

NOTE: This disposition is nonprecedential.

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

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**ETHOX CHEMICALS LLC, JAMES TANNER,**  
*Plaintiffs-Appellants*

v.

**COCA-COLA COMPANY,**  
*Defendant-Cross-Appellant*

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2016-1786, 2016-1845

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Appeals from the United States District Court for the District of South Carolina in No. 6:12-cv-01682-KFM, Magistrate Judge Kevin F. McDonald.

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**JUDGMENT**

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PHILIP L. HIRSCHHORN, Buchanan Ingersoll & Rooney PC, New York, NY, argued for plaintiffs-appellants. Also represented by ERIN M. DUNSTON, Alexandria, VA.

JOHN D. GARRETSON, Shook, Hardy & Bacon, LLP, Kansas City, MO, argued for defendant-cross-appellant. Also represented by BASIL TRENT WEBB, ANGELA DAWN MITCHELL, CHRISTINE A. GUASTELLO.

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THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (WALLACH, CLEVINGER, and SCHALL,  
*Circuit Judges*).

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

ENTERED BY ORDER OF THE COURT

April 10, 2017

Date

/s/ Peter R. Marksteiner

Peter R. Marksteiner  
Clerk of Court