

UNITED STATES COURT OF APPEALS  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 13-5242  
(C.A. No. 03-2126)

JAMES LUTCHER NEGLEY,

Appellee,

v.

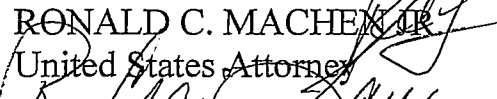
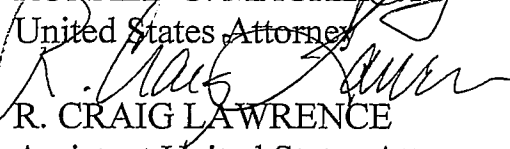
FEDERAL BUREAU OF INVESTIGATION,

Appellant.

**MOTION TO DISMISS APPEAL**

Pursuant to Federal Rule of Appellate Procedure 42(b), Appellant, the Federal Bureau of Investigation, moves for voluntary dismissal of this appeal. Counsel for Appellant has conferred with Appellee's counsel who stated that "provided the FBI will make payment within 10 days of dismissal, Mr. Negley will agree to the dismissal with each party to bear its own fees and costs." Appellant's counsel understands this condition to relate to the payment stemming from the District Court's judgment, as opposed to any taxable fees or costs in connection with this appeal, if any. Appellant's counsel is unable to make any representations about the timing of the payment of amounts due based on the District Court's decision, but will take appropriate steps within ten days of the dismissal of this case to request reasonably prompt payment. Because this appeal is at its earliest

stages, Appellant's counsel respectfully submits that Appellee should not have incurred any taxable costs to date.

  
RONALD C. MACHEUX JR.  
United States Attorney  
  
R. CRAIG LAWRENCE  
Assistant United States Attorney

*/s/ Michelle Lo*  
\_\_\_\_\_  
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United States Court of Appeals for District of Columbia Circuit

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The following transaction was entered on 08/30/2013 at 10:19:22 AM EDT and filed on 08/30/2013

Case Name: James Negley v. FBI

Case Number: 13-5242

Document(s): Document(s)

Docket Text:

MOTION filed [1454270] by FBI to dismiss case voluntarily (Response to Motion served by mail due on 09/12/2013) [Service Date: 08/30/2013 by US Mail, CM/ECF NDA] Pages: 1-10. [13-5242] (Lawrence, R.)

Notice will be electronically mailed to:

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R. Craig Lawrence: craig.lawrence@usdoj.gov, tammatha.cureton@usdoj.gov, jane.lyons@usdoj.gov, alan.burch@usdoj.gov (daily summary)

Document to be served by alternative means on:

Mr. Prashant Kumar Khetan  
Troutman Sanders, LLP  
401 9th Street, NW  
Suite 1000  
Washington, DC 20004-2134

The following document(s) are associated with this transaction:

Document Description: Motion Filed

Original Filename: Negley motion to dismiss appeal.pdf

Electronic Document Stamp:

[STAMP acecfStamp\_ID=1109186823 [Date=08/30/2013] [FileNumber=1454270-0]

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