

NOTE: This order is nonprecedential.

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

BAXTER CORPORATION ENGLEWOOD,
Appellant

v.

BECTON, DICKINSON AND COMPANY,
Appellee

2020-1806, 2020-1808

Appeals from the United States Patent and Trademark Office, Patent Trial and Appeal Board in Nos. IPR2019-00120, IPR2019-00121.

ON PETITION FOR REHEARING EN BANC

Before PROST, *Chief Judge*, NEWMAN, MAYER¹, LOURIE, DYK, O'MALLEY, REYNA, WALLACH, TARANTO, CHEN, HUGHES, and STOLL, *Circuit Judges*.²

PER CURIAM.

ORDER

¹ Circuit Judge Mayer participated only in the decision on the petition for panel rehearing.

² Circuit Judge Moore did not participate.

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BAXTER CORPORATION ENGLEWOOD v.
BECTON, DICKINSON AND COMPANY

Baxter Corporation Englewood filed a petition for rehearing en banc. The petition was first referred as a petition for rehearing 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 May 17, 2021.

FOR THE COURT

May 10, 2021
Date

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