

NOTE: This disposition is nonprecedential.

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

ARTHUR SWEETING,
Petitioner

v.

MERIT SYSTEMS PROTECTION BOARD,
Respondent

2016-2540

Petition for review of the Merit Systems Protection Board in No. AT-315H-16-0389-I-1.

JUDGMENT

MELANIE L. BOSTWICK, Orrick, Herrington & Sutcliffe LLP, Washington, DC, argued for petitioner. Also represented by ERIC SHUMSKY; ANJALI DALAL, New York, NY.

KATRINA LEDERER, Office of the General Counsel, Merit Systems Protection Board, Washington, DC, argued for respondent. Also represented by BRYAN G. POLISUK, KATHERINE M. SMITH.

THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (PROST, *Chief Judge*, NEWMAN and LINN,
Circuit Judges).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

July 19, 2017

Date

/s/ Peter R. Marksteiner

Peter R. Marksteiner
Clerk of Court