

NOTE: This order is nonprecedential.

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

**MELISSA KENNEDY, AS NEXT FRIEND FOR,
MICHAEL DAN KENNEDY,**
Petitioners-Appellants,

v.

SECRETARY OF HEALTH AND HUMAN SERVICES,
Respondent-Appellee.

2011-5106

Appeal from the United States Court of Federal
Claims in case no. 90-VV-1009, Judge Francis M. Allegra.

ON MOTION

O R D E R

The Secretary of Health and Human Services ("The Secretary") moves, unopposed, for a 10-day extension of time, up to and including March 2, 2012, within which to file a response to Melissa Kennedy's Motion to Withdraw Order Dismissing Case for Failure to Prosecute.

Upon consideration thereof,

IT IS ORDERED THAT:

The motion is granted. The Secretary's response is due no later than March 2, 2012.

FOR THE COURT

MAR 09 2012

Date

/s/ Jan Horbaly

Jan Horbaly
Clerk

cc: Andrew D. Downing, Esq.
Michael P. Milmo, Esq.

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

MAR 09 2012

JAN HORBALY
CLERK