

NOTE: This order is nonprecedential.

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

BOYD TYRONE RUCKER,
Petitioner,

v.

DEPARTMENT OF THE NAVY,
Respondent.

2013-3127

Petition for review of an arbitrator's decision in No. 131203-51687-3 by Marvin J. Feldman.

ON MOTION

O R D E R

Boyd Tyrone Rucker moves to withdraw his petition pursuant to Federal Rule of Appellate Procedure 42(b).*

Upon consideration thereof,

IT IS ORDERED THAT:

- (1) The motion is granted. The petition is dismissed.
- (2) Each side shall bear its own costs.

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RUCKER v. NAVY

FOR THE COURT

/s/ Daniel E. O'Toole
Daniel E. O'Toole
Clerk of Court

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ISSUED AS A MANDATE: November 5, 2014

* Although Mr. Rucker requests that his petition be dismissed with prejudice, the court does not usually designate voluntary dismissals as being with or without prejudice.