

NOTE: This disposition is nonprecedential.

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

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**LUNAREYE, INC.,**  
*Appellant*

*v.*

**JOSEPH MATAL, PERFORMING THE FUNCTIONS  
AND DUTIES OF THE UNDER SECRETARY OF  
COMMERCE FOR INTELLECTUAL PROPERTY  
AND DIRECTOR, U.S. PATENT AND TRADEMARK  
OFFICE,**  
*Intervenor*

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2016-1413, 2016-1837

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Appeals from the United States Patent and Trade-  
mark Office, Patent Trial and Appeal Board in Nos.  
IPR2014-00712, IPR2014-01213.

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**JUDGMENT**

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STEPHEN W. ABBOTT, Prebeg, Faucett & Abbott PLLC,  
Houston, TX, argued for appellant. Also represented by  
MATTHEW COMPTON, JR., CHRISTOPHER M. FAUCETT.

LORE A. UNT, Office of the Solicitor, United States  
Patent and Trademark Office, Alexandria, VA, argued for

intervenor. Also represented by NATHAN K. KELLEY,  
THOMAS W. KRAUSE, FRANCES LYNCH, SCOTT  
WEIDENFELLER, MAI-TRANG DUC DANG.

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THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (NEWMAN, O'MALLEY, and STOLL, *Circuit  
Judges*).

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

ENTERED BY ORDER OF THE COURT

July 24, 2017

Date

/s/ Peter R. Marksteiner

Peter R. Marksteiner  
Clerk of Court