

NOTE: This order is nonprecedential.

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

MIRROR IMAGING, LLC,
Appellant

v.

FIDELITY INFORMATION SERVICES, LLC,
Appellee

**ANDREI IANCU, Director, U.S. Patent and Trade-
mark Office,**
Intervenor

2019-2026, -2027, -2028, -2029

Appeals from the United States Patent and Trademark
Office, Patent Trial and Appeal Board in Nos. CBM2017-
00064, CBM2017-00065, CBM2017-00066, and CBM2017-
00067.

ON MOTION

Before **LOURIE, MOORE, and, O'MALLEY, Circuit Judges.**
O'MALLEY, Circuit Judge.

O R D E R

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Mirror Imaging, LLC and Fidelity Information Services, LLC move jointly to vacate the decisions of the Patent Trial and Appeal Board and remand for further proceedings in light of *Arthrex, Inc. v. Smith & Nephew, Inc.*, 941 F.3d 1320 (Fed. Cir. 2019). The Director of the United States Patent and Trademark Office intervenes and requests that the court hold any decision on the motion in abeyance pending en banc consideration of *Arthrex*.

Upon consideration thereof,

IT IS ORDERED THAT:

(1) The Director of the United States Patent and Trademark Office is added as an intervenor. The revised official caption is reflected above.

(2) The motion to vacate and remand is granted. The Patent Trial and Appeal Board's decisions are vacated, and the cases are remanded to the Board for proceedings consistent with this court's decision in *Arthrex*.

(3) Each side shall bear its own costs.

FOR THE COURT

January 15, 2020

Date

/s/ Peter R. Marksteiner

Peter R. Marksteiner

Clerk of Court

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