

NOTE: This disposition is nonprecedential.

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

NETAPP, INC.,
Appellant

v.

**ELECTRONICS AND TELECOMMUNICATIONS
RESEARCH INSTITUTE,**
Appellee

2015-1719

Appeal from the United States Patent and Trademark
Office, Patent Trial and Appeal Board in No. IPR2013-
00635.

JUDGMENT

PETER H. KANG, Sidley Austin LLP, Palo Alto, CA, ar-
gued for appellant. Also represented by ANNA MAYERGOYZ
WEINBERG, Washington, DC.

MATTHEW CARMINE PHILLIPS, Renaissance IP Law
Group LLP, Portland, OR, argued for appellee. Also
represented by DEREK MEEKER; MARC AARON FENSTER,
Russ August & Kabat, Los Angeles, CA.

THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (O'MALLEY, WALLACH, and TARANTO,
Circuit Judges).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

August 9, 2016
Date

/s/ Peter R. Marksteiner
Peter R. Marksteiner
Clerk of Court