

NOTE: This order is nonprecedential.

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

DAVID KISSI,
Plaintiff-Appellant,

v.

UNITED STATES,
Defendant-Appellee.

2012-5025

Appeal from the United States Court of Federal
Claims in case no. 11-CV-347, Judge Thomas C. Wheeler.

ON MOTION

O R D E R

The court construes David Kissi's motion to "dismiss" the United States' response brief as a motion to strike the brief. The United States opposes.

Upon consideration thereof,

IT IS ORDERED THAT:

The motion is denied.

KISSI v. US

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FOR THE COURT

MAY 07 2012

Date

/s/ Jan Horbaly

Jan Horbaly

Clerk

cc: David Kissi
Alex P. Hontos, Esq.

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

MAY 07 2012

JAN HORBALY
CLERK