

NOTE: This disposition is nonprecedential.

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

WAVERLEY VIEW INVESTORS, LLC,
Plaintiff-Appellant

v.

UNITED STATES,
Defendant-Appellee

2018-1785

Appeal from the United States Court of Federal Claims
in No. 1:15-cv-00371-SGB, Senior Judge Susan G. Braden.

JUDGMENT

KEVIN TAYLOR BAINE, Williams & Connolly LLP, Washington, DC, argued for plaintiff-appellant. Also represented by KATHERINE MORAN MEEKS; CLIFFORD J. ZATZ, MARK THOMSON, ROBERT TIMOTHY MCCRUM, Crowell & Moring, LLP, Washington, DC.

ERIKA KRANZ, Environment and Natural Resources Division, United States Department of Justice, Washington, DC, argued for defendant-appellee. Also represented by ERIC GRANT, JEFFREY H. WOOD.

THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (PROST, *Chief Judge*, NEWMAN and
MOORE, *Circuit Judges*).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

May 9, 2019
Date

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