

**UNITED STATES OF AMERICA  
MERIT SYSTEMS PROTECTION BOARD**

**BARBARA R. KING,**

**Appellant**

v.

**DEPARTMENT OF THE AIR  
FORCE**

**Agency**

**Docket No. DA-0752-09-0604-P-1**

**AMICUS BRIEF OF MSPB WATCH**

**STATEMENT OF INTEREST**

MSPB Watch<sup>1</sup> is an accountability organization that works to ensure that the U.S. Merit Systems Protection Board (“MSPB” or “Board”) adheres to its mission of “protect[ing] Federal merit systems and the rights of individuals within those systems.” MSPB Watch engages in research, outreach, education, and advocacy, relating in particular to whistleblowers’ rights and the protection of those rights. While Congress debated the Whistleblower Protection Enhancement Act (“WPEA”) in 2012, MSPB Watch advocated for its retroactive application and raised the very types of questions articulated by the administrative judge’s (“AJ”) December 14, 2012 Order. Since the WPEA’s enactment, MSPB Watch has identified at least 90 cases pending before the Board that may be affected by the Board’s decision.<sup>2</sup> MSPB Watch is thus well positioned to address the legal issues raised in the case at bar.

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<sup>1</sup> MSPB Watch is run by David Pardo, an attorney and federal whistleblower. Its online presence is available at [www.mspbwatch.net](http://www.mspbwatch.net).

<sup>2</sup> See <http://mspbwatch.net/2013/01/24/gap-reaches-out-to-whistleblower-community-to-protect-rights-six-months-too-late/>.

