

NOTE: This order is nonprecedential.

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

PHILIPS NORTH AMERICA, LLC,
Plaintiff-Appellant

v.

FITBIT LLC,
Defendant

2024-1479

Appeal from the United States District Court for the
District of Massachusetts in No. 1:19-cv-11586-FDS, Judge
F. Dennis Saylor, IV.

ON MOTION

O R D E R

Upon consideration of ECF No. 49, which the court construes as a motion to dismiss the appeal under Federal Rule of Appellate Procedure 42(b),

IT IS ORDERED THAT:

- (1) The motion is granted, and the appeal is dismissed.
- (2) Each party shall bear its own costs.

FOR THE COURT



Jarrett B. Perlow
Clerk of Court

August 26, 2025
Date

ISSUED AS A MANDATE: August 26, 2025