



1994 Decisions

Opinions of the United
States Court of Appeals
for the Third Circuit

12-16-1994

Duraco Prod. Inc. v. Joy Plastic Ent.

Follow this and additional works at: https://digitalcommons.law.villanova.edu/thirdcircuit_1994

Recommended Citation

"Duraco Prod. Inc. v. Joy Plastic Ent." (1994). *1994 Decisions*. 222.
https://digitalcommons.law.villanova.edu/thirdcircuit_1994/222

This decision is brought to you for free and open access by the Opinions of the United States Court of Appeals for the Third Circuit at Villanova University Charles Widger School of Law Digital Repository. It has been accepted for inclusion in 1994 Decisions by an authorized administrator of Villanova University Charles Widger School of Law Digital Repository.

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 93-3323

DURACO PRODUCTS, INC.,

Appellant

v.

JOY PLASTIC ENTERPRISES, LTD.,
d/b/a BACKYARD PRODUCTS;
TRAVIS PRODUCTS, INC.

On Appeal From the United States Court of Appeals
for the Western District of Pennsylvania
(D.C. Civil No. 92-00270E)

Argued: February 17, 1994

Before: BECKER, HUTCHINSON, and COWEN, Circuit Judges
Opinion Filed: November 15, 1994

JAMES R. KYPHER (Argued)
MARK R. LESLIE
Kirkpatrick & Lockhart
1500 Oliver Building
Pittsburgh, PA 15222
Attorneys for Appellant

CRAIG A. MARKHAM (Argued)
HARRY D. MARTIN
Elderkin, Martin, Kelly, Messina &
Zamboldi
150 East Eighth Street
Box 1819
Erie, PA 16507
Attorneys for Travis Products,
Inc., Appellee

JOHN B. FESSLER (Argued)

Marsh, Spaeder, Baur, Spaeder & Schaaf
300 State Street, Suite 300
Erie, PA 16507

W. PATRICK DELANEY
MacDonald, Illig, Jones & Britton
100 State Street, Suite 700
Erie, PA 16507

Attorneys for Joy Plastic
Enterprises, Ltd., d/b/a
Backyard Products, Appellee

ORDER AMENDING OPINION

The opinion in the above-captioned case filed November 15, 1994, is amended as follows:

On page 4, in the penultimate line of the first paragraph, delete the "non-" before the word "functionality."

BY THE COURT:

/s/ Edward R. Becker

Circuit Judge

Dated: December 16, 1994