

NOTE: This order is nonprecedential.

United States Court of Appeals for the Federal Circuit

2009-5131

JAMES R. THOMPSON,

Plaintiff-Appellee,

v.

UNITED STATES,

Defendant-Appellant.

Appeal from the United States Court of Federal Claims in 06-CV-211,
Judge Lawrence J. Block.

ON MOTION

ORDER

The parties move jointly to dismiss this appeal.*

Upon consideration thereof,

IT IS ORDERED THAT:

- (1) The motion is granted.
- (2) Each side shall bear its own costs.

FOR THE COURT

DEC 18 2009

Date

/s/ Jan Horbaly

Jan Horbaly
Clerk

cc: Thomas R. Helfand, Esq.
Arthur Catterall, Esq.

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

ISSUED AS A MANDATE: _____

DEC 18 2009

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**JAN HORBALY
CLERK**

* The parties request that this dismissal be with prejudice; however, it is not the practice of this court to dismiss with or without prejudice.