

NOTE: This order is nonprecedential.

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

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**STEPHAN D. EVANS,**  
*Petitioner,*

v.

**UNITED STATES POSTAL SERVICE,**  
*Respondent.*

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2012-3190

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Petition for review of the Merit Systems Protection  
Board in No. SF0752100966-I-2.

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**ON MOTION**

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Before O'MALLEY, *Circuit Judge.*

**ORDER**

Stephan D. Evans moves for the court to accept the currently submitted brief as filed, which the court treats as a motion to file a nonconforming brief and reinstate the petition.

Upon consideration thereof,

IT IS ORDERED THAT:

STEPHAN EVANS v. USPS

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(1) The motion is granted. The brief is accepted for filing. The mandate is recalled, the dismissal order is vacated and the petition is reinstated.

(2) USPS's response brief is due within 21 days from the date of filing of this order.

FOR THE COURT

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

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