

NOTE: This order is nonprecedential.

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

23ANDME, INC.,
Plaintiff-Appellant

v.

**ANCESTRY.COM DNA, LLC, ANCESTRY.COM
OPERATIONS INC., ANCESTRY.COM LLC,**
Defendants-Appellees

2019-1222

Appeal from the United States District Court for the
Northern District of California in No. 3:18-cv-02791-EMC,
Judge Edward M. Chen.

ON PETITION FOR REHEARING EN BANC

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

PER CURIAM.

ORDER

Appellant 23andMe, Inc. filed a petition for rehearing
en banc. A response to the petition was invited by the court

and filed by Appellees Ancestry.com DNA, LLC, Ancestry.com LLC and Ancestry.com Operations Inc. The petition was first referred as a petition for rehearing 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 January 16, 2020.

FOR THE COURT

January 9, 2020

Date

/s/ Peter R. Marksteiner

Peter R. Marksteiner
Clerk of Court