

NOTE: This order is nonprecedential.

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

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**THOMAS M. ROYSTON,**  
*Petitioner,*

v.

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

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2012-3095

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Petition for review of the Merit Systems Protection Board in case no. DC315H110613-I-1.

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**ON MOTION**

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**ORDER**

Having received no objection to this court's order dated September 5, 2012,

IT IS ORDERED THAT:

- (1) This petition for review is dismissed.
- (2) Each side shall bear its own costs.
- (3) Any pending motions are moot.

THOMAS ROYSTON v. MSPB

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FOR THE COURT

OCT 02 2012

Date

/s/ Jan Horbaly

Jan Horbaly

Clerk

cc: Thomas M. Royston  
Nicole DeCrescenzo, Esq.

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Issued As A Mandate: OCT 02 2012