

NOTE: This order is nonprecedential.

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

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**SAMSON J. HYPOLITE,**  
*Plaintiff-Appellant,*

v.

**UNITED STATES,**  
*Defendant-Appellee.*

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2009-5106

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Appeal from the United States Court of Federal  
Claims in 08-CV-110, Judge Francis M. Allegra.

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**ON MOTION**

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Before RADER, CLEVINGER, and DYK, *Circuit Judges.*  
PER CURIAM.

**O R D E R**

Samson J. Hypolite moves for reconsideration of the court's order dismissing his appeal as untimely. Hypolite also moves to remand this case to the United States Court of Federal Claims and moves for various other relief.

Upon consideration thereof,

IT IS ORDERED THAT:

The motions are denied.

FOR THE COURT

MAY 19 2010

Date

/s/ Jan Horbaly

Jan Horbaly

Clerk

cc: Samson J. Hypolite  
Kenneth S. Kessler, Esq.

s20

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

MAY 19 2010

**JAN HORBALY**  
**CLERK**