

NOTE: This order is nonprecedential.

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

GAYLE GORDON, TERESA MAXWELL,
Plaintiffs-Appellants

v.

UNITED STATES,
Defendant-Appellee

2017-1845

Appeal from the United States Court of Federal Claims
in No. 1:12-cv-00208-RHH, Senior Judge Robert H.
Hodges, Jr.

ON MOTION

Before REYNA, LINN, and CHEN, *Circuit Judges*.

PER CURIAM.

O R D E R

On October 17, 2018, Appellants in the above-captioned case filed a petition for rehearing en banc (“Petition”). On February 13, 2019, the United States filed a corrected joint stipulation of voluntary dismissal, which

the court construes as including a motion to withdraw the Petition.

Upon consideration thereof,

IT IS ORDERED THAT:

- 1) The motion to withdraw the Petition is granted.
- 2) The opinion and judgment of the court entered on September 7, 2018 is vacated.
- 3) The appeal is dismissed pursuant to Federal Rule of Appellate Procedure 42(b).

FOR THE COURT

February 25, 2019
Date

/s/ Peter R. Marksteiner
Peter R. Marksteiner
Clerk of Court

ISSUED AS A MANDATE: February 25, 2019