

NOTE: This disposition is nonprecedential.

United States Court of Appeals for the Federal Circuit

2008-3083

ELIZABETH A. JOHNSON,

Petitioner,

v.

MERIT SYSTEMS PROTECTION BOARD,

Respondent,

and

DEPARTMENT OF THE ARMY,

Intervenor.

M. Jefferson Euchler, Law Office of M. Jefferson Euchler, of Virginia Beach, Virginia, argued for petitioner.

Sara B. Rearden, Attorney, Office of the General Counsel, Merit Systems Protection Board, of Washington, DC, argued for respondent. With her on the brief were B. Chad Bungard, General Counsel, and Stephanie M. Conley, Acting Assistant General Counsel.

Tara K. Hogan, Trial Attorney, Commercial Litigation Branch, Civil Division, United States Department of Justice, of Washington, DC, for intervenor. With her on the brief were Jeffrey S. Bucholtz, Acting Assistant Attorney General, Jeanne E. Davidson, Director, and Martin F. Hockey, Jr., Assistant Director. Of counsel was Louise A. Schmidt, Chief, Civilian Personnel Branch, United States Army Legal Services Agency, of Arlington, Virginia.

Appealed from: Merit Systems Protection Board

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Judgment

ON APPEAL from the Merit Systems Protection Board

in CASE NO(S). DC0752070338-I-1

This CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

Per Curiam (NEWMAN, MAYER and LOURIE, Circuit Judges).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

DATED: October 20, 2008

/s/Jan Horbaly
Jan Horbaly, Clerk