

NOTE: This disposition is nonprecedential.

# United States Court of Appeals for the Federal Circuit

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**TQP DEVELOPMENT LLC,**  
*Plaintiff-Appellant*

v.

**NEWEGG, INC.,**  
*Defendant-Cross-Appellant*

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2016-1262, 2016-1297

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Appeals from the United States District Court for the Eastern District of Texas in No. 2:11-cv-00248-JRG, Judge J. Rodney Gilstrap.

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## **JUDGMENT**

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MARC AARON FENSTER, Russ August & Kabat, Los Angeles, CA, argued for plaintiff-appellant. Also represented by ADAM S. HOFFMAN, PAUL ANTHONY KROEGER, BENJAMIN T. WANG.

DANIEL H. BREAN, The Webb Law Firm, Pittsburgh, PA, argued for defendant-cross-appellant. Also represented by KENT E. BALDAUF, JR.; MARK A. LEMLEY, Durie Tangri LLP, San Francisco, CA; EDWARD R. REINES, Weil, Gotshal & Manges LLP, Redwood Shores, CA.

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THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (NEWMAN, MOORE, and O'MALLEY, *Circuit Judges*).

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

No costs.

ENTERED BY ORDER OF THE COURT

February 27, 2017

Date

/s/ Peter R. Marksteiner

Peter R. Marksteiner  
Clerk of Court