

NOTE: This order is nonprecedential.

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

WINFRED MILLER,
Claimant-Appellant,

v.

**ERIC K. SHINSEKI, SECRETARY OF VETERANS
AFFAIRS,**
Respondent-Appellee.

2010-7051

Appeal from the United States Court of Appeals for
Veterans Claims in case no. 08-1159, Judge Lawrence B.
Hagel.

Before GAJARSA, SCHALL, and MOORE, *Circuit Judges.*
PER CURIAM.

O R D E R

Winfred Miller moves for panel reconsideration and
rehearing en banc of the court's order dismissing his
appeal as untimely filed.

Upon consideration thereof,

IT IS ORDERED THAT:

The motion for panel reconsideration is denied. The request for rehearing en banc will be circulated to the full court.

FOR THE COURT

JUN 01 2011

Date

/s/ Jan Horbaly

Jan Horbaly

Clerk

cc: Winfred Miller
Kent C. Kiffner, Esq.

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

JUN 01 2011

JAN HORBALY
CLERK