

NOTE: This disposition is nonprecedential.

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

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**TOM W. WAUGH,**  
*Appellant*

v.

**MCWANE, INC.,**  
*Appellee*

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2017-2343

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Appeal from the United States Patent and Trademark Office, Patent Trial and Appeal Board in No. IPR2016-00266.

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**JUDGMENT**

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RENE A. VAZQUEZ, Sinergia Technology Law Group, PLLC, Leesburg, VA, argued for appellant.

CHRISTOPHER BRANTLEY KELLY, Alston & Bird LLP, Atlanta, GA, argued for appellee. Also represented by MICHAEL S. CONNOR, KIRK T. BRADLEY, Charlotte, NC.

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THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (WALLACH, SCHALL, and TARANTO, *Circuit Judges*).

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

ENTERED BY ORDER OF THE COURT

June 6, 2018  
Date

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