

NOTE: This order is nonprecedential.

United States Court of Appeals for the Federal Circuit

2009-1311, -1330

ANTICANCER, INC.,

Plaintiff-Appellant,

v.

CAMBRIDGE RESEARCH & INSTRUMENTATION, INC.,

Defendant-Appellee,

and

MERCK & CO., INC.,

Defendant-Cross Appellant,

and

NOVARTIS CORP.,

Defendant-Appellee.

Appeals from the United States District Court for the Southern District of California in
case no. 07-CV-97, Judge Janis L. Sammartino.

ON MOTION

ORDER

AntiCancer, Inc. moves without opposition to withdraw its appeal. Merck & Co.,
Inc. moves without opposition to withdraw its appeal.

Upon consideration thereof,

IT IS ORDERED THAT:

- (1) The motions to withdraw the appeals are granted.
- (2) All sides shall bear their own costs.
- (3) All other pending motions are moot.

FOR THE COURT

JUL 28 2009

Date

/s/ Jan Horbaly
Jan Horbaly
Clerk

cc: Daniel Anthony Lawton, Esq.
Martin B. Pavane, Esq.
John P. Cooley, Esq.
James C. Pistorino, Esq.

FILED
U.S. COURT OF APPEALS FOR
THE FEDERAL CIRCUIT

JUL 28 2009

JAN HORBALY
CLERK

s17

ISSUED AS A MANDATE: JUL 28 2009