

NOTE: This disposition is nonprecedential.

United States Court of Appeals for the Federal Circuit

IN RE CRAIG M. SAUNDERS,
LINDSEY TUFTS, JR., AND DAVID J. BOLL

2010-1529

Appeal from the United States Patent and Trademark
Office, Board of Patent Appeals and Interferences in
Serial No. 10/858,224.

JUDGMENT

ALAN S. KELLMAN, Desmarais, LLP, of New York, New
York, argued for appellant. With him on the brief were
JOHN M. DESMARAIS and JASON BERREBI.

BRIAN T. RACILLA, Associate Solicitor, United States
Patent and Trademark Office, of Alexandria, Virginia,
argued for appellee. With him on the brief were RAYMOND
T. CHEN, Solicitor JANET A. GONGOLA and KRISTI L.R.
SAWERT, Associate Solicitors. Of counsel was FRANCES M.
LYNCH, Associate Solicitor.

THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (LINN, PROST, and MOORE, *Circuit Judges*).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

December 13, 2011
Date

/s/ Jan Horbaly
Jan Horbaly
Clerk