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UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT 717 MADISON PLACE, N.W. WASHINGTON, D.C. 20439

PETER R. MARKSTEINER CLERK OF COURT TELEPHONE: 202-275-8000

November 22, 2016

David A. Harrington Department of Justice Commercial Litigation Branch, Civil Division PO Box 480 Ben Franklin Station Washington, DC 20044

RE: Piszel v. US, Appeal No. 15-5100

Dear Mr. Harrington:

The court invites a response from the appellee to the petition for rehearing en banc filed by the appellant in this matter.

Please file your response in accordance with Fed. Cir. Rules 35 and 40 on or before December 6, 2016.

Very truly yours,

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