

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

Samuel J. Gilbert,

Appellant,

v.

Case No. 09-IDS-04-0208

Department of Rehabilitation and Correction,
Southern Ohio Correctional Facility,

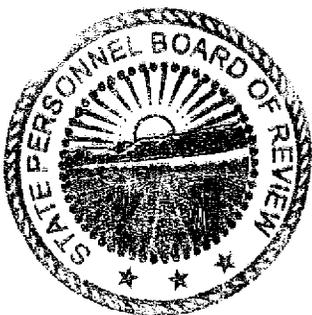
Appellee.

ORDER

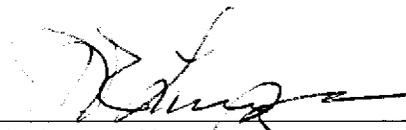
This matter came on for consideration on the Report and Recommendation of the Administrative Law Judge in the above-captioned appeal and on this Board's December 10, 2009 issuance of a final Order in this matter. On December 14, 2009, Appellant filed a motion for reconsideration and on December 18, 2009, this Board issued a Stay Order. Appellee filed a memorandum *contra* to Appellant's motion for reconsideration on December 23, 2009.

Having reviewed the Report and Recommendation of the Administrative Law Judge, along with any objections to that report which have been timely and properly filed, as well as Appellant's motion for reconsideration and Appellee's memorandum *contra*, this Board finds no good cause to disturb this Board's December 10, 2009 issued final Order.

Wherefore, it is hereby **ORDERED** that Appellant's motion for reconsideration is hereby **DENIED** and this Board's final Order in this matter stands as previously issued.



Lumpe - Aye
Sfalcin - Aye
Tillery - Aye

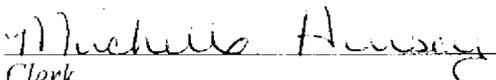


J. Richard Lumpe, *Chairman*

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, January 13, 2010.



Michelle Hensley
Clerk

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