NOTE: This disposition is nonprecedential.

United States Court of Appeals for the Federal Circuit

NEUTRAL TANDEM, INC.
Plaintiff-Appellant,

v.

PEERLESS NETWORK, LLC, PEERLESS NETWORK OF ILLINOIS, LLC, and JOHN BARNICLE,
Defendants-Appellees.

2011-1144

Appeal from the United States District Court for the Northern District of Illinois in case no. 08-CV-3402, Judge John W. Darrah.

JUDGMENT

JOHN F. WARD, Ward & Olivo, of New York, New York, argued for the plaintiff-appellant. With him on the brief were MICHAEL G. GABRIEL; and FRANK J. CIANO, Goldberg Segalla, of White Plains, New York.

RUSSELL S. JONES, JR., Polsinelli Shughart, PC, of Kansas City, Missouri, argued for the defendants-appellees. With him on the brief was RICHARD P. STITT, of Overland Park, Kansas.

THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (LINN, PROST, and MOORE, *Circuit Judges*).

AFFIRMED. *See* Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

December 13, 2011
Date

/s/ Jan Horbaly
Jan Horbaly
Clerk