

NOTE: This disposition is nonprecedential.

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

**CAPITAL MACHINE COMPANY, INC., AND
INDIANA FORGE, LLC,**
Plaintiffs/Counterclaim Defendants-Appellants,

AND

WILLIAM L. KOSS,
Counterclaim Defendant,

v.

**MILLER VENEERS, INC., THOMAS A. MILLER,
BENJAMIN R. MILLER, SALLY M. SANDO,
ROBERT D. BRAND, INDIANAPOLIS VENEER
WORKS, LLC, EGENOLF MACHINE, INC., AND
MERRITT PLYWOOD MACHINERY, INC.,**
Defendants/Counterclaimants-Appellees.

2014-1171

Appeal from the United States District Court for the
Southern District of Indiana in No. 1:09-cv-00702-JMS-
DML, Judge Jane Magnus-Stinson.

JUDGMENT

PAUL B. OVERHAUSER, Overhauser Law Offices, LLC, of Greenfield, Indiana, argued for plaintiffs/counterclaim defendants-appellants.

MICHAEL A. SWIFT, Maginot, Moore & Beck, LLP, of Indianapolis, Indiana, argued for defendants/counterclaimants-appellees. Of counsel on the brief were J. LEE MCNEELY, CYNTHIA A. BEDRICK, and CHARLES B. DAUGHERTY, McNeely Stephenson Thopy & Harrold, of Shelbyville, Indiana.

THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (LOURIE, O'MALLEY, and HUGHES, *Circuit Judges*).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

August 7, 2014
Date

/s/ Daniel E. O'Toole
Daniel E. O'Toole
Clerk of Court