

NOTE: This order is nonprecedential.

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

U.S. RUBBER RECYCLING, INC.,
Plaintiff-Appellant,

v.

ECORE INTERNATIONAL, INC.,
Defendant-Appellee,

Appeal from the United States District Court for the
Central District of California in case no. 09-CV-9516,
Judge S. James Otero.

2012-1166

ON MOTION

O R D E R

Upon consideration of U.S. Rubber Recycling, Inc.'s unopposed motion to withdraw its argument made on pages 3, 11-12, and 18-20 of its reply brief regarding Ecore International, Inc.'s alleged non-disclosure of Primary Acoustics's cross-claims for invalidation of the '723 patent,

It Is Ordered That:

(1) The motion is granted.

(2) A copy of this order will be transmitted to the merits panel assigned to hear this case.

FOR THE COURT

JAN 08 2013

Date

/s/ Jan Horbaly

Jan Horbaly

Clerk

cc: Thomas A. Vogele, Esq.
Robert C. Nissen, Esq.

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FILED
U.S. COURT OF APPEALS FOR
THE FEDERAL CIRCUIT

JAN 08 2013

JAN HORBALY
CLERK