

NOTE: This disposition is nonprecedential.

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

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**SUMMIT DATA SYSTEMS LLC,**  
*Plaintiff-Appellant*

v.

**NETAPP INC.,**  
*Defendant-Appellee*

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2015-1103

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Appeal from the United States District Court for the District of Delaware in No. 1:10-cv-00749-GMS, Judge Gregory M. Sleet.

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**JUDGMENT**

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ROBERT GREENSPOON, Flachsbart & Greenspoon, LLC, Chicago, IL, argued for appellant. Also represented by TRAVIS CAMPBELL.

EDWARD R. REINES, Weil, Gotshal & Manges LLP, Redwood Shores, CA, argued for appellee. Also represented by BYRON BEEBE; DOUGLAS B. LUFTMAN, NetApp, Inc., Sunnyvale, CA.

NATALIE HANLON-LEH, Wilmer Cutler Pickering Hale and Dorr, LLP, Denver, CO, for amicus curiae Comcast Cable Communications, LLC. Also represented by MARY VIRGINIA SOOTER.

STEVEN MOORE, Kilpatrick Townsend & Stockton LLP, San Francisco, CA, for amici curiae Askeladden, LLC, Dell Inc., et al.

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THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (DYK, TARANTO, and HUGHES, *Circuit Judges*).

**AFFIRMED. See Fed. Cir. R. 36.**

ENTERED BY ORDER OF THE COURT

October 9, 2015  
Date

/s/ Daniel E. O'Toole  
Daniel E. O'Toole  
Clerk of Court