

NOTE: This order is nonprecedential.

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

RICHARD A. MCGEE,
Petitioner,

v.

DEPARTMENT OF THE AIR FORCE,
Respondent.

2009-3263

Petition for review of the Merit Systems Protection
Board in CH0752080403-I-1.

ON MOTION

O R D E R

Upon consideration of Richard A. McGee's motion for
leave to file his brief out of time,

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.

FOR THE COURT

SEP 21 2010

Date

/s/ Jan Horbaly
Jan Horbaly
Clerk

cc: Lawrence J. Fleming, Esq.
Leslie Cayer Ohta, Esq.

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

SEP 21 2010

JAN HORBALY
CLERK