

NOTE: This disposition is nonprecedential.

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

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**BIAX CORPORATION,**  
*Plaintiff-Appellant,*

**v.**

**NVIDIA CORPORATION,**  
*Defendant-Appellee.*

**AND**

**SONY COMPUTER ENTERTAINMENT AMERICA,  
INC., AND SONY ELECTRONICS INC.,**  
*Defendants-Appellees.*

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2012-1387

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Appeal from the United States District Court for the  
District of Colorado in No. 09-CV-1257, Judge Philip A.  
Brimmer.

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**JUDGMENT**

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STEVEN J. MERKER, Dorsey & Whitney, LLP, of Denver, Colorado, argued for plaintiff-appellant.

MARK S. DAVIES, Orrick, Herrington & Sutcliffe LLP, of Washington, DC argued for defendant-appellee, Nvidia Corporation and DAVID ROKACH, Kirkland & Ellis, LLP, of Chicago, Illinois, argued for defendants-appellees, Sony Computer Entertainment America, Inc., et al. With them on the brief were CHRIS R. OTTENWELLER, Orrick, Herrington & Sutcliffe, LLP, of Menlo Park, California, ALEX V. CHACHKES, of New York, New York, DONALD DAYBELL and CHRISTINA VON DER AHE, of Irvine, California for defendant-appellee, Nvidia Corporation. Also on the brief was CHRISTIAN CHADD TAYLOR, Kirkland & Ellis, LLP, of Palo Alto, California, for all defendants-appellees. Of counsel was INDRA NEEL CHATTERJEE, Orrick, Herrington & Sutcliffe, LLP, of Menlo Park, California, for defendant-appellee, Nvidia Corporation.

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THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (LOURIE, DYK, and REYNA, *Circuit Judges*).

**AFFIRMED. See Fed. Cir. R. 36.**

ENTERED BY ORDER OF THE COURT

February 8, 2013  
Date

/s/ Jan Horbaly  
Jan Horbaly  
Clerk