

NOTE: This disposition is nonprecedential.

**United States Court of Appeals
for the Federal Circuit**

SHERRYL D. WARREN,
Petitioner,

v.

DEPARTMENT OF TRANSPORTATION,
Respondent.

2011-3223

Petition for review of the Merit Systems Protection Board in case no DE0839100139-I-1.

JUDGMENT

MARK S. BOVE, Mark S. Bove, PC, of Denver, Colorado, argued for petitioner.

NICHOLAS JABBOUR, Trial Attorney, Commercial Litigation Branch, Civil Division, United States Department of Justice, of Washington, DC, argued for respondent. With him on the brief were STUART F. DELERY, Acting Assistant Attorney General, JEANNE E. DAVIDSON, Director, and DEBORAH A. BYNUM, Assistant Director. Of counsel on the brief was HUMBERTO RUIZ, Attorney-Advisor, Office of the Chief Counsel, Federal Aviation Administration, Washington, DC.

THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (DYK, PLAGER, REYNA, *Circuit Judges*).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

January 3, 2013
Date

/s/ Jan Horbaly
Jan Horbaly
Clerk