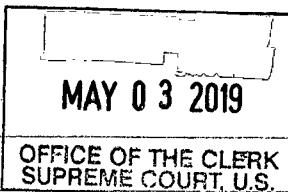
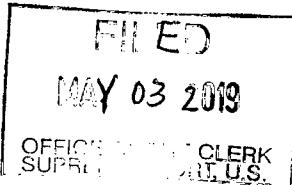
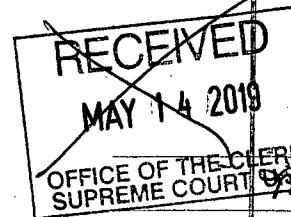


18A1177



May 3, 2019

Mr. Adkins  
My name is Tom Domingo SR I am a  
Disabled American Veteran and I plan to file  
in veteran status with the court. My  
request today is for a extension of time  
to file a Writ of Certiorari due to  
a family health problem with my  
wife. In late January of this year she  
fell and broke her hip. She needed a  
full right side replacement. She is  
still recovering and some complications have  
been found. Her oxygen levels are very  
low and problems with her back adjusting  
to the new hip. If you need  
medical records I have them, but I  
was told all I have to do is request  
the 60 day extension. If less is needed  
I do not know, but more is better they  
say. If you could compute the ~~see~~  
correct date of extension for me if approved  
gets mailed back to me it would be  
very helpful. Raising 3 grandkids plus  
taking care of her my time and concentration  
to this case needers to say will be  
a little off. ha! ha!

My address Tom Domingo SR 1004 Gilman Rd  
Elkins WV 26241  
Thank you and God Bless  
Tom Domingo SR.

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 18-2062**

---

TOM DOMINGO, SR.,

Plaintiff - Appellant,

v.

DEPARTMENT OF THE ARMY, SAMR-EO-CCR Spurgeon A. Moore; US  
EEOC, Office of Federal Operations,

Defendant - Appellees.

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Appeal from the United States District Court for the Northern District of West Virginia,  
at Elkins. John Preston Bailey, District Judge. (2:18-cv-00004-JPB-MJA)

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Submitted: January 17, 2019

Decided: January 22, 2019

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Before WILKINSON and DUNCAN, Circuit Judges, and HAMILTON, Senior Circuit  
Judge.

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Affirmed by unpublished per curiam opinion.

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Tom Domingo, Sr., Appellant Pro Se.

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Unpublished opinions are not binding precedent in this circuit.

*Appendix A*

PER CURIAM:

Tom Domingo, Sr., appeals from the district court's order dismissing for lack of jurisdiction his civil action challenging an employment decision under the Veterans' Preference Act and Veterans Employment Opportunity Act and referencing an employment discrimination claim filed with the Equal Employment Opportunity Commission. We have reviewed the record and find no reversible error. Accordingly, we affirm for the reasons stated by the district court. *Domingo v. Dep't of the Army*, No. 2:18-cv-00004-JPB-MJA (N.D.W. Va. Aug. 28, 2018). We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before this court and argument would not aid the decisional process.

*AFFIRMED*

*Appendix A*

FILED: January 22, 2019

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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No. 18-2062  
(2:18-cv-00004-JPB-MJA)

---

TOM DOMINGO, SR.

Plaintiff - Appellant

v.

DEPARTMENT OF THE ARMY, SAMR-EO-CCR Spurgeon A. Moore; US  
EEOC, Office of Federal Operations

Defendants - Appellees

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JUDGMENT

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In accordance with the decision of this court, the judgment of the district court is affirmed.

This judgment shall take effect upon issuance of this court's mandate in accordance with Fed. R. App. P. 41.

/s/ PATRICIA S. CONNOR, CLERK

*Appendix A*

FILED: March 18, 2019

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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No. 18-2062  
(2:18-cv-00004-JPB-MJA)

---

TOM DOMINGO, SR.

Plaintiff - Appellant

v.

DEPARTMENT OF THE ARMY, SAMR-EO-CCR Spurgeon A. Moore; US  
EEOC, Office of Federal Operations

Defendants - Appellees

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O R D E R

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The court denies the petition for rehearing and rehearing en banc. No judge  
requested a poll under Fed. R. App. P. 35 on the petition for rehearing en banc.

Entered at the direction of the panel: Judge Wilkinson, Judge Duncan, and  
Senior Judge Hamilton.

For the Court

/s/ Patricia S. Connor, Clerk

Appendix B