



U.S. MERIT SYSTEMS PROTECTION BOARD

Case Report for September 5, 2025

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COURT DECISIONS

NONPRECEDENTIAL:

Stenson v. Department of Justice, No. [2024-2003](#) (Fed. Cir., Sep. 4, 2025) (CH-1221-18-0492-W-1) The court affirmed the Board's decision that denied the appellant's request for corrective action under the Whistleblower Protection Act. The agency proved by clear and convincing evidence that it would have taken the same personnel actions notwithstanding the appellant's protected disclosures.

Vindiola v. Merit Systems Protection Board, No. [2025-1238](#) (Fed. Cir., Sep. 3, 2025) (SF-4324-19-0537-I-1) The court affirmed the Board's decision that dismissed the appellant's Uniformed Services Employment and Reemployment Rights Act of 1994 appeal for lack of jurisdiction. The appellant failed to make a nonfrivolous allegation that his uniformed service was a substantial or motivating factor in his removal.

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