

NOTE: This order is nonprecedential.

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

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**LARRY D. ERVIN,**  
*Claimant-Appellant,*

v.

**ERIC K. SHINSEKI, SECRETARY OF VETERANS  
AFFAIRS,**  
*Respondent-Appellee.*

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2012-7103

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Appeal from the United States Court of Appeals for  
Veterans Claims in 08-3287, Judge Robert N. Davis.

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**ON MOTION**

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**O R D E R**

Larry D. Ervin moves to voluntarily withdraw his appeal.

Upon consideration thereof,

IT IS ORDERED THAT:

(1) The motion to withdraw the appeal is granted.  
The appeal is dismissed.

LARRY ERVIN V. SHINSEKI

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(2) Each side shall bear its own costs.

FOR THE COURT

/s/ Jan Horbaly  
Jan Horbaly  
Clerk

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Issued as a Mandate: JAN 23 2013