

NOTE: This disposition is nonprecedential.

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

---

**JOHNNY J. TOLBERT, JR.,**  
*Petitioner*

v.

**DEPARTMENT OF JUSTICE,**  
*Respondent*

---

2015-3162

---

Petition for review of an arbitrator's decision in No. FMCS 14-54716-3.

---

**JUDGMENT**

---

AARON LOUIS MARTIN, Martin Law Firm, Fayetteville, AR, argued for petitioner.

DANIEL KENNETH GREENE, Commercial Litigation Branch, Civil Division, United States Department of Justice, Washington, DC, argued for respondent. Also represented by BENJAMIN C. MIZER, ROBERT E. KIRSCHMAN, JR., SCOTT D. AUSTIN; JOHN T. LEMASTER, Federal Bureau of Prisons, United States Department of Justice.

---

THIS CAUSE having been heard and considered, it is  
ORDERED and ADJUDGED:

PER CURIAM (LOURIE, MOORE, and CHEN, *Circuit  
Judges*).

**AFFIRMED. See Fed. Cir. R. 36.**

ENTERED BY ORDER OF THE COURT

June 13, 2016  
Date

/s/ Peter R. Marksteiner  
Peter R. Marksteiner  
Clerk of Court