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OPINION OF JUDGE GRIER.

Pittsburgh, for plantiff.

OPINION OF JUDGE GRIER.

As I write with fiff-catty I can only state the conclusions to which my mind has come after a carein examination of this case.

The com Jaiman to bas exhibited a patent dated 25th of April, 1895. This is prima facts evidence of a good little, and pats on the respondents the burst done of proof that the patent is void or wortoless.

I need not repeat my remains in the case of toologent vs. Day (2 Wall. C. C. Rey, 129.) But now adopt them as anording a rule of decision which applies clearly to the posent case.

As the infringement of the patent is admitted, the only question will be as to the validity of complainants patent of April 25,1838.

"It was after speculation had been reduced to practice," and after repeated experiments, that the complainant succeeded in overcoming the projudee and ignorance of the people on the subject, hid persuading the public than his invention was useful; after he had eshape and flat great utility and value, and when his genus and pattern perseverance, in spite of successful, that Reed, who had severe made experiments on the same subject, and was insuccessful, magined that he had the best right to be invented, in a fitter purchasing one or more complainant storrest themselves into a company of potocas he anotted on the list of November, 1805, for a patent for substantially the same conflainations formed themselves into a company of corporation existed "The fleed Torpedo Company, for the purpose of printing the companions is invertion, and supporting the capitalization very properly grantion by the Discrete July as the property grantion by the Discrete July and the succession of the succession and thus defined into other mass. They have preserved a cream account according to the prayer of the bill.

Note.—The passage referred to by Judge Grier in his former decision, 5 which and other a perpetual capacity of the passage referred to by Judge Grier in his former decision, 5 which are the passage referred to by Judge Grier in his forme

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