

NOTE: This order is nonprecedential.

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

TURNER CONSTRUCTION CO., INC.,
Plaintiff-Appellee,

v.

UNITED STATES,
Defendant-Appellant,

and

MCCARTHY/HUNT, JV,
Defendant,

and

B.L. HARBERT-BRASFIELD & GORRIE, JV,
Defendant-Appellant.

2010-5146, -5158

Appeals from the United States Court of Federal
Claims in case no. 10-CV-195, Senior Judge Bohdan A.
Futey.

ON MOTION

Before PROST, *Circuit Judge.*

O R D E R

B.L. Harbert-Brasfield & Gorrie, JV (Harbert-Gorrie) submits a motion seeking a stay, pending appeal, of the judgment of the United States Court of Federal Claims. Harbert-Gorrie further requests that the court enter an immediate temporary stay pending disposition of its motion.

Upon consideration thereof,

IT IS ORDERED THAT:

(1) Turner Construction Co., Inc. and the United States are directed to respond no later than September 27, 2010.

(2) Harbert-Gorrie's request for an immediate temporary stay, pending disposition of its motion for a stay, pending appeal, is denied.

FOR THE COURT

SEP 20 2010

Date

/s/ Jan Horbaly

Jan Horbaly

Clerk

cc: Scott M. McCaleb, Esq.
Mark D. Colley, Esq.
Laurence Schor, Esq.
Anuj Vohra, Esq.

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

SEP 20 2010

JAN HORBALY
CLERK