

NOTE: This order is nonprecedential.

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

2010-3063

ORVILLE W. J. LAYTON,

Petitioner,

v.

MERIT SYSTEMS PROTECTION BOARD,

Respondent,

and

DEPARTMENT OF THE ARMY,

Intervenor.

Petition for review of the Merit Systems Protection Board in  
case no. DC0752080226-I-1.

ON MOTION

ORDER

Orville W. J. Layton moves to deny the respondent and intervenor an extension of time.

The court notes that the motion for an extension of time was granted on April 1, 2010, before Layton's motion was received.

Upon consideration thereof,

IT IS ORDERED THAT:

Layton's motion is denied.

FOR THE COURT

MAY 04 2010

Date

/s/ Jan Horbaly

Jan Horbaly  
Clerk

cc: Orville W. J. Layton  
Joseph A. Pixley, Esq.  
Calvin Morrow, Esq.

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

MAY 04 2010

JAN HORBALY  
CLERK