

NOTE: This order is nonprecedential.

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

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**VIRNETX INC., LEIDOS, INC., FKA SCIENCE  
APPLICATIONS INTERNATIONAL  
CORPORATION,**  
*Plaintiffs-Appellees*

v.

**APPLE INC.,**  
*Defendant-Appellant*

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**VIRNETX INC.,**  
*Plaintiff-Appellee*

v.

**APPLE INC.,**  
*Defendant-Appellant*

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2019-1050

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Appeal from the United States District Court for the  
Eastern District of Texas in Nos. 6:11-cv-00563-RWS, 6:12-  
cv-00855-RWS, Judge Robert Schroeder, III.

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**ON PETITION FOR PANEL REHEARING AND  
REHEARING EN BANC**

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Before PROST, *Chief Judge*, NEWMAN, MAYER\*, LOURIE,  
DYK, MOORE, O'MALLEY, REYNA, WALLACH, TARANTO,  
CHEN, and HUGHES, *Circuit Judges*<sup>1</sup>.

PER CURIAM.

**O R D E R**

Appellant Apple Inc. filed a combined petition for panel rehearing and rehearing en banc. The petition was referred to the panel that heard the appeal, and thereafter the petition for rehearing en banc was referred to the circuit judges who are in regular active service.

Upon consideration thereof,

IT IS ORDERED THAT:

The petition for panel rehearing is denied.

The petition for rehearing en banc is denied.

The mandate of the court will issue on February 18, 2020.

FOR THE COURT

February 10, 2020  
Date

/s/ Peter R. Marksteiner  
Peter R. Marksteiner  
Clerk of Court

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\* Circuit Judge Mayer participated only in the decision on the petition for panel rehearing.

<sup>1</sup> Circuit Judge Stoll did not participate.