

NOTE: This order is nonprecedential.

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

**DIANE MIDYETT, substituted for F. Allan
Midyett,**
Petitioner

v.

MERIT SYSTEMS PROTECTION BOARD,
Respondent

2023-1268

Petition for review of the Merit Systems Protection
Board in No. DA-3330-15-0309-I-1.

O R D E R

The petitioner having failed to file a motion to
substitute pursuant to the court's January 23, 2024 order,
it is

ORDERED that the petition for review be, and the same hereby is, DISMISSED, for failure to prosecute in accordance with the rules and pursuant to the court's January 23, 2024 order.

FOR THE COURT

April 9, 2024
Date



Jarrett B. Perlow
Clerk of Court

ISSUED AS A MANDATE: April 9, 2024