

NOTE: This order is nonprecedential.

# United States Court of Appeals for the Federal Circuit

2009-3096

IROLENE F. WHITEHEAD,

Petitioner,

v.

DEPARTMENT OF DEFENSE,

Respondent.

Petition for review of the Merit Systems Protection Board in DC0752080376-I-1.

## ON MOTION

Before NEWMAN, BRYSON, and DYK, Circuit Judges.

PER CURIAM.

## ORDER

Irolene F. Whitehead moves for reconsideration of the court's order dismissing her petition for review as untimely.

Upon consideration thereof,

IT IS ORDERED THAT:

The motion is denied.

FOR THE COURT

**JUN 30 2009**

\_\_\_\_\_  
Date

\_\_\_\_\_  
/s/ Jan Horbaly

Jan Horbaly  
Clerk

cc: Irolene F. Whitehead  
Ellen M. Lynch, Esq.

s17

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

**JUN 30 2009**

**JAN HORBALY  
CLERK**