

NOTE: This order is nonprecedential.

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

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**ARTHREX, INC.,**  
*Appellant*

v.

**SMITH & NEPHEW, INC., ARTHROCARE CORP.,**  
*Appellees*

**UNITED STATES,**  
*Intervenor*

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2018-2140

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Appeal from the United States Patent and Trademark Office, Patent Trial and Appeal Board in No. IPR2017-00275.

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

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Before MOORE, *Chief Judge*, NEWMAN, LOURIE, DYK,  
PROST, REYNA, TARANTO, CHEN, HUGHES, STOLL, and  
STARK, *Circuit Judges*.\*

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\* Circuit Judge Cunningham did not participate.

PER CURIAM.

**O R D E R**

Arthrex, Inc. filed a combined petition for panel rehearing and rehearing en banc. Ron D. Katznelson requested leave to file a brief as amicus curiae which the court granted. 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 August 18, 2022.

FOR THE COURT

August 11, 2022

Date

/s/ Peter R. Marksteiner

Peter R. Marksteiner  
Clerk of Court