

NOTE: This order is nonprecedential.

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

FREDERICK UPCHURCH,
Petitioner

v.

DEPARTMENT OF DEFENSE,
Respondent

2024-1855

Petition for review of the Merit Systems Protection
Board in No. PH-0752-21-0350-I-1.

O R D E R

The parties having so agreed, it is ordered that:

- (1) The proceeding is DISMISSED under Fed. R. App.
P. 42 (b).

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UPCHURCH V. DEFENSE

(2) Each side shall bear their own costs.

FOR THE COURT

February 25, 2025
Date



Jarrett B. Perlow
Clerk of Court

ISSUED AS A MANDATE: February 25, 2025