

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

Teresa Swain,

*Appellant,*

v.

Case No. 09-LAY-06-0312

Hamilton County Board of Commissioners,

*Appellee.*

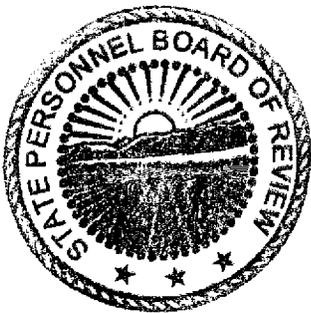
**ORDER**

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** due to Appellant's failure to appear, pursuant to O.A.C. § 124-11-19 (A).

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, February 4, 2010.

  
\_\_\_\_\_  
Michelle Ainsworth  
*Clerk*

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

2/4/10

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

TERESA SWAIN,

Case No. 09-LAY-06-0312

*Appellant*

v.

October 20, 2009

HAMILTON COUNTY BOARD OF COMMISSIONERS,

*Appellee*

JAMES R. SPRAGUE  
*Administrative Law Judge*

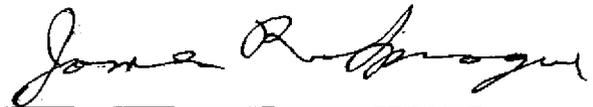
**REPORT AND RECOMMENDATION**

To the Honorable State Personnel Board of Review:

This matter came on for consideration on October 19, 2009. Appellee appeared at pre-hearing through its representative, Kathleen H. Bailey, Assistant Prosecuting Attorney. Appellant failed to appear and Appellee moved to dismiss this appeal.

I find notice was properly served on Appellant on September 4, 2009, by regular mail, and no good cause has been shown for Appellant's failure to appear at the pre-hearing.

Therefore, I respectfully **RECOMMEND** that the State Personnel Board of Review **DISMISS** the instant appeal for Appellant's failure to appear.



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JAMES R. SPRAGUE  
*Administrative Law Judge*

JRS: