

NOTE: This order is nonprecedential.

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

**THE ASSOCIATION FOR MOLECULAR
PATHOLOGY, THE AMERICAN COLLEGE OF
MEDICAL GENETICS, THE AMERICAN SOCIETY
FOR CLINICAL PATHOLOGY, THE COLLEGE OF
AMERICAN PATHOLOGISTS, HAIG KAZAZIAN,
MD, ARUPA GANGULY, PhD, WENDY CHUNG, MD,
PhD, HARRY OSTRER, MD, DAVID LEDBETTER,
PhD, STEPHEN WARREN, PhD, ELLEN MATLOFF,
M.S., ELSA REICH, M.S., BREAST CANCER
ACTION, BOSTON WOMEN'S HEALTH BOOK
COLLECTIVE, LISBETH CERIANI,
RUNI LIMARY, GENAE GIRARD, PATRICE
FORTUNE, VICKY THOMASON,
and KATHLEEN RAKER,
*Plaintiffs-Appellees,***

v.

**UNITED STATES PATENT AND
TRADEMARK OFFICE,
*Defendant,***

and

**MYRIAD GENETICS, INC.,
*Defendant-Appellant,***

and

**LORRIS BETZ, ROGER BOYER, JACK BRITTAIN,
ARNOLD B. COMBE, RAYMOND GESTELAND,
JAMES U. JENSEN, JOHN KENDALL MORRIS,**

**THOMAS PARKS, DAVID W. PERSHING, and
MICHAEL K. YOUNG, in their official capacity as
Directors of the University of Utah Research Founda-
tion,
*Defendants-Appellants.***

2010-1406

Appeal from the United States District Court for the
Southern District of New York in case no. 09-CV-4515,
Senior Judge Robert W. Sweet.

ON MOTION

O R D E R

The Federal Circuit Bar Association (FCBA) moves
without opposition for leave to file a brief amicus curiae in
connection with the motion to recuse Chief Judge Rader
filed by The Association for Molecular Pathology et al.

Upon consideration thereof,

IT IS ORDERED THAT:

The motion is granted. In the event that Chief Judge
Rader is assigned to the panel in this case or the case is
heard en banc, the FCBA's amicus brief will be transmit-
ted to him.

FOR THE COURT

AUG 16 2010

Date

/s/ Jan Horbaly

Jan Horbaly

Clerk

cc: Christopher A. Hansen, Esq.
Gregory A. Castanias, Esq.
Edward R. Reines, Esq.

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

AUG 16 2010

JAN HORBALY
CLERK