

NOTE: This disposition is nonprecedential.

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

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**SMARTEN LLC,**  
*Plaintiff-Appellant*

v.

**SAMSUNG ELECTRONICS AMERICA, INC.,**  
*Defendant-Appellee*

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2018-1802

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Appeal from the United States District Court for the Eastern District of Virginia in No. 1:17-cv-01381-LMB-IDD, Judge Leonie M. Brinkema.

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**JUDGMENT**

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ROBERT VANDERHYE, McLean, VA, argued for plaintiff-appellant.

RICHARD L. RAINEY, Covington & Burling LLP, Washington, DC, argued for defendant-appellee. Also represented by ROBERT JASON FOWLER, KEVIN RICHARDS.

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THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

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

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

ENTERED BY ORDER OF THE COURT

February 12, 2019  
Date

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