



# YOU ARE THE JUDGE

TEST YOUR KNOWLEDGE OF  
EMERGING MSPB LAW AND  
MIXED CASE APPEALS



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Presented at the EEOC EXCEL  
Conference

August 12, 2014

MSPB Western Regional Office  
Judges Gutman, Humphrey and  
Carter

# EEOC AND THE MERIT SYSTEMS PROTECTION BOARD (MSPB)

- ◉ Is there really a difference in case processing before the Board and the EEOC?
- ◉ How does the Board handle mixed case appeals?
- ◉ What do these differences mean to you if you fail to consider these issues?
- ◉ Is it fair?
- ◉ Is it predictable?



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# PROCEDURAL RULES



Rule 1: Each Bench (team) will consist of at least 3 members (Judges) who will pick a Chief.

Rule 2: The Chief Judge fills out the team's answer sheet for each round.

# PROCEDURAL RULES



Rule 3: Each Round is 5 questions followed by scoring and discussion.

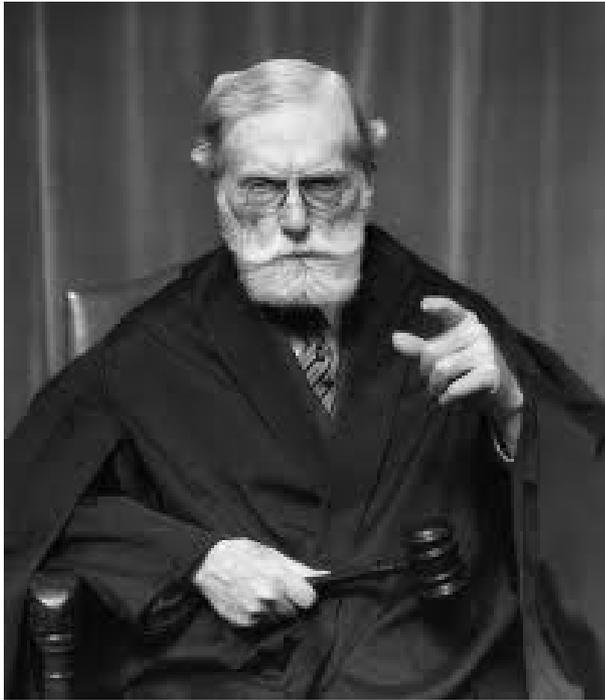
Rule 4: Appeals will be resolved by the Board (us).

Rule 5: If a tie, then a sudden death round will be played

# PROCEDURAL RULES



Rule 6:  
Have fun!



◎ ROUND

ONE

◎ 25 points



○ ROUND

TWO

○ 25 points



○ ROUND  
THREE  
○ 50 POINTS

# SUDDEN DEATH ROUND- BE RIGHT OR GET REVERSED

True Trivia about the Board and the fine  
art of Judging

