

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 11-5013

September Term 2011

1:10-cv-02230-UNA

Filed On: December 16, 2011

David Richardson,

Appellant

v.

Hilda L. Solis, Secretary of U.S. Department of
Labor,

Appellee

**ON APPEAL FROM THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

BEFORE: Sentelle, Chief Judge; and Garland and Brown, Circuit Judges

J U D G M E N T

This appeal was considered on the record from the United States District Court for the District of Columbia and on the brief filed by the appellant. See Fed. R. App. P. 34(a)(2); D.C. Cir. Rule 34(j). It is

ORDERED AND ADJUDGED that the district court's order filed December 22, 2010, be affirmed. The district court correctly determined appellant's claims are barred by res judicata. See *Allen v. McCurry*, 449 U.S. 990, 94 (1980) (res judicata precludes relitigating claims that were or could have been raised in a previous action).

Pursuant to D.C. Circuit Rule 36, this disposition will not be published. The Clerk is directed to withhold issuance of the mandate herein until seven days after resolution of any timely petition for rehearing.

Per Curiam