

NOTE: This order is nonprecedential.

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

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**APPLE INC.,**  
*Appellant*

v.

**MASIMO CORPORATION,**  
*Appellee*

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2022-1890

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Appeal from the United States Patent and Trademark  
Office, Patent Trial and Appeal Board in No. IPR2020-  
01523.

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

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Before MOORE, *Chief Judge*, LOURIE, DYK, PROST, REYNA,  
TARANTO, CHEN, HUGHES, STOLL, CUNNINGHAM, and  
STARK, *Circuit Judges*.<sup>1</sup>

PER CURIAM.

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<sup>1</sup> Circuit Judge Newman did not participate.

**O R D E R**

Apple 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 March 22, 2024.

FOR THE COURT



Jarrett B. Perlow  
Clerk of Court

March 15, 2024  
Date