

NOTE: This order is nonprecedential.

## United States Court of Appeals for the Federal Circuit

2009-5048

EDWARD L. BRIGHT, II, FRED E. EVANS, NANCY A. EVANS,  
EARLEEN FAUVERGUE, CLARENCE FORKNER, RANDY W. FROEBE,  
DEBRA J. FROEBE, GENEVA GRUBBS, NORMA LOU HALL, HOMER E. HAMILTON,  
DEBBIE M. HAMILTON, SHIRLEY HENDRICKS, DAVID HOUSER, GAIL HOUSER,  
PATRICK J. O'BRYAN, TRUSTEE OF THE PATRICK J. O'BRYAN REVOCABLE  
LIVING TRUST UNDER AGREEMENT DATED 9/7/2001, LESTER ROARK,  
DONALD LEE ROPER, II, RICKY D. RUSSELL, B. LORENE SOPER,  
BRADY J. STUART, and ROSE M. STUART, for Themselves and As Representatives  
of a Class of Similarly Situated Persons,

Plaintiffs-Appellants,

v.

UNITED STATES,

Defendant-Appellee.

Appeal from the United States Court of Federal Claims in 08-CV-431, Judge Christine  
O.C. Miller.

ON MOTION

Before PROST, Circuit Judge.

### ORDER

The United States moves for an extension of time, until September 21, 2009, to  
file its brief. Edward L. Bright, II et al. oppose. The United States replies.

Upon consideration thereof,

IT IS ORDERED THAT:

The motion is granted. No further extensions should be anticipated.

FOR THE COURT

AUG 28 2009

\_\_\_\_\_  
Date

\_\_\_\_\_  
/s/ Jan Horbaly

Jan Horbaly

Clerk

cc: Mark F. Hearne, II, Esq.  
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**FILED**  
U.S. COURT OF APPEALS FOR  
THE FEDERAL CIRCUIT

AUG 28 2009

JAN HORBALY  
CLERK