

NOTE: This order is nonprecedential.

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

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**STEUBEN FOODS, INC.,**  
*Plaintiff-Appellant*

v.

**NESTLE USA, INC.,**  
*Defendant-Appellee*

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**STEUBEN FOODS, INC.,**  
*Plaintiff-Appellant*

v.

**GEA SYSTEMS NORTH AMERICA LLC, GEA  
PROCOMAC S.P.A.,**  
*Defendants-Appellees*

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2021-1907, 2021-1933

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Appeals from the United States District Court for the  
Western District of New York in Nos. 1:12-cv-00904-EAW-  
JJM, 1:13-cv-00892-EAW-JJM, Judge Elizabeth A. Wol-  
ford.

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**ON MOTION**

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STEUBEN FOODS, INC. v. NESTLE USA, INC.

PER CURIAM.

**ORDER**

The parties move to dismiss the above-captioned appeal pursuant to Fed. R. App. P. 42(b) with each side to bear its own costs and fees.

IT IS ORDERED THAT:

The motion is granted. The appeal is dismissed as stipulated.

FOR THE COURT

April 5, 2022

Date

/s/ Peter R. Marksteiner

Peter R. Marksteiner  
Clerk of Court

**ISSUED AS A MANDATE:** April 5, 2022