

**UNITED STATES OF AMERICA  
MERIT SYSTEMS PROTECTION BOARD  
NEW YORK FIELD OFFICE**

LINDA W. WEISS,  
Appellant,

DOCKET NUMBER  
NY-0707-16-0149-J-1

v.

DEPARTMENT OF VETERANS  
AFFAIRS,  
Agency.

DATE: February 5, 2016

Linda W. Weiss, Slingerlands, New York, pro se.\*

Kimberly Negley, Esquire, St. Louis, Missouri, for the agency.

Stephen F. Butera, Esquire, Clarksburg, West Virginia, for the agency.

Xan DeMarinis, Esquire, Washington, D.C., for the agency.

**BEFORE**

Arthur S. Joseph  
Chief Administrative Judge

**FINAL DECISION (WITHOUT ANALYSIS AND FINDINGS)**

On January 16, 2016, the appellant, SES-0670, Director, Albany, New York Stratton Veterans Administration Medical Center, timely filed this appeal

---

\* John Howard Breeze, Esquire, had been the appellant's representative since the filing of this appeal. On January 28, 2016, the appellant filed a pleading stating that Mr. Breeze is no longer her representative because of his "medical status." Appeal File (AF), Tab 64. Therefore, the appellant is now appearing pro se.

challenging her removal from Federal service, effective January 12, 2106. AF, Tab 1. The Board has jurisdiction over this appeal. 38 U.S.C. § 713(e); 5 U.S.C. § 7701(b)(1). For the reasons to be explained in a separate formal decision that will be issued on or before February 16, 2016, the agency's action is REVERSED.

\_\_\_\_\_/S/\_\_\_\_\_  
Arthur S. Joseph  
Chief Administrative Judge

**NOTICE TO APPELLANT**

Pursuant to 38 U.S.C. § 713(e)(2), this decision is final and not subject to any further appeal.