

**IN THE UNITED STATES COURT OF APPEALS**

**FOR THE FIFTH CIRCUIT**

United States Court of Appeals  
Fifth Circuit

**FILED**

February 11, 2014

Lyle W. Cayce  
Clerk

\_\_\_\_\_  
No. 13-30221  
\_\_\_\_\_

IN RE: DEEPWATER HORIZON - APPEALS OF THE MEDICAL  
BENEFITS CLASS ACTION SETTLEMENT

-----  
MIKE STURDIVANT; PATRICIA STURDIVANT; SUSAN FORSYTH;  
JAMES H. KIRBY, IV,

Claimants - Appellants

MEDICAL BENEFITS SETTLEMENT CLASS,

Plaintiff - Appellee

v.

BP EXPLORATION & PRODUCTION, INCORPORATED; BP AMERICA  
PRODUCTION COMPANY,

Defendants - Appellees

\_\_\_\_\_  
Appeal from the United States District Court for the  
Eastern District of Louisiana, New Orleans  
\_\_\_\_\_

Before KING, DAVIS and ELROD, Circuit Judges.

PER CURIAM:

IT IS ORDERED that the unopposed motion to partially dismiss the appeal pursuant to F.R.A.P. 42 as to appellants Mike Sturdivant, Patricia Sturdivant, and Susan Forsyth is GRANTED.

IT IS FURTHER ORDERED that the motion to partially dismiss the appeal pursuant to F.R.A.P. 42 as to appellant James H. Kirby, IV, is GRANTED.

IT IS FURTHER ORDERED that the motion of appellant James H. Kirby, IV, to withdraw the motion for sanctions is GRANTED.