

**IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT**

U.S. DEPARTMENT OF DEFENSE et al.

Plaintiffs-Appellants,

v.

AMERICAN FEDERATION OF GOVERNMENT
EMPLOYEES, AFL-CIO, DISTRICT 10, et al.

Defendants-Appellees.

No. 25-50784

**CONSENT MOTION TO
VOLUNTARILY DISMISS APPEAL**

Plaintiffs-appellants hereby move to dismiss this appeal, with all parties to bear their own costs. *See* Fed. R. App. P. 42(b)(2). Counsel for defendants-appellees have authorized us to state that defendants-appellees consent to this motion.

Respectfully submitted,

MELISSA N. PATTERSON

s/ Benjamin T. Takemoto

BENJAMIN T. TAKEMOTO

(202) 616-5364

Attorneys

Civil Division, Appellate Staff

U.S. Department of Justice

950 Pennsylvania Ave., NW, Rm. 7258

Washington, DC 20530

November 2025

CERTIFICATE OF COMPLIANCE

I hereby certify that the foregoing complies with the type-volume limitation of Fed. R. App. P. 27(d)(2) because it contains 35 words, according to the count of Microsoft Word.

s/ Benjamin T. Takemoto
BENJAMIN T. TAKEMOTO

CERTIFICATE OF SERVICE

I hereby certify that on November 25, 2025, I filed and served the foregoing with the Clerk of the Court by causing a copy to be electronically filed via the appellate CM/ECF system. I also hereby certify that the participants in the case are registered CM/ECF users and will be served via the CM/ECF system.

s/ Benjamin T. Takemoto
BENJAMIN T. TAKEMOTO