



U.S. MERIT SYSTEMS PROTECTION BOARD

Case Report for May 22, 2020

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NONPRECEDENTIAL COURT DECISIONS

Wine v. Merit Systems Protection Board, [No. 2020-1006](#) (Fed. Cir. May 21, 2020) (MSPB Docket No. DA-1221-19-0363-W-1): The court affirmed the Board's dismissal of this individual right of action appeal for failure to nonfrivolously allege a personnel action. The petitioner had alleged that the Office of Special Counsel (OSC) retaliated against him by failing to investigate a 2016 complaint and by failing to reconsider that complaint in 2018. The court held that none of OSC's decisions regarding the petitioner's complaint created a significant change in his working conditions.

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