

NOTE: This order is nonprecedential.

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

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**C. ROBERT SUESS, LEO SHERRY, RICHARD A.  
GREEN, IRVING ROBERTS, ON BEHALF OF ALL  
OTHER SHAREHOLDERS OF BENJAMIN  
FRANKLIN FEDERAL SAVINGS AND LOAN ASSO-  
CIATION, PETER BAKER, BENJAMIN FRANKLIN  
FEDERAL SAVINGS AND LOAN ASSOCIATION,  
AND DONALD MCINTYRE,**  
*Plaintiffs-Appellants,*

AND

**FEDERAL DEPOSIT INSURANCE CORPORATION,**  
*Plaintiff-Appellee,*

v.

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

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2011-5101

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Appeal from the United States Court of Federal  
Claims in 90-CV-981, Senior Judge Loren A. Smith.

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ON MOTION

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**ORDER**

C. Robert Suess, et al. move for a 7-day extension of time, until February 10, 2012, to file their reply brief. The court notes that the appellants' reply brief was rejected by the court on February 13, 2012. The corrected reply brief is due February 27, 2012.

Upon consideration thereof,

IT IS ORDERED THAT:

The motion is granted to the extent that the appellants' corrected reply brief is due February 27, 2012.

FOR THE COURT

FEB 21 2012

Date

/s/ Jan Horbaly

Jan Horbaly

Clerk

cc: Don S. Willner, Esq.  
John M. Dorsey, III, Esq.  
Jeanne E. Davidson, Esq.

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

FEB 21 2012

**JAN HORBALY  
CLERK**