

Div. 53

Room

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To

Paper No. 11.

~~SECRET~~DEPARTMENT OF COMMERCE
UNITED STATES PATENT OFFICE
RICHMOND, VA.

SEPT. 26, 1942.

Please find below a communication from the EXAMINER in charge of this application.

William D. Hall,
Patent Section,
Signal Corps, War Dept.,
Washington, D. C.

Applicant: William F. Friedman &
Frank B. Rowlett
Ser. No. 70,412
Filed Mar. 23, 1936
For CRYPTOGRAPHS

Responsive to the amendment of July 20, 1942:-

The claims now in the case are 1 - 39.

Claims 1 - 20, 22 - 33 and 36 - 39 appear to be allowable.

Claim 21 is rejected as not clearly setting out the invention in "moving the same according to a law", etc. Reference to a law is not understood.

Claims 34 and 35 are rejected because they set out merely the use of the apparatus under Foreman 1924 C. D. 47. These claims are also rejected since when the steps therein recited are performed no change in the character or condition of any physical objects is produced. These grounds of rejection are supported by Tallmadge 37 App. D. D. 590; Cochrane v. Deener, 1877 C. D. 242; Smith Engineering, etc. 449 C. D. 762; Sweetland 1922 C. D. 6.

In the event applicant acquiesces in the rejection of the method claims, he should cancel all reference to the method as though it were being claimed as at page 5, line 23.

Page 10, line 9, the slot has not been found. It should be given a character and it should be mentioned by character as well as name.

Examiner.