

IN THE UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

AMERICAN SMALL BUSINESS  
LEAGUE,

Plaintiff-Appellee,

v.

SMALL BUSINESS  
ADMINISTRATION,

Defendant-Appellant.

No. 09-16296

**APPELLANT'S MOTION TO DISMISS APPEAL**

Pursuant to Fed. R. App. P. 42(b), the Defendant-Appellant, the Small Business Administration, hereby moves to dismiss this appeal. The parties have not reached agreement regarding the disposition of costs, but appellant moves that each side bear its own costs which are *de minimis*.

Respectfully submitted,

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