

NOTE: This order is nonprecedential.

United States Court of Appeals for the Federal Circuit

2010-3019

DARRALYN C. COUNCIL,

Petitioner,

v.

DEPARTMENT OF VETERANS AFFAIRS,

Respondent.

Petition for review of the Merit Systems Protection Board in
AT0752090091-I-1.

ON MOTION

Before SCHALL, Circuit Judge.

ORDER

Darralyn C. Council moves to strike the Department of Veterans Affairs' "agency file" as inadmissible and seeks other relief.

To the extent that Council is arguing the merits of his petition, he should put those arguments in his brief. If Council seeks copies of documents that were before the Merit Systems Protection Board, any such request must be made to the Board.

Accordingly,

IT IS ORDERED THAT:

The motions are denied.

FOR THE COURT

JAN 08 2010

Date

/s/ Jan Horbaly

Jan Horbaly
Clerk

cc: Darralyn C. Council
Elizabeth A. Speck, Esq.

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

JAN 08 2010

**JAN HORBALY
CLERK**