**IN THE UNITED STATES DISTRICT COURT**
**FOR THE EASTERN DISTRICT OF VIRGINIA**
**Alexandria Division**

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| ACTELION PHARMACEUTICALS LTD., *Plaintiff*, v. HON. MICHELLE K. LEE, Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office, *Defendant*. | Civil Action No. 1:16-cv-304 |

**ORDER**

This matter comes before the Court on a Motion for Summary Judgment filed by Plaintiff Actelion Pharmaceuticals LTD., Dkt. No. 12, and a Cross Motion for Summary Judgment filed by Defendant Michelle K. Lee, Director of the United States Patent and Trademark Office ("PTO"). Dkt. No. 15. For the reasons outlined in the accompanying Memorandum Opinion, the Court ORDERS that Plaintiff's Motion for Summary Judgment is DENIED and Defendant's Cross Motion for Summary Judgment is GRANTED.

October 19, 2016
Alexandria, VA

/s/
Liam O'Grady
United States District Judge