

NOTE: This disposition is nonprecedential.

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

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**RYDEX, LTD.,**  
*Plaintiff-Appellant*

v.

**FORD MOTOR COMPANY,  
MAZDA MOTOR OF AMERICA, INC.  
(DOING BUSINESS AS MAZDA NORTH AMERICAN  
OPERATIONS),**  
*Defendants-Cross Appellants*

**TOYOTA MOTOR SALES, U.S.A., INC.,**  
*Defendant-Cross Appellant*

**NISSAN NORTH AMERICA, INC.,**  
*Defendant-Cross Appellant*

**AMERICAN HONDA MOTOR CO., INC.,  
SUBARU OF AMERICA, INC.,**  
*Defendants*

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2013-1462, 2013-1463

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Appeals from the United States District Court for the Southern District of Texas in No. 11-CV-0122, Judge Vanessa D. Gilmore.

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**JUDGMENT**

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STAMATIOS STAMOULIS, Stamoulis & Weinblatt LLC, Wilmington, DE, argued for plaintiff-appellant.

DOMINIC FRANCIS PERELLA, Hogan Lovells US LLP, Washington, DC, argued for defendant-cross appellants. Also represented by JASON R. MUDD, Erise IP, P.A., Overland Park, KS. JEFFREY SCOTT PATTERSON, Hartline Dacus Barger Dreyer LLP, Dallas, TX, for defendant-cross appellant Nissan North America, Inc. ERIC W. SCHWEIBENZ, Oblon, Spivak, McClelland, Maier & Neustadt, LLP, Alexandria, VA, for plaintiff-cross appellant Toyota Motor Sales, U.S.A., Inc. Also represented by RICHARD D. KELLY, ROBERT CARTER MATTSON.

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THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (PROST, *Chief Judge*, MOORE and O'MALLEY, *Circuit Judges*).

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

ENTERED BY ORDER OF THE COURT

February 18, 2015  
Date

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