

NOTE: This disposition is nonprecedential.

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

---

**EMERGENCY PLANNING MANAGEMENT, INC.,**  
*Plaintiff-Appellant*

v.

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

---

2020-1194

---

Appeal from the United States Court of Federal Claims  
in No. 1:19-cv-01024-TCW, Judge Thomas C. Wheeler.

---

**JUDGMENT**

---

EDWARD T. DELISLE, Offit Kurman, Plymouth Meeting, PA, argued for plaintiff-appellant. Also represented by ANDRES MIGUEL VERA, Bethesda, MD; JOSHUA B. DUVALL, Matross Edwards, LLC, Washington, DC.

DAVID PEHLKE, Commercial Litigation Branch, Civil Division, United States Department of Justice, Washington, DC, argued for defendant-appellee. Also represented by ETHAN P. DAVIS, ROBERT EDWARD KIRSCHMAN, JR., PATRICIA M. MCCARTHY.

---

THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (PROST, *Chief Judge*, DYK and HUGHES,  
*Circuit Judges*).

**AFFIRMED. See Fed. Cir. R. 36.**

ENTERED BY ORDER OF THE COURT

September 2, 2020  
Date

/s/ Peter R. Marksteiner  
Peter R. Marksteiner  
Clerk of Court