

**UNITED STATES OF AMERICA
MERIT SYSTEMS PROTECTION BOARD
WESTERN REGIONAL OFFICE**

SHERMAN S. STARTZ,
Appellant,

DOCKET NUMBER
SF-1221-23-0258-W-1

v.

DEPARTMENT OF THE ARMY,
Agency.

DATE: May 22, 2023

ORDER CLOSING THE RECORD

Because the appellant has not requested a hearing, the record in this appeal will close on **July 5, 2023**. All evidence and argument must be filed by that date. Evidence and related argument filed after that date will not be accepted unless the party submitting the evidence shows that it is new and material evidence that was not available before the record closed. Notwithstanding the close of the record, however, pursuant to 5 C.F.R. § 1201.59(c), a party must be allowed to respond to new evidence or argument submitted by the other party just before the close of the record.

I am likely to give more weight to sworn statements than to unsworn or hearsay statements. A form for a declaration under penalty of perjury is found in the Board's regulations at 5 C.F.R. part 1201, appendix IV.

FOR THE BOARD:

/S/
Michael S. Shachat
Administrative Judge

CERTIFICATE OF SERVICE

I certify that the attached Document(s) was (were) sent as indicated this day to each of the following:

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May 22, 2023
(Date)

/S/
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