

NOTE: This order is nonprecedential.

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

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**JOHNSON & JOHNSON VISION CARE, INC.,**  
*Plaintiff-Appellee,*

v.

**CIBA VISION CORPORATION,**  
*Defendant-Appellant.*

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2010-1372

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Appeal from the United States District Court for the  
Middle District of Florida in consolidated case nos. 05-CV-  
0135 and 06-CV-0301, Judge Timothy J. Corrigan.

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**JOHNSON & JOHNSON VISION CARE, INC.,**  
*Plaintiff-Appellant,*

v.

**CIBA VISION CORPORATION,**  
*Defendant-Appellee.*

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2010-1388

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Appeal from the United States District Court for the Middle District of Florida in consolidated case nos. 05-CV-0135 and 06-CV-0301, Judge Timothy J. Corrigan.

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**ON MOTION**

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**ORDER**

Johnson & Johnson Vision Care, Inc. submits a response to this court's September 9, 2010 order requesting dismissal of its appeal, 2010-1388. The parties move to lift the stay of briefing in 2010-1372.

Upon consideration thereof,

IT IS ORDERED THAT:

(1) Appeal 2010-1388 is dismissed. Each side shall bear its own costs in 2010-1388. The revised official caption is reflected above.

(2) The joint motion to lift the stay of briefing in 2010-1372 is granted. Johnson & Johnson's brief is due November 22, 2010. The appellant's reply brief is due December 23, 2010.

(3) Any other pending motions are denied as moot.

FOR THE COURT

**NOV 18 2010**

Date

/s/ Jan Horbaly

Jan Horbaly  
Clerk

cc: Harry J. Roper, Esq.  
Thomas P. Steindler, Esq.

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

NOV 18 2010

**JAN HORBALY**  
**CLERK**