

United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 17-5257

September Term, 2018

1:16-cv-02071-JDB

Filed On: November 2, 2018

Cassandra M. Menoken, Esquire,

Appellant

v.

Henry Kerner, Special Counsel, U.S. Office of
Special Counsel,

Appellee

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

BEFORE: Rogers, Srinivasan, and Wilkins, 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 briefs filed by the parties. 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 on September 14, 2017 be affirmed. The district court correctly concluded that appellant lacked standing to seek an order compelling the Office of Special Counsel to process a disclosure she submitted pursuant to 5 U.S.C. § 1213. Appellant has not established that she suffered a concrete and particularized injury resulting from the Special Counsel's alleged refusal to review and process her disclosure. See Spokeo, Inc. v. Robins, 136 S. Ct. 1540, 1549 (2016).

Pursuant to D.C. Circuit Rule 36, this disposition will not be published.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 or petition for rehearing en banc. See Fed. R. App. P. 41(b); D.C. Cir. Rule 41.

Per Curiam