

NOTE: This order is nonprecedential.

United States Court of Appeals for the Federal Circuit

2008-1438

EVERY PENNY COUNTS, INC.,

Plaintiff-Appellant,

v.

FIRST DATA CORPORATION,

Defendant-Appellee,

and

VALUTEC CARD SOLUTIONS, LLC,

Defendant-Appellee,

and

INCOMM HOLDINGS, INC.,

Defendant-Appellee,

and

COMDATA STORED VALUE SOLUTIONS, INC.,

Defendant-Appellee.

Appeal from the United States District Court for the Middle District of Florida in case no.
8:07-CV-1254, Judge Richard A. Lazzara.

ON MOTION

ORDER

Every Penny Counts, Inc. moves without opposition for leave to file its corrected
reply brief out of time.

Upon consideration thereof,

IT IS ORDERED THAT:

The motion is granted.

FOR THE COURT

FEB 2 2009

Date

/s/ Jan Horbaly

Jan Horbaly
Clerk

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

FEB 02 2009

JAN HORBALY
CLERK

cc: Harvey S. Kauget, Esq.
Alan Michael Fisch, Esq.
Mark Michael Supko, Esq.
Michael S. Connor, Esq.
Scott J. Borstein, Esq.

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