

NOTE: This disposition is nonprecedential.

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

EMCORE CORPORATION,
Appellant

v.

NICHIA CORPORATION,
Appellee

**MICHELLE K. LEE, Under Secretary of Commerce
for Intellectual Property and Director, U.S. Patent
and Trademark Office,**
Intervenor

2014-1508

Appeal from the United States Patent and Trademark
Office, Patent Trial and Appeal Board in No. IPR2012-
00005.

JUDGMENT

MICHAEL A. TOMASULO, Winston & Strawn LLP, Los
Angeles, CA, argued for appellant. Also represented by
GEOFFREY P. EATON, Washington, DC.

MATTHEW A. SMITH, Turner Boyd LLP, Redwood City, CA, argued for appellee. Also represented by ANDREW S. BALUCH, STEPHEN B. MAEBIUS, Foley & Lardner LLP, Washington, DC.

STACY BETH MARGOLIES, Office of the Solicitor, United States Patent and Trademark Office, Alexandria, VA, argued for intervenor. Also represented by NATHAN K. KELLEY, SCOTT WEIDENFELLER, ROBERT J. MCMANUS.

THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (PROST, *Chief Judge*, BRYSON and HUGHES, *Circuit Judges*).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

April 16, 2015

Date

/s/ Daniel E. O'Toole

Daniel E. O'Toole
Clerk of Court