

NOTE: This order is nonprecedential.

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

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**DANIEL R. SMITH,**  
*Claimant-Appellant,*

v.

**ERIC K. SHINSEKI, SECRETARY OF VETERANS  
AFFAIRS,**  
*Respondent-Appellee.*

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2013-7092

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Appeal from the United States Court of Appeals for  
Veterans Claims in No. 11-2308, Judge Robert N. Davis.

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**ON MOTION**

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**O R D E R**

Upon consideration of Daniel R. Smith's unopposed  
motion to withdraw his appeal,

IT IS ORDERED THAT:

- (1) The motion is granted. The appeal is dismissed.
- (2) Each side shall bear its own costs.

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SMITH v. SHINSEKI

FOR THE COURT

/s/ Daniel E. O'Toole  
Daniel E. O'Toole  
Clerk of Court

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ISSUED AS A MANDATE: March 7, 2014