

**United States Court of Appeals**  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

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**No. 12-5038****September Term 2011****1:10-cv-01962-FJS****Filed On:** August 27, 2012

Earle Arthur Partington,

Appellant

v.

James W. Houck, Vice Admiral, JAGC, USN,  
et al.,

Appellees

**BEFORE:** Henderson and Griffith, Circuit Judges**ORDER**

Upon consideration of the motion for summary reversal or, in the alternative, expedited consideration, it is

**ORDERED** that the motion for summary reversal or, in the alternative, expedited consideration be denied. Appellant has shown no grounds for reconsidering the court's decision that the merits of the parties' positions are not so clear as to warrant summary action, see 6/15/12 Order, or for expedited consideration of the appeal, see D.C. Circuit Handbook of Practice and Internal Procedures 33 (2011).

**Per Curiam****FOR THE COURT:**  
Mark J. Langer, ClerkBY: /s/  
Timothy A. Ralls  
Deputy Clerk/LD