

NOTE: This disposition is nonprecedential.

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

ERFINDERGEMEINSCHAFT UROPEP GBR,
Plaintiff-Appellee

v.

ELI LILLY AND COMPANY,
Defendant-Appellant

2017-2603

Appeal from the United States District Court for the Eastern District of Texas in No. 2:15-cv-01202-WCB, Circuit Judge William C. Bryson.

JUDGMENT

JOHN SCOTT MCBRIDE, Bartlit Beck Herman Palenchar & Scott LLP, Chicago, IL, argued for plaintiff-appellee. Also represented by ADAM MORTARA, BENJAMIN JOHN WHITING; MEG E. FASULO, JOHN HUGHES, NOSSON KNOBLOCH, Denver, CO.

CHARLES E. LIPSEY, Finnegan, Henderson, Farabow, Garrett & Dunner, LLP, Reston, VA, argued for defendant-appellant. Also represented by JENNIFER SWAN, Palo Alto, CA; HOWARD WARREN LEVINE, Washington, DC.

THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (PROST, *Chief Judge*, MOORE and
HUGHES, *Circuit Judges*).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

October 10, 2018
Date

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