

NOTE: This order is nonprecedential.

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

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**JOSEPH R. FLYING HORSE,**  
*Plaintiff-Appellant*

v.

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

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2022-1908

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Appeal from the United States Court of Federal Claims  
in No. 1:21-cv-01459-MCW, Senior Judge Mary Ellen  
Coster Williams.

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**ORDER**

The appellant having failed to pay the docketing fee  
required by Federal Circuit Rule 52(a)(1) and to file the  
brief required by Federal Circuit Rule 31(a) within the time  
permitted, it is

ORDERED that the notice of appeal be, and the same  
hereby is, DISMISSED, for failure to prosecute in

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accordance with the rules.

FOR THE COURT

September 16, 2022

Date

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

**ISSUED AS A MANDATE:** September 16, 2022