

NOTE: This disposition is nonprecedential.

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

**HARRY G. SCHORTMANN, JR. AND JACQUELINE
SCHORTMANN,**
Plaintiff-Appellants,

v.

UNITED STATES,
Defendant-Appellee.

2010-5120

Appeal from the United States Court of Federal
Claims in Case No. 06-CV-383, Jude Francis M. Allegra.

JUDGMENT

BRIAN C. MCMANUS, Morgan, Lewis & Bockius LLP, of
Washington, DC, argued for the plaintiffs-appellants.
With him on the brief was THEODORE JOSHUA WU.

RICHARD D. FARBER, Attorney, Tax Division, United
States Department of Justice, of Washington, DC, argued
for defendant-appellee. With him on the brief were JOHN
A. DICICCO, Acting Assistant Attorney General, and
DAMON W. TAAFFE, Attorney.

THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (NEWMAN, FRIEDMAN, and LOURIE,
Circuit Judges).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

January 24, 2011
Date

/s/ Jan Horbaly
Jan Horbaly
Clerk