

PATENTS ACT 1977

IN THE MATTER OF an application under
Section 13(1) by James Robert Gallagher in
respect of Patent Application No 2269114 in
the name of Pall Corporation

Amesbury

DECISION

Patent Application No 9312775.1 was filed on 21 June 1993 in the name of Pall Corporation, claiming priority from US Application No 07922880. The application was published on 2 February 1994 under Serial No 2269114A and named Matthew Raskin as sole inventor.

Application under section 13(1) of the Patents Act 1977 was made on 25 March 1994 by James Robert Gallagher declaring that he was the joint inventor of the invention which is 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 accompanied by a statement under rule 14(1) of the Patents Rules 1990 in which it was stated:

"2. At the time of making the invention which is the subject of the US patent application Mr Gallagher was employed by Pall Corporation and collaborated with Mr Matthew Raskin in the initial conception of the invention and in putting the invention into practice.

3. At the time the US application was filed Mr Raskin was identified as the inventor and Mr Raskin was the sole applicant/inventor in the US Application. Mr Gallagher's collaboration was inadvertently overlooked.

4. When the UK application was filed, Mr Raskin was designated as the sole inventor.

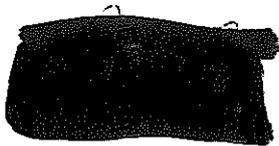
5. Mr Gallagher now requests designation as a joint inventor with Mr Raskin in respect of the application."

In accordance with rule 14(2), copies of the application under section 13(1) and the accompanying statement were sent to Pall Corporation and Matthew Raskin under cover of official letters dated 11 April 1994.

Neither of the recipients has entered opposition to the application as allowed under rule 14(3). In the absence of such opposition, I am satisfied that James Robert Gallagher 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 as such in accordance with the terms of section 13(1).

I accordingly direct under rule 14(5) that James Robert Gallagher shall be mentioned as an inventor with Matthew Raskin in any patent granted for the invention and that an addendum slip mentioning James Robert Gallagher as inventor be prepared for the published application of the patent.

Dated this 21 day of OCTOBER 1994



LESLIE LEWIS

Principal Examiner, acting for the Comptroller



THE PATENT OFFICE