

NOTE: This order is nonprecedential.

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

DAWN HANSON,
Petitioner,

v.

MERIT SYSTEMS PROTECTION BOARD,
Respondent.

2014-3095

Petition for review of the Merit Systems Protection Board in No. CH-0752-14-0082-I-1.

ON MOTION

Before O'MALLEY, WALLACH, and HUGHES, *Circuit Judges.*
O'MALLEY, *Circuit Judge.*

O R D E R

The Merit Systems Protection Board ("Board") moves without opposition to remand this case for a jurisdictional hearing.

In its decision, the Board dismissed Dawn Hanson's appeal for lack of jurisdiction, finding that Hanson failed to make non-frivolous allegations that her resignation was

involuntary. On appeal, the Board concedes that Hanson made the required non-frivolous allegations, and that she is entitled to a jurisdictional hearing before the Board.

Accordingly,

IT IS ORDERED THAT:

- (1) The motion is granted. This case is remanded for further proceedings consistent with this order.
- (2) Each side shall bear its own costs.

FOR THE COURT

/s/ Daniel E. O'Toole
Daniel E. O'Toole
Clerk of Court

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ISSUED AS A MANDATE: August 25, 2014