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United States Court of Customs and Patent Appeals
SOLICITOR

OCT 26 1979

Mandate

No. 79-527

U.S. PATENT AND TRADEMARK OFFICE

IN THE MATTER OF THE APPLICATION

OF

JAMES R. DIEHR, II
and THEODORE A. LUTTON

Serial No. 602,463

ON APPEAL from the Board of Appeals

This CAUSE having been heard and considered, it is

ORDERED and ADJUDGED: Reversed

DATED August 9, 1979

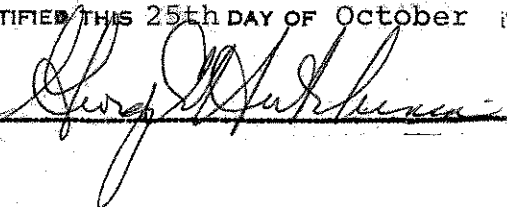
Petition for rehearing denied; October 18, 1979.

A TRUE COPY GEORGE E. MITCHINSON,
TEST,

CLERK, UNITED STATES COURT OF CUSTOMS
AND PATENT APPEALS

CERTIFIED THIS 25th DAY OF October 1979

BY



Supreme Court of the United States

No. 79-1112

Sidney A. Diamond, Commissioner of Patents and
Trademarks,

Petitioner,

v.

James R. Diehr, II and Theodore A. Lutton

ON WRIT OF CERTIORARI to the United States Court of
Customs and Patent Appeals.

THIS CAUSE came on to be heard on the transcript of the
record from the above court and was argued by counsel.

ON CONSIDERATION WHEREOF, it is ordered and adjudged by
this Court that the judgment of the United States Court of Customs
and Patent Appeals in this cause is affirmed.

March 3, 1981

A true copy ALEXANDER L. STEVENS

Test:

Clerk of the Supreme Court of the United States
Certified *the 2nd day of April, 1981*

By

Francis J. Bohn

Deputy