

PATENTS ACT 1977

0136193

IN THE MATTER OF an application under
Section 13(1) by Edward W Ryan in respect of
Patent Application No 2246169 in the name of
General Electric Company

DECISION

Patent Application No 9104170.7 in the name of General Electric Company was filed on 27 February 1991 and published on 22 January 1992 under Serial No GB 2246169 naming Larry Wayne Stransky and Michael Allen Phillips as inventors.

Application under Section 13(1) of the Patents Act 1977 was made on 10 September 1992 by Edward W Ryan declaring that he was an inventor of the invention which in the subject of the patent application in suit and accordingly had a right to be mentioned as such in accordance with the terms of Section 13(1).

The application was subsequently accompanied by a statement under rule 14(1) filed 23 October 1992 stating inter alia:

2. GB Application No 9104170.7 derives its right of priority from US Patent No 5048286 (Serial No 07/546,229) filed on 29 June 1990.
3. Subsequent to the filing of the above US and GB applications the Applicant became aware that Edward W Ryan should also have been named as joint inventor for these applications. The facts set out in the attached Annex 1 were filed at the United States Patent and Trademark Office in support of the correction of inventorship of US Patent 5048286 (Serial No 07/546,229), attached as Annex 2.
4. The facts relied on in the present application under Section 13(1) of the Patents Act 1977 are the same as those in the corresponding US patent

application and are as set out in the attached annex 1.

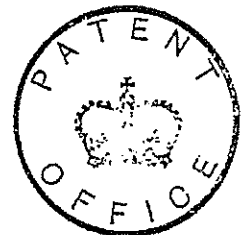
5. The relief being sought is that Edward W Ryan be mentioned as joint inventor of GB Application No 9104170.7.

In accordance with Rule 14(2) of the Patents Rules 1990, copies of the application under Section 13(1) and the accompanying statement with its annexes were sent to General Electric Company, Larry Wayne Stransky and Michael Allen Phillips under cover of official letters dated 9 November 1992.

None of these recipients has entered opposition to the application as allowed by Rule 14(3). In the absence of any such opposition, I am satisfied that Edward W Ryan is a joint inventor of the invention which is the subject of the patent application in suit and therefore has a right to be mentioned in accordance with the terms of Section 13(1).

I accordingly direct under Rule 14(5) that an erratum slip mentioning Edward W Ryan as joint inventor be prepared for the published application of the patent.

Signed this 11 day of MARCH 1993



LESLIE LEWIS
Principal Examiner, acting for the Comptroller

THE PATENT OFFICE