

NOTE: This order is nonprecedential.

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

U.S. SILICA CO.,
Plaintiff-Appellee

v.

**AMBERGER KAOLINWERKE EDUARD KICK
GMBH & CO. KG,**
Defendant-Appellant

2023-1813

Appeal from the United States District Court for the Eastern District of Texas in No. 2:20-cv-00298-JRG, Chief Judge J. Rodney Gilstrap.

O R D E R

The parties having so agreed, it is ordered that:

- (1) The proceeding is DISMISSED under Fed. R. App. P. 42 (b).
- (2) Each side shall bear their own costs.

FOR THE COURT

August 3, 2023
Date

/s/ Jarrett B. Perlow
Jarrett B. Perlow
Clerk of Court

ISSUED AS A MANDATE: August 3, 2023