IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF VIRGINIA ALEXANDRIA DIVISION

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) CIVIL ACTION NO. 1:10-cv-765
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ORDER

THIS MATTER is before the Court on the United States of America's Motion to Dismiss Counterclaim and Motion for Partial Summary Judgment. Dkt. Nos. 31-32. For the reasons stated in open court on June 15, 2011, it is hereby

ORDERED that the United States' Motion to Dismiss Counterclaim (Dkt. No. 31) is GRANTED. It is further

ORDERED that that the United States' Motion for Partial Summary Judgment as to Liability (Dkt. No. 32) is GRANTED.

ENTERED this 20th day of June, 2011.

Alexandria, Virginia

/s/

Gerald Bruce Lee

United States District Judge