2d 1565 (Fed. Cir. 1995) .....	<a href="#">2107.01</a>	Gabiak, In re, 769 F.2d 729, 226 USPQ 871 (Fed. Cir. 1985) .....	<a href="#">2144.08</a> , <a href="#">2144.09</a>
Glaxo Operations UK Ltd. v. Quigg, 706 F. Supp. 1224, 10 USPQ2d 1100 (E.D. Va. 1989) .....	<a href="#">2751</a>	Grady, Ex parte, 59 USPQ2d 276 (Comm'r Pat. 1943) .....	<a href="#">607.02</a>
Gleave, In re, 560 F.3d 1331, 90 USPQ2d 1235 (Fed. Cir. 2009) .....	<a href="#">2152.02(b)</a>	Graff, In re, 111 F.3d 874, 42 USPQ2d 1471 (Fed. Cir. 1997) .....	<a href="#">1403</a> , <a href="#">1412.03</a> , <a href="#">1451</a>
Goffe, In re, 542 F.2d 564, 191 USPQ 429 (CCPA 1976) .....	<a href="#">2164.08</a> , <a href="#">2164.08(c)</a>	Graham v. John Deere, 383 U.S. 1, 148 USPQ 459 (1966) .....	<a href="#">706.02(j)</a> , <a href="#">706.02(m)</a> , <a href="#">716.01(a)</a> , <a href="#">804</a> , <a href="#">1504.03</a> , <a href="#">1504.06</a> , <a href="#">2141</a> , <a href="#">2144.08</a> , <a href="#">2158</a> , <a href="#">2258</a>
Golden Valley Microwave Food Inc. v. Weaver Popcorn Co., 837 F. Supp. 1444, 24 USPQ2d 1801 (N.D. Ind. 1992) .....	<a href="#">410</a>	Gramme Elec. Co. v. Arnoux and Hochhausen Elec. Co., 17 F. 838, 1883 C.D.418 (S.D. N.Y. 1883) .....	<a href="#">901.05</a> , <a href="#">2135.01</a>
Goldstein, In re, 16 USPQ2d 1963 (Dep. Assist. Comm'r Pat. 1988) .....	<a href="#">402.10</a>		

## LIST OF DECISIONS CITED

Grasselli, Ex parte, 231 USPQ 393 (Bd. App. 1983) .....	<a href="#">2143.03</a> , <a href="#">2173.05(i)</a>
Grasselli, In re, 713 F.2d 731, 218 USPQ 769 (Fed. Cir. 1983) .....	<a href="#">716.02(d)</a> , <a href="#">2112</a> , <a href="#">2145</a>
Graver Tank & Mfg. Co. v. Linde Air Products, 339 U.S. 605, 85 USPQ 328 (1950) .....	<a href="#">2183</a> , <a href="#">2184</a> , <a href="#">2186</a>
Gray, Ex parte, 10 USPQ2d 1922 (Bd. Pat. App. & Inter. 1989) .....	<a href="#">716.01(c)</a> , <a href="#">716.02(g)</a> , <a href="#">2113</a>
Gray, In re, 115 USPQ 80 (Comm'r Pat. 1956) .....	<a href="#">409.03(d)</a> , <a href="#">409.03(f)</a>
Gray, In re, 53 F.2d 520, 11 USPQ 255 (CCPA 1931) .....	<a href="#">2111.03</a>
Grayson, Ex parte, 51 USPQ 413 (Bd. App. 1941) .....	<a href="#">706.03(a)</a>
Grayson, Ex parte, 51 USPQ 413 (Bd. App. 1941) .....	<a href="#">706.03(a)</a>
Great Atlantic & P Tea Co. v. Supermarket Equipment Corp., 340 U.S. 147, 87 USPQ 303 (1950) .....	<a href="#">2143.01</a>
Greenberg v. Ethicon Endo-Surgery, Inc., 91 F.3d 1580, 39 USPQ2d 1783 (Fed. Cir. 1996) .....	<a href="#">2181</a>
Greenewalt v. Stanley, 54 F.2d 195, 12 USPQ 122 (3d Cir. 1931) .....	<a href="#">2133.03(e)(1)</a>
Greenfield, In re, 40 F.2d 775, 5 USPQ 474 (CCPA 1930) .....	<a href="#">1214.01</a> , <a href="#">2682</a>
Greenfield, In re, 571 F.2d 1185, 197 USPQ 227 (CCPA 1978) .....	<a href="#">2145</a>
Greenliant Systems, Inc. v. Xicor LLC, 692 F.3d 1261, 103 USPQ2d 1951 (Fed. Cir. 2012) .....	<a href="#">1412.02</a>
Greenwood v. Seiko Instruments, 8 USPQ2d 1455 (D.D.C. 1988) .....	<a href="#">2273</a>
Greer, In re, 484 F.2d 488, 179 USPQ 301 (CCPA 1973) .....	<a href="#">1605</a>
Griffin v. Bertina, 283 F.3d 1029, 62 USPQ2d 1431 (Fed. Cir. 2002) .....	<a href="#">2103</a> , <a href="#">2111.04</a>
Griffith v. Kanamaru, 816 F.2d 624, 2 USPQ2d 1361 (Fed. Cir. 1987) .....	<a href="#">2138.06</a>
Griswold, In re, 365 F.2d 834, 150 USPQ 804 (CCPA 1966) .....	<a href="#">804.02</a>
Grose, In re, 592 F.2d 1161, 201 USPQ 57 (CCPA 1979) .....	<a href="#">2144.02</a> , <a href="#">2144.03</a> , <a href="#">2145</a>
Group One, Ltd. v. Hallmark Cards, Inc., 254 F.3d 1041, 59 USPQ2d 1121 (Fed. Cir. 2001) .....	<a href="#">2133.03(b)</a> , <a href="#">2152.02(e)</a>
Grunwell, In re, 609 F.2d 486, 203 USPQ 1055 (CCPA 1979) .....	<a href="#">2107.02</a>
Guastavino, In re, 83 F.2d 913, 29 USPQ 532 (CCPA 1936) .....	<a href="#">1449.02</a>
Gulack, In re, 703 F.2d 1381, 217 USPQ 401 (Fed. Cir. 1983) .....	<a href="#">2112.01</a>
Gulliksen v. Halberg, 75 USPQ 252 (Bd. App. 1937) .....	<a href="#">2128.01</a>
Gunn, In re, 537 F.2d 1123, 190 USPQ 402 (CCPA 1976) .....	<a href="#">2164.05(a)</a> , <a href="#">2164.06(c)</a> , <a href="#">2164.06</a> , <a href="#">2164.06(a)</a>
Gunn v. Bosch, 181 USPQ 758 (Bd. Pat. Inter. 1973) .....	<a href="#">2138.06</a>
Gunter v. Stream, 573 F.2d 77, 197 USPQ 482 (CCPA 1978) .....	<a href="#">2138.04</a>
Gurley, In re, 27 F.3d 551, 31 USPQ2d 1130 (Fed. Cir. 1994) .....	<a href="#">2123</a> , <a href="#">2145</a>
Gustafson, In re, 331 F.2d 905, 141 USPQ 585 (CCPA 1964) .....	<a href="#">2173.05(k)</a>
Gustafson v. Strange, 227 USPQ 174 (Comm'r Pat. 1985) .....	<a href="#">513</a>
Gwinn, Ex parte, 112 USPQ 439 (Bd App. 1955) .....	<a href="#">706.03(a)</a>
Haas, In re, 580 F.2d 461, 198 USPQ 334 (CCPA 1978) .....	<a href="#">803.02</a>
Hack, In re, 245 F.2d 246, 114 USPQ 161 (CCPA 1957) .....	<a href="#">2112.02</a>
Hadco Products, Inc., v. Lighting Corp. of America, Inc., 312 F.Supp 1173, 165 USPQ 496 (E.D. Pa 1970) .....	<a href="#">1503.02</a>
Hafner, In re, 410 F.2d 1403, 161 USPQ 783 (CCPA 1969) .....	<a href="#">211.05</a>
Hageman, Ex parte, 179 USPQ 747 (Bd. App. 1971) .....	<a href="#">211.05</a>
Hahn v. Wong, 892 F.2d 1028, 13 USPQ2d 1313 (Fed. Cir. 1989) .....	<a href="#">2305</a>
Hale, Ex parte, 49 USPQ 209 (Bd. App. 1941) .....	<a href="#">715.09</a>
Hall, Ex parte, 83 USPQ 38 (Bd. App. 1949) .....	<a href="#">706.03(d)</a> , <a href="#">2173.05(d)</a>
Hall, In re, 208 F.2d 370, 100 USPQ 46 (CCPA 1953) .....	<a href="#">2173.05(j)</a>
Hall, In re, 781 F.2d 897, 228 USPQ 453 (Fed. Cir. 1986) .....	<a href="#">2128</a> , <a href="#">2128.01</a> , <a href="#">2128.02</a> , <a href="#">2152.02(e)</a>



Hall v. Macneale, 107 U.S. 90 (1882) .....		Haskell v. Colebourne, 671 F.2d 1362, 213 USPQ 192 (CCPA 1982) .....	<a href="#">2133.03(a)</a>	<a href="#">2138.06</a>
Halleck, In re, 422 F.2d 911, 164 USPQ 647 (CCPA 1970) .....	<a href="#">2173.05(c)</a>	Hata, Ex parte, 6 USPQ2d 1652 (Bd Pat. App. & Int. 1987) .....		<a href="#">2404.02</a>
Haller, Ex parte, 103 USPQ 332 (Bd. App. 1953) .....	<a href="#">901.05</a> , <a href="#">2127</a>	Hawkins, In re, 486 F.2d 569, 179 USPQ 157 (CCPA 1973) .....		<a href="#">608.01(p)</a>
Hallmark Cards, Inc. v. Lehman, 959 F. Supp. 539, 42 USPQ2d 1134 (D.D.C. 1997) .....	<a href="#">1480</a>	Hawkins, In re, 486 F.2d 579, 179 USPQ 163 (CCPA 1973) .....		<a href="#">608.01(p)</a>
Hamilton, In re, 882 F.2d 1576, 11 USPQ2d 1890 (Fed. Cir. 1989) .....	<a href="#">2133.03(c)</a>	Hawkins, In re, 486 F.2d 577, 179 USPQ 167 (CCPA 1973) .....		<a href="#">608.01(p)</a>
Hammack, In re, 427 F.2d 1378, 166 USPQ 204 (CCPA 1970) .....	<a href="#">2173.03</a>	Hayes, In re, 53 USPQ2d 1222 (Comm'r Pat. 1999) .....		<a href="#">1412.04</a>
Hammack, In re, 427 F.2d 1384, 166 USPQ 209 (CCPA 1970) .....	<a href="#">2173.05(e)</a>	Hayes Microcomputer Products, Inc., In re, 982 F.2d 1527, 25 USPQ2d 1241 (Fed. Cir. 1992) .....		<a href="#">1414.01</a>
Hanback, Ex parte, 231 USPQ 739 (Bd. Pat. App. & Inter. 1986) .....	<a href="#">1504.04</a>	Hay, In re, 534 F.2d 917, 189 USPQ 790 (CCPA 1976) .....	<a href="#">608.01(h)</a> , <a href="#">2165.01</a> , <a href="#">2407.02</a>	
Hardee, In re, 223 USPQ 1122 (Comm'r Pat. 1984) .....	<a href="#">2137.01</a>	Hays v. Sony Corp. of Am., 847 F.2d 412, 7 USPQ2d 1043 (7th. Cir. 1988) .....		<a href="#">410</a>
Hargraves, In re, 53 F.2d 900, 11 USPQ 240 (CCPA 1931) .....	<a href="#">804</a>	Hazeltine Research Inc. v. Brenner, 382 U.S. 252, 147 USPQ 429 (1965) .....		<a href="#">2136.02</a> , <a href="#">2158</a>
Harito, In re, 847 F.2d 801, 6 USPQ2d 1930 (Fed. Cir. 1988) .....	<a href="#">2010</a>	Head, Ex parte, 214 USPQ 551 (Bd. App. 1981) .....		<a href="#">2173.05(h)</a>
Harley v. Lehman, 981 F. Supp. 9, 44 USPQ2d 1699 (D.D.C. 1997) .....	<a href="#">1308</a>	Heany, In re, 1911 C.D. 138 (Comm'r Pat. 1911) .....		<a href="#">2012</a> , <a href="#">2012.01</a>
Harnisch, In re, 631 F.2d 716, 206 USPQ 300 (CCPA 1980) .....	<a href="#">803.02</a> , <a href="#">2173.05(h)</a>	Heck, In re, 699 F.2d 1331, 216 USPQ 1038 (Fed. Cir. 1983) .....		<a href="#">2123</a>
Harrington Mfg. Co. v. Powell Mfg. Co., 815 F.2d 1478, 2 USPQ2d 1364 (Fed. Cir. 1986) .....	<a href="#">2133.03(e)(2)</a>	Heckman, Ex parte, 135 USPQ 229 (P.O. Super. Exam. 1960) .....		<a href="#">1504.05</a>
Harris, Ex parte, 79 USPQ 439 (Comm'r Pat. 1948) .....	<a href="#">707.05(f)</a>	Hedges, In re, 783 F.2d 1038, 228 USPQ 685 (Fed. Cir. 1986) .....		<a href="#">2145</a>
Harris, In re, 409 F.3d 1339, 74 USPQ2d 1951 (Fed. Cir. 2005) .....	<a href="#">2144.05</a>	Hedgewick v. Akers, 497 F.2d 905, 182 USPQ 167 (CCPA 1974) .....		<a href="#">2137</a>
Harry, In re, 333 F.2d 920, 142 USPQ 164 (CCPA 1964) .....	<a href="#">715.07</a> , <a href="#">2138.06</a>	Heinl v. Godici, 143 F. Supp. 2d 593 (E.D. Va. 2001) .....		<a href="#">2246</a> , <a href="#">2258.01</a> , <a href="#">2646</a>
Hartley, Ex parte, 1908 C.D. 224 (Comm'r Pat. 1908) .....	<a href="#">720.05</a>	Hellbaum, In re, 371 F.2d 1022, 152 USPQ 571 (CCPA 1967) .....		<a href="#">706.03(w)</a>
Hartop, In re, 311 F.2d 249, 135 USPQ 419 (CCPA 1962) .....	<a href="#">2107.01</a> , <a href="#">2107.03</a>	Hellsund, In re, 474 F.2d 1307, 177 USPQ 170 (CCPA 1973) .....		<a href="#">715</a>
Harvey, In re, 12 F.3d 1061, 29 USPQ2d 1206 (Fed. Cir. 1993) .....	<a href="#">1504.04</a>	Hengehold, In re, 440 F.2d 1395, 169 USPQ 473 (CCPA 1971) .....		<a href="#">821</a> , <a href="#">2731</a>
Harwood, In re, 390 F.2d 985, 156 USPQ 673 (CCPA 1968) .....	<a href="#">2107.01</a>	Henrich, Ex parte, 1913 Dec. Comm'r Pat. 139 (Comm'r Pat. 1913) .....		<a href="#">711.03(c)</a>
Harza, In re, 274 F.2d 669, 124 USPQ 378 (CCPA 1960) .....	<a href="#">2144.04</a>	Henriksen, In re, 399 F.2d 253, 158 USPQ 224 (CCPA 1968) .....		<a href="#">211.01(b)</a>
Hasche, Ex parte, 86 USPQ 481 (Bd. App. 1949) .....	<a href="#">706.03(d)</a> , <a href="#">2173.05(d)</a>	Heritage, In re, 182 F.2d 639, 86 USPQ 160 (CCPA 1950) .....		<a href="#">901.02</a>

## LIST OF DECISIONS CITED

- Herman v. Huddleston, 459 U.S. 375 (1983) ..... [2107.02](#)
- Herman v. William Brooks Shoe Co., 39 USPQ2d 1773 (S.D.N.Y. 1996) ..... [410](#)
- Herr, In re, 377 F.2d 610, 153 USPQ 548 (CCPA 1967) ..... [706.03\(w\)](#)
- Herrmann, In re, 261 F.2d 598, 120 USPQ 182 (CCPA 1949) ..... [707.07\(f\)](#)
- Hershberger, Ex parte, 96 USPQ 54 (Bd. App. 1952) ..... [2128.01](#)
- Herschler, In re, 591 F.2d 693, 200 USPQ 711 (CCPA 1979) ..... [2161.01](#), [2163](#), [2163.05](#)
- Herz, In re, 537 F.2d 549, 190 USPQ 461 (CCPA 1976) ..... [2111.03](#)
- Hester Industries, Inc. v. Stein, Inc., 142 F.3d 1472, 46 USPQ2d 1641 (Fed. Cir. 1998) ..... [1412.02](#)
- Hewlett-Packard Co. v. Bausch & Lomb Inc., 909 F.2d 1464, 15 USPQ2d 1525 (Fed. Cir. 1990) ..... [2114](#)
- Hiatt v. Ziegler, 179 USPQ 757 (Bd. Pat. Inter. 1973) ..... [2138.04](#)
- Hibberd, Ex parte, 227 USPQ 443 (Bd. Pat. App. & Inter. 1985) ..... [1601](#), [2105](#)
- Hidy, In re, 303 F.2d 954, 133 USPQ 650 (CCPA 1962) ..... [715.05](#), [804.02](#), [2308.01](#)
- High Concrete Structures Inc. v. New Enter. Stone & Lime Co., 377 F.3d 1379, 71 USPQ2d 1948 (Fed. Cir. 2004) ..... [2165.04](#)
- Hildebrand, Ex parte, 15 USPQ2d 1662 (Bd. Pat. App. & Inter. 1990) ..... [2404.01](#), [2410.01](#)
- Hill, In re, 284 F.2d 955, 128 USPQ 197 (CCPA 1960) ..... [716.02\(d\)](#)
- Hill-Rom Co. v. Kinetic Concepts, Inc., 209 F.3d 1337, 54 USPQ2d 1437 (Fed. Cir. 2000) ..... [1302.04](#), [2181](#)
- Hilmer, In re, 359 F.2d 859, 149 USPQ 480 (CCPA 1966) ..... [706.02\(f\)\(1\)](#), [715](#), [2136.03](#), [2154.01\(b\)](#)
- Hilton, Ex parte, 148 USPQ 356 (Bd. App. 1965) ..... [2144.04](#)
- Hiniker Co., In re, 150 F.3d 1362, 47 USPQ2d 1523 (Fed. Cir. 1998) ..... [2103](#), [2242](#), [2258](#), [2258.01](#), [2642](#)
- Hirao, In re, 535 F.2d 67, 190 USPQ 15 (CCPA 1976) ..... [707.07\(f\)](#), [2141.02](#)
- Hirschfield v. Banner, 462 F. Supp 135, 200 USPQ 276 (D.D.C. 1978) ..... [2164.06\(c\)](#)
- Hirschler, Ex parte, 110 USPQ 384 (Bd. App. 1952) ..... [2132.01](#)
- Hitchings, In re, 342 F.2d 80, 144 USPQ 637 (CCPA 1965) ..... [2164.01\(c\)](#)
- Hitzeman v. Rutter, 243 F.3d 1345, 58 USPQ2d 1161 (Fed. Cir. 2001) ..... [2138.04](#)
- Hiyamizu, Ex parte, 10 USPQ2d 1393 (Bd. Pat. App. & Inter. 1988) ..... [2141.03](#)
- Hobbs v. United States, 451 F.2d 849, 171 USPQ 713 (5th Cir. 1971) ..... [2133.03](#), [2133.03\(b\)](#)
- Hoch, In re, 428 F.2d 1341, 166 USPQ 406 (CCPA 1970) ..... [706.02\(j\)](#), [1207.03](#), [2144.08](#)
- Hockerson-Halberstadt, Inc. v. Avia Group Int'l, 222 F.3d 951, 55 USPQ2d 1487 (Fed. Cir. 2000) ..... [2125](#)
- Hodge v. Rostker, 501 F. Supp 332 (D.D.C. 1980) ..... [1216.02](#)
- Hodosh v. Block Drug Co., Inc., 786 F.2d 1136, 229 USPQ 182 (Fed. Cir. 1986) ..... [2144.08](#)
- Hoechst Aktiengesellschaft v. Quigg, 917 F.2d 522, 16 USPQ2d 1549 (Fed. Cir. 1990) ..... [2758](#)
- Hoechst-Roussel Pharmaceuticals Inc. v. Lehman, 109 F.3d 756, 42 USPQ2d 1220 (Fed. Cir. 1997) ..... [2158](#), [2751](#)
- Hoeksema, In re, 399 F.2d 269, 158 USPQ 596 (CCPA 1968) ... [2121.01](#), [2121.02](#), [2144.09](#), [2145](#)
- Hoeschele, In re, 406 F.2d 1403, 160 USPQ 809 (CCPA 1969) ..... [2144.05](#)
- Hoffer v. Microsoft Corp., 405 F.3d 1326, 74 USPQ2d 1481 (Fed. Cir. 2005) ..... [2111.04](#)
- Hoffman, Ex parte, 12 USPQ2d 1061 (Bd. Pat. App. & Inter. 1989) ..... [2111.03](#)
- Hoffman v. Klaus, 9 USPQ2d 1657 (Bd. Pat. App. & Inter. 1988) ..... [2107.02](#)
- Hoffman-La Roche, Inc. v. Promega Corp., 323 F.3d 1354, 66 USPQ2d 1385 (Fed. Cir. 2003) ..... [608.01\(p\)](#), [2004](#)
- Hogan, In re, 559 F.2d 595, 194 USPQ 527 (CCPA 1977) ..... [2124](#), [2164.05\(a\)](#)

Holladay, In re, 584 F.2d 384, 199 USPQ 516 (CCPA 1978) .....	<a href="#">716.02(e)</a>	Humber, Ex parte, 217 USPQ 265 (Bd. App. 1961) .....	<a href="#">716.02(e)</a>
Hollingsworth, In re, 253 F.2d 238, 117 USPQ 182 (CCPA 1958) .....	<a href="#">716.03(a)</a>	Humphreys, Ex parte, 24 USPQ2d 1255 (Bd. Pat. App. & Inter. 1992) .....	<a href="#">2404.01</a> , <a href="#">2405</a>
Holmwood v. Cherpeck, 2 USPQ2d 1942 (Bd. Pat. App. & Inter. 1986) .....	<a href="#">2138.03</a>	Hunt Co. v. Mallinckrodt Chem. Works, 177 F.2d 583, 83 USPQ 277 (2d Cir. 1949) .....	<a href="#">211.05</a> , <a href="#">1504.20</a>
Honeywell v. Diamond, 499 F. Supp. 924, 208 USPQ 452 (D.D.C. 1980) .....	<a href="#">2165.04</a>	Hupp v. Siroflex of America, Inc., 122 F.3d 1456, 43 USPQ2d 1887 (Fed. Cir. 1997) .....	<a href="#">1504.02</a>
Honigsbaum v. Lehman, 903 F. Supp 8, 37 USPQ2d 1799 (D.D.C. 1995) .....	<a href="#">513</a>	Huston v. Ladner, 973 F.2d 1564, 23 USPQ2d 1910 (Fed. Cir. 1992) .....	<a href="#">2305</a>
Honn, In re, 364 F.2d 454, 150 USPQ 652 (CCPA 1966) .....	<a href="#">608.01(h)</a> , <a href="#">2165.01</a>	Hyatt, In re, 211 F.3d 1367, 54 USPQ2d 1664 (Fed. Cir. 2000) .....	<a href="#">2111</a>
Hook, Ex parte, 102 USPQ 130 (Bd. App. 1953) .....	<a href="#">715.07</a>	Hyatt, In re, 708 F.2d 712, 218 USPQ 195 (Fed. Cir. 1983) .....	<a href="#">2164.08(a)</a> , <a href="#">2181</a>
Hormone Research Foundation Inc. v. Genentech Inc., 904 F.2d 1558, 15 USPQ2d 1039 (Fed. Cir. 1990) .....	<a href="#">2173.05(a)</a>	Hyatt v. Boone, 146 F.3d 1348, 47 USPQ2d 1128 (Fed. Cir. 1998) .....	<a href="#">2138.05</a> , <a href="#">2163</a> , <a href="#">2163.03</a>
Horton, Ex parte, 226 USPQ 697 (Bd. Pat. App. & Inter. 1985) .....	<a href="#">2258</a>	Hyatt v. Dudas, 492 F.3d 1365, 83 USPQ2d 1373, 1376 (Fed. Cir. 2007) .....	<a href="#">2163</a> , <a href="#">2163.04</a>
Hostettler, In re, 356 F.2d 562, 148 USPQ 514 (CCPA 1966) .....	<a href="#">715.03</a>	Hyatt v. Kappos, 625 F.3d 1320 (Fed. Cir. 2010)(en banc), aff'd, 132 S. Ct. 1690 (2012) .....	<a href="#">1216.02</a>
Hough, In re, 108 USPQ 89, 703 O.G.200 (Comm'r Pat. 1955) .....	<a href="#">409.03(i)</a>	Hybritech, Inc. v. Monoclonal Antibodies, Inc., 802 F.2d 1367, 231 USPQ 81 (Fed. Cir. 1986) ...	<a href="#">716.03(b)</a> , <a href="#">2138.04</a> , <a href="#">2145</a> , <a href="#">2163</a> , <a href="#">2164.01</a> , <a href="#">2164.05(a)</a> , <a href="#">2184</a>
Houghton, In re, 433 F.2d 820, 167 USPQ 687 (CCPA 1970) .....	<a href="#">2107.01</a>	Hycor Corp. v. The Schlueter Co., 740 F.2d 1529, 222 USPQ 553 (Fed. Cir. 1984) .....	<a href="#">2004</a>
Hovlid v. Asari, 305 F.2d 747, 134 USPQ 162 (9th Cir. 1962) .....	<a href="#">201.06(d)</a> , <a href="#">211.01(b)</a>	I.C.E. Corp. v. Armco Steel Corp., 250 F. Supp 738, 148 USPQ 537 (S.D.N.Y. 1966) .....	<a href="#">2128</a>
Howarth, In re, 654 F.2d 103, 210 USPQ 689 (CCPA 1981) .....	<a href="#">716.09</a> , <a href="#">2164.01(b)</a>	Immersion Corp. v. HTC Corp, Civil Action No. 12-259-RGA (D.Del. Feb. 11, 2015) .....	<a href="#">211.01(b)</a>
Hozumi, Ex parte, 3 USPQ2d 1059 (Bd. Pat. App. & Inter. 1984) .....	<a href="#">803.02</a>	Impax Labs. Inc. v. Aventis Pharm. Inc., 468 F.3d 1366, 81 USPQ2d 1001 (Fed. Cir. 2006) .....	<a href="#">2121</a> , <a href="#">2122</a> , <a href="#">2152.02(b)</a>
Hruby, In re, 373 F.2d 997, 153 USPQ 61 (CCPA 1967) .....	<a href="#">1504.01(a)</a>	IMS Technology Inc. v. Haas Automation Inc., 206 F.3d 1422, 54 USPQ2d 1129 (Fed. Cir. 2000) .....	<a href="#">2181</a> , <a href="#">2183</a> , <a href="#">2184</a>
Huang, In re, 100 F.3d 135, 40 USPQ2d 1685 (Fed. Cir. 1996) .....	<a href="#">716.03</a> , <a href="#">716.03(b)</a> , <a href="#">1504.01(c)</a> , <a href="#">2145</a>	Innova/Pure Water Inc. v. Safari Water Filtration Sys. Inc., 381 F.3d 1111, 72 USPQ2d 1001 (Fed. Cir. 2004) .....	<a href="#">2173.05(g)</a>
Huber, Ex parte, 148 USPQ 447 (Bd. Pat. App. 1965) .....	<a href="#">2172.01</a>		
Huelster v. Reiter, 168 F.2d 542, 78 USPQ 82 (CCPA 1948) .....	<a href="#">2138.06</a>		
Hull v. Bonis, 214 USPQ 731 (Bd. Pat. Inter. 1982) .....	<a href="#">2138.05</a>		
Hull v. Davenport, 90 F.2d 103, 33 USPQ 506 (CCPA 1937) .....	<a href="#">2138.01</a> , <a href="#">2138.06</a>		

## LIST OF DECISIONS CITED

- Intel Corp. v. U.S. Int'l Trade Comm'n, 946 F.2d 821, 20 USPQ2d 1161 (Fed. Cir. 1991) ..... [2114](#)
- Intel Corp. v. VIA Tech., Inc., 319 F.3d 1537, 65 USPQ2d 1934 (Fed. Cir. 2003) ..... [2181](#)
- Intellicall, Inc. v. Phonometrics, Inc., 952 F.2d 1384, 21 USPQ2d 1383 (Fed. Cir. 1992) ..... [2111.01](#), [2181](#)
- Intermountain Research and Eng'g Co. v. Hercules, Inc., 171 USPQ 577 (C.D. Cal. 1971) ..... [2012](#)
- International Glass Co. v. United States, 408 F.2d 395, 159 USPQ 434 (Ct. Cl. 1968) ..... [2138.03](#)
- International Seaway Trading Corp. v. Walgreens Corp., 589 F.3d 1233, 93 USPQ2d 1001 (Fed. Cir. 2009) ..... [1504.02](#)
- Interroyal Corp. v. Simmons Co., 204 USPQ 562 (S.D. N.Y. 1979) .... [2133.03\(e\)\(1\)](#), [2133.03\(e\)\(3\)](#)
- Interval Licensing LLC v. AOL, Inc., 766 F.3d 1364, 112 USPQ2d 1188 (Fed. Cir. 2014) ..... [2173.05\(b\)](#)
- Intirtool, Ltd. v. Texar Corp., 369 F.3d 1289, 70 USPQ2d 1780 (Fed. Cir. 2004) ..... [2111.02](#)
- Inventio AG v. Thyssenkrupp Elevator Americas Corp., 649 F.3d 1350, 99 USPQ2d 1112 (Fed. Cir. 2011) ..... [2181](#)
- Invitrogen Corp. v. Biocrest Mfg., L.P., 327 F.3d 1364, 66 USPQ2d 1631 (Fed. Cir. 2003) ..... [2111.03](#)
- Invitrogen Corp. v. Biocrest Manufacturing L.P., 424 F.3d 1374, 76 USPQ2d 1741 (Fed. Cir. 2005) ..... [2133.03\(a\)](#), [2133.03\(c\)](#), [2152.02\(c\)](#)
- Invitrogen Corp. v. Clontech Laboratories, Inc., 429 F.3d 1052, 77 USPQ2d 1161 (Fed. Cir. 2005) ..... [2138.04](#)
- Ionescu, Ex parte, 222 USPQ 537 (Bd. App. 1984) ..... [2143.03](#), [2171](#), [2173.06](#)
- IPXL Holdings v. Amazon.com, Inc., 430 F.2d 1377, 77 USPQ2d 1140 (Fed. Cir. 2005) ..... [2173.05\(p\)](#)
- Irish, In re, 433 F.2d 1342, 167 USPQ 764 (CCPA 1970) ..... [2136.01](#)
- Iron Grip Barbell Co., Inc. v. USA Sports, Inc., 392 F.3d 1317, 73 USPQ2d 1225 (Fed. Cir. 2004) ..... [2144.05](#)
- Irons, In re, 340 F.2d 974, 144 USPQ 351 (CCPA 1965) ..... [2107.02](#), [2164.07](#)
- Isaacs, In re, 347 F.2d 889, 146 USPQ 193 (CCPA 1963) ..... [2107.02](#), [2107.03](#)
- Ishida Co. v. Taylor, 221 F.3d 1310, 55 USPQ2d 1449 (Fed. Cir. 2000) ..... [2184](#)
- Ishizaka, Ex parte, 24 USPQ2d 1621 (Bd. Pat. App. & Inter. 1992) ..... [716.02\(b\)](#)
- Jackson, Ex parte, 217 USPQ 804 (Bd. Pat. App. & Inter. 1982) ..... [2164.06](#), [2164.06\(a\)](#), [2404.02](#)
- Jaffe, Ex parte, 147 USPQ 45 (Bd. of App. 1964) ..... [1504](#)
- J. A. La Porte, Inc. v. Norfolk Dredging Co., 787 F.2d 1577, 229 USPQ 435 (Fed. Cir. 1986) ..... [2133.03\(b\)](#)
- Janakirama-Rao, In re, 317 F.2d 951, 137 USPQ 893 (CCPA 1963) ..... [2111.03](#), [2163](#)
- Jansen v. Rexall Sundown, Inc., 342 F.3d 1329, 68 USPQ2d 1154 (Fed. Cir. 2003) ..... [2111.02](#)
- Japikse, In re, 181 F.2d 1019, 86 USPQ 70 (CCPA 1950) ..... [2144.04](#)
- J.E.M. Ag Supply, Inc. v. Pioneer Hi-Bred Int'l, Inc., 534 U.S. 124, 122 S.Ct. 593, 60 USPQ2d 1865 (2001) ..... [2105](#)
- Jennings, In re, 182 F.2d 207, 86 USPQ 68 (CCPA 1950) ..... [1504.03](#)
- Jentoft, In re, 392 F.2d 633, 157 USPQ 363 (CCPA 1968) ..... [804.02](#), [1490](#)
- Jessel v. Newland, 195 USPQ 678 (Comm'r Pat. 1977) ..... [1605](#)
- Jockmus v. Leviton, 28 F.2d 812 (2d Cir. 1928) ..... [2121.04](#), [2125](#)
- John O. Butler Co. v. Block Drug Co. Inc., 620 F. Supp. 771, 226 USPQ 855 (D. Ill. 1985) ..... [1504](#)
- Johns-Manville Corp. v. Guardian Industries Corp., 586 F. Supp 1034, 221 USPQ 319 (E.D. Mich. 1983) ..... [2165.01](#)
- Johnson, In re, 282 F.2d 370, 127 USPQ 216 (CCPA 1960) ..... [2164.01\(c\)](#)
- Johnson, In re, 558 F.2d 1008, 194 USPQ 187 (CCPA 1977) ..... [2164.08](#), [2173.05\(i\)](#)
- Johnson, In re, 589 F.2d 1070, 200 USPQ 199 (CCPA 1978) ..... [2161.01](#), [2184](#)

Johnson, In re, 747 F.2d 1456, 223 USPQ 1260 (Fed. Cir. 1984) .....	<a href="#">716.02(e)</a>	Kaghan, In re, 387 F.2d 398, 156 USPQ 130 (CCPA 1967) .....	<a href="#">706.03(w)</a>
Johnson Worldwide Associates v. Zebco Corp., 175 F.3d 985, 50 USPQ2d 1607 (Fed. Cir. 1999) .....	<a href="#">2163</a> , <a href="#">2163.05</a>	Kahn, In re, 202 USPQ 772 (Comm'r Pat. 1979) .....	<a href="#">2012.01</a>
Jolles, In re, 628 F.2d 1322, 206 USPQ 885 (CCPA 1980) .....	<a href="#">2107.01</a> , <a href="#">2107.02</a> , <a href="#">2107.03</a>	Kahn, In re, 441 F.3d 977, 78 USPQ2d 1329 (Fed. Cir. 2006) .....	<a href="#">2143.01</a> , <a href="#">2144</a>
Jolley, In re, 308 F.3d 1317, 64 USPQ2d 1901 (Fed. Cir. 2002) .....	<a href="#">2138.04</a> , <a href="#">2138.06</a>	Kaiser Industries Corp. v. Jones & Laughlin Steel Corp., 515 F.2d 964, 185 USPQ 343 (3d Cir. 1975) .....	<a href="#">2012.01</a>
Joly, In re, 376 F.2d 906, 153 USPQ 45 (CCPA 1967) .....	<a href="#">2107.01</a> , <a href="#">2107.02</a>	KangaROOS U.S.A., Inc. v. Caldor, Inc., 778 F.2d. 1571, 228 USPQ 32 (Fed. Cir. 1985) .....	<a href="#">1504.20</a> , <a href="#">2004</a>
Jones, Ex parte, 62 USPQ2d 1206, 1208 (Bd. Pat. App. & Inter. 2001) .....	<a href="#">706.02</a>	Kanter, In re, 399 F.2d 249, 158 USPQ 331 (CCPA 1968) .....	<a href="#">2116.01</a>
Jones, In re, 373 F.2d 1007, 153 USPQ 77 (CCPA 1967) .....	<a href="#">706.03(a)</a>	Kao, In re, 639 F.3d 1057, 98 USPQ2d 1799 (Fed. Cir. 2011) .....	<a href="#">2111.05</a> , <a href="#">2112.01</a> , <a href="#">2153.02</a>
Jones, In re, 958 F.2d 347, 21 USPQ2d 1941 (Fed. Cir. 1992) .....	<a href="#">707.07(f)</a> , <a href="#">2143.01</a> , <a href="#">2144</a> , <a href="#">2144.05</a> , <a href="#">2144.08</a>	Kaplan, In re, 789 F.2d 1574, 229 USPQ 678 (Fed. Cir. 1986) .....	<a href="#">804</a>
Jones v. Hardy, 727 F.2d 1524, 220 USPQ 1021 (Fed. Cir. 1984) .....	<a href="#">2141.02</a> , <a href="#">2144.08</a>	Kaslow, In re, 707 F.2d 1366, 217 USPQ 1089 (Fed. Cir. 1983) .....	<a href="#">706.03(v)</a> , <a href="#">2141.02</a> , <a href="#">2161.01</a> , <a href="#">2163.02</a>
Jones v. Progress Ind., Inc., 163 F. Supp. 824, 119 USPQ 92 (D. R.I. 1958) .....	<a href="#">1504.02</a> , <a href="#">1504.03</a>	Kathawala, In re, 9 F.3d 942, 28 USPQ2d 1785 (Fed. Cir. 1993) .....	<a href="#">2126</a> , <a href="#">2126.02</a> , <a href="#">2135.01</a>
Josserand, In re, 188 F.2d 486, 89 USPQ 371 (CCPA 1951) .....	<a href="#">2133.03(e)(1)</a>	Katrapat, In re, 6 USPQ2d 1863 (Comm'r Pat. 1988) .....	<a href="#">711.03(c)</a>
Jovanovics, Ex parte, 211 USPQ 907 (Bd. Pat. App. & Inter. 1981) .....	<a href="#">2107.03</a>	Kattwinkle, Ex parte, 12 USPQ 11 (Bd. App. 1931) .....	<a href="#">608.01(v)</a>
Joy Mfg. Co. v. National Mine Service Co., 810 F.2d 1127, 1 USPQ2d 1627 (Fed. Cir. 1987) .....	<a href="#">2246</a> , <a href="#">2646</a>	Katz, In re, 467 F.2d 939, 167 USPQ 487 (CCPA 1970) .....	<a href="#">706.03(w)</a>
Joy Technologies Inc. v. Manbeck, 751 F. Supp 225, 17 USPQ2d 1257 (D.D.C. 1990) .....	<a href="#">716.03(a)</a>	Katz, In re, 687 F.2d 450, 215 USPQ 14 (CCPA 1982) .....	<a href="#">715.01(c)</a> , <a href="#">716.10</a> , <a href="#">804</a> , <a href="#">2132</a> , <a href="#">2132.01</a> , <a href="#">2133</a> , <a href="#">2136.05</a> , <a href="#">2137</a> , <a href="#">2138.02</a> , <a href="#">2155.01</a>
J. P. Stevens & Co. v. Lex Tex Ltd., 747 F.2d 1553, 223 USPQ 1089 (Fed. Cir. 1984) .....	<a href="#">2016</a>	Katz Interactive Call Processing Patent Litigation, In re, 639 F.3d 1303, 97 USPQ2d 1737 (Fed. Cir. 2011) .....	<a href="#">2163</a>
Judin v. United States, 110 F.3d 780, 42 USPQ2d 1300 (Fed. Cir. 1997) .....	<a href="#">410</a>	Kaufman Co. v. Lantech, Inc., 807 F.2d 970, 1 USPQ2d 1202 (Fed. Cir. 1986) .....	<a href="#">2293</a> , <a href="#">2693</a>
Juicy Whip Inc. v. Orange Bang Inc., 185 F.3d 1364, 51 USPQ2d 1700 (Fed. Cir. 1999) .....	<a href="#">706.03(a)</a>	Kawai v. Metlesics, 480 F.2d 880, 178 USPQ 158 (CCPA 1973) .....	<a href="#">2107.02</a> , <a href="#">2138</a> , <a href="#">2138.05</a> , <a href="#">2163.03</a>
Jung, In re, 637 F.3d 1356, 98 USPQ2d 1174 (Fed. Cir. 2011) .....	<a href="#">1205.02</a> , <a href="#">1504.01(c)</a>	Keil, In re, 808 F.2d 830, 1 USPQ2d 1427 (Fed. Cir. 1987) .....	<a href="#">1449.02</a>
Justus v. Appenzeller, 177 USPQ 332 (Bd. Pat. Inter. 1971) .....	<a href="#">2138.06</a>	Keizer v. Bradley, 270 F.2d 396, 123 USPQ 215 (CCPA 1959) .....	<a href="#">2138.06</a>
		Keller, In re, 642 F.2d 413, 208 USPQ 871 (CCPA 1981) .....	<a href="#">707.07(f)</a> , <a href="#">2145</a>



## LIST OF DECISIONS CITED

- Kelly, In re, 200 USPQ 560 (Comm'r Pat. 1978) ..... [1504.05](#)
- Kelly, In re, 305 F.2d 909, 134 USPQ 397 (CCPA 1962) ..... [2173.05\(o\)](#)
- Kemco Sales Inc. v. Control Papers Co., 208 F.3d 1352, 54 USPQ2d 1308 (Fed. Cir. 2000) ..... [2103](#), [2183](#), [2184](#)
- Kendall v. Searles, 173 F.2d 986, 81 USPQ 363 (CCPA 1949) ..... [2138.06](#)
- Kerkhoven, In re, 626 F.2d 846, 205 USPQ 1069 (CCPA 1980) ..... [2144.06](#)
- Key Mfg. Group Inc. v. Microdot, Inc., 679 F. Supp. 648, 4 USPQ2d 1687 (E.D. Mich. 1987) ..... [2293](#), [2693](#)
- Keyes, Ex parte, 214 USPQ 579 (Bd. App. 1982) ..... [716.01\(c\)](#)
- Keystone Driller Co. v. Gen'l Excavator Co., 290 U.S. 240, 19 USPQ 228 (1933) ..... [2012](#)
- KeyStone Retaining Wall Systems Inc. v. Westrock Inc., 997 F.2d 1444, 27 USPQ2d 1297 (Fed. Cir. 1993) ..... [1504.05](#)
- Khusid, Ex parte, 174 USPQ 59 (Bd. App. 1971) ..... [2173.05\(c\)](#)
- Kilbey v. Thiele, 199 USPQ 290 (Bd. Pat. Inter. 1978) ..... [2137](#)
- Killian v. Watson, 121 USPQ 507 (D.D.C. 1958) ..... [1216.02](#)
- Kim v. Quigg, 718 F. Supp. 1280, 12 USPQ2d 1604 (E.D. Va. 1989) .... [711.03\(c\)](#)
- Kimbell, Ex parte, 226 USPQ 688 (Bd. App. 1985) ..... [2258](#)
- Kimberly-Clark v. Johnson & Johnson, 745 F.2d 1437, 223 USPQ 603 (Fed. Cir. 1984) ..... [2138](#)
- Kimberly-Clark Corp. v. Procter & Gamble Distrib. Co., 973 F.2d 911, 23 USPQ2d 1921 (Fed. Cir. 1992) ..... [602.09](#), [2137.01](#)
- Kimura, Ex parte, 55 USPQ2d 1537 (Bd. Pat. App. & Inter. 2000) ..... [2308.03](#)
- King, In re, 107 F.2d 618 (CCPA 1939) .... [2106](#)
- King, In re, 801 F.2d 1324, 231 USPQ 136 (Fed. Cir.1986) ..... [1206](#), [2112.02](#), [2131.01](#)
- King Instrument Corp. v. Otari Corp., 767 F.2d 853, 226 USPQ 402 (Fed. Cir. 1985) ..... [2133.03\(a\)](#), [2138.05](#)
- King Pharmaceuticals Inc. v. Eon Labs Inc., 616 F.3d 1267, 95 USPQ2d 1833 (Fed. Cir. 2010) ..... [2111.05](#), [2112.01](#)
- Kirk, In re, 376 F.2d 936, 153 USPQ 48 (CCPA 1967) ..... [2107.01](#), [2107.02](#)
- Kirsch, In re, 498 F.2d 1389, 182 USPQ 286 (CCPA 1974) ..... [2173.05\(c\)](#)
- Kistler v. Weber, 412 F.2d 280, 162 USPQ 214 (CCPA 1969) ..... [2305](#)
- Klopfenstein, In re, 380 F.3d 1345, 72 USPQ2d 1117 (Fed. Cir. 2004) ..... [2128.01](#), [2152.02\(e\)](#)
- Kluis, Ex parte, 70 USPQ 165 (Bd. App. 1945) ..... [1604](#)
- Klumb, Ex parte, 159 USPQ 694 (Bd. App. 1967) ..... [706.03\(d\)](#), [2181](#)
- Knapp v. Anderson, 477 F.2d 588, 177 USPQ 688 (CCPA 1973) ..... [2107.01](#)
- Knapp Monarch Co., In re, 296 F.2d 230, 132 USPQ 6 (CCPA 1961) ..... [2144.03](#)
- Knell v. Muller, 174 USPQ 460 (Comm'r Pat. 1971) ..... [804.02](#)
- Knight, In re, 217 USPQ 294 (Comm'r Pat. 1982) ..... [2225](#), [2258](#), [2625](#), [2658](#)
- Knohl, In re, 386 F.2d 476, 155 USPQ 586 (CCPA 1967) ..... [804.02](#)
- Knowlton, In re, 481 F.2d 1357, 178 USPQ 486 (CCPA 1973) .... [2164.06\(c\)](#), [2181](#), [2185](#)
- Knowlton, In re, 500 F.2d 266, 183 USPQ 33 (CCPA 1974) ..... [2164.06\(c\)](#)
- Kochan, Ex parte, 131 USPQ 204 (Bd. App. 1961) ..... [2173.05\(n\)](#)
- Kohler, Ex parte, 1905 C.D. 192, 116 O.G. 1185 (Comm'r Pat. 1905) ..... [1503.02](#), [1504.04](#)
- Kollar, In re, 286 F.3d 1326, 62 USPQ2d 1425 (Fed. Cir. 2002) ..... [2133.03\(b\)](#)
- Koller, In re, 613 F.2d 819, 204 USPQ 702 (CCPA 1980) ..... [2124](#), [2163](#)
- Kollman, In re, 595 F.2d 48, 201 USPQ 193 (CCPA 1979) ..... [716.02\(d\)](#)
- Kondo v. Martel, 220 USPQ 47 (Bd. Pat. Inter. 1983) ..... [2138.02](#)
- Krahn v. Commissioner, 15 USPQ2d 1823 (E.D. Va. 1990) ..... [711.03\(c\)](#)

Krepelka, Ex parte, 231 USPQ 746 (Bd. Pat. App. & Inter. 1986) .....	<a href="#">2107.03</a>	Lambrech, In re, 202 USPQ 620 (Comm’r Pat. 1976) .....	<a href="#">1481.03</a>
Krimmel, In re, 292 F.2d 948, 130 USPQ 215 (CCPA 1961) .....	<a href="#">2107.02</a> , <a href="#">2107.03</a>	Lampi Corp. v. American Power Products Inc., 228 F.3d 1365, 56 USPQ2d 1445 (Fed. Cir. 2000) .....	<a href="#">2111.03</a>
Kristensen, Ex parte, 10 USPQ2d 1701 (Bd. Pat. App. & Inter. 1989) ....	<a href="#">2173.05(b)</a> , <a href="#">2173.05(o)</a>	Lancaster, Ex parte, 151 USPQ 713, 1966 C.D. 20, 833 O.G. 8 (Bd. App. 1965) .....	<a href="#">1504.02</a>
Kroekel, In re, 504 F.2d 1143, 183 USPQ 610 (CCPA 1974) .....	<a href="#">2173.05(c)</a>	Land, In re, 368 F.2d 866, 151 USPQ 621 (CCPA 1966) .....	<a href="#">2136.04</a> , <a href="#">2136.05</a>
Kroekel, In re, 803 F.2d 705, 231 USPQ 640 (Fed. Cir. 1986) .....	<a href="#">715</a>	Lander, Ex parte, 223 USPQ 687 (Bd. App. 1983) .....	<a href="#">1504.02</a>
Kroger, Ex parte, 219 USPQ 370 (Bd. App. 1982) ..	<a href="#">716.10</a> , <a href="#">717.01(a)(1)</a> , <a href="#">2132.01</a> , <a href="#">2155.01</a>	Lange v. Comm’r, 352 F. Supp 166, 176 USPQ 162 (D. D.C. 1972) .....	<a href="#">1701.01</a>
Kronig, In re, 539 F.2d 1300, 190 USPQ 425 (CCPA 1976) .....	<a href="#">1207.03</a>	Langer, In re, 465 F.2d 896, 175 USPQ 169 (CCPA 1972) .....	<a href="#">2144.09</a>
Kropa v. Robie, 187 F.2d 150, 88 USPQ 478 (CCPA 1951) .....	<a href="#">707.07(f)</a> , <a href="#">2111.02</a>	Langer, In re, 503 F.2d 1380, 183 USPQ 288 (CCPA 1974) ..	<a href="#">2107.02</a> , <a href="#">2107.03</a> , <a href="#">2124</a>
KSR International Co. v. Teleflex Inc., 550 U.S. 398, 82 USPQ2d 1385 (2007) .....	<a href="#">2141</a> , <a href="#">2145</a> , <a href="#">2216</a> , <a href="#">2242</a> , <a href="#">2286</a> , <a href="#">2616</a> , <a href="#">2642</a> , <a href="#">2686.04</a>	Langer v. Kaufman, 465 F.2d 915, 175 USPQ 172 (CCPA 1972) .....	<a href="#">2138.04</a>
Kubin, Ex parte, 83 USPQ2d 1410 (Bd. Pat. App. & Int. 2007) .....	<a href="#">2143.01</a>	Lanham, In re, 1 USPQ2d 1877 (Comm’r Pat. 1986) .....	<a href="#">2258</a>
Kuehl, In re, 425 F.2d 658, 177 USPQ 250 (CCPA 1973) .....	<a href="#">2116.01</a>	Lantech Inc. v. Kaufman Co. of Ohio, Inc., 878 F.2d 1446, 12 USPQ2d 1076 (Fed. Cir. 1989) .....	<a href="#">2145</a>
Kuhle, In re, 526 F.2d 553, 188 USPQ 7 (CCPA 1975) .....	<a href="#">2144.04</a>	Lapworth, In re, 451 F.2d 1094, 172 USPQ 129 (CCPA 1971) .....	<a href="#">1504</a>
Kuklo, Ex parte, 25 USPQ2d 1387 (Bd. Pat. App. & Inter. 1992) .....	<a href="#">2133.03(a)</a>	Larson, In re, 340 F.2d 965, 144 USPQ 347 (CCPA 1965) .....	<a href="#">2144.04</a>
Kulling, In re, 897 F.2d 1147, 14 USPQ2d 1056 (Fed. Cir. 1990) .....	<a href="#">2144.05</a> , <a href="#">2145</a>	Larson v. Classic Corp., 683 F. Supp. 1202, 7 USPQ2d 1747 (N.D. Ill. 1988) .....	<a href="#">1504.01(c)</a>
Kusko, Ex parte, 215 USPQ 972 (Bd. App. 1981) .....	<a href="#">2137</a> , <a href="#">2138.01</a>	Lasscell, Ex parte, 1884 C.D. 66, 29 O.G. 861 (Comm’r Pat. 1884) .....	<a href="#">711.01</a>
LaBounty Mfg. Inc. v. United States Int’l Trade Comm’n, 958 F.2d 1066, 22 USPQ2d 1025 (Fed. Cir. 1992) .....	<a href="#">2004</a> , <a href="#">2133.03</a> , <a href="#">2133.03(e)</a> , <a href="#">2133.03(e)(2)</a>	Lawrence, Ex parte, 70 USPQ 326, 1946 C.D. 1 (Comm’r Pat. 1946) .....	<a href="#">1457</a> , <a href="#">1509</a>
Lafferty, Ex parte, 190 USPQ 202 (Bd. App. 1975) .....	<a href="#">1403</a>	Leapfrog Enterprises, Inc. v. Fischer Price, Inc., 485 F.3d 1157, 82 USPQ2d 1687 (Fed. Cir. 2007) .....	<a href="#">2114</a> , <a href="#">2143.01</a>
L.A. Gear, Inc. v. Thom McAn Shoe Co., 988 F.2d 1117, 25 USPQ2d 1913 (Fed. Cir. 1993) .....	<a href="#">1504.01(c)</a>	Lee, Ex parte, 31 USPQ2d 1105 (Bd. Pat. App. & Inter. 1993) .....	<a href="#">706.02(m)</a> , <a href="#">2131.03</a>
Lalu, In re, 747 F.2d 703, 223 USPQ 1257 (Fed. Cir. 1984) .....	<a href="#">2144.09</a>	Lee Pharmaceutical v. Kreps, 577 F.2d 610, 198 USPQ 601 (9th Cir. 1978) .....	<a href="#">2127</a>
Lamb, In re, 286 F.2d 610, 128 USPQ 539 (CCPA 1961) .....	<a href="#">1504.03</a>	Lee v. Dayton-Hudson Corp., 838 F.2d 1186, 5 USPQ2d 1625 (Fed. Cir. 1988) .....	<a href="#">1504</a>
Lamberti, In re, 545 F.2d 747, 192 USPQ 278 (CCPA 1976) .....	<a href="#">2144.01</a>		

## LIST OF DECISIONS CITED

Lee, In re, 199 USPQ 108 (Comm'r Pat. 1978) .....	<a href="#">803</a>	Litchfield v. Eigen, 535 F.2d 72, 190 USPQ 113 (CCPA 1976) .....	<a href="#">2138.06</a>
Leggett v. Avery, 101 U.S. 256 (1879) .....	<a href="#">1490</a>	Litton Systems, Inc. v. Whirlpool Corp., 728 F.2d 1423, 221 USPQ 97 (Fed. Cir. 1984) .....	<a href="#">601.01(e)</a> , <a href="#">716.03(b)</a> , <a href="#">1504.03</a>
LeGrice, In re, 301 F.2d 929, 133 USPQ 365 (CCPA 1962) .....	<a href="#">2121.03</a> , <a href="#">2152.02(b)</a>	LizardTech, Inc. v. Earth Resource Mapping, Inc., 424 F.3d 1336, 76 USPQ2d 1724 (Fed. Cir. 2005) .....	<a href="#">2161.01</a> , <a href="#">2163</a>
Lemelson, In re, 397 F.2d 1006, 158 USPQ 275 (CCPA 1968) .....	<a href="#">2123</a>	Ljungstrom, Ex parte, 1905 C.D. 541, 119 O.G. 2335 (Comm'r Pat. 1905) .....	<a href="#">814</a>
Lemoine, Ex parte, 46 USPQ2d 1420 (Bd. Pat. App. & Inter. 1994) .....	<a href="#">1204</a>	Lockheed Aircraft Corporation v. United States, 193 USPQ 449 (Ct. Cl. 1977) .....	<a href="#">2183</a> , <a href="#">2184</a>
Le Roy v. Tatham, 55 U.S. (14 How.) 156 (1852) .....	<a href="#">2103</a> , <a href="#">2106</a>	Lockwood v. American Airlines, Inc., 107 F.3d 1505, 41 USPQ2d 1961 (Fed. Cir. 1997) .....	<a href="#">2133.03(a)</a> , <a href="#">2163</a> , <a href="#">2163.02</a>
Leshin, In re, 277 F.2d 197, 125 USPQ 416 (CCPA 1960) .....	<a href="#">2144.07</a>	Lohman, Ex parte, 1912 C.D. 336, 184 O.G. 287 (Comm'r Pat. 1912) .....	<a href="#">1503.02</a>
Leslie, In re, 547 F.2d 116, 192 USPQ 427 (CCPA 1977) .....	<a href="#">1503.01</a> , <a href="#">1504.03</a>	Lonardo, In re, 119 F.3d 960, 43 USPQ2d 1262 (Fed. Cir. 1997) .....	<a href="#">804</a> , <a href="#">2217</a> , <a href="#">2258</a> , <a href="#">2617</a>
Levengood, Ex parte, 28 USPQ2d 1300 (Bd. Pat. App. & Inter. 1993) .....	<a href="#">2143.01</a> , <a href="#">2144</a>	Longi, In re, 759 F.2d 887, 225 USPQ 645 (Fed. Cir. 1985) .....	<a href="#">804</a> , <a href="#">1504.06</a>
Levy, Ex parte, 17 USPQ2d 1461 (Bd. Pat. App. & Inter. 1990) .....	<a href="#">2112</a>	Lopresti, In re, 333 F.2d 932, 142 USPQ 177 (CCPA 1964) .....	<a href="#">715</a>
Liebel-Flarsheim Co. v. Medrad Inc., 358 F.3d 898, 69 USPQ2d 1801 (Fed. Cir. 2004) .....	<a href="#">2111.01</a>	Lorenz v. Finkl, 333 F.2d 885, 142 USPQ 26 (CCPA 1964) .....	<a href="#">711.03(c)</a>
Lincoln Engineering Co. v. Stewart-Warner Corp., 303 U.S. 545, 37 USPQ 1 (1938) .....	<a href="#">2173.05(j)</a>	Lowry, In re, 32 F.3d 1579, 32 USPQ2d 1031 (Fed. Cir. 1994) .....	<a href="#">2111.05</a>
Lindberg, In re, 194 F.2d 732, 93 USPQ 23 (CCPA 1952) .....	<a href="#">2144.04</a>	Luck, In re, 476 F.2d 650, 177 USPQ 523 (CCPA 1973) .....	<a href="#">2173.05(o)</a>
Lindell, In re, 385 F.2d 453, 155 USPQ 521 (CCPA 1967) .....	<a href="#">716.01(c)</a>	Ludtke, In re, 441 F.2d 660, 169 USPQ 563 (CCPA 1971) .....	<a href="#">2112.01</a> , <a href="#">2114</a>
Lindemann Maschinenfabrik GMBH v. American Hoist & Derrick Co., 730 F.2d 1452, 221 USPQ 481 (Fed. Cir. 1984) .....	<a href="#">716.03</a> , <a href="#">2164.01</a> , <a href="#">2164.05(a)</a>	Lukach, In re, 442 F.2d 967, 169 USPQ 795 (CCPA 1971) .....	<a href="#">211.05</a> , <a href="#">2152.02(b)</a> , <a href="#">2163</a> , <a href="#">2163.05</a>
Lindner, In re, 457 F.2d 506, 173 USPQ 356 (CCPA 1972) .....	<a href="#">716.01(c)</a> , <a href="#">716.02(d)</a> , <a href="#">2145</a>	Lumenyte Int'l Corp. v. Cable Lite Corp., 92 F.3d 1206 (Fed. Cir. 1996) (table) ....	<a href="#">711.03(c)</a>
Linear Tech. Corp. v. Micrel, Inc., 275 F.3d 1040, 61 USPQ2d 1225 (Fed. Cir. 2001) .....	<a href="#">2133.03(b)</a>	Lund, In re, 376 F.2d 982, 153 USPQ 625 (CCPA 1967) ....	<a href="#">901.01</a> , <a href="#">901.02</a> , <a href="#">2127</a> , <a href="#">2136.02</a>
Links, Ex parte, 184 USPQ 429 (Bd. App. 1974) .....	<a href="#">901.05(b)</a> , <a href="#">2135.01</a>	Lundak, In re, 773 F.2d 1216, 227 USPQ 90 (Fed. Cir. 1985) .....	<a href="#">2163</a> , <a href="#">2164.06</a> , <a href="#">2164.06(a)</a> , <a href="#">2406.01</a>
Lintner, In re, 458 F.2d 1013, 173 USPQ 560 (CCPA 1972) .....	<a href="#">2141</a> , <a href="#">2142</a> , <a href="#">2143.01</a> , <a href="#">2144</a> , <a href="#">2144.08</a> , <a href="#">2145</a>	Lutzker v. Plet, 843 F.2d 1364, 6 USPQ2d 1370 (Fed. Cir. 1988) .....	<a href="#">2138.03</a>
Lister, In re, 583 F.3d 1307, 92 USPQ2d 1225 (Fed. Cir. 2009) .....	<a href="#">2152.02(e)</a>	Lyell, Ex parte, 17 USPQ2d 1548 (Bd. Pat. App. & Inter. 1990) .....	<a href="#">2173.05(p)</a>

Maas, Ex parte, 9 USPQ2d 1746 (Bd. Pat. App. & Inter. 1987) .....	<a href="#">2107.03</a>	Marosi, In re, 710 F.2d 799, 218 USPQ 289 (Fed. Cir. 1983) ...	<a href="#">706.02(m)</a> , <a href="#">2111.01</a> , <a href="#">2113</a> ,	<a href="#">2173.05(b)</a>
MacKay v. Quigg, 641 F. Supp 567, 231 USPQ 90 (D.D.C. 1986) .....	<a href="#">1216.02</a>	Mars Inc. v. H.J. Heinz Co., 377 F.3d 1369, 71 USPQ2d 1837 (Fed. Cir. 2004) .....	<a href="#">2111.03</a>	
MacMillan v. Moffett, 432 F.2d 1237, 167 USPQ 550 (CCPA 1970) .....	<a href="#">2138.04</a>	Marsh Eng'g Co., In re, 1913 C.D. 183 (Comm'r Pat. 1913) .....		<a href="#">103</a>
Mageli, In re, 470 F.2d 1380, 176 USPQ 305 (CCPA 1973) .....	<a href="#">716.03(b)</a>	Martin, In re, 154 F.2d 126, 69 USPQ 75 (CCPA 1946) .....		<a href="#">1211.03</a>
Magerlein, In re, 602 F.2d 366, 202 USPQ 473 (CCPA 1979) .....	<a href="#">716.02(b)</a>	Martin v. Johnson, 454 F.2d 746, 172 USPQ 391 (CCPA 1972) .....	<a href="#">2163</a> , <a href="#">2173.05(t)</a>	
Magnetics v. Arnold Eng'g Co., 438 F.2d 72, 168 USPQ 392 (7th Cir. 1971) .....	<a href="#">2133.03(e)(7)</a>	Martin v. Mayer, 823 F.2d 500, 3 USPQ2d 1333 (Fed. Cir. 1987) .....		<a href="#">2163</a>
Magsil Corp. v. Hitachi Global Storage Technologies, Inc., 687 F.3d 1377, 103 USPQ2d 1769 (Fed. Cir. 2012) .....	<a href="#">2161.01</a> ,	Marzocchi, In re, 439 F.2d 220, 169 USPQ 367 (CCPA 1971) ...	<a href="#">2107.01</a> , <a href="#">2107.02</a> , <a href="#">2124</a> , <a href="#">2163</a> , <a href="#">2163.04</a> , <a href="#">2164.03</a> , <a href="#">2164.04</a> , <a href="#">2164.08</a>	
Mahurkar v. C.R. Bard, Inc., 79 F.3d 1572, 38 USPQ2d 1288 (Fed. Cir. 1996) .....	<a href="#">2163</a>	Masco Corp. v. United States, 303 F.3d 1316, 64 USPQ2d 1182 (Fed. Cir. 2002) .....		<a href="#">2181</a>
Malachowski, In re, 530 F.2d 1402, 189 USPQ 432 (CCPA 1976) .....	<a href="#">2107.02</a> , <a href="#">2107.03</a>	Masham, Ex parte, 2 USPQ2d 1647 (Bd. Pat. App. & Inter. 1987) .....		<a href="#">2114</a>
Maldague, In re, 10 USPQ2d 1477 (Comm'r Pat. 1988) .....	<a href="#">711.03(c)</a>	Mas-Hamilton Group v. LaGard, Inc., 156 F.3d 1206, 48 USPQ2d 1010 (Fed. Cir. 1998) .....		<a href="#">2181</a>
Mancy, In re, 499 F.2d 1289, 182 USPQ 303 (CCPA 1974) .....	<a href="#">2116.01</a>	Massachusetts Institute of Technology v. A.B. Fortia, 774 F.2d 1104, 227 USPQ 428 (Fed. Cir. 1985) .....	<a href="#">2128.01</a> , <a href="#">2152.02(e)</a> ,	<a href="#">2164.01</a>
Mann, In re, 861 F.2d 1581, 8 USPQ2d 2030 (Fed. Cir. 1988) .....	<a href="#">1504.02</a> , <a href="#">1504.04</a> ,	Massachusetts Institute of Technology and Electronics For Imaging, Inc. v. Abacus Software, 462 F.3d 1344, 80 USPQ2d 1225 (Fed. Cir. 2006) .....		<a href="#">2173.01</a> , <a href="#">2181</a>
Mannesmann Demag Corp. v. Engineered Metal Products Co., 793 F.2d 1279, 230 USPQ 45 (Fed. Cir. 1986) .....	<a href="#">2111.03</a>	Mathews, In re, 408 F.2d 1393, 161 USPQ 276 (CCPA 1969) .....	<a href="#">715.01(c)</a> ,	<a href="#">2136.05</a>
Mantell, In re, 454 F.2d 1398, 172 USPQ 530 (CCPA 1972) .....	<a href="#">715.03</a>	Mattison, In re, 509 F.2d 563, 184 USPQ 484 (CCPA 1975) .....		<a href="#">2173.05(c)</a>
Manville Sales Corp. v. Paramount Sys., Inc., 917 F.2d 544, 16 USPQ2d 1587 (Fed. Cir. 1990) .....	<a href="#">2133.03</a> , <a href="#">2133.03(a)</a>	Mattor v. Coolegem, 530 F.2d 1391, 189 USPQ 201 (CCPA 1976) .....		<a href="#">2137.01</a>
Marden, In re, 47 F.2d 958 (CCPA 1931) .....	<a href="#">2106</a>	Mattson, In re, 208 USPQ 168 (Comm'r Pat. 1980) .....		<a href="#">601.01(e)</a>
Margolis, In re, 785 F.2d 1029, 228 USPQ 940 (Fed. Cir. 1986) .....	<a href="#">716.01(a)</a>	Mattullath, In re, 38 App. D.C. 497 (1912) .....		<a href="#">711.03(c)</a> , <a href="#">2734</a>
Margolis v. Banner, 599 F.2d 435, 202 USPQ 365 (CCPA 1979) .....	<a href="#">804.03</a>	Maucorps, In re, 609 F.2d 481, 203 USPQ 812 (CCPA 1979) .....		<a href="#">2184</a>
Marinissen, Ex parte, 155 USPQ 528, 842 O.G. 528 (Bd. App. 1966) .....	<a href="#">1504.02</a>	May, In re, 574 F.2d 1082, 197 USPQ 601 (CCPA 1978) .....	<a href="#">716.02(c)</a> , <a href="#">2112.02</a> , <a href="#">2144.08</a> ,	<a href="#">2144.09</a>
Markush, Ex parte, 1925 C.D. 126, 340 O.G. 839 (Comm'r Pat. 1924) .....	<a href="#">803.02</a> ,			
	<a href="#">2173.05(h)</a>			

## LIST OF DECISIONS CITED

Mayewsky, In re, 860 F.2d 430, 162 USPQ 86 (E.D. Va. 1969) .....	<a href="#">1701.01</a>	USPQ2d 1263 (Fed. Cir. 2003) .....	<a href="#">2181</a> , <a href="#">2182</a>
Mayhew, In re, 527 F.2d 1229, 188 USPQ 356 (CCPA 1976) .....	<a href="#">2163</a> , <a href="#">2163.05</a> , <a href="#">2164.08(c)</a> , <a href="#">2172.01</a> , <a href="#">2174</a>	Medrad, Inc. v. Tyco Healthcare Group LP, 466 F.3d 1047, 80 USPQ2d 1526 (Fed. Cir. 2006) .....	<a href="#">1402</a> , <a href="#">2173.02</a>
Mayne, In re, 104 F.3d 1339, 41 USPQ2d 1451 (Fed. Cir. 1977) .....	<a href="#">2144.09</a> , <a href="#">2145</a>	Medtronic, Inc. v. Cardiac Pacemakers, 721 F.2d 1563, 220 USPQ 97 (Fed. Cir. 1983) .....	<a href="#">2141.01(a)</a>
Mayo Collaborative Services v. Prometheus Labs., Inc., 566 U.S. ___, 132 S.Ct. 1289, 101 USPQ2d 1961 (2012) .....	<a href="#">2103</a> , <a href="#">2106</a>	Meitzner v. Corte, 537 F.2d 524, 190 USPQ 407 (CCPA 1976) .....	<a href="#">2138.05</a>
Mazer v. Stein, 347 U.S. 201, 100 USPQ 325 (1954) .....	<a href="#">1512</a>	Mendenhall v. Cedarapids, Inc., 5 F.3d 1557, 28 USPQ2d 1081 (Fed. Cir. 1993) .....	<a href="#">211.05</a>
Maziere, Ex parte, 27 USPQ2d 1705 (Bd. Pat. App. & Inter. 1993) .....	<a href="#">608.01(p)</a>	Mentor Corp. v. Coloplast, Inc., 998 F.2d 992, 27 USPQ2d 1521 (Fed. Cir. 1993) .....	<a href="#">1412.02</a>
MBO Laboratories, Inc. v. Becton, Dickinson & Co., 602 F.3d 1306, 94 USPQ2d 1598 (Fed. Cir. 2010) .....	<a href="#">1412.02</a>	Merchant, In re, 575 F.2d 865, 197 USPQ 785 (CCPA 1978) .....	<a href="#">716.02(e)</a>
McCulloch Gas Processing Co. v. Dept. of Energy, 650 F.2d 1216 (Temp. Emer. Ct. App. 1981) .....	<a href="#">1701.01</a>	Merck & Co. v. Biocraft Laboratories, 874 F.2d 804, 10 USPQ2d 1843 (Fed. Cir. 1989) .....	<a href="#">716.02(a)</a> , <a href="#">2123</a> , <a href="#">2144.05</a> , <a href="#">2144.08</a>
McCullough, Ex parte, 7 USPQ2d 1889 (Bd. Pat. App. & Inter. 1987) .....	<a href="#">2145</a>	Merck & Co., Inc., In re, 800 F.2d 1091, 231 USPQ 375 (Fed. Cir. 1986) .....	<a href="#">707.07(f)</a> , <a href="#">716.02</a> , <a href="#">2143.02</a> , <a href="#">2144.08</a> , <a href="#">2144.09</a> , <a href="#">2145</a>
McGaughey, Ex parte, 6 USPQ2d 1334 (Bd. Pat. App. & Inter. 1988) ...	<a href="#">2217</a> , <a href="#">2258</a> , <a href="#">2617</a>	Merck & Co., Inc. v. Hi-Tech Pharmacal, Co., Inc., 482 F.3d 1317, 82 USPQ2d 1203 (Fed. Cir. 2007) .....	<a href="#">2701</a> , <a href="#">2751</a>
McGrady v. Aspenglas Corp., 487 F. Supp 859, 208 USPQ 242 (S.D. N.Y. 1981) ...	<a href="#">1503.01</a> , <a href="#">1504.01(a)</a>	Merck & Co., Inc., v. Teva Pharms. USA, Inc., 395 F.3d 1364, 73 USPQ2d 1641 (Fed. Cir. 2005) .....	<a href="#">2111.01</a>
McGrew, In re, 120 F.3d 1236, 43 USPQ2d 1632 (Fed. Cir. 1997) .....	<a href="#">715.05</a> , <a href="#">2304.02(c)</a>	Mergenthaler v. Scudder, 11 App. D.C., 1897 C.D. 724, 81 O.G. 1417 (D.C. Cir. 1897) .....	<a href="#">706.02(l)(2)</a> , <a href="#">715</a> , <a href="#">715.07</a>
McKellin, In re, 529 F.2d 1342, 188 USPQ 428 (CCPA 1976) .....	<a href="#">715</a>	Merz, Ex parte, 75 USPQ 296 (Bd. App. 1947) .....	<a href="#">715</a>
McKenna, In re, 203 F.2d 717, 97 USPQ 348 (CCPA 1953) .....	<a href="#">716.01(c)</a>	Messick, Ex parte, 7 USPQ 57, 1930 C.D. 6, 400 O.G. 3 (Comm'r Pat. 1930) .....	<a href="#">710.01(a)</a>
McLaughlin, In re, 443 F.2d 1392, 170 USPQ 209 (CCPA 1971) .....	<a href="#">707.07(f)</a> , <a href="#">2145</a>	Metabolite Labs., Inc. v. Lab. Corp. of Am. Holdings, 370 F.3d 1354, 71 USPQ2d 1081 (Fed. Cir. 2004) .....	<a href="#">2111.02</a> , <a href="#">2112</a>
Mead, In re, 581 F.2d 251, 198 USPQ 412 (CCPA 1978) .....	<a href="#">1412.01</a>	Metcalf, In re, 410 F.2d 1378, 161 USPQ 789 (CCPA 1969) .....	<a href="#">608.01(v)</a> , <a href="#">2404.01</a>
Mead Johnson & Co., Ex parte, 227 USPQ 78 (Bd. Pat. App. & Inter. 1985) .....	<a href="#">716.02(a)</a>	Metropolitan Eng. Co. v. Coe, 78 F.2d 199, 25 USPQ 216 (D.C. Cir. 1935) .....	<a href="#">716.07</a>
Mead Johnson Pharmaceutical Group v. Bowen, 838 F.2d 1332, 6 USPQ2d 1565 (DC Cir. 1988) .....	<a href="#">2754.01</a>	Meyer, Ex parte, 6 USPQ2d 1966 (Bd. Pat. App. & Inter. 1988) .....	<a href="#">2145</a>
Medical Instrumentation and Diagnostics Corp. v. Elekta AB, 344 F.3d 1205, 68			



Meyer, In re, 599 F.2d 1026, 202 USPQ 175 (CCPA 1979) .....	<a href="#">2131.02</a>	Mohsenzadeh v. Lee, 1:13-cv-00824 (E.D. Va 2014) .....	<a href="#">2732</a>
Meyer, In re, 688 F.2d 789, 215 USPQ 193 (CCPA 1982) .....	<a href="#">2106</a> , <a href="#">2184</a>	Moleculon Research Corp. v. CBS, Inc., 793 F.2d 1261, 229 USPQ 805 (Fed. Cir. 1986) .....	<a href="#">2111.03</a> , <a href="#">2133.03(a)</a> , <a href="#">2133.03(b)</a>
Michalek, In re, 162 F.2d 229, 74 USPQ 107 (CCPA 1947) .....	<a href="#">716.07</a>	Moler v. Purdy, 131 USPQ 276 (Bd. Pat. Inter. 1960) .....	<a href="#">2137.01</a>
Micro Chemical, Inc. v. Great Plains Chemical Co., 103 F.3d 1538, 41 USPQ2d 1238 (Fed. Cir. 1997) .....	<a href="#">2133.03(b)</a>	Molins, In re, 368 F.2d 258, 151 USPQ 570 (CCPA 1996) .....	<a href="#">1449.02</a>
Milburn v. Davis-Bournonville Co., 270 U.S. 390, 46 S. Ct. 324, 1926 C.D. 303, 344 O.G. 817 (1926) .....	<a href="#">2136.04</a>	Molins PLC v. Textron Inc., 48 F.3d 1172, 33 USPQ2d 1823 (Fed. Cir. 1995) .....	<a href="#">2004</a>
Miles Labs. Inc. v. Shandon Inc., 997 F.2d 870, 27 USPQ2d 1123 (Fed. Cir. 1993) .....	<a href="#">716.01(a)</a>	Monks, In re, 588 F.2d 308, 200 USPQ 129 (CCPA 1978) .....	<a href="#">901.05</a> , <a href="#">901.05(b)</a> , <a href="#">1504</a> , <a href="#">2126.01</a> , <a href="#">2135.01</a>
Miller, In re, 418 F.2d 1392, 164 USPQ 46 (CCPA 1969) .....	<a href="#">706.03(a)</a> , <a href="#">2106</a> , <a href="#">2112.01</a>	Monogram Mfg. v. F & H Mfg., 62 USPQ 409 (9th Cir. 1944) .....	<a href="#">2133.03(e)(1)</a>
Miller, In re, 441 F.2d 689, 169 USPQ 597 (CCPA 1971) .....	<a href="#">2173.04</a>	Monsanto Co. v. Kamp, 269 F. Supp 818, 154 USPQ 259 (D.D.C. 1967) .....	<a href="#">602.09</a> , <a href="#">1216.02</a>
Miller v. Eagle Mfg. Co., 151 U.S. 186 (1894) .....	<a href="#">804</a>	Moore, In re, 439 F.2d 1232, 169 USPQ 236 (CCPA 1971) ...	<a href="#">1504.04</a> , <a href="#">2161.01</a> , <a href="#">2164.08</a> , <a href="#">2172</a>
Mills, In re, 281 F.2d 218, 126 USPQ 513 (CCPA 1960) .....	<a href="#">2144.09</a>	Moore, In re, 444 F.2d 572, 170 USPQ 260 (CCPA 1971) .....	<a href="#">715.07</a>
Mills, In re, 916 F.2d 680, 16 USPQ2d 1430 (Fed. Cir. 1990) .....	<a href="#">2144.08</a>	Moore v. U.S., 194 USPQ 423 (Ct. Cl. 1977) .....	<a href="#">2134</a>
Milton, Ex parte, 63 USPQ 132 (P.O. Super. Exam. 1938) .....	<a href="#">710.04(a)</a>	Morehouse, In re, 545 F.2d 162, 192 USPQ 29 (CCPA 1976) .....	<a href="#">2164.06(c)</a>
Mineral Separation v. Hyde, 242 U.S. 261 (1916) .....	<a href="#">2164.01</a>	Moreton, In re, 288 F.2d 708, 129 USPQ 227 (CCPA 1961) .....	<a href="#">2121</a>
Minton v. Natl. Ass'n. of Securities Dealers, 336 F.3d 1373, 67 USPQ2d 1614 (Fed. Cir. 2003) .....	<a href="#">2106</a> , <a href="#">2111.04</a> , <a href="#">2133.03(c)</a>	Morgan, In re, 990 F.2d 1230, 26 USPQ2d 1392 (Fed. Cir. 1993) .....	<a href="#">1415.01</a> , <a href="#">1443</a>
Miyazaki, Ex parte, 89 USPQ2d 1207 (BPAI 2008) .....	<a href="#">2173.05(b)</a>	Morris, In re, 127 F.3d 1048, 44 USPQ2d 1023 (Fed. Cir. 1997) ...	<a href="#">904.01</a> , <a href="#">2111</a> , <a href="#">2111.01</a> , <a href="#">2163</a> , <a href="#">2173.05(a)</a> , <a href="#">2181</a>
Mlot-Fijalkowski, In re, 676 F.2d 666, 213 USPQ 713 (CCPA 1982) .....	<a href="#">2141.01(a)</a>	Morse v. Porter, 155 USPQ 280 (Bd. Pat. Inter. 1965) .....	<a href="#">2137.01</a> , <a href="#">2138.04</a>
MOAEC, Inc. v. MusicIP Corp., 568 F. Supp. 2d 978, 982 (W.D. Wis. 2008) .....	<a href="#">211.01(b)</a>	Morton, Ex parte, 134 USPQ 407 (Bd. App. 1961) .....	<a href="#">2173.05(t)</a>
Moba, B.V. v. Diamond Automation, Inc., 325 F.3d 1306, 66 USPQ2d 1429 (Fed. Cir. 2003) .....	<a href="#">2163</a>	Morton Int'l, Inc. v. Cardinal Chem. Co., 5 F.3d 1464, 28 USPQ2d 1190 (Fed. Cir. 1993) .....	<a href="#">2173.02</a>
Mochel, In re, 470 F.2d 638, 176 USPQ 194 (CCPA 1974) .....	<a href="#">2173.05(c)</a>	Morway v. Bondi, 203 F.2d 742, 97 USPQ 318 (CCPA 1953) .....	<a href="#">2138.06</a>
Mogen David Wine Corp., In re, 328 F.2d 925, 140 USPQ 575 (CCPA 1964) .....	<a href="#">1512</a>	Mosher, In re, 248 F.2d 956, 115 USPQ 140 (CCPA 1957) .....	<a href="#">1216.01</a>

## LIST OF DECISIONS CITED

Mostafazadeh, In re, 643 F.3d 1353, 98 USPQ2d 1639 (Fed. Cir. 2011) .... <a href="#">1412.02</a>	Net MoneyIN, Inc. v. VeriSign, Inc., 545 F.3d 1359, 88 USPQ2d 1751 (Fed. Cir. 2008) ..... <a href="#">2152.02(b)</a>
Mott, In re, 539 F.2d 1291, 190 USPQ 536 (CCPA 1976) ..... <a href="#">804</a> , <a href="#">2181</a>	New England Braiding Co. v. A.W. Chesterton Co., 970 F.2d 878, 23 USPQ2d 1622 (Fed. Cir. 1992) ..... <a href="#">2137.01</a>
Mowry, Ex parte, 91 USPQ 219 (Bd. App. 1950) ..... <a href="#">2144.09</a>	New Idea Farm Equip. Corp. v. Sperry Corp., 916 F.2d 1561, 16 USPQ2d 1424 (Fed. Cir. 1990) ..... <a href="#">2138</a>
Mowry v. Whitney, 81 U.S. (14 Wall.) 620 (1871) ..... <a href="#">2164.07</a>	New Railhead Mfg., L.L.C. v. Vermeer Mfg. Co., 298 F.3d 1290, 63 USPQ2d 1843 (Fed. Cir. 2002) ..... <a href="#">211.05</a> , <a href="#">2163</a>
Mraz, In re, 455 F.2d 1069, 173 USPQ 25 (CCPA 1972) ..... <a href="#">2125</a>	Newell Cos. v. Kenney Mfg. Co., 864 F.2d 757, 9 USPQ2d 1417 (Fed. Cir. 1988) ..... <a href="#">716.01(d)</a> , <a href="#">716.04</a>
MRC Innovations, Inc. v. Hunter Mfg., LLP, 747 F.3d 1326, 110 USPQ2d 1235 (Fed. Cir. 2014) ..... <a href="#">1504.03</a>	Newkirk v. Lulejian, 825 F.2d 1581, 3 USPQ2d 1793 (Fed. Cir. 1987) ..... <a href="#">715.07</a>
Mulder, In re, 716 F.2d 1542, 219 USPQ 189 (Fed. Cir. 1983) .... <a href="#">2138.06</a> , <a href="#">2183</a> , <a href="#">2184</a>	Newman v. Quigg, 877 F.2d 1575, 11 USPQ2d 1340 (Fed. Cir. 1989) ..... <a href="#">2107.01</a>
Multiform Desiccants Inc. v. Medzam Ltd., 133 F.3d 1473, 45 USPQ2d 1429 (Fed. Cir. 1998) ..... <a href="#">2111.01</a>	Newton, In re, 414 F.2d 1400, 163 USPQ 34 (CCPA 1969) ..... <a href="#">2161</a> , <a href="#">2165.02</a>
Multiple Litigation Involving Frost Patent, In re, 540 F.2d 601, 185 USPQ 729 (3d Cir. 1976) ..... <a href="#">2016</a>	Ngai, In re, 367 F.3d 1336, 70 USPQ2d 1862 (Fed. Cir. 2004) ..... <a href="#">2112.01</a>
Murray, Ex parte, 1891 Dec. Comm'r Pat. 130 (1891) ..... <a href="#">711.03(c)</a>	Nievelt, In re, 482 F.2d 965, 179 USPQ 224 (CCPA 1973) ..... <a href="#">2145</a>
Naber v. Cricchi, 567 F.2d 382, 196 USPQ 294 (CCPA 1977) ..... <a href="#">2138.06</a>	Nilssen, In re, 851 F.2d 1401, 7 USPQ2d 1500 (Fed. Cir. 1988) ..... <a href="#">1701.01</a> , <a href="#">2143.01</a> , <a href="#">2144</a>
Nalbandian, In re, 661 F.2d 1214, 211 USPQ 782 (CCPA 1981) ..... <a href="#">1504.02</a> , <a href="#">1504.03</a>	Nitinol Medical Technologies Inc., In re, 17 USPQ2d 1492 (Comm'r Pat. & Tm. 1990) ..... <a href="#">2751</a>
Napier, In re, 55 F.3d 610, 34 USPQ2d 1782 (Fed. Cir. 1995) ..... <a href="#">2112</a>	Nitz v. Ehrenreich, 537 F.2d 539, 190 USPQ 413 (CCPA 1976) ..... <a href="#">2301.03</a>
Naquin, In re, 398 F.2d 863, 158 USPQ 317 (CCPA 1968) ..... <a href="#">2164.05(b)</a> , <a href="#">2164.06(c)</a>	Noah Systems Inc. v. Intuit Inc., 675 F.3d 1302, 1312 (Fed. Cir. 2012) ..... <a href="#">2181</a>
Nautilus, Inc. v. Biosig Instruments, Inc., 134 S. Ct. 2120, 110 USPQ2d 1688 (2014) ..... <a href="#">2173.02</a>	Noelle v. Lederman, 355 F.3d 1343, 69 USPQ2d 1508 (Fed. Cir. 2004) ..... <a href="#">2163</a>
Nazomi Communications, Inc. v. Nokia Corp., 739 F.3d 1339, 109 USPQ2d 1258 (Fed Cir. 2014) ..... <a href="#">2114</a>	Nolan, In re, 553 F.2d 1261, 193 USPQ 641 (CCPA 1977) ..... <a href="#">716.02(b)</a> , <a href="#">716.02(c)</a>
Nehrenberg, In re, 280 F.2d 161, 126 USPQ 383 (CCPA 1960) ..... <a href="#">2173.05(b)</a>	Nolden, Ex parte, 149 USPQ 378 (Bd. Pat. App. 1965) ..... <a href="#">2172.01</a>
Nelson, In re, 280 F.2d 172, 126 USPQ 242 (CCPA 1960) ..... <a href="#">2165</a>	Noll, In re, 545 F.2d 141, 191 USPQ 721 (CCPA 1976) ..... <a href="#">2163</a> , <a href="#">2181</a> , <a href="#">2184</a>
Nelson, In re, 420 F.2d 1079, 164 USPQ 458 (CCPA 1970) ..... <a href="#">715.07(a)</a>	Nomiya, In re, 509 F.2d 566, 184 USPQ 607 (CCPA 1975) ..... <a href="#">2129</a> , <a href="#">2258</a>
Nelson v. Bowler, 626 F.2d 853, 206 USPQ 881 (CCPA 1980) ... <a href="#">2107.01</a> , <a href="#">2107.02</a> , <a href="#">2107.03</a> , <a href="#">2138.05</a>	

NOMOS Corp. v. BrainLAB USA Inc., 357 F.3d 1364, 69 USPQ2d 1853 ( Fed. Cir. 2004) .....	<a href="#">2184</a>	Obiaya, Ex parte, 227 USPQ 58 (Bd. Pat. App. & Inter. 1985) ...	<a href="#">707.07(f)</a> , <a href="#">2145</a> , <a href="#">2258</a>
Norco Products, Inc. v. Mecca Development, Inc., 617 F. Supp 1079, 227 USPQ 724 (D. Conn. 1985) .....	<a href="#">1504.01(c)</a>	Ochiai, In re, 71 F.3d 1565, 37 USPQ2d 1127 (Fed. Cir. 1995) .....	<a href="#">706.02(n)</a> , <a href="#">2116.01</a> , <a href="#">2158</a>
Nordberg, Inc. v. Telsmith, Inc., 82 F.3d 394, 38 USPQ2d 1593 (Fed. Cir. 1996) .....	<a href="#">410</a>	Ockert, In re, 245 F.2d 467, 114 USPQ 330 (CCPA 1957) .....	<a href="#">804</a>
Norian Corp. v. Stryker Corp., 363 F.3d 1321, 70 USPQ2d 1508 (Fed. Cir. 2004) .....	<a href="#">2111.03</a>	Oda, In re, 443 F.2d 1200, 170 USPQ 268 (CCPA 1971) .....	<a href="#">2163</a> , <a href="#">2163.07</a>
Norlund, Ex parte, 1913 C.D. 161, 192 O.G. 989 (Comm’r Pat. 1913) .....	<a href="#">1213.01</a> , <a href="#">2681</a>	OddzOn Products, Inc. v. Just Toys, Inc., 122 F.3d 1396, 43 USPQ2d 1641 (Fed. Cir. 1997) .....	<a href="#">706.02(l)</a> , <a href="#">2004</a>
North American Container, Inc. v. Plastipak Packaging, Inc., 415 F.3d 1335, 75 USPQ2d 1545 (Fed. Cir. 2005) .....	<a href="#">1412.02</a>	Odetics Inc. v. Storage Tech. Corp., 185 F.3d 1259, 51 USPQ2d 1225 (Fed. Cir. 1999) .....	<a href="#">2183</a> , <a href="#">2184</a>
Northam Warren Corp. v. D. F. Newfield Co., 7 F. Supp 773, 22 USPQ 313 (E.D.N.Y. 1934) .....	<a href="#">2112.01</a>	Oelrich, In re, 579 F.2d 86, 198 USPQ 210 (CCPA 1978) .....	<a href="#">716.01(c)</a> , <a href="#">2144.08</a>
Northern Telecom, Inc. v. Datapoint Corp., 908 F.2d 931, 15 USPQ2d 1321 (Fed. Cir. 1990) .....	<a href="#">2128.01</a>	Oelrich, In re, 666 F.2d 578, 212 USPQ 323 (CCPA 1981) .....	<a href="#">2112</a>
Northern Telecom Ltd. v. Samsung Electronics Co., 215 F.3d 1281, 55 USPQ2d 1065 (Fed. Cir. 2000) .....	<a href="#">2165.01</a>	Oetiker, Ex parte, 23 USPQ2d 1641 (Bd. Pat. App. & Inter. 1992) .....	<a href="#">2173.05(b)</a>
Norton v. Curtiss, 433 F.2d 779, 167 USPQ 532 (CCPA 1970) .....	<a href="#">2012</a>	Oetiker, In re, 977 F.2d 1443, 24 USPQ2d 1443 (Fed. Cir. 1992) .....	<a href="#">707.07(f)</a> , <a href="#">716.01(d)</a> , <a href="#">1504.01(a)</a> , <a href="#">2107.02</a> , <a href="#">2142</a> , <a href="#">2145</a> , <a href="#">2164.07</a>
Novak, In re, 306 F.2d 924, 134 USPQ 335 (CCPA 1962) .....	<a href="#">2107.02</a> , <a href="#">2107.03</a>	O’Farrell, In re, 853 F.2d 894, 7 USPQ2d 1673 (Fed. Cir. 1988) .....	<a href="#">2143.01</a> , <a href="#">2143.02</a> , <a href="#">2144.08</a> , <a href="#">2145</a>
Novartis AG v. Lee, 740 F.3d 593, 109 USPQ2d 1385 (Fed. Cir. 2014) .....	<a href="#">2731</a> , <a href="#">2734</a>	Oguie, In re, 517 F.2d 1382, 186 USPO 227 (CCPA 1975) .....	<a href="#">706.03(u)</a> , <a href="#">2304.04(b)</a>
Novitski, Ex parte, 26 USPQ2d 1389 (Bd. Pat. App. & Inter. 1993) .....	<a href="#">2112.02</a>	Ohshiro, Ex parte, 14 USPQ2d 1750 (Bd. Pat. App. & Inter. 1989) .....	<a href="#">2163.05</a>
Novo Industries L.P. v. Micro Molds Corp., 350 F.3d 1348, 69 USPQ2d 1128 (Fed. Cir. 2003) .....	<a href="#">1481</a>	O.I. Corp. v. Tekmar Corp., 115 F.3d 1576, 42 USPQ2d 1777 (Fed. Cir. 1997) .....	<a href="#">2181</a>
Noznick, In re, 478 F.2d 1260, 178 USPQ 43 (CCPA 1973) .....	<a href="#">716.03(b)</a>	Oka v. Youssefyeh, 849 F.2d 581, 7 USPQ2d 1169 (Fed. Cir. 1988) .....	<a href="#">2138.04</a>
NTP, Inc. v Research in Motion, Ltd., 418 F.3d 1282, 1316, 75 USPQ2d 1763 (Fed. Cir. 2005) .....	<a href="#">2106</a>	Okajima v. Bourdeau, 261 F.3d 1350, 59 USPQ2d 1795 (Fed. Cir. 2001) .....	<a href="#">2141.03</a>
NTP, In re, 654 F.3d 1268, 99 USPQ2d 1500 (Fed. Cir. 2011) .....	<a href="#">2258</a> , <a href="#">2658</a>	Okuzawa, In re, 537 F.2d 545, 190 USPQ 464 (CCPA 1976) .....	<a href="#">2111.01</a>
Nuijten, In re, 500 F.3d 1346, 84 USPQ2d 1495 (Fed. Cir. 2007) .....	<a href="#">2106</a> , <a href="#">2107.01</a>	Olah, Ex parte, 131 USPQ 41 (Bd. App. 1960) .....	<a href="#">213.03</a> , <a href="#">706.02(a)</a> , <a href="#">901.05</a> , <a href="#">2133</a> , <a href="#">2135.01</a>
		Old Town Canoe Co. v. Confluence Holdings Corp., 448 F.3d 1309, 78	

## LIST OF DECISIONS CITED

- USPQ2d 1705 (Fed. Cir. 2006) ..... [2111.01](#)
- Omeprazole Patent Litigation, In re, 483 F.3d 1364, 82 USPQ2d 1643 (Fed. Cir. 2007) ..... [2112](#)
- Onda, In re, 229 USPQ 235 (Comm’r Pat. 1985) ..... [706.02\(1\)\(2\)](#), [2285](#), [2686.03](#)
- Opinion of Hon. Edward Bates, 10 Op. Atty. Gen. 137 (1861) ..... [602.08\(b\)](#)
- Oppenauer, In re, 143 F.2d 974, 62 USPQ 297 (CCPA 1944) ..... [716.09](#)
- Orbital Technologies Corporation, In re, 603 Fed. App’x 924 (Fed. Cir. 2015) ..... [706.02](#)
- O’Reilly v. Morse, 56 U.S. (15 How.) 62 (1854) ..... [706.03\(a\)](#), [2106](#)
- Orita, In re, 550 F.2d 1277, 193 USPQ 145 (CCPA 1977) ..... [1412.01](#), [1457](#)
- Orthokinetics, Inc. v. Safety Travel Chairs, Inc., 806 F.2d 1565, 1 USPQ2d 1081 (Fed. Cir. 1986) ..... [2173.02](#), [2173.05\(b\)](#)
- Ortho-McNeil Pharm., Inc. v. Caraco Pharm. Labs., Ltd., 476 F.3d 1321, 1326, 81 USPQ2d 1427, 1432 (Fed. Cir. 2007) ..... [2173.05\(b\)](#)
- Ortho-McNeil Pharmaceutical, Inc. v. Lupin Pharmaceuticals, Inc., 603 F.3d 1377, 95 USPQ2d 1246, (Fed. Cir. 2010) ..... [2751](#)
- Orthopedic Equip. Co., Inc. v. All Orthopedic Appliances, Inc., 707 F.2d 1376, 217 USPQ 1281 (Fed. Cir. 1983) ..... [716.04](#)
- Osmond, Ex parte, 191 USPQ 334 (Bd. App. 1973) ..... [711.06\(a\)](#), [2136](#)
- Osmond, Ex parte, 191 USPQ 340 (Bd. App. 1976) ..... [711.06\(a\)](#)
- Osram Sylvania Inc., v. America Induction Tech., 701 F.3d 698 (Fed. Cir. 2008) ..... [2131.02](#)
- Ott v. Goodpasture, 40 USPQ2d 1831 (D. N.Tex. 1996) ..... [410](#)
- Otto, In re, 312 F.2d 937, 136 USPQ 458 (CCPA 1963) ..... [2111.02](#), [2115](#)
- Ovist, Ex parte, 152 USPQ 709 (Bd. App. 1963) ..... [901.05](#), [2126.02](#)
- Ovshinsky, Ex parte, 10 USPQ2d 1075 (Bd. Pat. App. & Inter. 1989) ..... [715.07](#)
- Owens, In re, 710 F.3d 1362, 106 USPQ2d 1248 (Fed. Cir. 2013) ..... [1503.02](#)
- Packard, In re, 751 F.3d 1307, 110 USPQ2d 1785 (Fed. Cir. 2014) ..... [2173.02](#), [2173.05\(a\)](#), [2173.05\(e\)](#), [2173.06](#)
- Pac-Tec Inc. v. Amerace Corp., 903 F.2d 796, 14 USPQ2d 1871 (Fed. Cir. 1990) ..... [2111.02](#), [2163](#)
- Palmer, In re, 451 F.2d 1100, 172 USPQ 126 (CCPA 1971) ..... [716.01\(a\)](#)
- Panagrossi, In re, 277 F.2d 181, 125 USPQ 410 (CCPA 1960) ..... [2174](#)
- Pandrol USA, LP v. Airboss Railway Products, Inc., 320 F.3d 1654, 65 USPQ2d 1985 (Fed. Cir. 2003) ..... [1302.04](#)
- Panduit Corp. v. Dennison Mfg. Co., 774 F.2d 1082, 227 USPQ 337 (Fed. Cir. 1985) ..... [716.06](#), [1504.03](#), [2134](#)
- Panduit Corp. v. Dennison Mfg. Co., 810 F.2d 1561, 1 USPQ2d 1593 (Fed. Cir. 1987) ..... [2141.01](#), [2141.02](#), [2144.08](#), [2158](#)
- Pannu v. Storz Instruments Inc., 258 F.3d 1366, 59 USPQ2d 1597 (Fed. Cir. 2001) ..... [1412.02](#)
- Pantzer, Ex parte, 176 USPQ 141 (Bd App. 1972) ..... [2173.05\(o\)](#)
- Paperless Accounting v. Bay Area Rapid Transit System, 804 F.2d 659, 231 USPQ 649 (Fed. Cir. 1986) ..... [2133.01](#)
- Papesch, In re, 315 F.2d 381, 137 USPQ 43 (CCPA 1963) ..... [716.02\(a\)](#), [2141.02](#), [2144.08](#), [2144.09](#)
- Pappas, Ex parte, 23 USPQ2d 1636 (Bd. Pat. App. & Inter. 1992) ..... [1503.01](#), [1504.04](#), [2141.01\(a\)](#), [2173.05\(b\)](#)
- Papst-Motoren, In re, 1 USPQ2d 1655 (Bd. Pat. App. & Inter. 1986) ..... [2258](#)
- Paragon Podiatry Laboratory, Inc. v. KLM Labs., Inc., 984 F.2d 1182, 25 USPQ2d 1561 (Fed. Cir. 1993) ..... [410](#), [2133.03\(e\)\(2\)](#)
- Parke-Davis & Co. v. H.K. Mulford Co., 189 F. 95 (S.D.N.Y. 1911) ..... [2106](#)
- Parker v. Flook, 437 U.S. 584, 198 USPQ 193 (1978) ..... [2106](#)
- Parker v. Frilette, 462 F.2d 544, 174 USPQ 321 (CCPA 1972) ..... [2138.05](#)
- Parks, Ex parte, 30 USPQ2d 1234 (Bd. Pat. App. & Inter. 1993) ..... [2173.05\(i\)](#)

Patent No. 4,409,763, In re, 7 USPQ2d 1798 (Comm'r Pat. 1988) .....	<a href="#">2540</a>	Petersen v. Fee Int'l Ltd., 381 F. Supp 1071, 182 USPQ 264 (W.D. Okla. 1974) .....	<a href="#">2134</a>
Patent Term Extension Application, U.S. Patent No. 3,849,549, In re, 226 USPQ 283 (Pat. & Tm. Office 1985) .....	<a href="#">2751</a>	Peterson, Ex parte, 49 USPQ 119, 1941 C.D. 8 (Comm'r Pat. 1941) .....	<a href="#">710.02(b)</a>
Patlex Corp. v. Mossinghoff, 771 F.2d 480, 226 USPQ 985 (Fed. Cir. 1985) .....	<a href="#">2225</a> , <a href="#">2240</a> , <a href="#">2244</a> , <a href="#">2249</a> , <a href="#">2625</a> , <a href="#">2640</a>	Peterson, Ex parte, 63 USPQ 99 (Bd. App. 1944) .....	<a href="#">901.02</a>
Patlex Corp. v. Mossinghoff, 758 F.2d 594, 225 USPQ 243 (Fed. Cir. 1985) .....	<a href="#">2211</a> , <a href="#">2611</a>	Peterson, In re, 315 F.3d 1325, 65 USPQ2d 1379 (Fed. Cir. 2003) .....	<a href="#">716.02(d)</a> , <a href="#">2144.05</a>
Patlex Corp. v. Quigg, 680 F. Supp. 33, 6 USPQ2d 1296 (D. D.C. 1988) ....	<a href="#">2246</a> , <a href="#">2646</a>	Pfaff v. Wells Elecs., Inc., 525 U.S. 55, 48 USPQ2d 1641 (1998) .....	<a href="#">706.02(1)(2)</a> , <a href="#">2133.03(b)</a> , <a href="#">2133.03(c)</a> , <a href="#">2152.02(d)</a> , <a href="#">2163</a> , <a href="#">2163.02</a>
Paulik v. Rizkalla, 760 F.2d 1270, 226 USPQ 224 (Fed. Cir. 1985) ...	<a href="#">2138.01</a> , <a href="#">2138.03</a>	Pfizer, Inc. v. Apotex Inc., 480 F.3d 1348, 82 USPQd 1321 (Fed. Cir. 2007) .....	<a href="#">2143.01</a> , <a href="#">2145</a>
Paulsen, In re, 30 F.3d 1475, 31 USPQ2d 1671 (Fed. Cir. 1994) ....	<a href="#">716.03</a> , <a href="#">2114</a> , <a href="#">2144.08</a>	Phelan, In re, 205 F.2d 183, 98 USPQ 156 (CCPA 1953) .....	<a href="#">804</a>
Payne, Ex parte, 1904 C.D. 42, 108 O.G. 1049 (Comm'r Pat. 1903) .....	<a href="#">707.07(g)</a>	Philco Corp. v. Admiral Corp., 199 F. Supp. 797, 131 USPQ 413 (D. Del. 1961) .....	<a href="#">1503.02</a> , <a href="#">1504.04</a> , <a href="#">2133.03(e)(1)</a>
Payne, In re, 606 F.2d 303, 203 USPQ 245 (CCPA 1979) .....	<a href="#">716.02(a)</a> , <a href="#">716.02(e)</a> , <a href="#">2144.09</a>	Phillips v. AWH Corp., 415 F.3d 1303, 75 USPQ2d 1321 (Fed. Cir. 2005) .....	<a href="#">2111</a> , <a href="#">2111.01</a> , <a href="#">2143.01</a> , <a href="#">2258</a>
Peeler v. Miller, 535 F.2d 647, 190 USPQ 117 (CCPA 1976) .....	<a href="#">2138.03</a>	PhotoCure ASA v. Kappos, 603 F.3d 1372, 95 USPQ2d 1250 (Fed. Cir. 2010) .....	<a href="#">2751</a>
Peck, Ex parte, 1901 C.D. 136, 96 O.G. 2409 (Comm'r Pat. 1901) .....	<a href="#">608.02(f)</a>	Piasecki, In re, 745 F.2d 1468, 223 USPQ 785 (Fed. Cir. 1984) .....	<a href="#">716.01(d)</a> , <a href="#">2107.02</a> , <a href="#">2142</a> , <a href="#">2145</a>
Penn Yan Boats, Inc. v. Sea Lark Boats Inc., 354 F. Supp 948, 175 USPQ 260 (S.D. Fla. 1972) .....	<a href="#">2004</a>	Pierce v. Allen B. DuMont Laboratories, Inc., 297 F.2d 323, 131 USPQ 340 (3d Cir. 1961) .....	<a href="#">804</a>
Pennwalt Corp. v. Akzona, Inc., 740 F.2d 1573, 222 USPQ 833 (Fed. Cir. 1984) .....	<a href="#">2133.03(e)</a>	Pierce v. Watson, 275 F.2d 890, 124 USPQ 356 (D.C. Cir. 1960) .....	<a href="#">715.01(b)</a>
Pennwalt Corp. v. Durand-Wayland, Inc., 833 F.2d 931, 4 USPQ2d 1737 (Fed. Cir. 1987) .....	<a href="#">2184</a>	Pilkington, In re, 411 F.2d 1345, 162 USPQ 145 (CCPA 1969) .....	<a href="#">2173.05(o)</a>
Pentec, Inc. v. Graphic Controls Corp., 776 F.2d 309, 227 USPQ 766 (Fed. Cir. 1985) .....	<a href="#">716.03(b)</a> , <a href="#">716.06</a> , <a href="#">2141.01(a)</a>	PIN/NIP, Inc. v. Platte Chem. Co., 304 F.3d 1235, 64 USPQ2d 1344 (Fed. Cir. 2002) .....	<a href="#">2163</a>
Personalized Media Communications LLC v. ITC, 161 F.3d 696, 48 USPQ2d 1880 (Fed. Cir. 1998) .....	<a href="#">2181</a>	Pio, In re, 217 F.2d 956, 104 USPQ 177 (CCPA 1954) .....	<a href="#">716.07</a>
Petering, In re, 301 F.2d 676, 133 USPQ 275 (CCPA 1962) ...	<a href="#">2131.02</a> , <a href="#">2131.03</a> , <a href="#">2144.08</a>	Pitney Bowes, Inc. v. Hewlett-Packard Co., 182 F.3d 1298, 51 USPQ2d 1161 (Fed. Cir. 1999) .....	<a href="#">2111.02</a>
Peters, In re, 723 F.2d 891, 221 USPQ 952 (Fed. Cir. 1983) .....	<a href="#">2163.05</a>	Planet Bingo, LLC v. VKGS LLC, 576 Fed. Appx. 1005 (Fed. Cir. 2014) .....	<a href="#">2106</a>



## LIST OF DECISIONS CITED

- Plant Genetic Sys., N.V. v. DeKalb Genetics Corp., 315 F.3d 1335, 65 USPQ2d 1452 (Fed. Cir. 2003) ..... [2164.08](#)
- Plastic Contact Lens Co. v. Gottschalk, 484 F.2d 837, 179 USPQ 262 (D.C. Cir. 1973) ..... [706.03\(w\)](#)
- Platner, In re, 155 USPQ 222 (Comm'r Pat. 1967) ..... [1504.05](#) [2920.05\(b\)](#)
- Pleuddemann, In re, 910 F.2d 823, 15 USPQ2d 1738 (Fed. Cir. 1990) ..... [2116.01](#)
- Plumb, In re, 470 F.2d 1403, 176 USPQ 323 (CCPA 1973) ..... [715.03](#)
- Polumbo v. Don-Joy Co., 762 F.2d 969, 226 USPQ 5 (Fed. Cir. 1985) ..... [2183](#), [2184](#)
- Poly-America LP v. GSE Lining Tech. Inc., 383 F.3d 1303, 72 USPQ2d 1685 (Fed. Cir. 2004) ..... [2111.02](#), [2133.03\(c\)](#)
- Porter, Ex parte, 25 USPQ2d 1144 (Bd. Pat. App. & Inter. 1992) ..... [608.01\(n\)](#), [2173.05\(e\)](#), [2173.05\(f\)](#), [2173.05\(q\)](#)
- Portola Packaging, Inc., In re, 110 F.3d 786, 42 USPQ2d 1295 (Fed. Cir. 1997) ..... [2258.01](#)
- Potter v. Dann, 201 USPQ 574 (D.D.C. 1978) ..... [711.03\(c\)](#)
- Pottier, In re, 376 F.2d 328, 153 USPQ 407 (CCPA 1967) ..... [2107.02](#)
- PPG Ind. v. Guardian Ind., 75 F.3d 1558, 37 USPQ2d 1618 (Fed. Cir. 1996) ..... [2164.06\(b\)](#)
- PPG Industries v. Guardian Industries, 156 F.3d 1351, 48 USPQ2d 1351 (Fed. Cir. 1998) ..... [2111.03](#), [2163](#)
- Prater, In re, 415 F.2d 1393, 162 USPQ 541 (CCPA 1969) ..... [2111](#), [2172](#), [2173.05\(a\)](#), [2173.05\(q\)](#), [2411.01](#)
- Preda, In re, 401 F.2d 825, 159 USPQ 342 (CCPA 1968) ..... [2144.01](#)
- President and Fellows of Harvard College v. Rea, 2013 WL 2152635 (E.D.Va. May 15, 2013) ..... [1490](#)
- Price v. Symsek, 988 F.2d 1187, 26 USPQ2d 1031 (Fed. Cir. 1993) ..... [2137](#), [2138.01](#)
- Process Control Corp. v. HydReclaim Corp., 190 F.3d 1350, 52 USPQ2d 1029 (Fed. Cir. 1999) ..... [706.03\(d\)](#), [2173.05\(a\)](#)
- Protein Found., Inc. v. Brenner, 260 F. Supp 519, 151 USPQ 561 (D.D.C. 1966) ..... [706.02\(a\)](#)
- Purdue Pharma L.P. v. Faulding, Inc., 230 F.3d 1320, 56 USPQ2d 1481 (Fed. Cir. 2000) ..... [2163](#), [2163.05](#)
- Quad Environmental Technologies Corp. v. Union Sanitary District, 946 F.2d 870, 20 USPQ2d 1392 (Fed. Cir. 1991) ..... [804.02](#)
- Quadranti, Ex parte, 25 USPQ2d 1071 (Bd. Pat. App. & Inter. 1992) ..... [2144.06](#)
- Quayle, Ex parte, 25 USPQ 74, 1935 C.D. 11, 453 O.G. 213 (Comm'r Pat. 1935) ..... [706.07\(h\)](#), [710.02\(b\)](#), [714.03](#), [714.14](#), [714.15](#), [2266.01](#), [2731](#)
- Racing Strollers Inc. v. TRI Industries Inc., 878 F.2d 1418, 11 USPQ2d 1300 (Fed. Cir. 1989) ..... [1504.20](#)
- Rackham, Ex parte, 1923 C.D. 4 (Comm'r Pat. 1922) ..... [901.05](#)
- Radio Corp. of America v. Radio Eng'g Labs., Inc., 293 U.S. 1, 21 USPQ 353 (1934) ..... [2138.01](#)
- Radio Steel and Mfg. Co. v. MTD Products, Inc., 731 F.2d 840, 221 USPQ 657 (Fed. Cir. 1984) ..... [2173.05\(j\)](#)
- Rainer, In re, 305 F.2d 505, 134 USPQ 343 (CCPA 1962) ..... [2124](#)
- Rainer, In re, 390 F.2d 771, 156 USPQ 334 (CCPA 1968) ..... [715.03](#)
- Ralston Purina Co. v. Far-Mar-Co., Inc., 772 F.2d 1570, 227 USPQ 177 (Fed. Cir. 1985) ..... [2163.02](#)
- Rasmussen v. SmithKline Beecham Corp., 413 F.3d 1318, 75 USPQ2d 1297 (Fed. Cir. 2005) ..... [2152.02\(b\)](#)
- Rasmussen, In re, 650 F.2d 1212, 211 USPQ 323 (CCPA 1981) ..... [706.03\(o\)](#), [1504.04](#), [2163](#), [2163.01](#), [2163.04](#), [2163.05](#), [2163.06](#)
- Ratny, In re, 24 USPQ2d 1713 (Comm'r Pat. 1992) ..... [323](#)
- Ratti, In re, 270 F.2d 810, 123 USPQ 349 (CCPA 1959) ..... [2143.01](#)
- Ray v. Lehman, 55 F.3d 606, 34 USPQ2d 1786 (Fed. Cir. 1995) ..... [2734](#)
- Raytheon v. Roper, 724 F.2d 951, 220 USPQ 592 (Fed. Cir. 1983) ... [2107.02](#), [2164.08](#)

RCA Corp. v. Data Gen. Corp., 887 F.2d 1056, 12 USPQ2d 1449 (Fed. Cir. 1989) ..... <a href="#">2133.03</a> , <a href="#">2133.03(b)</a> , <a href="#">2133.03(e)(3)</a>	Reuter, In re, 651 F.2d 751, 210 USPQ 249 (CCPA 1981) ..... <a href="#">1901.06</a>
Reading & Bates Construction Co. v. Baker Energy, 748 F.2d 645, 223 USPQ 1168 (Fed. Cir. 1984) ..... <a href="#">2129</a>	Rexnord Indus., LLC v. Kappos, 705 F.3d 1347, 105 USPQ2d 1727 (Fed. Cir. 2013) ..... <a href="#">2675.01</a>
Rebstock v. Flouret, 191 USPQ 342 (Bd. Pat. Inter. 1975) ..... <a href="#">2138.06</a>	Rey-Bellet v. Engelhardt, 493 F.2d 1380, 181 USPQ 453 (CCPA 1974) ..... <a href="#">2107.02</a> , <a href="#">2138.05</a>
Reckitt & Colman Products Ltd., In re, 230 USPQ 369 (Comm’r Pat. & Tm. 1986) ..... <a href="#">2755.01</a>	Reynolds, In re, 443 F.2d 384, 170 USPQ 94 (CCPA 1971) ..... <a href="#">2163.07(a)</a>
Recreative Technologies, In re, 83 F.3d 1394, 38 USPQ2d 1776 (Fed. Cir. 1996) ..... <a href="#">2242</a> , <a href="#">2246</a> , <a href="#">2642</a> , <a href="#">2646</a>	Richardson v. Stanley Works Inc., 597 F.3d 1288, 93 USPQ2d 1937 (Fed. Cir. 2010) ..... <a href="#">1504.02</a>
Red Cross Mfg. v. Toro Sales Co., 525 F.2d 1135, 188 USPQ 241 (7th Cir. 1975) ..... <a href="#">2133.03(e)(1)</a>	Richardson v. Suzuki Motor Co., 868 F.2d 1226, 9 USPQ2d 1913 (Fed. Cir. 1989) ..... <a href="#">2131</a>
Reed v. Quigg, 110 F.R.D. 363, 230 USPQ 2 (D.D.C. 1986) ..... <a href="#">2279</a>	Richardson-Vicks, Inc. v. The Upjohn Co., 122 F.3d 1476, 44 USPQ2d 1181 (Fed. Cir. 1997) ..... <a href="#">716.01(d)</a>
Reeves Bros., Inc. v. U.S. Laminating Corp., 282 F. Supp. 118, 157 USPQ 235 (E.D. N.Y. 1968) ..... <a href="#">901.05</a>	Richman, In re, 409 F.2d 269, 161 USPQ 359 (CCPA 1969) ..... <a href="#">1412.02</a>
Refac Int’l Ltd. v. Lotus Development Corp., 81 F.3d 1576, 38 USPQ2d 1665 (Fed. Cir. 1996) ..... <a href="#">410</a>	Rieser v. Williams, 225 F.2d 419, 118 USPQ 96 (CCPA 1958) ..... <a href="#">2138.06</a> , <a href="#">2307</a>
Refusal of Assignment Branch to Record Attorney’s Lien, In re, 8 USPQ2d 1446 (Comm’r Pat. 1988) ..... <a href="#">313</a>	Rijckaert, In re, 9 F.3d 1531, 28 USPQ2d 1955 (Fed. Cir. 1993) ..... <a href="#">2112</a> , <a href="#">2141.02</a> , <a href="#">2144.08</a>
Regents of the University of California v. Eli Lilly & Co., 119 F.3d 1559, 43 USPQ2d 1398 (Fed. Cir. 1997) ..... <a href="#">2111.03</a> , <a href="#">2161.01</a> , <a href="#">2163</a> , <a href="#">2163.02</a>	Rinehart, Ex parte, 10 USPQ2d 1719 (Bd. Pat. App. & Inter. 1985) ..... <a href="#">2404.01</a>
Reid, In re, 179 F.2d 998, 84 USPQ 478 (CCPA 1950) ..... <a href="#">716.07</a>	Rinehart, In re, 531 F.2d 1048, 189 USPQ 143 (CCPA 1976) ..... <a href="#">2107.02</a> , <a href="#">2142</a> , <a href="#">2143.02</a> , <a href="#">2144.04</a>
Rekers, In re, 203 USPQ 1034 (Comm’r Pat. 1979) ..... <a href="#">804.03</a>	Riverwood Int’l Corp. v. R.A. Jones & Co., 324 F.3d 1346, 66 USPQ2d 1331 (Fed. Cir. 2003) ..... <a href="#">706.02</a> , <a href="#">2129</a> , <a href="#">2141.01</a> , <a href="#">2152.03</a>
Remark, Ex parte, 15 USPQ2d 1498 (Bd. Pat. App. & Inter. 1990) ..... <a href="#">716.03</a> , <a href="#">716.03(b)</a> , <a href="#">2144.08</a>	Robbins Co. v. Lawrence Mfg. Co., 482 F.2d 426, 178 USPQ 577 (9th Cir. 1973) ..... <a href="#">2133.03(d)</a> , <a href="#">2133.03(e)(1)</a> , <a href="#">2133.03(e)(4)</a>
Remington, Ex parte, 1905 C.D. 28, 114 O.G. 694 (Comm’r Pat. 1904) ..... <a href="#">1503.01</a>	Roberts, In re, 470 F.2d 1399, 176 USPQ 313 (CCPA 1973) ..... <a href="#">2181</a>
Renishaw PLC v. Marposs Societa’ per Azioni, 158 F.3d 1243, 48 USPQ2d 1117 (Fed. Cir. 1998) ..... <a href="#">804</a>	Robertson, In re, 169 F.3d 743, 49 USPQ2d 1949 (Fed. Cir. 1999) ..... <a href="#">2114</a> , <a href="#">2163</a> , <a href="#">2163.07(a)</a>
Research Corp. Technologies v. Microsoft Corp., 677 F.3d 859, 97 USPQ2d 1274 (Fed. Cir. 2010) ..... <a href="#">2106</a>	Robins, In re, 429 F.2d 452, 166 USPQ 552 (CCPA 1970) ..... <a href="#">2163</a>
Reuge, Ex parte, 115 USPQ 51 (Bd. Pat. App. & Inter. 1957) ..... <a href="#">901.05</a> , <a href="#">901.05(b)</a>	Roche Products v. Bolar Pharmaceuticals, 733 F.2d 858, 221 USPQ 937 (Fed. Cir. 1984) ..... <a href="#">2750</a>

## LIST OF DECISIONS CITED

Rodime PLC v. Seagate Technology, Inc., 174 F.3d 1294, 50 USPQ2d 1429 (Fed. Cir. 1999) .....	<a href="#">2181</a>	Russell, In re, 239 F.2d 387, 112 USPQ 58 (CCPA 1956) .....	<a href="#">1504.05</a>
Rohm & Haas Co. v. Crystal Chem.Co., 722 F.2d 1556, 200 USPQ 289 (Fed. Cir. 1983) .....	<a href="#">410</a>	Russell, In re, 439 F.2d 1228, 169 USPQ 426 (CCPA 1971) .....	<a href="#">706.03(w)</a>
Rohm & Haas Co. v. Roberts Chem., Inc., 142 F. Supp. 499, 110 USPQ 93 (S.W. Va. 1956) .....	<a href="#">1403</a>	Rutan, In re, 231 USPQ 864 (Comm'r Pat. 1986) .....	<a href="#">150</a>
Rose, In re, 220 F.2d 459, 105 USPQ 237 (CCPA 1955) .....	<a href="#">2144.04</a>	Ruth, In re, 278 F.2d 729, 126 USPQ 155 (CCPA 1960) .....	<a href="#">1412.03</a>
Rosen, In re, 673 F.2d 388, 213 USPQ 347 (CCPA 1982) .....	<a href="#">1503.01</a> , <a href="#">1504.03</a> , <a href="#">2141.01(a)</a>	Ryco, Inc. v. Ag-Bag Corp., 857 F.2d 1418, 8 USPQ2d 1323 (Fed. Cir. 1988) .....	<a href="#">2144.07</a>
Rosenberg, Ex parte, 46 USPQ 393 (Bd. App. 1939) .....	<a href="#">1610</a>	Rydeen v. Quigg, 748 F. Supp 900, 16 USPQ2d 1876 (D.D.C. 1990) .....	<a href="#">2540</a>
Rosenblum v. Hiroshima, 220 USPQ 383 (Comm'r Pat. 1983) .....	<a href="#">1205.02</a>	Ryko Manufacturing Co. v. Nu-Star, Inc., 950 F.2d 714, 21 USPQ2d 1053 (Fed. Cir. 1991) .....	<a href="#">2141.03</a> , <a href="#">2144.08</a>
Roslin Institute (Edinburgh), In re, 750 F.3d 1333, 110 USPQ2d 1668 (Fed. Cir. 2014) .....	<a href="#">2104</a> , <a href="#">2106</a>	S, In re Application of, 8 USPQ2d 1630 (Comm'r Pat. 1988) .....	<a href="#">711.03(c)</a>
Rothermel, In re, 276 F.2d 393, 125 USPQ 328 (CCPA 1960) .....	<a href="#">716.01</a>	Sachs v. Wadsworth, 48 F.2d 928, 9 USPQ 252 (CCPA 1931) .....	<a href="#">715.07</a>
Rouffet, In re, 149 F.3d 1350, 47 USPQ2d 1453 (Fed. Cir. 1998) .....	<a href="#">1216.01</a>	Sage Prods., Inc. v. Devon Indus., Inc., 126 F.3d 1420, 44 USPQ2d 1103 (Fed. Cir. 1997) .....	<a href="#">2181</a>
Rowand, In re, 526 F.2d 558, 187 USPQ 487 (CCPA 1975) .....	<a href="#">1412.01</a>	Sakraida v. Ag Pro, Inc., 425 U.S. 273, 189 USPQ 449 (1979) .....	<a href="#">716.01(a)</a> , <a href="#">2141</a>
Rowe v. Dror, 112 F.3d 473, 42 USPQ2d 1550 (Fed. Cir. 1997) .....	<a href="#">2111.02</a> , <a href="#">2303</a>	Salazar v. Procter & Gamble Co., 414 F.3d 1342, 1347, 75 USPQ2d 1369, 1373 (Fed. Cir. 2005) .....	<a href="#">1302.14</a>
Rozbicki v. Chiang, 590 Fed.App'x 990, 996 (Fed. Cir. 2014) .....	<a href="#">2163.05</a>	Salmon, In re, 705 F.2d 1579, 217 USPQ 981 (Fed. Cir. 1983) .....	<a href="#">1504.04</a> , <a href="#">1504.20</a>
Rubin, Ex parte, 128 USPQ 440 (Bd. App. 1959) .....	<a href="#">2144.04</a>	Salsbury, Ex parte, 38 USPQ 149 (Comm'r Pat. 1938) .....	<a href="#">1504.04</a>
Rubinfield, In re, 270 F.2d 391, 123 USPQ 210 (CCPA 1959) .....	<a href="#">1504.05</a> <a href="#">2920.05(b)</a>	Samour, In re, 571 F.2d 559, 197 USPQ 1 (CCPA 1978) .....	<a href="#">2131.01</a>
Ruff, In re, 256 F.2d 590, 118 USPQ 340 (CCPA 1958) .....	<a href="#">2144.06</a>	Sampson v. Ampex Corp., 463 F.2d 1042, 174 USPQ 417 (2d Cir. 1972) .....	<a href="#">201.06(d)</a>
Ruiz v. A.B. Chance Co., 357 F.3d 1270, 69 USPQ2d 1686 (Fed. Cir. 2004) .....	<a href="#">2143.01</a> , <a href="#">2145</a>	Sampson v. Comm'r Pat., 195 USPQ 136 (D.D.C. 1976) .....	<a href="#">1402</a>
Ruscetta, In re, 255 F.2d 687, 118 USPQ 101 (CCPA 1958) .....	<a href="#">211.05</a> , <a href="#">2004</a> , <a href="#">2152.02(b)</a> , <a href="#">2217</a> , <a href="#">2218</a> , <a href="#">2258</a> , <a href="#">2617</a>	Sampson v. Dann, 466 F. Supp. 965, 201 USPQ 15 (D.D.C. 1978) .....	<a href="#">1308</a>
Ruschig, In re, 343 F.2d 965, 145 USPQ 274 (CCPA 1965) .....	<a href="#">2144.08</a>	Sanford, Ex parte, 1914 C.D. 69, 204 O.G. 1346 (Comm'r Pat. 1914) .....	<a href="#">1504.05</a>
Ruschig, In re, 379 F.2d 990, 154 USPQ 118 (CCPA 1967) .....	<a href="#">2163</a> , <a href="#">2163.05</a>	Sanofi-Synthelabo v. Apotex, Inc., 550 F.3d 1075, 1083 (Fed. Cir. 2008) .....	<a href="#">2131.02</a>
Ruskin, In re, 354 F.2d 395, 148 USPQ 221 (CCPA 1966) .....	<a href="#">2107.01</a>	Sapp, In re, 324 F.2d 1021, 139 USPQ 552 (CCPA 1963) .....	<a href="#">1504.03</a>

Sarett, In re, 327 F.2d 1005, 140 USPQ 474 (CCPA 1964) .....	<a href="#">804</a>	Schreiber, In re, 128 F.3d 1473, 44 USPQ2d 1429 (Fed. Cir. 1997) .....	<a href="#">2111.02</a> , <a href="#">2112</a> , <a href="#">2114</a>
Sarkar, In re, 575 F.2d 870, 197 USPQ 788 (CCPA 1978) .....	<a href="#">724</a>	Schulze, In re, 346 F.2d 600, 145 USPQ 716 (CCPA 1965) .....	<a href="#">716.01(c)</a> , <a href="#">2145</a> , <a href="#">2164.06(c)</a>
Sasajima, Ex parte, 212 USPQ 103 (Bd. App. 1981) .....	<a href="#">716.02(f)</a>	Schuurs, In re, 218 USPQ 443 (Comm'r Pat. 1983) .....	<a href="#">1481.03</a>
Sasse, In re, 629 F.2d 675, 207 USPQ 107 (CCPA 1980) .....	<a href="#">716.07</a> , <a href="#">2121</a> , <a href="#">2121.02</a>	SciMed Life Sys., Inc. v. Advanced Cardiovascular Sys., Inc., 242 F.3d 1337 (Fed.Cir.2001) .....	<a href="#">2111.01</a>
Saunders, In re, 444 F.2d 599, 170 USPQ 213 (CCPA 1971) .....	<a href="#">716.02(f)</a> , <a href="#">2142</a> , <a href="#">2172</a>	Scott v. Brandenburger, 216 USPQ 326 (Bd. App. 1982) .....	<a href="#">2137</a>
Scaltech, Inc. v. Retec/Tetra, L.L.C., 269 F.3d 1321, 60 USPQ2d 1687 (Fed. Cir. 2001) .....	<a href="#">2133.03(c)</a>	Scott v. Finney, 34 F.3d 1058, 32 USPQ2d 1115 (Fed. Cir. 1994) .....	<a href="#">2107.01</a> , <a href="#">2107.03</a> , <a href="#">2138.05</a> , <a href="#">2164.05</a>
Scarborough, In re, 500 F.2d 560, 182 USPQ 298 (CCPA 1974) .....	<a href="#">608.01(p)</a> , <a href="#">2161.01</a> , <a href="#">2164.06(c)</a> , <a href="#">2164.06(a)</a>	Scott v. Koyama, 281 F.3d 1243, 61 USPQ2d 1856 (Fed. Cir. 2002) .....	<a href="#">2138.06</a>
Schaub, In re, 537 F.2d 509, 190 USPQ 324 (CCPA 1976) .....	<a href="#">715.03</a>	Scragg, In re, 215 USPQ 715 (Comm'r Pat. 1982) .....	<a href="#">2285</a> , <a href="#">2686.03</a>
Schauman, In re, 572 F.2d 312, 197 USPQ 5 (CCPA 1978) ...	<a href="#">706.02(m)</a> , <a href="#">2131.02</a> , <a href="#">2144.08</a>	Scripps Clinic and Res. Found. v. Genentech, Inc., 927 F.2d 1565, 18 USPQ2d 1001 (Fed. Cir. 1991) .....	<a href="#">2165.04</a>
Schechter, In re, 205 F.2d 185, 98 USPQ 144 (CCPA 1953) ...	<a href="#">2144.08</a> , <a href="#">2144.09</a> , <a href="#">2173.05(i)</a>	Scudder, Ex parte, 169 USPQ 814 (Bd. App. 1971) .....	<a href="#">1402</a> , <a href="#">1412.04</a>
Scheiber, In re, 587 F.2d 59, 199 USPQ 782 (CCPA 1978) .....	<a href="#">211.05</a> , <a href="#">2163.03</a>	Scully Signal Co. v. Electronics Corp. of America, 570 F.2d 355, 196 USPQ 657 (1st Cir. 1977) .....	<a href="#">716.04</a>
Schenck v. Nortron Corp., 713 F.2d 782, 218 USPQ 698 (Fed. Cir. 1983) .....	<a href="#">2141.02</a> , <a href="#">2144.04</a>	Seal-Flex, Inc. v. Athletic Track and Court Construction, 172 F.3d 836, 50 USPQ2d 1225 (Fed. Cir. 1999) .....	<a href="#">2181</a>
Schering Corp. v. Amgen, Inc., 222 F.3d 1347, 55 USPQ2d 1650 (Fed. Cir. 2000) .....	<a href="#">2163.07</a>	Searles, In re, 422 F.2d 431, 164 USPQ 623 (CCPA 1970) .....	<a href="#">2132.01</a>
Schering Corp. v. Geneva Pharm. Inc., 339 F.3d 1373, 67 USPQ2d 1664 (Fed. Cir. 2003) .....	<a href="#">2112</a> , <a href="#">2152.02(b)</a>	Seattle Box Co. v. Industrial Crating & Packing, Inc., 731 F.2d 818, 221 USPQ 568 (Fed. Cir. 1984) .....	<a href="#">2173.05(b)</a>
Schering-Plough Corp., In re, 1 USPQ2d 1926 (Comm'r Pat. & Tm. 1986) .....	<a href="#">2760</a>	Seid, In re, 161 F.2d 229, 73 USPQ 431 (CCPA 1947) .....	<a href="#">2112.01</a> , <a href="#">2144.04</a>
Schlittler, In re, 234 F.2d 882, 110 USPQ 304 (CCPA 1956) .....	<a href="#">2128.02</a>	Seiko Epson Corp. v. Nu-Kote Int'l, Inc., 190 F.3d 1360, 52 USPQ2d 1011 (Fed. Cir. 1999) .....	<a href="#">1504.01(c)</a>
Schnell, In re, 46 F.2d 203, 8 USPQ 19 (CCPA 1931) .....	<a href="#">1504.01</a>	Seiko Koko Kabushiki Kaisha, Ex parte, 225 USPQ 1260 (Bd. App. 1984) .....	<a href="#">2258</a>
Schneller, In re, 397 F.2d 350, 158 USPQ 210 (CCPA 1968) .....	<a href="#">804</a> , <a href="#">804.01</a> , <a href="#">1504.06</a>	Self, In re, 671 F.2d 1344, 213 USPQ 1 (CCPA 1982) .....	<a href="#">2131.05</a>
Schoenwald, In re, 964 F.2d 1122, 22 USPQ2d 1671 (Fed. Cir. 1992) .....	<a href="#">2122</a> , <a href="#">2152.02(b)</a>	Semiconductor Energy Laboratory Co. v. Samsung Electronics Co., 204 F.3d 1368,	

## LIST OF DECISIONS CITED

54 USPQ2d 1001 (Fed. Cir. 2000) .... <a href="#">609.04(a)</a> , <a href="#">609.04(b)</a> , <a href="#">2004</a>	Skil Corp. v. Rockwell Manufacturing Co., 358 F. Supp. 1257, 178 USPQ 562 (N.D. Ill. 1973) ..... <a href="#">2133.03(e)(3)</a>
Sernaker, In re, 702 F.2d 989, 217 USPQ 1 (Fed. Cir. 1983) ..... <a href="#">2144</a>	Skrivan, In re, 427 F.2d 801, 166 USPQ 85 (CCPA 1970) ..... <a href="#">2164.08</a>
Shaffer Tool Works v. Joy Mfg. Co., 687 F. Supp 80, 167 USPQ 170 (S.D. Tex. 1970) ..... <a href="#">1701.01</a>	Skuballa, Ex parte, 12 USPQ2d 1570 (Bd. Pat. App. & Inter. 1989) ..... <a href="#">2173.05(c)</a>
Shaked v. Taniguchi, 21 USPQ2d 1289 (Bd. Pat. App. & Inter. 1991) ..... <a href="#">2686.02</a>	Sinex, In re, 309 F.2d 488, 135 USPQ 302 (CCPA 1962) ..... <a href="#">2111.02</a>
Shatterproof Glass Corp. v. Libbey-Owens Ford Co., 758 F.2d 613, 225 USPQ 634 (Fed. Cir. 1985) ..... <a href="#">2133.03(b)</a>	Slayter, In re, 276 F.2d 408, 125 USPQ 345 (CCPA 1960) ..... <a href="#">715.03</a> , <a href="#">2131.02</a>
Shepherd, In re, 172 F.2d 560, 80 USPQ 495 (CCPA 1949) ..... <a href="#">716.07</a>	Slip Track Systems, Inc. v. Metal Lite, Inc., 159 F.3d 1337, 48 USPQ2d 1055 (Fed. Cir. 1998) ..... <a href="#">1449.02</a>
Sherwood, In re, 613 F.2d 809, 204 USPQ 537 (CCPA 1980) .... <a href="#">608.01(h)</a> , <a href="#">2161.01</a> , <a href="#">2165.04</a>	SmartGene, Inc. v. Advanced Biological Labs., SA, 555 Fed. Appx. 950 (Fed. Cir. 2014) ..... <a href="#">2106</a>
Shindelar v. Holdeman, 628 F.2d 1337, 207 USPQ 112 (CCPA 1980) ..... <a href="#">2138.03</a>	Smernoff, Ex parte, 215 USPQ 545 (Bd. App. 1982) ..... <a href="#">2137.01</a>
Shokal, In re, 242 F.2d 771, 113 USPQ 283 (CCPA 1957) ..... <a href="#">715.03</a>	Smith, In re, 458 F.2d 1389, 173 USPQ 679 (CCPA 1972) ..... <a href="#">2163</a> , <a href="#">2163.05</a>
Sichert, In re, 566 F.2d 1154, 196 USPQ 209 (CCPA 1977) ... <a href="#">2107.01</a> , <a href="#">2107.02</a> , <a href="#">2107.03</a>	Smith, In re, 714 F.2d 1127, 218 USPQ 976 (Fed. Cir. 1983) .... <a href="#">2133.03(a)</a> , <a href="#">2133.03(e)</a>
Signtech USA Ltd. v. Vutek, Inc., 174 F.3d 1352, 50 USPQ2d 1372 (Fed. Cir. 1999) ..... <a href="#">2181</a>	Smith, Ex parte, 83 USPQ2d 1509 (Bd. Pat. App. & Int. 2007) ..... <a href="#">2143</a>
Silvestri v. Grant, 496 F.2d 593, 181 USPQ 706 (CCPA 1974) ..... <a href="#">2138.04</a>	Smith v. Diamond, 209 USPQ 1091 (D.D.C. 1981) ..... <a href="#">711.03(c)</a>
Simon, In re, 302 F.2d 737, 133 USPQ 524 (CCPA 1962) ..... <a href="#">2174</a>	Smith v. Hayashi, 209 USPQ 754 (Bd. of Pat. Inter. 1980) ..... <a href="#">2144.06</a>
Simpson, Ex parte, 218 USPQ 1020 (Bd. App. 1982) ..... <a href="#">706.03(d)</a> , <a href="#">2173.05(u)</a>	Smith v. M & B Sales & Mfg., 13 USPQ2d 2002 (N.D. Cal. 1990) ..... <a href="#">1504.01(c)</a>
Sinclair & Carroll Co. v. Interchemical Corp., 325 U.S. 327, 65 USPQ 297 (1945) ..... <a href="#">2144.07</a>	Smith v. Mossinghoff, 671 F.2d 533, 213 USPQ 977 (D.C. Cir. 1982) .... <a href="#">711.03(c)</a>
Sitrick v. Dreamworks, LLC, 516 F.3d 993, 85 USPQ2d 1826 (Fed. Cir. 2008) .... <a href="#">2161.01</a>	Smith Davis Mfg. Co. v. Mellon, 58 F. 705 (8th Cir. 1893) ..... <a href="#">2133.03(e)(6)</a>
Sitz, In re, 331 F.2d 617, 141 USPQ 505 (CCPA 1964) ..... <a href="#">2307</a>	SmithKline Beecham Corp. v. Apotex Corp., 403 F.3d 1331, 74 USPQ2d 1398 (Fed. Cir. 2005) ..... <a href="#">2112</a>
Sivaramakrishnan, In re, 673 F.2d 1383, 213 USPQ 441 (CCPA 1982) .... <a href="#">2131.02</a>	Smyth, In re, 189 F.2d 982, 90 USPQ 106 (CCPA 1951) ..... <a href="#">716.09</a>
Sivertz, In re, 227 USPQ 255 (Comm'r Pat. 1985) ..... <a href="#">711.03(c)</a>	Smythe, In re, 480 F.2d 1376, 178 USPQ 279 (CCPA 1973) .... <a href="#">2163</a> , <a href="#">2163.05</a> , <a href="#">2163.07(a)</a>
Skil Corp. v. Lucerne Products Inc., 503 F.2d 745, 183 USPQ 396 (7 <sup>th</sup> Cir. 1974) ..... <a href="#">2133.03(e)</a>	Sneed, In re, 710 F.2d 1544, 218 USPQ 385 (Fed. Cir. 1983) ..... <a href="#">1445</a> , <a href="#">2145</a>
	Sobin, Ex parte, 139 USPQ 528 (Bd. App. 1962) ..... <a href="#">2173.05(t)</a>



Soli, In re, 317 F.2d 941, 137 USPQ 797 (CCPA 1963) .....	<a href="#">2144.02</a> , <a href="#">2144.03</a>	Star Fruits S.N.C. v. United States, 393 F.3d 1277, 73 USPQ2d 1409 (Fed. Cir. 2005) .....	<a href="#">704.10</a>
Soll, In re, 97 F.2d 623, 38 USPQ 189 (CCPA 1938) .....	<a href="#">2164.03</a>	Starhome GMBH v. AT&T Mobility LLC, 743 F.3d 849, 109 USPQ2d 1885 (Fed. Cir. 2014) .....	<a href="#">2111.01</a>
Solomon v. Kimberly-Clark Corp., 216 F.3d 1372, 55 USPQ2d 1279 (Fed. Cir. 2000) .....	<a href="#">2172</a>	State Contracting & Eng'g Corp. v. Condotte, Inc., 346 F.3d 1057, 68 USPQ2d 1481 (Fed. Cir. 2003) .....	<a href="#">2131.05</a> , <a href="#">2141.01(a)</a>
Soni, In re, 54 F.3d 746, 34 USPQ2d 1684 (Fed. Cir. 1995) .....	<a href="#">707.07(f)</a> , <a href="#">2145</a>	Steele, In re, 305 F.2d 859, 134 USPQ 292 (CCPA 1959) .....	<a href="#">2143.03</a> , <a href="#">2173.06</a>
Sony Computer Entertainment America, Inc. v. Dudas, 85 USPQ2d 1594 (E.D. Va. 2006) .....	<a href="#">2240</a> , <a href="#">2640</a> , <a href="#">2686.04</a>	Steenbock, In re, 83 F.2d 912, 30 USPQ 45 (CCPA 1936) .....	<a href="#">211.05</a>
Spada, In re, 911 F.2d 705, 15 USPQ2d 1655 (Fed. Cir. 1990) .....	<a href="#">2112.01</a>	Steierman v. Connelly, 192 USPQ 433 (Bd. Pat. Int. 1975) .....	<a href="#">2004</a>
Spectra-Physics, Inc. v. Coherent, Inc., 827 F.2d 1524, 3 USPQ2d 1737 (Fed. Cir. 1987) .....	<a href="#">608.01(h)</a> , <a href="#">2161.01</a> , <a href="#">2164.01(b)</a> , <a href="#">2165.02</a> , <a href="#">2165.04</a>	Steierman v. Connelly, 192 USPQ 446 (Bd. Pat. Int. 1976) .....	<a href="#">2004</a>
Spencer, In re, 273 F.2d 181, 124 USPQ 175 (CCPA 1959) .....	<a href="#">1449.02</a>	Steierman v. Connelly, 197 USPQ 288 (Comm'r Pat. 1976) .....	<a href="#">2138.03</a>
Spiegel, Ex parte, 1919 C.D. 112, 268 O.G. 741 (Comm'r Pat. 1919) .....	<a href="#">1503.01</a>	Steigerwald, Ex parte, 131 USPQ 74 (Bd. App. 1961) .....	<a href="#">706.03(d)</a> , <a href="#">2173.05(d)</a>
Spiller, In re, 500 F.2d 1170, 182 USPQ 614 (CCPA 1974) .....	<a href="#">715.02</a> , <a href="#">715.03</a>	Steinberg v. Seitz, 517 F.2d 1359, 186 USPQ 209 (CCPA 1975) .....	<a href="#">2133.03(c)</a>
Sponnoble, In re, 405 F.2d 578, 160 USPQ 237 (CCPA 1969) .....	<a href="#">2141.02</a>	Stemniski, In re, 444 F.2d 581, 170 USPQ 343 (CCPA 1971) .....	<a href="#">2144.08</a> , <a href="#">2144.09</a>
SRI Int'l, Inc. v. Internet Sec. Sys., Inc., 511 F.3d 1186, 85 USPQ2d 1489 (Fed. Cir. 2008) .....	<a href="#">2152.02(e)</a>	Stempel, In re, 241 F.2d 755, 113 USPQ 77 (CCPA 1957) .....	<a href="#">715.03</a>
Staats, In re, 671 F.3d 1350, 101 USPQ2d 1930 (Fed. Cir. 2012) .....	<a href="#">1412.03</a>	Stencel, In re, 828 F.2d 751, 4 USPQ2d 1071 (Fed. Cir. 1987) .....	<a href="#">2111.02</a>
Staeger v. Commissioner, 189 USPQ 272 (D.D.C. 1976) .....	<a href="#">409.03(b)</a> , <a href="#">602.08(b)</a>	Steppan, In re, 394 F.2d 1013, 156 USPQ 143 (CCPA 1967) .....	<a href="#">2173.05(o)</a>
Staehelin v. Secher, 24 USPQ2d 1513 (Bd. Pat. App. & Inter. 1992) .....	<a href="#">2138.04</a>	Stern, Ex parte, 13 USPQ2d 1379 (Bd. Pat. App. & Inter. 1987) .....	<a href="#">2144.04</a>
Stalego, Ex parte, 154 USPQ 52 (Bd. App. 1966) .....	<a href="#">901.01</a> , <a href="#">2127</a> , <a href="#">2136.02</a>	Stevens, Ex parte, 16 USPQ2d 1379 (Bd. Pat. App. & Inter. 1990) .....	<a href="#">2107.03</a>
Standard Oil Co. v. Montedison, S.p.A., 494 F. Supp 370, 206 USPQ 676 (D.Del. 1980) .....	<a href="#">2165.01</a>	Stevens, In re, 173 F.2d 1015, 81 USPQ 362 (CCPA 1949) .....	<a href="#">1504.01(c)</a>
Standish, Ex parte, 10 USPQ2d 1454 (Bd. Pat. App. & Inter. 1988) .....	<a href="#">716.03(a)</a> , <a href="#">716.03(b)</a> , <a href="#">2138.01</a>	Stevens, In re, 212 F.2d 197, 101 USPQ 284 (CCPA 1954) .....	<a href="#">2144.04</a>
Stanley, Ex parte, 121 USPQ 621 (Bd. App. 1958) .....	<a href="#">2181</a>	Stevenson v. International Trade Comm'n, 612 F.2d 546, 204 USPQ 276 (CCPA 1979) .....	<a href="#">2141.01(a)</a>
Star Fruits S.N.C. v. United States, 280 F.Supp.2d 512 (E.D. Va 2003) .....	<a href="#">704.12(a)</a> , <a href="#">2005</a>	Stewart Sys. v. Commissioner, 1 USPQ2d 1879 (E.D. Va. 1986) .....	<a href="#">2258</a>
		Sticker Indus. Supply Corp. v. Blaw-Knox Co., 405 F.2d 90, 160 USPQ 177 (7th Cir. 1968) .....	<a href="#">201.06(d)</a> , <a href="#">211.01(b)</a>

LIST OF DECISIONS CITED

Stoddard, In re, 213 USPQ 386 (Comm'r Pat. 1982) .....	<a href="#">2285</a> , <a href="#">2686.03</a>	Swartz, In re, 232 F.3d 862, 56 USPQ2d 1703 (Fed. Cir. 2000) .....	<a href="#">2107.01</a> , <a href="#">2164.07</a>
Stored Value Solutions, Inc. v. Card Activation Technologies, 499 Fed.App'x 5, 13 (Fed. Cir. 2012) .....	<a href="#">2163</a>	Sweet, In re, 136 F.2d 722, 58 USPQ 327 (CCPA 1943) .....	<a href="#">1211.01</a>
Stratoflex, Inc. v. Aeroquip Corp., 713 F.2d 1530, 218 USPQ 871 (Fed. Cir. 1983) .....	<a href="#">716.01(a)</a> , <a href="#">2141</a> , <a href="#">2141.01(a)</a> , <a href="#">2141.02</a> ,	Swet, In re, 145 F.2d 631, 172 USPQ 72 (CCPA 1971) .....	<a href="#">1504.06</a>
	<a href="#">2144.08</a>	Swinehart, In re, 439 F.2d 210, 169 USPQ 226 (CCPA 1971) .....	<a href="#">2114</a> , <a href="#">2161.01</a> , <a href="#">2173.01</a> ,
Strijland, Ex parte, 26 USPQ2d 1259 (Bd. Pat. App. & Inter. 1992) .....	<a href="#">1503.01</a> , <a href="#">1504.01(a)</a> ,	<a href="#">2173.05(g)</a> ,	<a href="#">2183</a>
	<a href="#">1504.04</a>	Switzer, In re, 166 F.2d 827, 77 USPQ 156 (CCPA 1948) .....	<a href="#">901.02</a>
Striker, In re, 182 USPQ 507 (Comm'r Pat. 1973) .....	<a href="#">409.03(b)</a> , <a href="#">602.08(b)</a>	Switzer v. Sockman, 333 F.2d 935, 142 USPQ 226 (CCPA 1964) .....	<a href="#">1403</a> , <a href="#">1412.03</a> ,
Strong v. General Electric Co., 434 F.2d 1042, 168 USPQ 8 (5th Cir. 1970) .....	<a href="#">2012</a> ,	<a href="#">2304.02(c)</a>	
	<a href="#">2016</a> ,		
	<a href="#">2133.03(b)</a>	Sylgab Steel & Wire Corp. v. Imoco-Gateway Corp., 357 F. Supp 657, 178 USPQ 22 (N.D. Ill. 1973) .....	<a href="#">2165.01</a>
Stryker, In re, 435 F.2d 1340, 168 USPQ 372 (CCPA 1971) .....	<a href="#">715.02</a>	Symbol Tech. Inc. v. Lemelson Med., Educ., & Research Found., 422 F.3d 1378, 76 USPQ2d 1354 (Fed. Cir. 2005) .....	<a href="#">2190</a>
Studiengesellschaft Kohle mbH v. Northern Petrochemical Co., 784 F.2d 351, 228 USPQ 837 (Fed. Cir. 1986) .....	<a href="#">804.01</a>	Symbol Techs., Inc. v. Opticon, Inc., 935 F.2d 1569, 19 USPQ2d 1241 (Fed. Cir. 1991) .....	<a href="#">804.01</a> , <a href="#">2121.01</a> , <a href="#">2158</a>
Studiengesellschaft Kohle m.b.H. v. Shell Oil Co., 112 F.3d 1561, 42 USPQ2d 1674 (Fed. Cir. 1997) .....	<a href="#">211.05</a> , <a href="#">706.02(k)</a>	Szwarc, In re, 319 F.2d 277, 138 USPQ 208 (CCPA 1963) .....	<a href="#">706.03(w)</a>
STX LLC. v. Brine, 211 F.3d 588, 54 USPQ2d 1347 (Fed. Cir. 2000) .....	<a href="#">2111.02</a> ,	Tabuchi v. Nubel, 559 F.2d 1183, 194 USPQ 521 (CCPA 1977) .....	<a href="#">2404.02</a>
	<a href="#">2133.03(c)</a>	Talbott, In re, 443 F.2d 1397, 170 USPQ 281 (CCPA 1971) .....	<a href="#">2135.01</a>
Suh v. Hoeffle, 23 USPQ2d 1321 (Bd. Pat. App. & Inter. 1992) .....	<a href="#">2138.05</a>	Tanaka, In re, 640 F.3d 1246, 98 USPQ2d 1331 (Fed. Cir. 2011) .....	<a href="#">1402</a> , <a href="#">1414</a>
Suitco Surface, Inc., In re, 603 F.3d 1255, 1260 (Fed. Cir. 2010) .....	<a href="#">2111</a> , <a href="#">2111.01</a>	Tanczyn, In re, 347 F.2d 830, 146 USPQ 298 (CCPA 1965) .....	<a href="#">715.02</a>
Sun Studs v. ATA Equipment Leasing, Inc., 872 F.2d 978, 10 USPQ2d 1338 (Fed. Cir. 1989) .....	<a href="#">2136.02</a> , <a href="#">2136.03</a>	Tangsrud, In re, 184 USPQ 746 (Comm'r Pat. 1973) .....	<a href="#">214</a> , <a href="#">215</a>
Sunrace Roots Enter. Co. v. SRAM Corp., 336 F.3d 1298, 67 USPQ2d 1438 (Fed. Cir. 2003) .....	<a href="#">2111.01</a>	Tansel, In re, 253 F.2d 241, 117 USPQ 188 (CCPA 1958) .....	<a href="#">706.02(l)(2)</a>
Superguide Corp. v. Direct TV Enterprises, Inc., 358 F.3d 870, 69 USPQ2d 1865 (Fed. Cir. 2004) .....	<a href="#">2111.01</a>	Tarczy-Hornoch, In re, 397 F.2d 856, 158 USPQ 141 (CCPA 1955) .....	<a href="#">2173.05(v)</a>
Sus, In re, 306 F.2d 494, 134 USPQ 301 (CCPA 1962) .....	<a href="#">2163</a> , <a href="#">2163.05</a>	Teague, In re, 254 F.2d 145, 117 USPQ 284 (CCPA 1958) .....	<a href="#">715.05</a> , <a href="#">804.02</a>
Susi, In re, 440 F.2d 442, 169 USPQ 423 (CCPA 1971) .....	<a href="#">2123</a> , <a href="#">2144.08</a>	Technicon Instruments Corp. v. Alpkem Corp., 664 F. Supp 1558, 2 USPQ2d 1729 (D. Ore 1986) .....	<a href="#">2164.05(b)</a>
Suska, In re, 589 F.2d 527, 200 USPQ 497 (CCPA 1979) .....	<a href="#">2138.03</a>	Tempo Lighting, Inc. v. Tivoli, LLC, 742 F.3d 973, 109 USPQ2d 1599 (Fed. Cir. 2014) .....	<a href="#">2675.01</a>
Swanson, In re, 540 F.3d 1368, 88 USPQ 2d 1196 (Fed. Cir. 2008) .....	<a href="#">2242</a> , <a href="#">2642</a> ,		
	<a href="#">2686.04</a>		

Tennant v. Hako Minuteman, 4 USPQ2d 1167 (N.D. Ill. 1987) .....	<a href="#">2293</a> , <a href="#">2693</a>	Titanium Metals Corp. of America v. Banner, 778 F.2d 775, 227 USPQ 773 (Fed. Cir. 1985) .....	<a href="#">2112.01</a> , <a href="#">2131.01</a> , <a href="#">2131.03</a> , <a href="#">2144.05</a>
Tenney, In re, 254 F.2d 619, 117 USPQ 348 (CCPA 1958) .....	<a href="#">2128.01</a>	Tol-O-Matic, Inc. v. Proma Produkt-Und Mktg. Gesellschaft m.b.H., 945 F.2d 1546, 20 USPQ2d 1332 (Fed. Cir. 1991) .....	<a href="#">2107.02</a>
Texas Instruments, Inc. v. Int'l Trade Comm'n, 988 F.2d 1165, 26 USPQ2d 1018 (Fed. Cir. 1993) .....	<a href="#">716.04</a>	Tomlinson, In re, 363 F.2d 928, 150 USPQ 623 (CCPA 1966) .....	<a href="#">2112.02</a>
Theis, In re, 610 F.2d 786, 204 USPQ 188 (CCPA 1979) .....	<a href="#">2133.03(b)</a> , <a href="#">2133.03(e)(1)</a> , <a href="#">2133.03(e)(3)</a> , <a href="#">2133.03(e)(6)</a>	Tone Brothers, Inc. v. Sysco Corp., 28 F.3d 1192, 31 USPQ2d 1321 (Fed. Cir. 1994) .....	<a href="#">1504.02</a> , <a href="#">2133.03(e)(6)</a>
The Gentry Gallery, Inc. v. The Berkline Corp., 134 F.3d 1473, 45 USPQ2d 1498 (Fed. Cir. 1998) .....	<a href="#">2163.05</a>	Toro Co. v. Deere & Co., 355 F.3d 1313, 69 USPQ2d 1584 (Fed. Cir. 2004) .....	<a href="#">2112</a>
The NutraSweet Co., Ex parte, 19 USPQ2d 1586 (Bd. Pat. App. & Inter. 1991) .....	<a href="#">716.02(a)</a>	Toro Co. v. White Consol. Indus., Inc., 199 F.3d 1295, 53 USPQ2d 1065 (Fed. Cir. 1999) .....	<a href="#">804</a> , <a href="#">2111.01</a>
The Telephone Cases, 126 U.S. 1 (1888) .....	<a href="#">2163</a>	TorPharm., Inc. v. Ranbaxy Pharmaceuticals, 336 F.3d 1322, 67 USPQ2d 1511 (Fed. Cir. 2003) .....	<a href="#">2116.01</a>
Theodor Groz & Sohne & Ernst Beckert Nadelfabrik KG v. Quigg, 10 USPQ2d 1787 (D.D.C. 1988) ..	<a href="#">711.03(c)</a> , <a href="#">2265</a> , <a href="#">2272</a>	Townsend, In re, 1913 C.D. 55 (Comm'r Pat. 1929) .....	<a href="#">720.05</a>
Thomas D. Sykes v. Jon W. Dudas, 573 F.Supp2d 191, 89 USPQ2d 1423 (D.D.C. 2008) .....	<a href="#">2710</a>	Townsend v. Smith, 36 F.2d 292, 4 USPQ 269 (CCPA 1929) .....	<a href="#">2138.04</a>
Thomson, Ex parte, 24 USPQ2d 1618 (Bd. Pat. App. & Inter. 1992) .....	<a href="#">2121.03</a>	TP Labs., Inc. v. Professional Positioners, Inc., 724 F.2d 965, 220 USPQ 577 (Fed. Cir. 1984) .....	<a href="#">2133.03(a)</a>
Thorington, In re, 418 F.2d 528, 163 USPQ 644 (CCPA 1969) .....	<a href="#">804</a> , <a href="#">1504.06</a>	Transco Products, Inc. v. Performance Contracting, Inc., 38 F.3d 551, 32 USPQ2d 1077 (Fed. Cir. 1994) .....	<a href="#">211.05</a> , <a href="#">2107.01</a> , <a href="#">2165.01</a>
Thorner v. Sony Computer Entertainment America LLC, 669 F.3d 1362, 101 USPQ2d 1457 (Fed. Cir. 2012) .....	<a href="#">2111.01</a>	Translogic Technology Inc., In re, 504 F.3d 1249, 84 USPQ2d 1929 (Fed. Cir. 2007) .....	<a href="#">2114</a> , <a href="#">2286</a> , <a href="#">2686.04</a>
Thorpe, In re, 777 F.2d 695, 227 USPQ 964 (Fed. Cir. 1985) .....	<a href="#">706.02(m)</a> , <a href="#">2113</a>	Transmatic, Inc. v. Gulton Indus., Inc., 601 F.2d 904, 202 USPQ 559 (6th Cir. 1979) .....	<a href="#">1504.06</a>
3M Innovative Properties Co. v. Tredegar Corp., 725 F.3d 1315, 107 USPQ2d 1717 (Fed. Cir. 2013) .....	<a href="#">2111.01</a>	Trans Texas Holdings Corp., In re, 498 F.3d 1290, 83 USPQ2d 1835 (Fed. Cir. 2007) .....	<a href="#">2259</a> , <a href="#">2286</a> , <a href="#">2659</a> , <a href="#">2686.04</a>
Thumm, Ex parte, 132 USPQ 66 (Bd. App. 1961) .....	<a href="#">716.02(a)</a>	Trimless Cabinets, In re, 128 USPQ 95 (Comm'r Pat. 1960) .....	<a href="#">103</a>
Tiffin, In re, 443 F.2d 394, 170 USPQ 88 (CCPA 1971) .....	<a href="#">716.04</a> , <a href="#">2142</a>	Tronzo v. Biomet, Inc., 156 F.3d 1154, 47 USPQ2d 1829 (Fed. Cir. 1998) .....	<a href="#">211.05</a> , <a href="#">2163</a> , <a href="#">2163.03</a> , <a href="#">2163.05</a>
Tiffin, In re, 448 F.2d 791, 171 USPQ 294 (CCPA 1971) .....	<a href="#">716.03(a)</a>	Tucker, Ex parte, 1901 C.D. 140, 47 O.G. 187 (Comm'r Pat. 1901) .....	<a href="#">1503.02</a>
Tilghman v. Proctor, 102 U.S. 707 (1880) .....	<a href="#">2106</a>		
Tillotson Ltd. v. Walbro Corp., 831 F.2d 1033, 4 USPQ2d 1450 (Fed. Cir. 1987) .....	<a href="#">1412.03</a>		

## LIST OF DECISIONS CITED

Tucker v. Naito, 188 USPQ 260 (Bd. Pat. Inter. 1975) .....	<a href="#">2137.01</a>	United States Gypsum Co. v. National Gypsum Co., 74 F.3d 1209, 37 USPQ2d 1388 (Fed. Cir. 1996) .....	<a href="#">608.01(v)</a>
Tucker v. Natta, 171 USPQ 494 (Bd. Pat. Inter. 1971) .....	<a href="#">2138.06</a>	University of Rochester v. G.D. Searle & Co., 358 F.3d 916, 69 USPQ2d 1886 (Fed. Cir. 2004) .....	<a href="#">2163</a>
Tucker Aluminum Prods. v. Grossman, 312 F.2d 393, 136 USPQ 244 (9th Cir. 1963) .....	<a href="#">2133.03(e)(1)</a>	Upsher-Smith Labs v. PamLab, LLC, 412 F.3d 1319, 75 USPQ2d 1213 (Fed. Cir. 2005) .....	<a href="#">2123</a> , <a href="#">2131.05</a>
Twin Disc, Inc. v. United States, 231 USPQ 417 (Cl. Ct. 1986) .....	<a href="#">2131.05</a>	U.S. Industries v. Norton Co., 210 USPQ 94 (N.D. N.Y. 1980) .....	<a href="#">2004</a>
Tytgat, Ex parte, 225 USPQ 907 (Bd. App. 1985) .....	<a href="#">2308.03</a>	Ushakoff v. United States, 327 F.2d 669, 140 USPQ 341 (Ct. Cl. 1964) .....	<a href="#">2133.03(e)(1)</a>
Ulead Systems, Inc. v. Lex Computer & Management Corp., 351 F.3d 1139, 69 USPQ2d 1097 (Fed. Cir. 2003) .....	<a href="#">509.02</a>	Utschig, Ex parte, 156 USPQ 156 (Bd. App. 1966) .....	<a href="#">2137.01</a>
Ultramercial v. Hulu, 657 F.3d 1323, 100 USPQ2d 1140 (Fed. Cir. 2011) .....	<a href="#">2106</a>	Vaeck, In re, 947 F.2d 448, 20 USPQ2d 1438 (Fed. Cir. 1991) .....	<a href="#">2107.01</a> , <a href="#">2144.08</a> , <a href="#">2164.01</a> , <a href="#">2164.01(c)</a> , <a href="#">2164.03</a> , <a href="#">2164.06(b)</a> , <a href="#">2164.08</a>
UMC Elecs. Co. v. United States, 816 F.2d 647, 2 USPQ2d 1465 (Fed. Cir. 1987) .....	<a href="#">2133.03(b)</a> , <a href="#">2133.03(c)</a> , <a href="#">2163</a>	Valmont Industries, Inc. v. Reinke Manufacturing Co., 983 F.2d 1039, 25 USPQ2d 1451 (Fed. Cir. 1993) .....	<a href="#">2183</a> , <a href="#">2184</a> , <a href="#">2186</a>
Unidynamics Corp. v. Automatic Prod. Int'l, 157 F.3d 1311, 48 USPQ2d 1099 (Fed. Cir. 1998) .....	<a href="#">2181</a>	Vamco Machine and Tool, Inc., In re, 752 F.2d 1564, 224 USPQ 617 (Fed. Cir. 1985) .....	<a href="#">716.03(b)</a>
Unimed, Inc. v. Quigg, 888 F.2d 826, 12 USPQ2d 1644 (Fed. Cir. 1989) .....	<a href="#">2754.01</a>	Vandenberg v. Dairy Equipment Co., 740 F.2d 1560, 224 USPQ 195 (Fed. Cir. 1984) .....	<a href="#">716.06</a>
Union Carbide Corp. v. Borg-Warner Corp., 550 F.2d 355, 193 USPQ 1 (6th Cir. 1977) .....	<a href="#">2165</a>	Vander Wal, Ex parte, 109 USPQ 119, 1956 C.D. 11, 705 O.G. 5 (Bd. Pat. App. 1955) .....	<a href="#">608.04(a)</a>
Union Oil of Cal. v. Atlantic Richfield Co., 208 F.3d 989, 54 USPQ2d 1227 (Fed. Cir. 2000) .....	<a href="#">2163.05</a>	Van Esdonk, In re, 187 USPQ 671 (Comm'r Pat. 1975) .....	<a href="#">216.01</a> , <a href="#">1481.03</a>
Union Pacific Resources Co. v. Chesapeake Energy Corp., 236 F.3d 684, 57 USPQ2d 1293 (Fed. Cir. 2001) .....	<a href="#">2164.06(a)</a>	Van Geuns, In re, 988 F.2d 1181, 26 USPQ2d 1057 (Fed. Cir. 1993) .....	<a href="#">707.07(f)</a> , <a href="#">2145</a>
Uniroyal, Inc. v. Rudkin-Wiley Corp., 837 F.2d 1044, 5 USPQ2d 1434 (Fed. Cir. 1988) .....	<a href="#">2144.08</a>	Van Langenhoven, In re, 458 F.2d 132, 173 USPQ 426 (CCPA 1972) .....	<a href="#">2004</a> , <a href="#">2135.01</a> , <a href="#">2152.02(b)</a> , <a href="#">2217</a> , <a href="#">2258</a> , <a href="#">2617</a>
United States v. Adams, 383 U.S. 39, 148 USPQ 479 (1966) ..	<a href="#">716.01(b)</a> , <a href="#">716.05</a> , <a href="#">2143.01</a> , <a href="#">2145</a>	Vanmoor v. Wal-Mart Stores, Inc., 201 F.3d 1363, 53 USPQ2d 1377 (Fed. Cir. 2000) .....	<a href="#">2133.03(c)</a>
United States v. Morgan, 313 U.S. 409, 61 S. Ct. 999 (1941) .....	<a href="#">1701.01</a>	Van Ornum, In re, 686 F.2d 937, 214 USPQ 761 (CCPA 1982) .....	<a href="#">804</a> , <a href="#">804.02</a> , <a href="#">1504.06</a>
United States v. Teletronics, Inc., 857 F.2d 778, 8 USPQ2d 1217 (Fed. Cir. 1988) .....	<a href="#">2164.01</a> , <a href="#">2164.06</a>	Varga, Ex Parte, 189 USPQ 209 (Bd. App. 1973) .....	<a href="#">2012.01</a>
United States Indus. Chem., Inc. v. Carbide and Carbon Chem. Corp., 315 U.S. 668, 53 USPQ 6 (1942) .....	<a href="#">1411.02</a>	Vas-Cath, Inc. v. Mahurkar, 935 F.2d 1555, 19 USPQ2d 1111 (Fed. Cir. 1991) .....	

<a href="#">1504.20</a> , <a href="#">2152.02(b)</a> , <a href="#">2161</a> , <a href="#">2161.01</a> , <a href="#">2163</a> , <a href="#">2163.02</a> , <a href="#">2164</a> , <a href="#">2181</a>	
Vasudevan Software, Inc. v. MicroStrategy, Inc., 782 F.3d 671, 114 USPQ2d 1349 (Fed. Cir. 2015) .....	<a href="#">2161</a>
Vectra Fitness Inc. v. TNWK Corp., 162 F.3d 1379, 49 USPQ2d 1144 (Fed. Cir. 1998) .....	<a href="#">1412.03</a>
Venezia, In re, 530 F.2d 956, 189 USPQ 149 (CCPA 1976) .....	<a href="#">2163</a> , <a href="#">2163.05</a> , <a href="#">2172.01</a> , <a href="#">2173.05(g)</a>
Venner, In re, 262 F.2d 91, 120 USPQ 193 (CCPA 1958) .....	<a href="#">2144.04</a>
Verdegaal Bros. v. Union Oil Co. of California, 814 F.2d 628, 2 USPQ2d 1051 (Fed. Cir. 1987) .....	<a href="#">2131</a>
Vickers, In re, 141 F.2d 522, 61 USPQ 122 (CCPA 1944) .....	<a href="#">2164.03</a>
Vincent v. Mossinghoff, 230 USPQ 621 (D.D.C. 1985) .....	<a href="#">711.03(c)</a>
Vitronics Corp. v. Conceptronic Inc., 90 F.3d 1576, 39 USPQ2d 1573 (Fed. Cir. 1996) .....	<a href="#">2111.01</a>
Vogel, In re, 422 F.2d 438, 164 USPQ 619 (CCPA 1970) .....	<a href="#">804</a> , <a href="#">804.01</a> , <a href="#">804.02</a> , <a href="#">1504.06</a>
Voter Verified, Inc. v. Premier Election Solutions, Inc., 698 F.3d 1374, 104 USPQ2d 1553 (Fed. Cir. 2012) .....	<a href="#">2152.02(e)</a>
Wadlinger, In re, 496 F.2d 1200, 181 USPQ 826 (CCPA 1974) .....	<a href="#">1412.02</a>
Wagenhorst, In re, 62 F.2d 831, 16 USPQ 126, 20 CCPA 829 (CCPA 1933) .....	<a href="#">715.05</a>
Wagner, In re, 371 F.2d 877, 152 USPQ 552 (CCPA 1967), .....	<a href="#">716.02</a>
Wahl v. Rexnord, Inc., 624 F.2d 1169, 206 USPQ 865 (3rd Cir. 1980) .....	<a href="#">1504.06</a>
Wakefield, In re, 422 F.2d 897, 164 USPQ 636 (CCPA 1970) .....	<a href="#">715.02</a> , <a href="#">2173.05(i)</a>
Waldemar Link, GmbH & Co. v. Osteonics Corp., 32 F.3d 556, 31 USPQ2d 1855 (Fed. Cir. 1994) .....	<a href="#">706.03(o)</a>
Walsdorf v. Commissioner, 229 USPQ 559 (D.D.C. 1986) .....	<a href="#">1216.02</a>
Walter, In re, 618 F.2d 758, 205 USPQ 397 (CCPA 1980) .....	<a href="#">2183</a> , <a href="#">2184</a>
Wands, In re, 858 F.2d 731, 8 USPQ2d 1400 (Fed. Cir. 1988) .....	<a href="#">706.03(a)</a> , <a href="#">706.03(b)</a> , <a href="#">2161.01</a> , <a href="#">2164.01</a> , <a href="#">2164.01(a)</a> , <a href="#">2164.06</a> , <a href="#">2164.06(b)</a>
Wang Labs., Inc. v. Toshiba Corp., 993 F.2d 858, 26 USPQ2d 1767 (Fed. Cir. 1993) .....	<a href="#">2164.01</a> , <a href="#">2163</a> , <a href="#">2164.06</a> , <a href="#">2164.06(b)</a>
Ward, In re, 236 F.2d 428, 111 USPQ 101 (CCPA 1956) .....	<a href="#">715.05</a> , <a href="#">804.02</a>
Warner, In re, 379 F.2d 1011, 154 USPQ 173 (CCPA 1967) .....	<a href="#">2142</a>
Warner-Jenkinsen Co. v. Hilton Davis Chemical Co., 520 U.S. 17, 41 USPQ2d 1865 (1997) .....	<a href="#">2183</a> , <a href="#">2184</a> , <a href="#">2186</a>
Water Technologies Corp. v. Calco Ltd., 850 F.2d 660, 7 USPQ2d 1097 (Fed. Cir. 1988) .....	<a href="#">2111.03</a>
Watkinson, In re, 900 F.2d 230, 14 USPQ2d 1407 (Fed. Cir. 1990) .....	<a href="#">1201</a> , <a href="#">1412.01</a> , <a href="#">1457</a>
Watson, In re, 517 F.2d 465, 186 USPQ 11 (CCPA 1975) .....	<a href="#">2107.01</a> , <a href="#">2107.03</a>
Watson v. Allen, 254 F.2d 342, 117 USPQ 68 (D.C. Cir. 1958) .....	<a href="#">2133.03(e)(3)</a> , <a href="#">2133.03(e)(7)</a>
Watts v. XL Systems, Inc., 232 F.3d 877, 56 USPQ2d 1836 (Fed. Cir. 2000) .....	<a href="#">2181</a>
Waymouth, In re, 499 F.2d 1273, 182 USPQ 290 (CCPA 1974) .....	<a href="#">716.02</a>
Weatherchem Corp. v. J.L. Clark, Inc., 163 F.3d 1326, 49 USPQ2d 1001 (Fed. Cir. 1998) .....	<a href="#">2133.03(b)</a> , <a href="#">2133.03(c)</a>
Webb, Ex parte, 30 USPQ2d 1064 (Bd. Pat. App. & Inter. 1993) .....	<a href="#">1504.01(c)</a>
Webb, In re, 916 F.2d 1553, 16 USPQ2d 1433 (Fed. Cir. 1990) .....	<a href="#">1504.01(c)</a>
Weber, In re, 405 F.2d 1403, 160 USPQ 549 (CCPA 1969) .....	<a href="#">716.07</a>
Weber, In re, 580 F.2d 455, 198 USPQ 328 (CCPA 1978) .....	<a href="#">803.02</a>
Wells v. Fremont, 177 USPQ 22 (Bd. Pat. Inter. 1972) .....	<a href="#">2138.05</a>
Wende v. Horine, 225 F. 501 (7th Cir. 1915) .....	<a href="#">2133.03(b)</a>
Wertheim, In re, 541 F.2d 257, 191 USPQ 90 (CCPA 1976) .....	<a href="#">706.03(o)</a> , <a href="#">1302.01</a> , <a href="#">2144.05</a> , <a href="#">2163</a> , <a href="#">2163.03</a> , <a href="#">2163.04</a> , <a href="#">2163.05</a>



## LIST OF DECISIONS CITED

- Wertheim, In re, 646 F.2d 527, 209 USPQ 554 (CCPA 1981) ..... [706.03\(o\)](#)
- Western Elec. Co. v. Piezo Technology, Inc., 860 F.2d 428, 8 USPQ2d 1853 (Fed. Cir 1988) ..... [1701.01](#)
- Wetmore v. Quick, 536 F.2d 937, 190 USPQ 223 (CCPA 1976) ..... [2138.05](#)
- Wetterau, In re, 356 F.2d 556, 148 USPQ 499 (CCPA 1966) ..... [804](#)
- White, Ex parte, 759 O.G. 783 (Bd. App. 1958) ..... [2173.05\(o\)](#)
- White, In re, 405 F.2d 904, 160 USPQ 417 (CCPA 1969) ..... [804](#)
- White Consol. Indus. v. Vega Servo-Control, Inc., 713 F.2d 788, 218 USPQ 961 (Fed. Cir. 1983) .... [608.01\(p\)](#), [2161.01](#), [2164.06\(c\)](#)
- Whitelaw, Ex parte, 1915 C.D. 18, 219 O.G. 1237 (Comm'r Pat. 1914) ..... [2173.05\(n\)](#)
- Whittle, In re, 454 F.2d 1193, 172 USPQ 535 (CCPA 1972) ..... [2136.05](#)
- Wiechert, In re, 370 F.2d 927, 152 USPQ 247 (CCPA 1967) ..... [2144.09](#)
- Wiesner v. Weigert, 666 F.2d 582, 212 USPQ 721 (CCPA 1981) ..... [2138.05](#)
- Wiggins, In re, 488 F.2d 538, 179 USPQ 421 (CCPA 1973) ... [2121.02](#), [2131.04](#), [2173.02](#), [2173.05\(b\)](#)
- Wikdahl, Ex parte, 10 USPQ2d 1546 (Bd. Pat. App. & Inter. 1989) ..... [1412.02](#), [1412.03](#), [2258](#)
- Wilder, In re, 563 F.2d 457, 195 USPQ 426 (CCPA 1977) ..... [2144.08](#), [2144.09](#), [2163](#)
- Wilder, In re, 736 F.2d 1516, 222 USPQ 369 (Fed. Cir. 1984) ..... [1402](#), [1414](#), [2163.05](#)
- Wilkinson, In re, 304 F.2d 673, 134 USPQ 171 (CCPA 1962) ..... [715.07](#)
- Williamson v. Citrix Online, \_\_\_ F.3d \_\_\_, 115 USPQ2d 1105, 2015 WL 3687459 (Fed. Cir. 2015) ..... [2181](#)
- Willingham, In re, 282 F.2d 353, 127 USPQ 211 (CCPA 1960) ..... [1302.04](#), [1412.02](#)
- Wilson, In re, 311 F.2d 266, 135 USPQ 442 (CCPA 1962) ..... [2124](#)
- Wilson, In re, 424 F.2d 1382, 165 USPQ 494, (CCPA 1970) ..... [2143.03](#), [2173.06](#)
- Winkhaus, In re, 527 F.2d 637, 188 USPQ 129 (CCPA 1975) ..... [2173.05\(q\)](#)
- Winter v. Fujita, 53 USPQ2d 1234 (Bd. Pat. App. & Inter. 1999) ..... [2203](#)
- Winkler v. Ladd, 221 F. Supp. 550, 138 USPQ 666 (D.D.C. 1963) ..... [711.03\(c\)](#)
- Wise, In re, 340 F.2d 982, 144 USPQ 354 (CCPA 1965) ..... [1504.01\(d\)](#)
- Wiseman, In re, 596 F.2d 1019, 201 USPQ 658 (CCPA 1979) ..... [2141.02](#), [2145](#), [2164.06\(c\)](#)
- W.L. Gore & Assoc., Inc. v. Garlock, Inc., 721 F.2d 1540, 220 USPQ 303 (Fed. Cir. 1983) .... [2132](#), [2133.03\(a\)](#), [2133.03\(c\)](#), [2141.01](#), [2141.02](#), [2144.08](#), [2164.08](#), [2165.04](#), [2173.05\(b\)](#)
- WMS Gaming, Inc. v. Int'l Game Tech., 184 F.3d 1339, 51 USPQ2d 1385 (Fed. Cir. 1999) ..... [2181](#)
- Wolfensperger, In re, 302 F.2d 950, 133 USPQ 537 (CCPA 1962) ..... [2163](#), [2181](#)
- Woody, In re, 331 F.2d 636, 141 USPQ 518 (CCPA 1964) ..... [2107.03](#)
- Woodland Trust v. Flowertree Nursery, Inc., 148 F.3d 1368, 47 USPQ2d 1363 (Fed. Cir. 1998) ..... [2152.02\(c\)](#)
- Woodruff, In re, 919 F.2d 1575, 16 USPQ2d 1934 (Fed. Cir. 1990) ..... [2144.05](#)
- Wright, 1876 C.D. 217, 10 O.G. 587 (Comm'r Pat. 1876) ..... [1410.01](#)
- Wright, In re, 569 F.2d 1124, 193 USPQ 332 (CCPA 1977) ..... [707.07\(f\)](#), [2125](#), [2145](#)
- Wright, In re, 866 F.2d 422, 9 USPQ2d 1649 (Fed. Cir. 1989) ..... [2163](#), [2163.03](#)
- Wright, In re, 999 F.2d 1557, 27 USPQ2d 1510 (Fed. Cir. 1993) ..... [2107.01](#), [2161.01](#), [2164.03](#), [2164.01\(a\)](#), [2164.04](#), [2164.05\(a\)](#), [2164.06\(b\)](#), [2164.08](#)
- Wu, Ex parte, 10 USPQ 2031 (Bd. Pat. App. & Inter. 1989) ..... [706.03\(d\)](#), [2144.04](#), [2173.05\(h\)](#)
- Wu v. Jucker, 167 USPQ 467 (Bd. Pat. Inter. 1968) ..... [2138.05](#), [2138.06](#)
- Wyer, In re, 655 F.2d 221, 210 USPQ 790 (CCPA 1981) ..... [901.05](#), [2127](#), [2128](#)
- Wyeth v. Kappos, 591 F. 3d 1364, 93 USPQ2d 1257 (Fed. Cir. 2010) ..... [2731](#)

Wyeth Holdings Corp. v. Sebelius, 603 F.3d 1291, 95 USPQ2d 1233 (Fed. Cir. 2010) .....	<a href="#">2757</a>	Ziegler, In re, 443 F.2d 1211, 170 USPQ 129 (CCPA 1971) .....	<a href="#">804.01</a> , <a href="#">809.03</a> , <a href="#">821.04</a> , <a href="#">821.04(a)</a> , <a href="#">821.04(b)</a>
Xiao, In re, 462 Fed. Appx. 947 (Fed. Cir. 2011) .....	<a href="#">2112.01</a>	Ziegler, In re, 992 F.2d 1197, 26 USPQ2d 1600 (Fed. Cir. 1993) .....	<a href="#">2103</a> , <a href="#">2107.01</a> , <a href="#">2107.02</a> , <a href="#">2163</a> , <a href="#">2163.03</a>
Yale, In re, 434 F.2d 66, 168 USPQ 46 (CCPA 1970) .....	<a href="#">716.07</a>	Zimmerley, Ex parte, 153 USPQ 367 (Bd. App. 1966) .....	<a href="#">2181</a>
Yamaguchi, Ex parte, 61 USPQ2d 1043 (Bd. Pat. App. & Inter. 2001) .....	<a href="#">1412.02</a>	Zletz, In re, 893 F.2d 319, 13 USPQ2d 1320 (Fed. Cir. 1989) ...	<a href="#">715</a> , <a href="#">2111</a> , <a href="#">2111.01</a> , <a href="#">2111.03</a> , <a href="#">2138</a> , <a href="#">2171</a> , <a href="#">2173.02</a> , <a href="#">2173.05(a)</a> , <a href="#">2181</a> , <a href="#">2286</a> , <a href="#">2686.04</a>
Yamamoto, In re, 740 F.2d 1569, 222 USPQ 934 (Fed. Cir. 1984) ....	<a href="#">2111</a> , <a href="#">2173.02</a> , <a href="#">2258</a>	Zurko, In re, 258 F.3d 1379, 59 USPQ2d 1693 (Fed. Cir. 2001) .....	<a href="#">2144.03</a>
Yamazaki, In re, 702 F.3d 1327, 104 USPQ2d 2024 (Fed. Cir. 2012) .....	<a href="#">1490</a>		
Yardley, In re, 493 F.2d 1389, 181 USPQ 331 (CCPA 1974) .....	<a href="#">1504.03</a> , <a href="#">1512</a>		
Yarn Processing Patent Validity Litigation, 183 USPQ 65 (5th Cir. 1974) .....	<a href="#">2128.01</a>		
York Products, Inc. v. Central Tractor Farm & Family Center, 99 F.3d 1568, 40 USPQ2d 1619 (Fed. Cir. 1996) .....	<a href="#">2181</a>		
Yoshino, Ex parte, 227 USPQ 52 (Bd. Pat. App. & Inter. 1985) .....	<a href="#">2141.01</a>		
Youman, In re, 679 F.3d 1335, 102 USPQ2d 1862 (Fed. Cir. 2012) .....	<a href="#">1412.02</a>		
Young, In re, 75 F.2d 996, 25 USPQ 69 (CCPA 1935) .....	<a href="#">2115</a>		
Young, In re, 927 F.2d 588, 18 USPQ2d 1089 (Fed. Cir. 1991) .....	<a href="#">2143.01</a>		
Young v. Dworkin, 489 F.2d 1277, 180 USPQ 388 (CCPA 1974) .....	<a href="#">2138.03</a>		
Yuasa Battery v. Comm’r, 3 USPQ2d 1143 (D.D.C. 1987) .....	<a href="#">2279</a>		
Zahn, In re, 617 F.2d 261, 204 USPQ 988 (CCPA 1980) .....	<a href="#">1502</a> , <a href="#">1503.02</a> , <a href="#">1504.04</a>		
Zechall, Ex parte, 194 USPQ 461 (Bd. App. 1973) .....	<a href="#">2164.05(b)</a>		
Zenith Labs., Inc. v. Bristol-Myers Squibb Co., 19 F.3d 1418, 30 USPQ2d 1285 (Fed. Cir. 1996) .....	<a href="#">1302.14</a>		
Zenitz, In re, 333 F.2d 924, 142 USPQ 158 (CCPA 1964) .....	<a href="#">716.02(f)</a>		
Zickendraht, In re, 319 F.2d 225, 138 USPQ 22 (CCPA 1963) .....	<a href="#">804</a> , <a href="#">804.03</a> , <a href="#">1504.06</a>		