

NOTE: This order is nonprecedential.

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

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**BENJAMIN BOSTON,**  
*Plaintiff-Appellant*

v.

**UNITED STATES,**  
*Defendant-Appellee*

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2023-1835

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Appeal from the United States Court of Federal Claims  
in No. 1:22-cv-01880-RAH, Judge Richard A. Hertling.

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**ORDER**

The appellant having failed to pay the docketing fee  
required by Federal Circuit Rule 52(a)(1) within the time  
permitted by the rules, it is

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ORDERED that the notice of appeal be, and the same hereby is, DISMISSED, for failure to prosecute in accordance with the rules.

FOR THE COURT

October 26, 2023

Date

/s/ Jarrett B. Perlow

Jarrett B. Perlow  
Clerk of Court

**ISSUED AS A MANDATE:** October 26, 2023