

NOTE: This order is nonprecedential.

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

KYD, INC.,
Plaintiff-Appellant,

v.

UNITED STATES,
Defendant-Appellee,

AND

**POLYETHYLENE RETAIL CARRIER BAG
COMMITTEE, HILEX POLY CO., LLC, AND
SUPERBAG CORPORATION,**
Defendants-Cross Appellants.

2012-1533, -1534

Appeals from the United States Court of International
Trade in case no. 09-CV-0034, Chief Judge Donald C.
Pogue.

ON MOTION

O R D E R

Upon consideration of the United States' unopposed
motion for a scheduling order,

IT IS ORDERED THAT:

(1) The motion is granted. KYD's opening brief is due September 17, 2012. Polyethylene Retail Carrier Bag Committee's ("PRCBC") opening brief and response to KYD's brief is due November 1, 2012. The United States' response to both parties' briefs shall be due December 17, 2012. KYD's response to PRCBC's brief and reply to the United States' and PRCB's briefs are due January 7, 2013. PRCBC's reply brief to KYD and the United States is due January 28, 2013.

(2) The United States' previously filed motion for a scheduling order is withdrawn.

For The Court

SEP 14 2012

Date

/s/ Jan Horbaly

Jan Horbaly

Clerk

cc: Carrie A. Dunsmore, Esq.
David Craven, Esq.
Stephen A. Jones, Esq.

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

SEP 14 2012

JAN HORBALY
CLERK