

NOTE: This order is nonprecedential.

United States Court of Appeals for the Federal Circuit

2008-1558
(Opposition No. 91/174,518)

KARL STORZ GMBH & CO. KG,

Appellant,

v.

BAUSCH & LOMB INCORPORATED,

Appellee.

Appeal from the United States Patent and Trademark Office,
Trademark Trial and Appeal Board.

ON MOTION

ORDER

Upon consideration of the joint motion to dismiss this appeal, due to settlement,

IT IS ORDERED THAT:

- (1) The motion is granted.
- (2) All other pending motions are moot.
- (3) Each side shall bear its own costs.

FOR THE COURT

JUN - 9 2009

Date

/s/ Jan Horbaly

Jan Horbaly
Clerk

cc: Wesley W. Whitmyer, Jr., Esq.
Floyd A. Mandell, Esq.

s8

ISSUED AS A MANDATE: _____

JUN - 9 2009

FILED
U.S. COURT OF APPEALS FOR
THE FEDERAL CIRCUIT

JUN 09 2009

JAN HORBALY
CLERK