Syllabus.

DUGGER *v.* TAYLOE.

SAME *v.* SAME.

ERROR TO THE SUPREME COURT OF THE STATE OF ALABAMA.

Submitted April 7, and April 11, 1887. — Decided April 18, 1887.

No assignments of error being made in these cases, and there being no appearance for plaintiffs in error, the Court affirms the judgments below under Rule 21, § 4, 108 U. S. 585, for want of due prosecution of the writs of error.

THE case is stated in the opinion of the court.

No appearance for plaintiffs in error.

Mr. James T. Jones for defendants in error.

MR. CHIEF JUSTICE WAITE delivered the opinion of the court.

These are writs of error brought for the review of judgments of the Supreme Court of Alabama. No assignment of errors was returned with the writ in either of the cases, as required by § 997 of the Revised Statutes. No counsel has appeared for the plaintiffs in error, but the cases have both been submitted by the defendants in error on briefs, without any specification of errors by the plaintiffs, as required by Rule 21, § 2, 108 U. S. 585. We, therefore, affirm the judgment in each case, under § 4 of the same rule, 108 U. S. 585, for want of a due prosecution of the writ of error.

Affirmed.

THATCHER HEATING COMPANY *v.* BURTIS.

APPEAL FROM THE CIRCUIT COURT OF THE UNITED STATES FOR THE SOUTHERN DISTRICT OF NEW YORK.

Argued April 5, 1887. — Decided April 18, 1887.

A combination of well-known separate elements, each of which, when combined, operates separately and in its old way, and in which no result is produced which cannot be assigned to the independent action of one or the other of the separate elements, is not patentable.