

NOTE: This disposition is nonprecedential.

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

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**BLACKBIRD TECH LLC, DBA BLACKBIRD  
TECHNOLOGIES,**  
*Plaintiff-Appellant*

v.

**LULULEMON ATHLETICA, INC.,**  
*Defendant-Appellee*

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2017-2350

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Appeal from the United States District Court for the District of Delaware in No. 1:15-cv-00930-RGA, Judge Richard G. Andrews.

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**JUDGMENT**

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CHRISTOPHER FREEMAN, Blackbird Technologies, Chicago, IL, argued for plaintiff-appellant. Also represented by WENDY VERLANDER, Boston, MA; STAMATIOS STAMOULIS, Stamoulis & Weinblatt LLC, Wilmington, DE.

AARON GABRIEL FOUNTAIN, DLA Piper US LLP, Austin, TX, argued for defendant-appellee. Also represented by JOHN GUARAGNA; BRIAN BIGGS, DENISE SEASTONE KRAFT, Wilmington, DE.

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THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

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

**AFFIRMED. See Fed. Cir. R. 36.**

ENTERED BY ORDER OF THE COURT

September 6, 2018  
Date

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