

NOTE: This disposition is nonprecedential.

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

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**SMITH & NEPHEW INCORPORATED,  
JOHN O. HAYHURST, M.D.,**  
*Plaintiffs-Appellees*

v.

**ARTHREX, INCORPORATED,**  
*Defendant-Appellant*

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2014-1729

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Appeal from the United States District Court for the District of Oregon in No. 3:04-cv-00029-MO, Judge Michael W. Mosman.

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**JUDGMENT**

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JOHN MICHAEL SKENYON, Fish & Richardson P.C., Boston, MA, argued for plaintiffs-appellees. Also represented by MARK JOSEPH HEBERT, I.

CHARLES W. SABER, Dickstein Shapiro LLP, Washington, DC, argued for defendant-appellant. Also represented by SALVATORE P. TAMBURO, MEGAN S. WOODWORTH, S. GREGORY HERRMAN.

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THIS CAUSE having been heard and considered, it is  
ORDERED and ADJUDGED:

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

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

ENTERED BY ORDER OF THE COURT

March 18, 2015  
Date

/s/ Daniel E. O'Toole  
Daniel E. O'Toole  
Clerk of Court