

NOTE: This order is nonprecedential.

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

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**JOHN-PIERRE BANEY,**  
*Petitioner,*

v.

**DEPARTMENT OF JUSTICE,**  
*Respondent.*

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2011-3212

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Petition for review of the Merit Systems Protection Board in case no. DA4324110135-I-1.

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**ON MOTION**

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**ORDER**

The Department of Justice moves out of time for an extension of time, until January 10, 2012, to file its brief. John-Pierre Baney opposes.

Upon consideration thereof,

IT IS ORDERED THAT:

The motion is granted.

FOR THE COURT

DEC 19 2011

Date

/s/ Jan Horbaly

Jan Horbaly  
Clerk

cc: John-Pierre Baney  
Michael D. Austin, Esq.

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**FILED**  
U.S. COURT OF APPEALS FOR  
THE FEDERAL CIRCUIT

DEC 19 2011

JAN HORBALY  
CLERK