

NOTE: This order is nonprecedential.

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

K-TEC, INC.,
Plaintiff-Appellee,

v.

VITA-MIX CORPORATION,
Defendant-Appellant.

2011-1244, -1484, -1512

Appeals from the United States District Court for the
District of Utah in case no. 06-CV-0108, Judge Tena
Campbell.

VITA-MIX CORPORATION,
Appellant,

v.

**DAVID J. KAPPOS, DIRECTOR,
UNITED STATES PATENT AND TRADEMARK
OFFICE,**
Appellee,

AND

K-TEC, INC.,
Appellee.

2012-1024
(Reexamination No. 95/000,339)

Appeal from the United States Patent and Trademark
Office, Board of Patent Appeals and Interferences.

ON MOTION

Before MOORE, *Circuit Judge*.

ORDER

K-TEC, Inc. (K-TEC) moves to vacate a portion of this court's order on December 15, 2011, which treated the above-captioned cases as companion cases for purposes of oral argument and to refer the motion to a judge or a panel of judges. Vita-Mix Corporation opposes. The court treats K-TEC's motion as a motion for reconsideration.

Upon consideration thereof,

IT IS ORDERED THAT:

The motion is denied.

FOR THE COURT

JAN 27 2012

Date

/s/ Jan Horbaly

Jan Horbaly
Clerk

cc: Alan L. Briggs, Esq.
Brett L. Foster, Esq.

FILED
U.S. COURT OF APPEALS FOR
THE FEDERAL CIRCUIT

JAN 27 2012

JAN HORBALY
CLERK

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