

NOTE: This order is nonprecedential.

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

**DAIICHI SANKYO, INC., ASTRAZENECA
PHARMACEUTICALS LP,**
Plaintiffs-Appellants

v.

**UNITED STATES PATENT AND TRADEMARK
OFFICE, KATHERINE K. VIDAL, in her official
capacity as the Under Secretary of Commerce
for Intellectual Property and Director of the
United States Patent and Trademark Office,**
Defendants-Appellees

2023-2390

Appeal from the United States District Court for the
Eastern District of Virginia in No. 1:21-cv-00899-LMB-
JFA, Judge Leonie M. Brinkema.

O R D E R

The parties having so agreed, it is ordered that:

(1) The proceeding is **DISMISSED** under Fed. R. App.
P. 42 (b).

2

DAIICHI SANKYO, INC. v. PTO

(2) Each side shall bear their own costs.

FOR THE COURT

March 4, 2024
Date



Jarrett B. Perlow
Clerk of Court

ISSUED AS A MANDATE: March 4, 2024