

NOTE: This order is nonprecedential.

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

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**DAVID LEE SMITH,**  
*Plaintiff-Appellant,*

v.

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

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2012-5074

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Appeal from the United States Court of Federal  
Claims in case no. 10-CV-218, Judge Edward J. Damich.

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**ON MOTION**

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**O R D E R**

The United States moves for an 11-day extension of  
time, until May 25, 2012, to file its response brief.

Upon consideration thereof,

IT IS ORDERED THAT:

The motion is granted.

FOR THE COURT

MAY 21 2012

Date

/s/ Jan Horbaly

Jan Horbaly  
Clerk

cc: David Lee Smith  
Curtis C. Pett, Esq.

s25

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

MAY 21 2012

JAN HORBALY  
CLERK