

NOTE: This order is nonprecedential.

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

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**RAYMOND E. STAUFFER,**  
*Plaintiff-Appellant,*

v.

**BROOKS BROTHERS, INC.**  
**and RETAIL BRAND ALLIANCE, INC.,**  
*Defendants-Appellees,*

v.

**UNITED STATES,**  
*Movant-Cross Appellant.*

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2009-1428, -1430, -1453

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Appeals from the United States District Court for the Southern District of New York in 08-CV-10369, Judge Sidney H. Stein.

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**ON MOTION**

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**O R D E R**

CIBA Vision Corporation, appearing as amicus curiae, submits a motion for leave to file a notice of supplemental authority.

Upon consideration thereof,

IT IS ORDERED THAT:

The motion is deferred for consideration by the merits panel assigned to hear this case. Copies of this order, the motion, and any responses should be transmitted to the merits panel.

FOR THE COURT

JUN 09 2010

Date

/s/ Jan Horbaly

Jan Horbaly

Clerk

cc: Raymond E. Stauffer  
Stephen L. Baker, Esq.  
Douglas N. Letter, Esq.  
Bryan P. Collins, Esq.  
M. Miller Baker, Esq.

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

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JUN 09 2010

JAN HORBALY  
CLERK