

NOTE: This order is nonprecedential.

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

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**ENVIRONMENTAL SAFETY CONSULTANTS, INC.  
AND PETER C. NWOGU**  
*Plaintiffs-Appellants,*

v.

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

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2011-5081

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Appeal from the United States Court of Federal  
Claims in case no. 10-CV-191, Chief Judge Emily C.  
Hewitt.

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**ON MOTION**

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**ORDER**

The appellants move for the reinstatement of his appeal and for a 45-day extension of time, until September 16, 2011, to file his initial brief.

Any motion to reconsider the dismissal of this appeal was due no later than 14 days after the court dismissed this appeal. Fed. Cir. R. 45(a)(1). The appeal was dismissed on July 15, 2011. The motion to reinstate was

filed on August 4, 2011, or 20 days after entry of the dismissal.

Upon consideration thereof,

IT IS ORDERED THAT:

The motions are rejected as untimely. The revised official caption is reflected above.

FOR THE COURT

AUG 26 2011

Date

/s/ Jan Horbaly

Jan Horbaly

Clerk

cc: Peter C. Nwogu  
Francis O. Kadiri, Esq.  
David F. D'Alessandris, Esq.

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

s8

**AUG 26 2011**

**JAN HORBALY**  
**CLERK**