

NOTE: This order is nonprecedential.

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

**EDWARD L. BRIGHT, II, CLARENCE FORKNER,
HOMER E. HAMILTON, DEBBIE M. HAMILTON,
RICKY D. RUSSELL, BRADY J. STUART, AND ROSE
M. STUART,**

Plaintiffs-Appellants,

and

EARLEEN FAVERGUE,

Plaintiff,

v.

UNITED STATES,

Defendant-Appellee.

2010-1385

Appeal from the United States District Court for the
Western District of Missouri in case no. 09-CV-5014,
Judge Richard E. Dorr.

ON MOTION

ORDER

The appellants submit a response to the court's June 9, 2010 order and move to continue the stay of proceedings until the United States files a petition for a writ of certiorari in the United States Supreme Court in *Bright v. United States*, No. 2009-5048, and the Supreme Court issues a final decision or until the time expires for the United States to file a petition for a writ of certiorari.

Upon consideration thereof,

IT IS ORDERED THAT:

The motion to continue the stay of proceedings is granted. The parties are directed to file a status report every 60 days, from the date of filing of this order, concerning, inter alia, whether a certiorari petition has been filed and the status of any petition.

FOR THE COURT

DEC 28 2010

Date

/s/ Jan Horbaly

Jan Horbaly
Clerk

cc: Mark F. Hearne, II, Esq.
Kathryn E. Kovacs, Esq.

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

DEC 28 2010

JAN HORBALY
CLERK