

NOTE: This order is nonprecedential.

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

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**NEW VISION GAMING & DEVELOPMENT, INC.,**  
*Appellant*

v.

**SG GAMING, INC., fka Bally Gaming, Inc.,**  
*Appellee*

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

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2020-1399

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Appeal from the United States Patent and Trademark  
Office, Patent Trial and Appeal Board in No. CBM2018-  
00005.

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**NEW VISION GAMING & DEVELOPMENT, INC.,**  
*Appellant*

v.

**SG GAMING, INC., fka Bally Gaming, Inc.,**  
*Appellee*

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NEW VISION GAMING & DEVELOPMENT, INC. v.  
SG GAMING, INC.

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

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2020-1400

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Appeal from the United States Patent and Trademark Office, Patent Trial and Appeal Board in No. CBM2018-00006.

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**ON MOTION**

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**O R D E R**

New Vision Gaming & Development, Inc. moves out of time and without opposition to voluntarily dismiss its Appeal No. 2020-1399 pursuant to Federal Rule of Appellate Procedure 42(b).

Upon consideration thereof,

IT IS ORDERED THAT:

- (1) The motion is granted to the extent that Appeal No 2020-1399 is withdrawn.
- (2) Each side shall bear its own costs in Appeal No. 2020-1399.
- (3) The revised official caption for the remaining appeal, Appeal No. 2020-1400, is reflected in this order.
- (4) New Vision's principal brief is due no later than 30

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days from the date of this order.

FOR THE COURT

August 4, 2022  
Date

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

ISSUED AS A MANDATE (as to 2020-1399 only):  
August 4, 2022