

NOTE: This order is nonprecedential.

United States Court of Appeals for the Federal Circuit

2010-3039

THYRMAN F. SMILEY,

Petitioner,

v.

DEPARTMENT OF DEFENSE,

Respondent.

Petition for review of the Merit Systems Protection Board in
PH0752090312-I-1.

ON MOTION

ORDER

Upon consideration of Thyрман F. Smiley's motion for an extension of time to file his brief,

IT IS ORDERED THAT:

The motion for an extension of time is granted. The motion to reinstate the appeal will be granted, the court's dismissal order will be vacated, and the petition for review will be reinstated, if Smiley files his brief within 30 days of the date of filing of this order. No further extensions should be anticipated.

FOR THE COURT

APR 08 2010

Date

/s/ Jan Horbaly

Jan Horbaly
Clerk

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

APR 08 2010

JAN HORBALY
CLERK

cc: Keith E. Kendall, Esq.
Sameer P. Yerawadekar, Esq.

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