

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

September 23, 2009

ACO-184

No. 09-2221 & 09-2233

AP SERVICES, LLC AND DVI FINANCIAL SERVICES, INC.,

Petitioners

v.

U.S. DEPARTMENT OF LABOR,  
ADMINISTRATIVE REVIEW BOARD, (SHEILA J. KALKUNTE),

Respondent

(Agency No's 05-00139 and 05-00140)

Present: SLOVITER and FUENTES, Circuit Judges

Joint Motion filed by Petitioners DVI Financial Services, Inc., AP Services, LLC and Intervenor Sheila Kalkunte to Partially Remand to the Administrative Review Board for Approval of Settlement.

/s/Marianne Bowers

Case Manager (267)299-4911

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**ORDER**

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**The foregoing** motion is granted.

**By the Court,**

/s/ Julio M. Fuentes

**Circuit Judge**



*Marcia M. Waldron*

Marcia M. Waldron, Clerk

**Dated:** September 28, 2009  
**MB/cc:** Linn A. Hynds, Esq.  
Robert J. Muchnick Esq.  
Ellen R. Edmond, Esq.

Seema K. Patel, Esq.

R. Scott Oswald, Esq.

Nicholas Woodfield, Esq.

Michael D. Jones, Esq.

Shannon E. McClure, Esq.