

Opinion of the Court.

ROEMER v. PEDDIE.

ROEMER v. HEADLEY.

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

ROEMER v. KUPPER.

ROEMER v. JENKINSON.

APPEALS FROM THE CIRCUIT COURT OF THE UNITED STATES FOR
THE DISTRICT OF NEW JERSEY.

Nos. 120, 121, 132, 133. Argued November 18, 19, 1889. — Decided December 9, 1889.

The claim of letters patent No. 195,233, granted to William Roemer, September 18, 1877, for an improvement in a combined lock and handle for travelling-bags, namely, "The lock-case made with the notched sides *a a*, near its ends to receive and hold the handle-rings B, substantially as herein shown and described," having been inserted by amendment, after his application for a broader claim was rejected, and after he had amended his specification by stating that he dispensed with an extended bottom plate, cannot be so construed as to cover a construction which has an extended bottom plate.

When a patentee, on the rejection of his application, inserts in his specification, in consequence, limitations and restrictions for the purpose of obtaining his patent, he cannot, after he has obtained it, claim that it shall be construed as it would have been construed if such limitations and restrictions were not contained in it.

IN EQUITY for the infringement of letters patent. The case is stated in the opinion.

Mr. Arthur v. Briesen for appellant.

Mr. Frederic H. Betts, (with whom was *Mr. J. E. Hindon Hyde* on the brief,) for appellees.

MR. JUSTICE BLATCHFORD delivered the opinion of the court.

These are two suits in equity, brought by William Roemer in the Circuit Court of the United States for the Southern District of New York, one against Thomas B. Peddie and