

NOTE: This disposition is nonprecedential.

United States Court of Appeals for the Federal Circuit

2008-1043

CHARLES L. EKSTAM,
FUEL PREPARATOR INTERNATIONAL, INC.,
and EKSTAM WORLDWIDE, INC.,

Plaintiffs-Appellants,

v.

C. BRAD EKSTAM,
DIESEL PERFORMANCE PRODUCTS, INC.,
and C. BRAD EKSTAM (doing business as Diesel Performance Products Co.),

Defendants-Appellees.

Michael J. Thomas, Harness, Dickey & Pierce, P.L.C., of St. Louis, Missouri, argued for plaintiffs-appellants. With him on the brief was Kara R. Yancey.

James J. Kernell, Erickson, Kernell, Derusseau & Kleypas, LLC, of Overland Park, Kansas, argued for defendants-appellees. With him on the brief were Lara L. McInerney and Michael Yakimo, Jr.

Appealed from: United States District Court for the Eastern District of Missouri

Magistrate Judge Audrey G. Fleissig

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Defendants-Appellees.

Judgment

ON APPEAL from the United States District Court for the Eastern District of Missouri
in CASE NO(S). 4:04-CV-00187

This CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

Per Curiam (MICHEL, Chief Judge, LOURIE, and LINN, Circuit Judges).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

DATED July 14, 2008

/s/ Jan Horbaly
Jan Horbaly, Clerk