

NOTE: This disposition is nonprecedential.

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

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**IN RE: MITCHELL J. FRANCIS,**  
*Appellant*

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2016-2695

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Appeal from the United States Patent and Trademark  
Office, Patent Trial and Appeal Board in No. 13/111,698.

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**JUDGMENT**

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HOWARD NEAL FLAXMAN, Welsh Flaxman & Gitler  
LLC, Alexandria, VA, argued for appellant.

LORE A. UNT, Office of the Solicitor, United States  
Patent and Trademark Office, Alexandria, VA, argued for  
appellee Joseph Matal. Also represented by NATHAN K.  
KELLEY, THOMAS W. KRAUSE, MAI-TRANG DUC DANG,  
BENJAMIN T. HICKMAN, COKE MORGAN STEWART.

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THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (PROST, *Chief Judge*, CLEVINGER and  
STOLL, *Circuit Judges*).

**AFFIRMED. See Fed. Cir. R. 36.**

ENTERED BY ORDER OF THE COURT

August 15, 2017

Date

/s/ Peter R. Marksteiner

Peter R. Marksteiner

Clerk of Court