

FILED: February 2, 2018

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 17-2398
(1:17-cv-02459-MJG)

BROCK STONE, Petty Officer First Class; KATE COLE, Staff Sergeant; JOHN DOE, Senior Airman; SEVEN ERO GEORGE, Airman First Class; TEAGAN GILBERT, Petty Officer First Class; TOMMIE PARKER, Technical Sergeant; AMERICAN CIVIL LIBERTIES UNION OF MARYLAND, INCORPORATED

Plaintiffs - Appellees

v.

DONALD J. TRUMP, in his official capacity as President of the United States; JAMES N. MATTIS, in his official capacity as Secretary of Defense, U.S. Department of Defense; RYAN D. MCCARTHY, in his official capacity as Acting Secretary of the U.S. Department of the Army; RICHARD SPENCER, in his official capacity as Secretary of the U.S. Department of the Navy; HEATHER WILSON, in her official capacity as Secretary of the U.S. Department of the Air Force

Defendants - Appellants

RETIRED MILITARY OFFICERS AND FORMER NATIONAL SECURITY OFFICIALS

Amicus Supporting Appellee

O R D E R

Upon consideration appellant's notice of voluntary dismissal of appeal, which the court construes as a motion to dismiss appeal pursuant to Federal Rule of Appellate Procedure 42(b), the court grants the motion with each side bearing its own costs.

Entered at the direction of the panel: Judge Motz, Judge Diaz and Judge Harris.

For the Court

/s/ Patricia S. Connor, Clerk