

Case No. 1,262.

BELL v. PHILLIPS.

Circuit Court, S. D. Ohio.

1858.

PATENTS FOR INVENTIONS—ACTION FOR INFRINGEMENT—MEASURE OF DAMAGES.

Where a patent was for heating boilers with the waste heat of a blast furnace, *held*, in the case of an infringement by the use of a machine which was the same in principle, that the rule of damages was the price of the coal saved by the use of the improvement.

{See *Bell v. Daniels*, Case No. 1,247.}

Before LEAVITT, District Judge.

{NOTE. Nowhere reported; opinion not now accessible. Statement of the point determined was taken from Law's Pat. Dig. 240. For other cases involving this patent, see *Bell v. Daniels*, Case No. 1,247, and *Bell v. McCollough*, Case No. 1,256.}