

NOTE: This order is nonprecedential.

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

CHARLES FLYNN,
Petitioner

v.

DEPARTMENT OF STATE,
Respondent

2022-1220

Petition for review of the Merit Systems Protection
Board in No. DC-4324-21-0367-I-1.

SUA SPONTE

PER CURIAM.

O R D E R

Upon consideration of the judgment of the Supreme Court of the United States in *Charles Flynn v. Department of Transportation*, No. 23-868, vacating and remanding to this court for further proceedings consistent with the opinion of the Supreme Court,

IT IS ORDERED THAT:

- (1) The mandate of this court issued on November 8, 2023, is recalled, the appeal is reinstated, and this court's May 15, 2023, opinion and judgment are vacated.
- (2) The case is remanded to the Merit Systems Protection Board for further proceedings in accordance with the Supreme Court's decision. The mandate shall issue 14 days from the date of this order.

FOR THE COURT



Jarrett B. Perlow
Clerk of Court

June 26, 2025
Date