

NOTE: This order is nonprecedential.

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

---

**TARIKU H. KEIRA,**  
*Petitioner,*

**v.**

**MERIT SYSTEMS PROTECTION BOARD,**  
*Respondent.*

---

2010-3082

---

Petition for review of the Merit Systems Protection Board in AT3443090686-I-1.

---

**ON MOTION**

---

**O R D E R**

Office of Personnel Management moves without opposition to reform the caption to name the Merit Systems Protection Board as respondent.

Pursuant to 5 U.S.C. § 7703(a)(2), the Board is designated as the respondent when the Board's decision concerns the procedure or jurisdiction of the Board. The employing agency is designated as the respondent when the Board reaches the merits of the underlying case.

Accordingly,

IT IS ORDERED THAT:

- (1) The motion is granted. The revised official caption is reflected above.
- (2) The Board's brief is due within 21 days of the date of filing of this order.

FOR THE COURT

**MAY 28 2010**

Date

/s/ Jan Horbaly

Jan Horbaly

Clerk

cc: Tariku H. Keira  
Michael D. Austin, Esq.  
Chad Bungard, Esq. (Copy of Petitioner's Informal  
Brief Enclosed)

s19

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

**MAY 28 2010**

**JAN HORBALY**  
**CLERK**