

NOTE: This order is nonprecedential.

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

**TRIMBLE INC., INNOVATIVE SOFTWARE
ENGINEERING, LLC,**
Plaintiffs-Appellants

v.

PERDIEMCO LLC,
Defendant-Appellee

2019-2164

Appeal from the United States District Court for the
Northern District of California in No. 4:19-cv-00526-JSW,
Judge Jeffrey S. White.

ON PETITION FOR REHEARING EN BANC

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

* Circuit Judge Evan J. Wallach assumed senior status
on May 31, 2021 and did not participate in the decision on
the petition for rehearing en banc.

PER CURIAM.

O R D E R

PerDiemCo LLC 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 July 6, 2021.

FOR THE COURT

June 29, 2021

Date

/s/ Peter R. Marksteiner

Peter R. Marksteiner
Clerk of Court