

SHERMAN S. STARTZ v. DEPARTMENT OF THE ARMY

Docket # SF-1221-23-0258-W-1

Motion for an extension of time

Summary Page

Case Title : SHERMAN S. STARTZ v. DEPARTMENT OF THE ARMY

Docket Number : SF-1221-23-0258-W-1

Pleading Title : Motion for an extension of time

Filer's Name : Gwendolyn L. Smith, Esq.

Filer's Pleading Role : Agency Representative

Details about the supporting documentation

N/A

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Motion for an extension of time

Online Interview

1. Would you like to enter the text online or upload a file containing the pleading?

See attached pleading text document

2. Does your pleading assert facts that you know from your personal knowledge?

Yes

3. Do you declare, under penalty of perjury, that the facts stated in this pleading are true and correct?

Yes

)	
SHERMAN S. STARTZ,)	DOCKET NUMBER
Appellant,)	SF-1221-23-0258-W-1
)	
v.)	
)	
DEPARTMENT OF THE ARMY,)	MICHAEL S. SHACHAT
Agency.)	Administrative Judge
)	April 20, 2023

COME NOW, the Agency, by and through undersigned counsel, hereby respectfully request a 15-day extension until May 5, 2023, to submit the Agency file. Per Judge Shachat order dated March 24, 2023, the Agency file was due 20 days from this date. Additionally, Judge Shachat provided a jurisdiction order with dates of responses for both the Agency and the Appellant. Agency counsel misinterpreted the two orders to believe the Agency file would be due upon Judge Shachat's ruling on jurisdiction and if jurisdiction was not, the Agency file submission would become moot. Agency counsel is new to the case and due to current case load of EEOC and FLRA cases, additional time is needed to review and prepare the Agency file. Agency counsel will be out of the office April 21st -26th and will not be working during this time. Appellant, Mr. Sherman Startz, does not oppose the motion.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on April 20, 2023 the Agency Motion for an Extension of Time to Submit the Agency file was sent via electronic mail to the following:

Appellant Mr. Sherman S. Startz
 116 Kelsan Way
 Fairbanks, AK 99709

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

Respectfully submitted,

Gwendolyn L. Smith, esquire

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Certificate Of Service

e-Appeal has handled service of the assembled pleading to MSPB and all of the Parties.

Following is the list of the Parties in the case:

Name & Address	Documents	Method of Service
MSPB: Western Regional Office	Motion for an extension of time	e-Appeal / e-Mail
Sherman S. Startz Appellant	Motion for an extension of time	e-Appeal / e-Mail
Pacific Region Agency Representative	Motion for an extension of time	e-Appeal / e-Mail