

NOTE: This disposition is nonprecedential.

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

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**CUPP COMPUTING AS,**  
*Appellant*

v.

**TREND MICRO INC.,**  
*Appellee*

**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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2020-2059

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Appeal from the United States Patent and Trademark  
Office, Patent Trial and Appeal Board in No. IPR2019-  
00368.

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**JUDGMENT**

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JAMES R. HANNAH, Kramer Levin Naftalis & Frankel  
LLP, Redwood Shores, CA, argued for appellant. Also rep-  
resented by PAUL J. ANDRE; JEFFREY PRICE, New York, NY.

ROBERT BUERGI, DLA Piper LLP (US), East Palo Alto, CA, argued for appellee. Also represented by MARK D. FOWLER; STANLEY JOSEPH PANIKOWSKI, III, San Diego, CA.

MARY L. KELLY, Office of the Solicitor, United States Patent and Trademark Office, Alexandria, VA, for intervenor. Also represented by DANIEL KAZHDAN, THOMAS W. KRAUSE, FARHEENA YASMEEN RASHEED.

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THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (DYK, TARANTO, and STARK, *Circuit Judges*).

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

ENTERED BY ORDER OF THE COURT

October 6, 2022  
Date

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