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Filed: November 20, 2018

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

FRANK SAUER,
YEFENG ZHENG, PUNEET SHARMA,
and BOGDAN GEORGESCU,
Junior Party,
(Patent 9,747,525)

v.

CHARLES A. TAYLOR,
Senior Party,
(Application 15/183,341)

Patent Interference No. 106,093
(Technology Center 1600)

Before SALLY GARDNER LANE, JAMES T. MOORE and DEBORAH KATZ,
Administrative Patent Judges.

LANE, *Administrative Patent Judge.*

Judgment- Bd. R. 127(a)

Interference 106,093

1 Discussion

2 The only motion filed in the interference, Sauer Motion 1 seeking a
3 determination of no interference-in-fact, was denied. (Decision, Paper 40). The
4 parties indicated that they settled the interference and will not seek to file any
5 further motions. (Joint Notice, Paper 15; Settlement Agreement, Paper 18). Sauer
6 did not file a priority statement or otherwise provide a basis upon which it may
7 prevail in the priority determination.

8 After the Decision, we entered an order to show cause why the Board should
9 continue the interference under these circumstances. (Order to Show Cause,
10 Paper 41). The time for responding to that order, November 07, 2018, has passed
11 and Sauer has not responded to the order.

12 According it is appropriate to enter judgment against Sauer. Bd.R. 204(a)
13 (3).

14 Order

15 It is

16 ORDERED that judgment on priority as to Count 1, the sole count of the
17 interference, is entered against junior party Frank Sauer, Yefeng Zheng, Puneet
18 Sharma, and Bogdan Georgescu;

19 FURTHER ORDERED that claims 1, 2, 6-9, 12-15, and 19-26 of junior
20 party involved patent 9,747,525, which correspond to Count 1 (Paper 1,
21 Declaration, 5), are CANCELLED; 35 U.S.C. § 135(a);¹ and

¹ Any reference to a statute in this judgment is to the statute that was in effect on March 15, 2013 unless otherwise indicated. See Pub. L. 112-29, § 3(n), 125 Stat. 284, 293 (2011).

Interference 106,093

1 FURTHER ORDERED that a copy of this judgment be entered into the
2 administrative records of involved patent 9,747,525 and involved application
3 15/183,341.

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