

NOTE: This disposition is nonprecedential.

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

BIOPOLYMER ENGINEERING, INC.
(doing business as Biothera),
Plaintiff-Appellant,

and

MASSACHUSETTS INSTITUTE OF TECHNOLOGY,
Plaintiff,

v.

IMMUNOCORP and BIOTECH PHARMACON ASA,
Defendants.

2010-1096

Appeal from the United States District Court for the
District of Minnesota in Case No. 05-CV-0536, Judge Joan
M. Ericksen.

JUDGMENT

DARREN B. SCHWIEBERT, Fredrikson & Bryson, P.A. ,
of Minneapolis, Minnesota, argued for plaintiff-appellant.
With him on the brief was GRANT D. FAIRBAIRN. Of
counsel was LORA M. FRIEDEMANN.

THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (NEWMAN, LOURIE, and MOORE, *Circuit Judges*).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

February 22, 2011
Date

/s/ Jan Horbaly
Jan Horbaly
Clerk