

NOTE: This order is nonprecedential.

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

XMTT, INC.,
Plaintiff-Appellant

v.

INTEL CORPORATION,
Defendant-Appellee

2023-1712

Appeal from the United States District Court for the District of Delaware in No. 1:18-cv-01810-MFK, Judge Matthew F. Kennelly.

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

Before MOORE, *Chief Judge*, LOURIE, DYK, PROST, REYNA, TARANTO, CHEN, HUGHES, and STOLL, *Circuit Judges*,¹ and SCHROEDER, *District Judge*.²

¹ Circuit Judge Newman, Circuit Judge Cunningham, and Circuit Judge Stark did not participate.

² Honorable Robert W. Schroeder III, District Judge, United States District Court for the Eastern District of

PER CURIAM.

O R D E R

XMTT, 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 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.

FOR THE COURT



Jarrett B. Perlow
Clerk of Court

February 7, 2025
Date

Texas, sitting by designation, participated only in the decision on the petition for panel rehearing.