

NOTE: This disposition is nonprecedential.

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

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**UPSTREAM HOLDINGS, LLC,**  
*Plaintiff/Counterclaim Defendant-Appellant*

**MIDWAY METALS LLC, CONTRACTOR METALS,  
LLC, ERIC BACHMAN, ANDREW BACHMAN,  
ADELLA BACHMAN, JAMES BACHMAN,**  
*Counterclaim Defendants-Appellants*

v.

**STEVEN C. BREKUNITCH, ERIC J. MORTENSON,  
BREK LEASING, LLC, CARLOS LOPEZ, CHARLES  
GARCIA,**  
*Defendants/Counter-Claimants-Appellees*

**M AND M MACHINERY, MARTIN LOPEZ, SR.,**  
*Defendants-Appellees*

**DOES, 1-7,**  
*Defendant*

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2024-1924, 2024-2143

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Appeals from the United States District Court for the  
Central District of California in No. 2:22-cv-03513-MCS-  
RAO, Judge Mark C. Scarsi.

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## JUDGMENT

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JAMES EDWARD BACHMAN, Omaha, NE, argued for plaintiff/counterclaim defendant-appellant and counterclaim defendants-appellants.

STEPHEN VEGH, Vegh IP Legal, Manhattan Beach, CA, argued for defendants-appellees and defendants/counterclaimants-appellees.

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THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (MOORE, *Chief Judge*, LOURIE and REYNA, *Circuit Judges*).

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

ENTERED BY ORDER OF THE COURT

April 14, 2026  
Date



Jarrett B. Perlow  
Clerk of Court