

NOTE: This order is nonprecedential.

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

**RUST-OLEUM CORPORATION, RPM
INTERNATIONAL, INC.,**
Appellants

v.

**KATHERINE K. VIDAL, Under Secretary of
Commerce for Intellectual Property and
Director of the United States Patent and
Trademark Office,**
Intervenor

2019-2238

Appeal from the United States Patent and Trademark
Office, Patent Trial and Appeal Board in No. IPR2017-
02158.

ORDER

The parties having so agreed, it is ordered that:

(1) The proceeding is DISMISSED under Fed. R. App.
P. 42 (b).

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(2) Each side shall bear their own costs.

FOR THE COURT

October 25, 2022

Date

/s/ Peter R. Marksteiner

Peter R. Marksteiner

Clerk of Court

ISSUED AS A MANDATE: October 25, 2022