

NOTE: This disposition is nonprecedential.

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

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**FAIRWARNING IP, LLC,**  
*Plaintiff-Appellant*

v.

**CYNERGISTEK, INC.,**  
*Defendant-Appellee*

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2016-1096

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Appeal from the United States District Court for the Middle District of Florida in No. 8:15-cv-00100-SDM-AEP, Judge Steven D. Merryday.

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**JUDGMENT**

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SEAN A. PASSINO, Hauptman Ham, LLP, Alexandria, VA, argued for plaintiff-appellant. Also represented by RACHEL KAREN PILLOFF; MICHAEL S. HOOKER, JASON PAUL STEARNS, Phelps Dunbar LLP, Tampa, FL.

LISA M. TITTEMORE, Sunstein Kann Murphy & Timbers LLP, Boston, MA, argued for defendant-appellee. Also represented by BRANDON TYLER SCRUGGS, SHARONA STERNBERG.

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THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (LOURIE, PLAGER, and STOLL, *Circuit Judges*).

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

ENTERED BY ORDER OF THE COURT

October 11, 2016  
Date

/s/ Peter R. Marksteiner  
Peter R. Marksteiner  
Clerk of Court