

NOTE: This order is nonprecedential.

# United States Court of Appeals for the Federal Circuit

2010-1052

SE-KURE CONTROLS, INC.,

Plaintiff/Cross Claim Defendant-  
Appellant,

v.

DIAM USA, INC.,

Defendant-Appellee,

and

POP DISPLAYS USA, LLC (successor in interest to Diam USA, Inc.),

Third Party Plaintiff-Appellee,

and

POP DISPLAYS, LLC, POP DISPLAYS, INC., and  
DIAM INTERNATIONAL, INC.,

Defendants,

v.

TELEFONIX, INC.,

Cross Claim Plaintiff/Third Party  
Defendant-Appellee.

Appeal from the United States District Court for the Northern District of Illinois in case  
no. 06-CV-4857, Judge Ronald A. Guzman.

ON MOTION

ORDER

Se-Kure Controls, Inc. moves for judicial notice of a United States Patent and Trademark Office reexamination decision. The appellees oppose. Se-Kure replies.

Upon consideration thereof,

IT IS ORDERED THAT:

(1) The motion is deferred for consideration by the merits panel assigned to hear this case. Copies of this order, the motion, the response, and the reply shall be transmitted to the merits panel.

(2) Within seven days of the date of filing of this order, Se-Kure is directed to file three additional copies of the appendices it attached to the motion, for transmission to the merits panel.

FOR THE COURT

MAR 16 2010

Date

/s/ Jan Horbaly

Jan Horbaly  
Clerk

cc: Richard D. Harris, Esq.  
Lee F. Grossman, Esq.

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

MAR 16 2010

**JAN HORBALY**  
**CLERK**