

NOTE: This order is nonprecedential.

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

**THERASENSE, INC. (NOW KNOWN AS ABBOTT
DIABETES CARE, INC.) AND ABBOTT
LABORATORIES,**
Plaintiffs-Appellees,

v.

**BECTON, DICKINSON AND COMPANY
AND NOVA BIOMEDICAL CORPORATION,**
Defendants-Appellants,

AND

BAYER HEALTHCARE LLC,
Defendant.

2012-1504

Appeal from the United States District Court for the Northern District of California in consolidated case nos. 04-CV-2123, 04-CV-3327, 04-CV-3732, and 05-CV-3117, Judge William H. Alsup.

**THERASENSE, INC. (NOW KNOWN AS ABBOTT
DIABETES CARE, INC.) AND ABBOTT
LABORATORIES,**

THERASENSE, INC. V. BECTON, DICKINSON AND COMPANY

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Plaintiffs-Appellants,

v.

**BECTON, DICKINSON AND COMPANY
AND NOVA BIOMEDICAL CORPORATION,**

Defendants-Appellees,

AND

BAYER HEALTHCARE LLC,

Defendant-Appellee.

2012-1365, -1503

Appeals from the United States District Court for the Northern District of California in consolidated case nos. 04-CV-2123, 04-CV-3327, 04-CV-3732, and 05-CV-3117, Judge William H. Alsup.

ON MOTION

O R D E R

Upon consideration of Therasense, Inc. and Abbott Laboratories's unopposed motion to withdraw appeals 2012-1365 and 2012-1503,

IT IS ORDERED THAT:

(1) The motion is granted. The appeals are dismissed.

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(2) Each side shall bear its own costs in 2012-1365 and 2012-1503.

(3) The revised official caption in 2012-1504 is reflected above. Becton's principal brief in 2012-1504 is due within 30 days of the date of filing of this order.

FOR THE COURT

/s/ Jan Horbaly
Jan Horbaly
Clerk

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Issued As A Mandate (For 2012-1365 and 2012-1503
Only): OCT 23 2012