

NOTE: This order is nonprecedential.

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

**HAFCO FOUNDRY AND MACHINE COMPANY,
INCORPORATED,**
Plaintiff-Appellee

v.

GMS MINE REPAIR AND MAINTENANCE, INC.,
Defendant-Appellant

2018-1904

Appeal from the United States District Court for the
Southern District of West Virginia in No. 1:15-cv-16143,
Senior Judge David A. Faber.

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

Before PROST, *Chief Judge*, NEWMAN, LOURIE, DYK,
MOORE, O'MALLEY, REYNA, WALLACH, TARANTO, CHEN,
HUGHES, and STOLL, *Circuit Judges*.

PER CURIAM.

O R D E R

Appellant GMS Mine Repair and Maintenance, 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 June 16, 2020.

FOR THE COURT

June 9, 2020

Date

/s/ Peter R. Marksteiner

Peter R. Marksteiner

Clerk of Court