

NOTE: This order is nonprecedential

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

FLFMC, LLC,
Plaintiff-Appellant,

v.

WHAM-O, INC.,
Defendant-Appellee.

v.

UNITED STATES,
Intervenor.

2011-1067

Appeal from the United States District Court for the
Western District of Pennsylvania in case no. 01-CV-0435,
Judge Arthur J. Schwab.

Decided: September 16, 2011

Before LINN, DYK, and PROST, *Circuit Judges.*
PER CURIAM.

ORDER

The President has today signed into law the Leahy-Smith America Invents Act, H.R. 1249, 112th Cong. (1st Sess. 2011), amending 35 U.S.C. § 292 and including the following text regarding the effective date of this provision: “The amendments made by this subsection shall apply to all cases, without exception, that are pending on, or commenced on or after, the date of the enactment of this Act.” Leahy-Smith America Invents Act § 16(b)(4).

Accordingly,

IT IS ORDERED THAT:

- (1) Each party shall advise the court within fourteen days of the date of this order of the effect of this legislation on the status of this case.
- (2) The response shall take the form of a double-spaced letter of no more than five pages.

FOR THE COURT,

September 16, 2011

Date

/s/ Jan Horbaly

Jan Horbaly

Clerk

cc: David G. Oberdick, Esq.
Andrew J. Dhuey, Esq.
Douglas N. Letter, Esq.