

NOTE: This order is nonprecedential.

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

FG SRC, LLC,
Appellant

v.

MICROSOFT CORPORATION,
Appellee

2020-1993

Appeal from the United States Patent and Trademark Office, Patent Trial and Appeal Board in No. IPR2018-01604.

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

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

^{*} Chief Judge Kimberly A. Moore assumed the position of Chief Judge on May 22, 2021.

^{**} Circuit Judge Sharon Prost vacated the position of Chief Judge on May 21, 2021.

PER CURIAM.

O R D E R

FG SRC LLC 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.

FG SRC LLC separately moved to dismiss the above-captioned appeal and remand the appeal to the United States Patent and Trademark Office. Microsoft Corporation responded in opposition, and FG SRC LLC replied.

Upon consideration thereof,

IT IS ORDERED THAT:

The petition for panel rehearing is denied.

The petition for rehearing en banc is denied.

The motion is denied.

The mandate of the court will issue on August 13, 2021.

FOR THE COURT

August 6, 2021

Date

/s/ Peter R. Marksteiner

Peter R. Marksteiner

Clerk of Court