



U.S. MERIT SYSTEMS PROTECTION BOARD

Office of the Clerk of the Board

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August 22, 2023

Notice to:

Sherman S. Startz
116 Kelsan Way
Fairbanks, AK 99709

Re: Sherman S. Startz v. Department of the Army
MSPB Docket Number: SF-315H-22-0532-I-1

The Board acknowledges your filing dated August 21, 2023 in which you request leave to file an additional pleading. The Board's regulations do not provide for pleadings other than a petition for review, a cross petition for review, a response to the petition for review or cross petition for review, and a reply to a response to a petition for review. 5 C.F.R. § 1201.114(a)(5). A description of these pleadings and the time limits for filing them are set forth in the Board's regulations. 5 C.F.R. § 1201.114(a), (e). For the Board to consider a party's pleading, other than one of those set forth above, the party must describe the nature and need for the pleading. 5 C.F.R. § 1201.114(a)(5). If a party wishes to submit a pleading after the record has closed, the party must also show that the evidence was not readily available before the record closed. 5 C.F.R. § 1201.114(a)(5), (k).

You will be informed at a later date of the Board's decision to grant or deny your request. If the Board grants your request, you will be given 10 days in which to submit your additional pleading to the Board. For more information about the Board's petition for review process, please review the Board's regulations at 5 C.F.R. § 1201.114 - 1201.120.

Jennifer Everling
Acting Clerk of the Board

/s/
Dinh Chung
Case Management Specialist

CERTIFICATE OF SERVICE

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

Appellant

Electronic Mail Sherman S. Startz
116 Kelsan Way
Fairbanks, AK 99709

Agency Representative

Electronic Mail Charles Eiser
Department of the Army
1046 Marks Road
Fort Wainwright, AK 99701

Electronic Mail Pacific Region
Department of the Army
USARMY IMCOM
DSN 315-438-2147
Fort Shafter, HI 96858

August 22, 2023

(Date)

/s/

Dinh Chung
Case Management Specialist