

**United States Court of Appeals  
for the Federal Circuit**

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**COMMIL USA, LLC,**  
*Plaintiff-Appellee,*

v.

**CISCO SYSTEMS, INC.,**  
*Defendant-Appellant.*

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2012-1042

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Appeal from the United States District Court for the Eastern District of Texas in case no. 07-CV-0341, Magistrate Judge Charles Everingham.

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**ON PETITION FOR PANEL REHEARING AND  
REHEARING EN BANC**

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Before PROST, *Chief Judge*, NEWMAN, LOURIE, DYK, MOORE, O'MALLEY, REYNA, WALLACH, TARANTO, CHEN, HUGHES, and STOLL, *Circuit Judges*.

PER CURIAM.

**ORDER**

Appellee Commil USA, LLC filed a combined petition for panel rehearing and rehearing en banc. The petition

for rehearing was referred to the panel that heard the appeal, and thereafter the petition for rehearing en banc was referred to the circuit judges who are in regular active service.

Upon consideration thereof,

IT IS ORDERED THAT:

The petition for panel rehearing is denied.

The petition for rehearing en banc is denied.

The mandate of the court will issue on March 8, 2016.

FOR THE COURT

March 1, 2016  
Date

/s/ Daniel E. O'Toole  
Daniel E. O'Toole  
Clerk of Court