

NOTE: This order is nonprecedential.

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

ELMER E. CAMPBELL, JR.,
Petitioner,

v.

MERIT SYSTEMS PROTECTION BOARD,
Respondent.

2011-3096

Petition for review of the Merit Systems Protection Board in case no. SF0752100331-I-1.

ON MOTION

O R D E R

The United States Postal Services moves without opposition to reform the official caption to designate the Merit Systems Protection Board as the respondent.

Pursuant to 5 U.S.C. § 7703(a)(2), the Board is designated as the respondent when the Board's decision concerns the procedure or jurisdiction of the Board. The employing agency is designated as the respondent when the Board reaches the merits of the underlying case. We

determine that the Board should be designated as the respondent.

Accordingly,

IT IS ORDERED THAT:

The motion is granted. The revised official caption is reflected above.

FOR THE COURT

JUN 02 2011

Date

/s/ Jan Horbaly

Jan Horbaly
Clerk

cc: Elmer E. Campbell, Jr.
Jessica R. Toplin, Esq.
Katherine Smith, Esq.

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

JUN 02 2011

JAN HORBALY
CLERK