

NOTE: This disposition is nonprecedential.

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

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**CLASSEN IMMUNOTHERAPIES, INC.,**  
*Plaintiff-Appellant,*

v.

**SHIONOGI, INC. AND  
MERZ PHARMACEUTICALS, LLC,  
Merz Pharmaceuticals, GmbH,**  
*Defendants-Appellees.*

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2014-1364

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Appeal from the United States District Court for the District of Maryland in No. 1:13-cv-00921-RWT, Senior Judge Roger W. Titus.

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**JUDGMENT**

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JOSEPH J. ZITO, DNL Zito, of Washington, DC, argued for plaintiff-appellant. With him on the brief was BENJAMIN C. DEMING, of Los Angeles, California.

LISA J. PIROZZOLO, Wilmer Cutler Pickering Hale and Dorr, LLP, of Boston, Massachusetts argued for defendant-appellee Shionogi, Inc. With her on the brief for defendant-appellee Shionogi, Inc., were MARK C. FLEMING,

DAVID A. MANSPEIZER, of New York, New York, and TRACEY C. ALLEN, of Washington, DC. Of counsel for defendant-appellee Merz Pharmaceuticals, LLC. were F. DOMINIC CERRITO, Quinn Emanuel Urquhart & Sullivan, LLP, of New York, New York. With him on the brief were ERIC C. STOPS and GABRIEL P. BRIER.

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THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (NEWMAN, MOORE, and TARANTO, *Circuit Judges*).

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

ENTERED BY ORDER OF THE COURT

December 8, 2014  
Date

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