

ORIGINAL

Supreme Court of the United States

No. 25-5752

Olivia C. Davie, on behalf of Harold E. Davie,

Petitioner

v.

Merit System Protection Board,

Respondent

FILED
NOV 26 2025
OFFICE OF THE CLERK SUPREME COURT, U.S.

## Petition for Rehearing

Petitioner respectfully submits this Petition for Rehearing of the Court's Order dated November 14, 2025, denying certiorari in this matter.

Petitioner acknowledges that rehearing is granted only in extraordinary circumstances and submits this petition solely on the basis of a controlling legal issue that warrants reconsideration.

## Grounds for Rehearing (Rule 44)

Rehearing is warranted because the petition presents a controlling legal issue that was not addressed due to the denial of certiorari and concerns the continuing legal effect of a federal district court order that remains unresolved.

Specifically, Petitioner asserts that a federal district court order issued in Case No. D-913226 required corrective action by the Office of Personnel Management regarding the distribution of federal retirement benefits. Petitioner maintains that this order remains operative and was not addressed by the agency or the Merit System Protection Board.

Petitioner submits that the existence and legal effect of this unresolved federal court order constitutes a substantial and controlling circumstance relevant to the disposition of this case and appropriate for the Court's consideration.

This petition does not seek to relitigate factual disputes but is limited to the legal effect of the referenced court order.

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## **Relief Requested**

Petitioner respectfully requests that the Court grant rehearing and reconsider the denial of certiorari for the limited purpose of addressing this controlling legal issue.

Respectfully submitted,

Olivia C. Davie



Petitioner

19264 Pine Way, Apple Valley

760-217-0356

12/12/2025

Certificate Under Supreme Court Rule 44

I certify that this Petition for Rehearing is presented in good faith and not for the purpose of delay.

I further certify that the grounds for rehearing are limited to intervening circumstances of substantial or controlling effect, or to other substantial grounds not previously presented to the Court.

Respectfully submitted,



Olivia C. Davie

Petitioner

- Date: 12/12/2025

## **Certificate of Service**

I certify that on 12/12/2025, a copy of the foregoing Petition for Rehearing was served by first-class United States Mail on the following:

Solicitor General of the United States

U.S. Department of Justice

950 Pennsylvania Avenue, N.W.

Washington, D.C. 20530-0001

Respectfully submitted,

A handwritten signature in blue ink that reads "Olivia C. Davie". The signature is fluid and cursive, with "Olivia" on the first line and "C. Davie" on the second line.

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Olivia C. Davie

Petitioner

Date: 12/12/2025