

NOTE: This order is nonprecedential.

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

**GREGORY JOSEPH PODLUCKY, KARLA SUE
PODLUCKY,**
Plaintiffs-Appellants

v.

UNITED STATES,
Defendant-Appellee

2023-1043

Appeal from the United States Court of Federal Claims
in No. 1:22-cv-00300-RTH, Judge Ryan T. Holte.

ON MOTION

PER CURIAM.

O R D E R

The United States moves for summary affirmance of the United States Court of Federal Claims' judgment that dismissed the action. Gregory Joseph Podlucky and Karla Sue Podlucky submit a document to "hereby withdraw the Appeal at this Court's Case No. 23-1043," ECF No. 11 at 1, which the court construes as a motion to voluntarily dismiss their appeal.

Upon consideration thereof,

IT IS ORDERED THAT:

- (1) The appellants' motion to voluntarily dismiss is granted, and the appeal is dismissed.
- (2) All other pending motions are denied as moot.
- (3) Each side shall bear its own costs.

FOR THE COURT

December 9, 2022
Date

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

ISSUED AS A MANDATE: December 9, 2022