

NOTE: This disposition is nonprecedential.

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

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**MEDICIS PHARMACEUTICAL CORPORATION**  
*Plaintiff-Appellant,*

v.

**ACELLA PHARMACEUTICALS, LLC**  
*Defendant-Appellee.*

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2012-1106

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Appeal from the United States District Court for the District of Arizona in case no. 10-CV-1780, Judge James A. Teilborg.

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**JUDGMENT**

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WILLIAM J. MCNICHOL, JR., Reed Smith, LLP, of Philadelphia, Pennsylvania, argued for plaintiff-appellant. Of counsel was MARYELLEN FEEHERY HANK.

RAY K. HARRIS, Fennemore Craig, P.C., of Phoenix, Arizona, argued for defendant-appellee. With him on the brief was RYAN A. KURTZ, Miller & Martin PLLC, of Atlanta, Georgia.

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THIS CAUSE HAVING BEEN HEARD AND CONSIDERED, IT IS  
ORDERED AND ADJUDGED:

PER CURIAM (MOORE, BRYSON, AND O'MALLEY, *Circuit  
Judges*).

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

ENTERED BY ORDER OF THE COURT

January 11, 2013  
Date

/s/ Jan Horbaly  
Jan Horbaly  
Clerk