

NOTE: This order is nonprecedential

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

ROBERT A. DUBSKY,
Plaintiff-Appellant,

v.

UNITED STATES,
Defendant-Appellee.

2011-5123

Appeal from the United States Court of Federal
Claims in case no. 05-CV-397, Judge Thomas C. Wheeler.

ON MOTION

ORDER

Robert A. Dubsky moves to reinstate his appeal and
for a 30-day extension of time to file his initial brief.

Upon consideration thereof,

IT IS ORDERED THAT:

The motions will be granted, the court's December 5, 2011 dismissal order will be vacated, the mandate will be recalled, and the appeal will be reinstated if Dubsky files his brief within 30 days of the date of filing of this order.

FOR THE COURT

DEC 29 2011

Date

/s/ Jan Horbaly

Jan Horbaly
Clerk

cc: Edward A. Zimmerman, Esq.
Douglas K. Mickle, Esq.

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FILED
U.S. COURT OF APPEALS FOR
THE FEDERAL CIRCUIT

DEC 29 2011

JAN HORBALY
CLERK