

NOTE: This disposition is nonprecedential.

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

**ASPEX EYEWEAR, INC., AND CONTOUR OPTIK,
INC.,**
Plaintiffs-Appellants,

v.

ALTAIR EYEWEAR, INC.,
Defendant-Appellee.

2012-1102

Appeal from the United States District Court for the District of Massachusetts in No. 10-CV-12202, Judge William G. Young.

JUDGMENT

MICHAEL A. NICODEMA, Greenberg Traurig, LLP, of Florham Park, New Jersey, argued for plaintiffs-appellants. With him on the brief was KIMBERLY A. WARSHAWSKY, of Phoenix, Arizona.

TRACY ZURZOLO QUINN, Reed Smith, LLP, of Chicago, Illinois, argued for defendant-appellee. With her on the brief were CARL H. PIERCE and MATTHEW P. FREDERICK. Of counsel were JAMES C. MARTIN and KEVIN S. KATONA, of Pittsburgh, Pennsylvania.

THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (LINN, REYNA, and WALLACH, *Circuit Judges*).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

October 10, 2012
Date

/s/ Jan Horbaly
Jan Horbaly
Clerk