

In the United States Court of Federal Claims

C. ROBERT SUESS, et al.,

Plaintiffs,

v.

THE UNITED STATES,

Defendant.

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No. 90-981 C

Filed: October 8, 2009

Senior Judge Loren A. Smith

ORDER

The Court hereby **GRANTS** Plaintiffs' Consent Motion for an Extension of Time until Friday, October 23, 2009 to file and serve their Supplemental Brief on the Theory of the Case. Defendant and FDIC's response shall be filed and served on or before Monday, November 23, 2009. Plaintiffs' reply, if any, shall be filed and served on or before Monday, December 7, 2009.

Further, the Court hereby **CANCELS** the telephone Oral Argument previously scheduled for Friday, December 11, 2009 at 2:30 p.m. EST, and will reschedule the argument once the matter is fully briefed.

It is so ORDERED.

s/Loren A. Smith
LOREN A. SMITH,
SENIOR JUDGE