

NOTE: This order is nonprecedential.

United States Court of Appeals for the Federal Circuit

2009-5098

LAVETTA ELK,

Plaintiff-Appellee,

v.

UNITED STATES,

Defendant-Appellant.

Appeal from the United States Court of Federal Claims in 05-CV-186,
Judge Francis M. Allegra.

ON MOTION

ORDER

Upon consideration of United States' unopposed motion to voluntarily dismiss
this appeal,

IT IS ORDERED THAT:

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

FOR THE COURT

JAN 25 2010

Date

/s/ Jan Horbaly

Jan Horbaly
Clerk

cc: Adam D. Horowitz, Esq.
Joan M. Pepin, Esq.

s20

ISSUED AS A MANDATE: JAN 25 2010

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

JAN 25 2010

JAN HORBALY
CLERK