

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

DIPPIN' DOTS, INC., et al.,

Plaintiffs,

v.

THOMAS R. MOSEY, et al.,


Defendants.

CIVIL ACTION FILE  
NO. 3:96-CV-1959-L

ORDER

This is an action for patent infringement. Following a jury trial on the issue of invalidity, it is before the Court on the Manufacturing Parties' Motion for Attorneys' Fees Under 35 U.S.C. § 285 [Doc. 934]. For the reasons stated in another Order, this is an exceptional case. However, the Manufacturing Parties have been awarded fees under the Clayton Act. An award of fees under the Patent Act would be duplicative and unreasonable. Therefore, the Manufacturing Parties' Motion for Attorneys' Fees Under 35 U.S.C. § 285 [Doc. 934] is DENIED.

SO ORDERED, this 4 day of August, 2005.

  
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THOMAS W. THRASH, JR.  
United States District Judge