

NOTE: This order is nonprecedential.

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

**ODYSSEY LOGISTICS AND TECHNOLOGY
CORPORATION,**
Plaintiff-Appellant,

v.

**DAVID J. KAPPOS, DIRECTOR,
UNITED STATES PATENT AND TRADEMARK
OFFICE,**
Defendant-Appellee.

2011-1441

Appeal from the United States District Court for the
Eastern District of Virginia in case no. 08-CV-1241, Judge
Gerald Bruce Lee.

ON MOTION

O R D E R

Odyssey Logistics and Technology Corporation moves
to withdraw its appeal.

Upon consideration thereof,

IT IS ORDERED THAT:

(1) The motion to withdraw is granted. The appeal is dismissed.

(2) Each side shall bear its own costs.

FOR THE COURT

OCT 27 2011

Date

/s/ Jan Horbaly

Jan Horbaly

Clerk

cc: Robert M. Bauer, Esq.
Dennis C. Barghaan, Jr., Esq.

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Issued As A Mandate: OCT 27 2011

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

OCT 27 2011

JAN HORBALY
CLERK