Case: 1:06-cv-03**486 Equipment #**: 1 Filed: 06/27/06 Page 1 of 13 PageID #:1

# JUDGE ST.EVE I MAG. BROWN FOR THE NORTHERN DISTRICT OF ILLINOIS CLEB. MICHAE. 7 2006

FANTASY DIAMOND CORPORATION,	LERK, U.S. DIS. DORD.
Plaintiff,	) Case No.
v.	) Case No.
·	JURY TRIAL DEMANDED
OTC INTERNATIONAL, LTD.,	
Defendant.	) )

# **COMPLAINT FOR PATENT INFRINGEMENT**

Plaintiff Fantasy Diamond Corporation ("Fantasy Diamond") hereby files its Complaint for Patent Infringement against Defendant OTC International, Ltd. ("OTC"). Fantasy Diamond seeks damages, injunctive and other relief for OTC's willful infringement of U.S. Patent No. 6,591,633 B2.

# NATURE OF THE ACTION

1. This is an action for patent infringement arising under the patent laws of the United States, 35 U.S.C. § 1 et seq.

# JURISDICTION AND VENUE

- 2. This Court has exclusive subject matter jurisdiction over the subject matter of this complaint pursuant to 28 U.S.C. §§ 1331 and 1338(a).
  - 3. This Court has personal jurisdiction over OTC.
- 4. Venue is proper in the Northern District of Illinois pursuant to 28 U.S.C. §§ 1391 and 1400(b).

## THE PARTIES

- Plaintiff Fantasy Diamond is a corporation organized and existing under the laws of the State of Illinois, having a place of business at 1550 West Carroll Avenue, Chicago, Illinois 60607.
- 6. Upon information and belief, Defendant OTC is a corporation organized and existing under the laws of the State of New York, having its principal place of business at 31-00 47<sup>th</sup> Avenue, Long Island City, New York 11101.

## THE PATENT IN SUIT

7. On July 15, 2003, United States Patent No. 6,591,633 B2 entitled "Jewelry Apparatus" ("the '633 patent") was duly and lawfully issued to Fantasy Diamond as assignee of the inventor. Fantasy Diamond is the owner of the '633 patent, including the right to sue and recover for past, present and future infringement thereof. A true copy of the '633 patent is attached as Exhibit A.

## COUNT I

- 8. The averments of paragraphs 1 through 7 of this complaint are incorporated by reference as though fully set forth herein.
- 9. OTC has infringed and continues to infringe, has induced and continues to induce others to infringe, and has committed and continues to commit acts of contributory infringement of one or more claims of the '633 patent in this district and elsewhere by making, using, selling, offering to sell and/or importing jewelry that is covered by one or more claims of the '633 patent.
  - 10. OTC acts of infringement are willful and deliberate.

11. OTC has caused and will continue to cause Fantasy Diamond substantial damage and irreparable injury by virtue of its past and continuing infringement of the '633 patent. Fantasy Diamond will suffer further damage and irreparable injury unless and until OTC is enjoined by this Court from continuing such infringement.

# COUNT II

- 12. The averments of paragraphs 1 through 11 of this complaint are incorporated by reference as though fully set forth herein.
  - 13. This case is exceptional pursuant to 35 U.S.C. 285.

# PRAYER FOR JUDGMENT

WHEREFORE, Fantasy Diamond prays for judgment:

- Entering a preliminary and permanent injunction enjoining OTC, its
  officers, agents, servants, employees and those persons in active concert or
  participation with any of them, from making, using, offering for sale,
  selling or importing any product that infringes the '633 patent;
- 2. Awarding damages for OTC's infringement of the '633 patent;
- Increasing damages, up to three times the amount found, due to OTC's willful infringement;
- 4. Awarding pre- and post-judgment interest on the damages assessed;
- Declaring this case exceptional pursuant to 35 U.S.C. 285 and awarding
   Fantasy Diamond its reasonable attorneys fees and costs of suit; and
- Awarding to Fantasy Diamond such further necessary or proper relief as the Court deems just.

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# DEMAND FOR JURY TRIAL

Fantasy Diamond requests a trial by jury.

Date: June 27, 2006

Respectfully submitted,

FANTASY DIAMOND CORPORATION

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312/630-9202

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US006591633B2

# (12) United States Patent

Pachager

(10) Patent No.:

US 6,591,633 B2

6/1956 ...... 63/28

(45) Date of Patent:

\*Jul. 15, 2003

## (54) JEWELRY APPARATUS

(75) Inventor: Werner Pachauer, Oak Forest, IL (US)

(73) Assignee: Fantasy Diamond Corporation,

Chicago, JL (US)

(\*) Notice:

Subject to any disclaimer, the term of this patent is extended or adjusted under 35

U.S.C. 154(b) by 0 days.

This patent is subject to a terminal dis-

claimer.

(21) Appl. No.: 09/923,827

(22) Filed: Aug. 7, 2001

(65) Prior Publication Data

US 2002/0050151 At May 2, 2002

## Related U.S. Application Data

(63 <b>)</b>	Continuation of application No. 09/374,190, filed on Aug.
	13, 1999, now Pat. No. 6,318,121.

- (51) Int. Cl.<sup>7</sup> ...... Λ44C 17/02
- (52) U.S. Cl. ...... 63/26; 63/28

#### (56) References Cited

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Primary Examiner—William L., Miller
Assistant Examiner—Andrea Chop
(74) Attorney, Agent, or Firm. Michael Best & Friedrich;

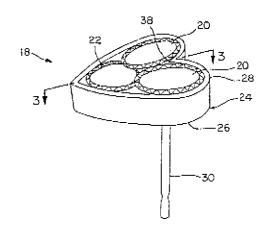
Latry L. Saret; Lisa C. Childs

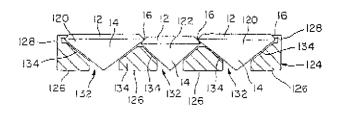
(57) ABSTRACT

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A jewelry gemstone setting includes an anchor gemstone and a touch gemstone that is held in place with no metal from the setting visible between the gemstones. The anchor gemstone is held in place using a conventional setting arrangement such as channel walls or prongs. The gemstones are positioned in the setting with the upper pavilion of the anchor gemstone overlapping and contacting the crown of the touch gemstone so that the contact between the gemstones holds the touch gemstone in place.

#### 16 Claims, 2 Drawing Sheets



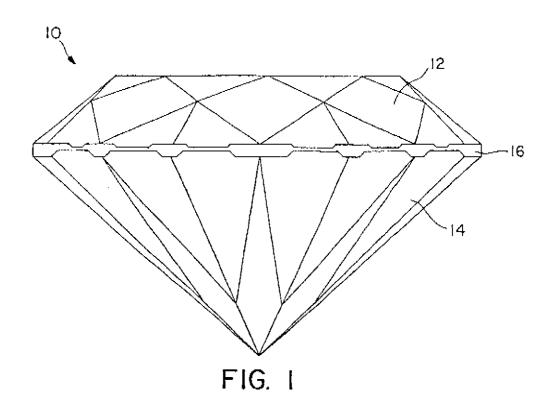


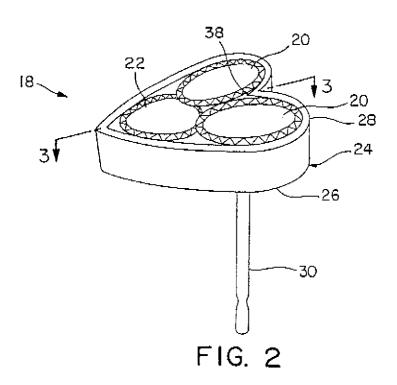


U.S. Patent

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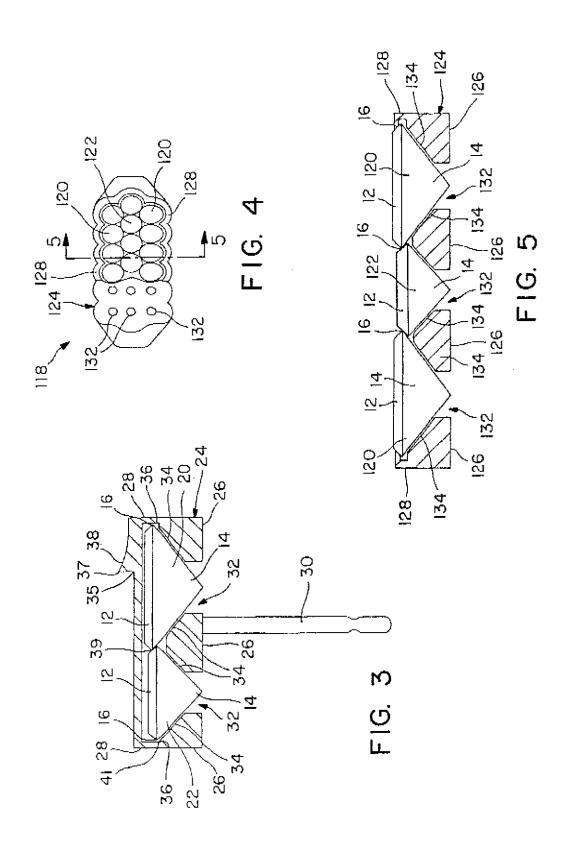


U.S. Patent

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# JEWELRY APPARATUS

This is a continuation of Ser. No. 09/374,190 filed Aug. 13, 1999 now U.S. Pat. No. 6,318,121.

#### FIELD OF THE INVENTION

The present invention relates to jewelry and a method for setting geneatones in a piece of jewelry. More particularly, the present invention relates to so-called invisible setting methods for setting genestones in a piece of jewelry such that at least one genestone is held in place by an adjacent genestone with no metal visible between the genestones or at least one genestone is set without metal visible above the girdle of the genestone.

#### BACKGROUND INFORMATION

Gemstones can be set in a piece of jewelry in a number of ways. For example, prior art jewelry setting methods include prong setting, channel setting and invisible setting.

The most common method of setting a gemstone is prong setting. A prong setting comprises at least two thin metal supports that extend from a common base to wrap around and grip opposing upper edges of the girdle of a gemstone. The base of the prong setting is typically attached to a piece 25 of jewelry, such as a ring, to secure the gemstone to the piece of jewelry. While prong setting is an easy and economical method of securing a gemstone to a piece of jewelry, the metal supports are clearly visible and detract from the beauty of the gemstone. Since the supports are exposed, they are also subject to breakage and loss of the gemstones.

Channel setting is another method of setting genustones in a piece of jewelry. A channel setting comprises a U-shaped channel for holding a row of genustones in place in the piece of jewelry. The genustones are placed in the channel and grooves in the opposing walls of the channel engage the girdle of the genustones. The genustones are held in the channel by the two opposing walls and grooves in the walls. Channel settings share the same problems as prong settings, namely, that the opposing walls of the setting are visible and detract from the beauty of the genustones.

Another type of gemstone setting method is the so-called invisible setting method. As the name suggests, the gemstone-securing structure of an invisible setting method is not visible when the gemstone is installed.

The conventional invisible setting method requires a groove to be cut in the lower surfaces or pavilion of the gemstone. Two parallel rails are included in the setting and are configured to engage the grooves in the gemstone to secure the gemstone onto the jewelry piece. Using this method, rails are concealed from view by the girdle and crown of the gemstones. Also, multiple gemstones can be set with their adjacent edges juxtaposed so that the rails are not visible between the gemstones.

While this conventional invisible setting method produces stunning visual effects because the setting is not visible between the gemstones and the gemstones appear to look like one gemstone, the method is difficult and expensive to implement and its use is very limited. For example, this ententod only works well with specific gemstone shapes such as square or princess cut gemstones. Also, because it requires grooves to be cut into the gemstone, the luster, quality and value of the gemstone is adversely affected.

Thus, there is a need for a invisible method of setting 65 genstones which is inexpensive and versatile. There is also a need for an invisible setting method that does not adversely

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affect the luster, quality or value of the gernstone or require the gernstone to be damaged.

#### SUMMARY OF THE INVENTION

These needs and others are satisfied by the jewelry apparatus and method of setting gemstones therein of the present invention. A jewelry apparatus according to the present invention comprises an anchor gemstone, a louch gemstone, and setting means for setting the anchor and touch gemstones in the jewelry apparatus. According to the present invention, the anchor gemstone is set adjacent to the touch gemstone. The touch gemstone is positioned slightly below the anchor gemstone and is held in place by the anchor gemstone, thereby keeping it in place and concealing the setting means. In this manner, the touch gemstone is set in the jewelry apparatus using an invisible setting method without having to cut a groove in the touch gemstone or use side raits to hold it in place.

Preferably, the jewelry apparatus includes at least two anchor gernstones. The anchor gernstones are held in the jewelry apparatus by any conventional setting means and the touch gernstone is held in the jewelry apparatus by the anchor gernstones.

Each of the anchor gemstones and the touch gemstone comprise a crown and a pavilion. Preferably, the crown of the touch gemstone contacts the pavilions of the anchor gemstones, just below their respective girdles, holding the touch gemstone in place in the jewelry apparatus.

In one embodiment, the setting means include a base having three cavities, each substantially the same size as the pavilion of a corresponding one of the anchor gernstones or the touch gernstone. The pavilions of the anchor gernstones and touch gernstone rest in the cavities with the girdle and crown of the gernstones sitting above the base. The setting means also includes channel walls configured to contact the anchor gernstones for holding the anchor gernstones in place in the jewelry apparatus. However, the channel walls do not run between the anchor gernstones and the touch gernstone.

The channel walls may further comprise a wedge between the anchor gemistones for tightening the anchor gemistones in place in the jewelry apparatus. The wedge width is tapered so that is it thinner near the bottom end than the top end. The anchor gemistones are tightened in place by driving the wedge down so that the thicker top end fills any space between the anchor gemistones.

The genistones can be set in the jewelry apparatus in rows in a so-called channel setting, with a row of touch genistones held in place between two rows of anchor genistones. The channel setting means, however, is not visible between the anchor genistones and the touch genistones.

A method for setting a plurality of gemstones in a jewelry apparatus according to the present invention includes the steps of placing a touch gemstone in a cavity in a setting means and placing anchor gemstones in cavities in the setting means adjacent to the touch gemstone and a channel wall of the setting means. The anchor gemstones pavilions contact the touch gemstone crown, holding the touch gemstone in place without the setting means being visible between the anchor gemstones and the touch gemstone, and with the anchor gemstone overlapping the girdle of the touch gemstone.

The method can also include the step of tightening the setting means around the anchor gernstones by driving a wedge on the channel wall between the anchor gernstones and toward the base.

The method can be used for setting a plurality of rows of gernstones in a so-called channel setting by first placing a 3

row of touch gernstones in a row of cavities in the setting means base and then placing rows of anchor gernstones in rows of cavities in the setting means base adjacent to the row of touch gernstones. Overlapping and contact between the row of touch gernstones with the rows of anchor gernstones. Sholds the row of touch gernstones in place without the setting means being visible between the rows of anchor gernstones and the row of touch gernstones.

#### BRIEF DESCRIPTION OF THE DRAWINGS

FIG. 1 is side view of the shape of a conventional gentstone;

FIG. 2 is perspective view of a jewelry apparatus according to the present invention;

FIG. 3 is cross-sectional view of the jewelcy apparatus of <sup>15</sup> FIG. 2 taken alone 3—3;

FIG. 4 is a top plan view of an alternative embodiment of a jewelry apparatus according to the present invention; and

FIG. 5 is a cross-sectional view of the jewelry apparatus of FIG. 4 taken along line 5—5.

#### DETAILED DESCRIPTION OF THE PREPERRED EMBODIMENT

In accordance with the present invention, a jewelry apparatus and method of setting gemstones therein is described that provides distinct advantages when compared to those of the prior art. The invention can best be understood with reference to the accompanying drawing figures.

FIG. 1 shows the shape of a conventional gensione 10. The gensione 10 includes a crown 12, a pavilion 14 and a girdle 16.

Referring now to FIGS. 2 and 3 a jewelry apparatus according to the present invention, generally designated by reference numeral 18, is shown. The jewelry apparatus 18 of FIGS. 2 and 3 is an earring for use in a pierced ear. The jewelry apparatus 18 comprises two anchor gemstones 20, a touch gemstone 22 and setting means 24.

The setting means 24 includes a base 26, channel walls 28 and a connecting post 30. The connecting post 30 is configured for insertion through a hole pierced in the user's carlobe. An earring nut (not shown) is inserted onto the connecting post 30 on the back side of the carlobe for holding the earring in place on the pierced ear. The setting means 24 is typically made of a precious metal material such as gold or platinum.

The base 26 includes several cavities 32, each configured for accepting the pavilion 14 of the anchor gernstones 20 and the touch gernstone 22. The cavities 32 are sized so that the gernstone pavilions 14 can be held in the cavities 32 with the gernstone crowns 12 and girdles 16 sitting above the base 26. The cavities 32 can also include angled countersunk side walls 34, generally corresponding to the angle of the gernstone pavilion 14, for further accommodating an angled gernstone pavilion 14.

The channel walls 28 are configured for holding the anchor gemstones 20 in place in the jewelry apparatus 18. The channel walls 28 include grooves 36 located above the base 26 that mate with girdle 16 of the anchor gemstones 20, as well as the girdle 16 of the touch gemstone 22. The channel walls 28 contact the anchor gemstones 20 in at least two places (between the anchor gemstones 20 and on opposing ends of the anchor gemstones 20) but do not run between the anchor gemstones 20 and the touch gemstone 22.

The channel walls 28 may also include a wedge 38 positioned between the anchor gernstones 20 for securing

the anchor genestones 20 in place in the jewelry apparatus 18. The width of wedge 38 is thinner near the bottom end 35 than the top end 37. Thus, as the wedge 38 is driven downward, toward the base 26, space between the anchor genestones 20 is taken up by the width of wedge 38 locking the anchor genestones 20 in place in the setting means 24.

As illustrated in FIG. 3, the touch gernstone 22 is configured to be set slightly below the anchor gernstones 20. As described above, one side 41 of the girdle 16 of the touch gernstone 22 is held in place by the groove 36 in the channel wall 28 of the setting means 24. An opposite end 39 of the touch gernstone 22 is held in place by the anchor gernstones 20.

The cavities 32 in the base 26 of the setting means 24 are sized to hold the touch gernstone 22 slightly lower than the anchor gernstones 20. The cavities 32 are positioned such that the girdles of anchor gernstones 20 overlap the girdle of touch gernstone 22. As is illustrated in the drawings, the upper pavifions 14, just under the girdles 16, of the anchor gernstones 20 contact the outer edge 39 of the crown 12 of the touch gernstone 22 to lock the touch gernstone 22 in place in the setting means 24.

Because the anchor gemstones 20 overlap the touch gemstone 22, the touch gemstone 22 is held in place and no metal from the setting means 24 is visible between the anchor gemstones 20 and the touch gemstone 22. This method of setting gemstones produces the stunning visual effects of invisible setting methods without requiring grooves to be cut in the gemstones. This method is also very versatile in that many shapes of gemstones can be set using this method.

A method for setting gemstones according the present invention comprises forming a base including cavities in a setting means of a piece of jewelry, placing the touch gemstone 22 in the appropriate cavity 32 in the base 26 of the setting means 24, and placing the anchor gemstones 20 in the appropriate cavities 32 in the base 26. The gemstones 20 and 22 are positioned such that the anchor gemstones 20 overlap the touch gemstone 22 with the pavilion 14 of the anchor gemstones 20 contacting the grown 12 of the touch gemstone 22. The girdles 16 of the anchor gemstones 20 are located above the girdle 16 of the touch gemstone 22 and preferably in grooves 26 formed in the channel walls 28. In this manner the gemstones are locked in place and the setting means 24 is not visible between the touch gemstone 22 and the anchor gemstones 20.

The method can also include driving the wedge 38 in the channel wall 28 between the anchor stones 20 downward toward the base 26 to further lock, tighten and secure the anchor gemstones 20 in place.

While a specific method of setting the anchor gemstones 20 has been described above, it can be appreciated that any conventional method of setting the anchor gemstones 20 can be used without departing from the invention disclosed and claimed herein. It can also be appreciated that while the setting means 24 shown in FIGS. 2 and 3 is heart-shaped, other shapes and forms of setting means 24 can be used. For example, a four leaf clover-shaped setting means can be used with four anchor gemstones, one in each leaf of the four leaf clover, holding one touch stone in the center of the shape. Various other shapes and forms are contemplated.

FIGS. 4 and 5 illustrate an alternative embodiment of the present invention in which three rows of gernstones are set in a ring using a so-called channel setting method in combination with the inventive setting method. In this embodiment, the jewelry apparatus 118 comprises two rows

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of anchor gensiones 120, a row of touch gensiones 122 and a setting means 124.

The setting means 124 includes a base 126 and channel walls 128. Preferably, the setting means 124 is made of a precious metal material such as gold or platinum.

The base 126 includes three rows of cavities 132, each cavity 132 configured for accepting pavilions 14 of the anchor gemstones 120 and the touch gemstones 122. The cavities are sized so that the gemstone pavilions 14 can be held in the cavities 132 with the gemstone crowns 12 and 10 girdles 16 sitting above the top of the base 126, with contoured wedges half way around each anchor gemstone 120. The cavities 132 can also include angled side walls 134 for further accommodating an angled gemstone pavilions 14.

The channel walls 126 are configured for holding the rows of anchor genestones 120 in place in the jewelry apparatus 118. The channel walls 126 include grooves 136 that mate with the girdle 16 of each of the anchor genestones 120.

As illustrated in FIG. 5, the girdles 16 of the touch gernstones 122 are set slightly below the girdles of the anchor gernstones 120. The row of touch gernstones 122 is placed in the center row of cavities 132, with the rows of anchor gernstones 120 placed on opposite sides of the row of touch gernstones 122. In this manner, two anchor gernstones 120 coutact each touch gernstone 122, holding the touch gernstone 122 in place in the jewelry apparatus 118.

The center row of cavities 132 in the base 126 is sized to hold the girdles of touch gernstones 122 slightly lower than the girdles of anchor gernstones 120, and the rows of cavities 132 are positioned so that the girdles of anchor gernstones 120 overlap the girdles of touch gernstones 122. As illustrated in FIG. 5, the upper pavilion 14 of each anchor gernstone 120 contacts the crown 12 of each adjacent touch gernstone 122 to lock the row of touch gernstones 122 in place.

Because the rows of anchor gernstones 120 overlap the row of touch gernstones 122, the row of touch gernstones 122 is held in place with no metal from the setting means 124 visible between the rows of anchor gernstones 120 and the row of touch gernstones 122.

A method for setting rows of gemstones according to the present invention comprises forming a base 126 including rows of cavities 132 in a setting means 124 of a picce of 45 jewelry, placing the row of touch gemstones 122 in the center row of cavities in the base 126 of the setting means. 124, and placing the rows of anchor gemstones 120 in the outer rows of cavities 132 in the base 126 of the setting means 124 with the girdle 16 of each anchor gemstone 120  $_{50}$ in the groove 136 in the side wall 128 of the setting means 124. The girdles of anchor genestones 120 are positioned overlapping the girdles of touch genistones 122 such that the pavilions 14 of the rows of anchor gemstones 120 contact the crowns 12 of the row of touch gernstones 122. The row 55 of touch genistones 122 is thereby held in place without using metal or prongs between the rows of anchor gemstones 120 and the row of touch gernstones 120.

It will be apparent to those skilled in the art that modifications may be made without departing from the spirit and 60 scope of the invention. Accordingly, it is not intended that the invention be limited except as may be necessary in view of the appended claims.

What is claimed is:

- 1. A jewelry apparatus comprising:
- a first and a second anchor gemstone, each comprising a crown, a girdle and a pavilion;

a touch gernstone having crown; and

a setting for receiving said anchor and touch gernstones in said jewelry apparatus, said setting holding said first and said second anchor gernstones in place, wherein said touch gernstone is held within said setting means solely by the pavilions of said first and second anchor gernstones and without said setting means overlapping any part of said crown of said touch gernstone and without said touch gernstone contacting either of said crowns of said first and second anchor gernstones.

2. The jewelry apparatus of claim 1 wherein said touch gensione further comprises a girdle and a pavilion and wherein said crown of said touch gensione contacts said pavilions of said first and second anchor gensiones.

3. The jewelry apparatus of claim 2 wherein said setting further comprises a base having first, second and third cavities substantially the same size as the pavilions of said first and second anchor gemestones and said touch gerestone, respectively, wherein said pavilions of said first and second anchor gemestones and touch gemestone rest in said first, second and third cavities, respectively.

4. The jewelry apparatus of claim 3 wherein said first, second and third cavities are configured to hold said first and second anchor gernstones and said touch gernstone with said touch gernstone girdle below said first and second anchor gernstone girdles.

5. The jewelry apparatus of claim I wherein said setting further comprises channel walls configured to retain said first and second anchor gemstones in said setting, and wherein said channel walls do not run between either said first or second anchor gemstone and said touch gemstone.

6. The jewelry apparatus of claim I further comprising additional anchor gemetones and touch gemetones, said first, second and additional anchor gemetones being arranged in first and second rows of anchor gemetones and wherein said touch gemetone and additional touch gemetones being arranged in a single row of touch gemetones retained in said setting by said first and second rows of anchor gemetones.

 The jewel apparatus of claim 1 wherein said setting is selected from the group consisting of channel walls, grouves and prongs.

8. The jewelry apparatus of claim 1 wherein the anchor gemstones and touch gemstone are substantially the same size.

A jewelry apparatus comprising:

first, second and third gemstones, each having a pavilion, a girdle and a crown;

a settings for receiving said first, second and third gemstones, in said jewelry apparatus wherein said third gemstone is between said first and second gemstones, said setting overlapping parts of said crowns of said first and second gemstones but not any part of said crown of said third gemstone, said third gemstone held solely between said pavilions of said first and second gemstones, and said settings comprise a wedge between said first and second gemstones for holding said first and second gemstones for holding said first and second gemstones.

10. The jewelry apparatus of claim 9 wherein said settings further comprise a base having first, second and third cavities of substantially the same size as said pavilions of said first, second and third gemestones, respectively, and wherein said pavilions of said first, second and third gemestones rest in said first, second and third cavities, respectively.

11. The jewelry apparatus of claim 10 wherein said first, second and third cavities are configured to hold said first, second and third gemstones with said third gemstone girdle below said first and second gemstone girdles.

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12. The jewelry apparatus of claim 9 wherein said pavilions of said first and second genistones contact said crown of said third genistone.

13. The jewelry apparatus of claim 9 wherein said settings is selected from the group consisting of channel walls, 5 grooves and prongs.

14. The jewelry apparatus of claim 9 wherein the gemstones are substantially the same size.

15. A jewelry apparatus comprising:

a first and a second anchor gernstone;

a touch gemstone having a crown; and

a setting for receiving said anchor and touch genestones in said jewelry apparatus, said setting holding said first and said second anchor genestones in place, wherein said touch genestone is held within said setting by said first and second anchor genestones and without said setting overlapping any part of said crown of said touch genestone,

wherein said setting further comprises channel walls 20 configured to retain said first and second anchor gemstones in said setting, and wherein said channel walls do not run between either said first or second anchor gemstone and said touch gemstone, and

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wherein said channel walls further comprise a wedge between said first and second anchor gemstones for more tightly retaining said first and second anchor gemstones in the setting, said wedge having a width, a top end and a bottom end, said width being thinner near said bottom end than said top end.

16. A jewelry apparatus comprising:

first, second and third gemstones, each having a pavilion, a girdle and a crown;

a setting for receiving said first, second and third genstones, in said jewelry apparatus wherein said third genstone is between said first and second genstones, said settings overlapping parts of said crowns of said first and second genstones but not any part of said crown of said third genstone, said third genstone held between said pavilions of said first and second genstones, and said settings comprises a wedge between said first and second genstones for holding said first and second genstones.

\* \* \* \* \*

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# UNITED STATES PATENT AND TRADEMARK OFFICE

# CERTIFICATE OF CORRECTION

PATENT NO. : 6,591,633 B2 DATED

: July 15, 2003

INVENTOR(S) : Pachauer, Werner

Page 1 of 2

It is cortified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below;

#### Column 1,

Line 67, change "a" (second occurrence) to -- an --.

# Column 2,

Line 28, change "include" to -- includes --. Line 41, change "is it" to -- it is --.

## Column 3,

Lines 10, 12 and 14, after "is" insert -- a --. Line 15, change "alone" to -- along line --.

### Column 4,

Line 32, after "according" insert -- to --. Line 48, change "stones" to -- gemstones --. Line 60, change "stone" to -- gemstone --.

## Column 5,

Line 14, "change "pavilions" to -- pavilion --. Line 57, change "touch gemstones 120" to -- touch gemstones 122 --.

#### Column 6,

Line 1, after "having" insert -- a --. Lines 5 and 7, delete "means". Line 48, change "settings" to -- setting --. Line 49, after "gemstones" delete the comma. Line 55, change "settings comprise" to -- setting comprises --. Lines 58-59, change "settings further comprise" to -- setting further comprises --

#### Column 7,

Line 4, change "settings" to -- setting --.

Case: 1:06-cv-03488 Document #: 1 Filed: 06/27/06 Page 13 of 13 PageID #:13

# UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO. : 6,591,633 B2

Page 2 of 2

DATED

: July 15, 2003 INVENTOR(S) : Pachauer, Werner

> It is cortified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Column 8,

Line 11, delete the comma.

Lines 13 and 17, change "settings" to -- setting --.

Signed and Sealed this

Twenty-eighth Day of October, 2003

JAMES E. ROGAN Director of the United States Patent and Trademark Office.