

NOTE: This disposition is nonprecedential.

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

SMARTMETRIC INC., a Nevada Corporation,
Plaintiff-Appellant,

v.

**MASTERCARD INTERNATIONAL
INCORPORATED, a Delaware Corporation,**
Defendant-Appellee,

AND

VISA INC., a Delaware Corporation,
Defendant-Appellee.

2014-1037

Appeal from the United States District Court for the
Central District of California in No. 2:11-cv-07126, Judge
Michael W. Fitzgerald.

JUDGMENT

PATRICK F. BRIGHT, Wagner, Anderson & Bright, P.C.,
of Glendale, California, argued for plaintiff-appellant.

JOSEPH MELNIK, Jones Day, of Palo Alto, California, argued for appellees. With him on the brief for Visa Inc. were AN P. DOAN; and MATTHEW J. SILVEIRA, of San Francisco, California. On the brief for MasterCard International Incorporated were GARY A. CLARK, DARREN M. FRANKLIN, and ANDREW KIM, Sheppard, Mullin, Richter & Hampton LLP, of Los Angeles, California. Of counsel was DENNIS J. SMITH.

THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (PROST, *Chief Judge*, NEWMAN and HUGHES, *Circuit Judges*).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

August 13, 2014
Date

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