

NOTE: This disposition is nonprecedential.

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

RACETECH, LLC,
Plaintiff-Appellant

v.

**KENTUCKY DOWNS, LLC, EXACTA SYSTEMS,
LLC, FKA ENCORE GAMING, LLC,**
Defendants-Appellees

2016-1672

Appeal from the United States District Court for the
Western District of Kentucky in No. 1:15-cv-00059-GNS-
HBB, Judge Gregory N. Stivers.

JUDGMENT

RICHARD L. BROPHY, Armstrong Teasdale LLP, St.
Louis, MO, argued for plaintiff-appellant. Also represent-
ed by MARK A. THOMAS, ZACHARY CHARLES HOWENSTINE.

SPIRO BEREVESKOS, Woodard, Emhardt, Moriarty,
McNett & Henry LLP, Indianapolis, IN, argued for de-
fendants-appellees. Also represented by WILLIAM ALEX
MCKENNA.

THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (WALLACH, HUGHES, and STOLL, *Circuit Judges*).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

February 13, 2017

Date

/s/ Peter R. Marksteiner

Peter R. Marksteiner
Clerk of Court