

NOTE: This order is nonprecedential.

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

MICHAEL MAGER, As parent of Victoria Mager,
Petitioner-Appellee

v.

**SECRETARY OF HEALTH AND HUMAN
SERVICES,**
Respondent-Appellant

2023-2382

Appeal from the United States Court of Federal Claims
in No. 1:14-vv-00820-RTH, Judge Ryan T. Holte.

ON MOTION

O R D E R

Upon consideration of appellant's motion to voluntarily dismiss this appeal pursuant to Rule 42(b) of the Federal Rules of Appellate Procedure and the parties' joint response to the court's October 16, 2023, order,

IT IS ORDERED THAT:

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

FOR THE COURT



Jarrett B. Perlow
Clerk of Court

November 7, 2023
Date

ISSUED AS A MANDATE: November 7, 2023