

**FOR PUBLICATION**

**UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT**

PUNCHBOWL, INC., a Delaware  
corporation,

*Plaintiff-Appellant,*

v.

AJ PRESS, LLC, a Delaware limited  
liability company,

*Defendant-Appellee.*

No.21-55881

D.C. No.  
2:21-cv-03010-  
SVW-MAR

ORDER

Filed September 1, 2023

Before: John B. Owens and Daniel A. Bress, Circuit  
Judges, and Sidney A. Fitzwater,\* District Judge.

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**ORDER**

In light of the Supreme Court's decision in *Jack Daniel's Properties, Inc. v. VIP Products, LLC*, 599 U.S. 140 (2023), the decision in this case, *Punchbowl, Inc. v. AJ Press, LLC*, 52 F.4th 1091 (9th Cir. 2022), is withdrawn. This matter will be set for re-argument via separate order.

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\* The Honorable Sidney A. Fitzwater, United States District Judge for the Northern District of Texas, sitting by designation.