

NOTE: This disposition is nonprecedential.

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

INCEPT LLC,
Appellant

v.

HYPERBRANCH MEDICAL TECHNOLOGY, INC.,
Appellee

2018-2041

Appeal from the United States Patent and Trademark Office, Patent Trial and Appeal Board in No. IPR2016-01836.

JUDGMENT

ROBERT FRANCIS ALTHERR, JR., Banner & Witcoff, Ltd., Washington, DC, argued for appellant. Also represented by PAUL MICHAEL RIVARD, CHRISTOPHER LEWIS MCKEE; JOHN P. IWANICKI, Boston, MA; JASON STEVEN SHULL, Chicago, IL.

ORION ARMON, Cooley LLP, Broomfield, CO, argued for appellee. Also represented by JONATHAN GRAVES, JOSEPH VAN TASSEL, Reston, VA; ADAM PIVOVAR, San Diego, CA.

THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (PROST, *Chief Judge*, NEWMAN and WALLACH, *Circuit Judges*).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

July 15, 2019
Date

/s/ Peter R. Marksteiner
Peter R. Marksteiner
Clerk of Court