

NOTE: This order is nonprecedential.

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

FRANK J. VISCONI,
Plaintiff-Appellant,

v.

UNITED STATES,
Defendant-Appellee.

2011-5086

Appeal from the United States Court of Federal
Claims in case no. 10-CV-656, Judge Susan G. Braden.

ON MOTION

O R D E R

Frank J. Visconi moves to remand this case to the United States Court of Federal Claims. The United States moves for an extension of time to file its response, and opposes Visconi's motion to remand. Visconi submits additional documents concerning his arguments in the case.

Visconi's motion contains arguments that are similar to those presented in his brief, i.e., that the case should be remanded. Visconi's additional documents also present

arguments that should be made in the briefs. Visconi has not shown in his motion that remand is appropriate at this time.

Accordingly,

IT IS ORDERED THAT:

- (1) Visconi's motion is denied.
- (2) The United States' motion for an extension of time is granted.

FOR THE COURT

SEP 01 2011

Date

/s/ Jan Horbaly

Jan Horbaly
Clerk

cc: Frank J. Visconi
Joshua A. Mandlebaum, Esq.

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

SEP 01 2011

JAN HORBALY
CLERK