

file

No. 81-5812

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

FILED

DEC 2 1981

JOHN P. HEHMAN, Clerk
Eastern District of Kentucky
FILED
DEC 4 1981
DAVID L. GIBNEY
CLERK OF THE COURT

JOE INNIS,)
)
) Plaintiff-Appellee,)
)
 vs.)
)
) SECRETARY OF HEALTH AND HUMAN SERVICES,)
)
) Defendant-Appellant.)

Upon consideration of the motion of the appellant to voluntarily dismiss the appeal pursuant to Rule 42(b) of the Federal Rules of Appellate Procedure,

It is ORDERED that the appeal be and it hereby is dismissed.

ENTERED PURSUANT TO RULE 4(f)
RULES OF THE SIXTH CIRCUIT

John P. Hehman
John P. Hehman, Clerk

2 TRUE COPY
ATTEST:
JOHN P. HEHMAN, Clerk
By *Balena J. Bess*
Deputy Clerk

4.