

NOTE: This order is nonprecedential.

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

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**TAYLOR RUSSELL, ON BEHALF OF HIMSELF AND ALL  
OTHERS SIMILARLY SITUATED,**  
*Plaintiff-Appellant,*

v.

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

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2010-1498

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Appeal from the United States District Court for the  
Northern District of California in case no. 09-CV-3239,  
Judge William H. Alsup.

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**ON MOTION**

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**O R D E R**

Taylor Russell et al. move without opposition for a 28-day extension of time, until November 22, 2010, to file their opening brief and for an extension of time for the United States to file its brief. The appellants also submitted an amended opening brief on December 14, 2010.

Upon consideration thereof,

IT IS ORDERED THAT:

The motions are granted. The clerk's office will discard the opening brief received on November 22, 2010 and will review the brief filed on December 14, 2010 to determine its compliance with the court's rules. The United States should calculate the due date for its brief from the date of filing of this order.

JAN 13 2011

Date

FOR THE COURT

/s/ Jan Horbaly

Jan Horbaly

Clerk

cc: S. Chandler Visher, Esq.  
Alicia M. Hunt, Esq.

s20

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

JAN 13 2011

JAN HORBALY  
CLERK