

NOTE: This order is nonprecedential.

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

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**JASON E. RIGDON,**  
*Petitioner,*

v.

**DEPARTMENT OF DEFENSE,**  
*Respondent.*

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2011-3228

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Petition for review of the Merit Systems Protection Board in case no. PH0752100504-I-1.

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**ON MOTION**

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**O R D E R**

Jason E. Rigdon moves without opposition to withdraw his appeal.

Upon consideration thereof,

IT IS ORDERED THAT:

(1) The motion to withdraw 2011-3228 is granted. The petition is dismissed.

(2) Each side shall bear its own costs.

FOR THE COURT

APR 27 2012

Date

/s/ Jan Horbaly

Jan Horbaly

Clerk

cc: Lisa Jo Fanelli-Greer, Esq.

L. Misha Preheim, Esq.

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Issued As A Mandate: APR 27 2012

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

APR 27 2012

JAN HORBALY  
CLERK