

NOTE: This disposition is nonprecedential.

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

BOOST OXYGEN, LLC,
Plaintiff-Appellant

v.

OXYGEN PLUS, INC.,
Defendant-Appellee

2020-2268

Appeal from the United States District Court for the District of Minnesota in No. 0:17-cv-05004-PJS-DTS, Judge Patrick J. Schiltz.

JUDGMENT

BARRY LANDY, Ciresi Conlin LLP, Minneapolis, MN, for plaintiff-appellant. Also represented by JACOB FATULA SIEGEL; ROBERT NEUNER, Hoffmann & Baron, LLP, Parsippany, NJ.

LOREN HANSEN, Lathrop GPM LLP, Minneapolis, MN, for defendant-appellee. Also represented by RICHARD C. LANDON.

THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (MOORE, TARANTO, and CHEN, *Circuit Judges*).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

April 8, 2021
Date

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