

NOTE: This order is nonprecedential.

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

PERSONAL AUDIO, LLC,
Appellant

v.

ELECTRONIC FRONTIER FOUNDATION,
Appellee

2016-1123

Appeal from the United States Patent and Trademark
Office, Patent Trial and Appeal Board in No. IPR2014-
00070.

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

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

PER CURIAM.

ORDER

Appellant Personal Audio, LLC filed a combined petition for panel rehearing and rehearing en banc. A re-

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sponse to the petition was invited by the court and filed by appellee Electronic Frontier Foundation. 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 November 8, 2017.

FOR THE COURT

November 1, 2017
Date

/s/ Peter R. Marksteiner
Peter R. Marksteiner
Clerk of Court

* Circuit Judge Clevenger participated only in the decision on the petition for panel rehearing.