

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

DAVID NOBLE,
Appellant,

DOCKET NUMBER
DC-0752-12-0054-I-1

v.

UNITED STATES POSTAL SERVICE,
Agency.

DATE: December 13, 2011

ORDER DENYING EXTENSION OF TIME

On December 4, 2011, the appellant asked for the cancellation of deadlines and/or an extension of time to respond to the Board's November 22, 2011 Order to Show Cause. As support for his request, the appellant stated that he needed more time to engage in discovery to brief the timeliness and jurisdictional issues. The agency objected to the request, noting that the appellant is merely reiterating that discovery could take time to complete, which is a theme he continually raised during the removal appeal. *Noble v. U.S. Postal Service*, MSPB Docket No. DC-0752-11-0880-I-1. I find the appellant did not establish good cause to cancel deadlines and/or extend time. As the agency argued, the appellant repeatedly asked for more time for discovery in his removal action, and I provided him with ample time to do that there. Some or all of the materials he obtained during discovery in his removal action pertain directly to the issues identified in the Show Cause Order, and so he does not need more time to get documents already in his possession. In any event, his motion appears moot, given that he filed a response on December 7, 2011. Thus, the extension request is DENIED.

FOR THE BOARD:

_____/S/_____
Daniel Madden Turbitt
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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December 13, 2011

(Date)

/s/

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