

NOTE: This disposition is nonprecedential.

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

THOMAS J. YORKEY,
Appellant,

v.

**MOHAMED K. DIAB, ESMAIEL KIANI-
AZRBAYJANY, IBRAHIM M. ELFADEL, REX J.
MCCARTHY, WALTER M. WEBER, and ROBERT A.
SMITH,**
Appellees.

2011-1360
(Interference No. 105,471)

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

JUDGMENT

LAURENCE S. ROGERS, Ropes & Gray, of New York,
New York, argued for appellant. With him on the brief
was STUART W. YOTHERS.

JOSEPH R. RE, Knobbe, Martens, Olson & Bear, LLP,
of Irvine, California, argued for appellees. With him on
the brief were BRENTON R. BABCOCK and JAROM D.
KESLER. Of counsel was IRFAN A. LATEEF.

THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (PROST, REYNA, and WALLACH, *Circuit Judges*).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

March 9, 2012
Date

/s/ Jan Horbaly
Jan Horbaly
Clerk