

NOTE: This disposition is nonprecedential.

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

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**IMPLICIT, LLC,**  
*Plaintiff-Appellant*

v.

**NETSCOUT SYSTEMS, INC.,**  
*Defendant-Cross-Appellant*

**SANDVINE CORPORATION,**  
*Defendant*

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2020-1976, 2020-2045

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Appeals from the United States District Court for the Eastern District of Texas in No. 2:18-cv-00053-JRG, Chief Judge J. Rodney Gilstrap.

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**JUDGMENT**

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JASON LEE ROMRELL, Finnegan, Henderson, Farabow, Garrett & Dunner, LLP, Washington, DC, argued for plaintiff-appellant. Also represented by ROBERT SHAFFER; J. DEREK MCCORQUINDALE, Reston, VA.

ERIC ALLAN BURESH, Erise IP, P.A., Overland Park, KS, argued for defendant-cross-appellant.

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THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

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

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

ENTERED BY ORDER OF THE COURT

May 6, 2022  
Date

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