

NOTE: This order is nonprecedential.

# United States Court of Appeals for the Federal Circuit

2009-3140

RONALD P. ALLY,

Petitioner,

v.

OFFICE OF PERSONNEL MANAGEMENT,

Respondent.

Petition for review of the Merit Systems Protection Board  
in DA0831080497-I-1.

ON MOTION

## ORDER

The court treats the informal brief filed by the petitioner as a motion for leave to file the brief out of time.

Upon consideration thereof,

IT IS ORDERED THAT:

(1) The motion is granted.

(2) The respondent should calculate its brief due date from the date of filing of this order.

**MAY 22 2009**

\_\_\_\_\_  
Date

FOR THE COURT

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

cc: Ronald P. Ally  
Armando A. Rodriguez-Feo, Esq.

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

**MAY 22 2009**

JAN HORBALY  
CLERK