

NOTE: This order is nonprecedential.

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

KAOTICA IP CORP.,
Plaintiff-Appellant

v.

**ICONIC MARS CORPORATION, OLUSEYI JAMES
OLALEYE,**
Defendants-Appellees

2022-1816

Appeal from the United States District Court for the
Southern District of California in No. 3:21-cv-00433-CAB-
DEB, Judge Cathy Ann Bencivengo.

ON MOTION

Before DYK, REYNA, and TARANTO, *Circuit Judges*.
REYNA, *Circuit Judge*.

O R D E R

Before the filing of its opening brief, the appellant
Kaotica IP Corp. moves to voluntarily dismiss its appeal.
The appellees respond that they “have incurred costs and
attorney’s fees on this appeal, and [they] wish to abide by

this Court's determination concerning whether costs and/or attorney's fees are recoverable in these circumstances." Resp. at 1.

Upon consideration thereof,

IT IS ORDERED THAT:

The court has sua sponte determined that the award of attorneys' fees and costs is not appropriate. Kaotica's motion is granted to the extent the appeal is dismissed with each party to bear its own costs.

FOR THE COURT

October 21, 2022
Date

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

ISSUED AS A MANDATE: October 21, 2022