

UNITED STATES COURT OF APPEALS
DISTRICT OF COLUMBIA CIRCUIT

GARRET O'BOYLE,

Petitioner,

v.

DEPARTMENT OF JUSTICE,

Respondent.

Case No. 23-1216

**PETITION FOR REVIEW
OF AN AGENCY, BOARD, COMMISSION, OR OFFICER**

Garret O'Boyle hereby petitions the United States Court of Appeals for the District of Columbia Circuit for review of the Merit Systems Protection Board ("MSPB") decision in *O'Boyle v. Department of Justice*, MSPB Docket No. DC-0752-23-0132-I-1, which was issued on May 26, 2023, and became final on June 30, 2023, finding, in part, that the MSPB could not consider whether the Federal Bureau of Investigation's adverse action premised on the suspension of Mr. O'Boyle's security clearance constituted reprisal for protected activity under the Whistleblower Protection Act. Mr. O'Boyle attempted to raise claims of reprisal for whistleblower disclosures during his MSPB appeal, but the Administrative Judge ruled that he could not consider those claims. This petition is made pursuant to 5 U.S.C. § 7703(b)(1)(B).

Dated: August 11, 2023

Attorneys for Petitioner,

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