

STATE OF OHIO
STATE PERSONNEL BOARD OF REVIEW

Stephen G. Mounts,

Appellant,

v.

Case No. 08-REC-05-0128

Department of Rehabilitation and Correction,
Ohio Reformatory for Women,

Appellee.

ORDER

This matter came on for consideration on the Report and Recommendation of the Administrative Law Judge in the above-captioned appeal.

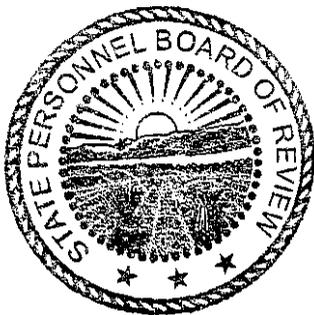
After a thorough examination of the record and a review of the Report and Recommendation of the Administrative Law Judge, along with any objections to that report which have been timely and properly filed, the Board hereby adopts the Recommendation of the Administrative Law Judge.

Wherefore, it is hereby **ORDERED** that the instant appeal be **DISMISSED** for lack of jurisdiction over the parties, pursuant to O.A.C. § 124-7-03.

Lumpe - Aye

Booth - Aye

Sfalcin - Aye



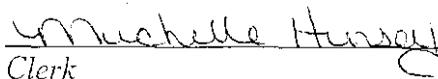


J. Richard Lumpe, *Chairman*

CERTIFICATION

The State of Ohio, State Personnel Board of Review, ss:

I, the undersigned clerk of the State Personnel Board of Review, hereby certify that this document and any attachment thereto constitute ~~(the original)~~ a true copy of the original order or resolution of the State Personnel Board of Review as entered upon the Board's Journal, a copy of which has been forwarded to the parties this date, August 19, 2008.



Michelle Hunsay
Clerk

NOTE: Please see the reverse side of this Order **or** the attachment to this Order for information regarding your appeal rights.

8-19-08

**STATE OF OHIO
STATE PERSONNEL BOARD OF REVIEW**

Stephen G. Mounts,

Case No. 08-REC-05-0128

Appellant

v.

May 23, 2008

Department of Rehabilitation & Correction,
Ohio Reformatory for Women,

Appellee

Jeannette E. Gunn
Administrative Law Judge

REPORT AND RECOMMENDATION

To the Honorable State Personnel Board of Review:

This cause comes on due to Appellant's filing of a reclassification appeal with this Board. Appellant filed his appeal to contest the classification assigned to a position occupied by another employee, Ms. Cynthia Bartlett.

The parties in a reclassification appeal are the employee occupying the position to be reclassified, the employee's appointing authority, and, where an audit has been conducted, the authority which conducted the position audit. O.A.C. 124-7-03. An individual who does not occupy the position in question does not have standing to appeal the classification of another employee. Accordingly, this Board is without jurisdiction to consider the above-referenced appeal.

Therefore, I respectfully **RECOMMEND** that the instant appeal be **DISMISSED** for lack of jurisdiction over the parties.


Jeannette E. Gunn
Administrative Law Judge