

STATE OF OHIO
STATE PERSONNEL BOARD OF REVIEW

Kelle L. Brush,

Case Nos. 10-ABL-01-0020
10-REM-01-0021

Appellant,

v.

Licking County,
Child Support Enforcement Agency,

Appellee.

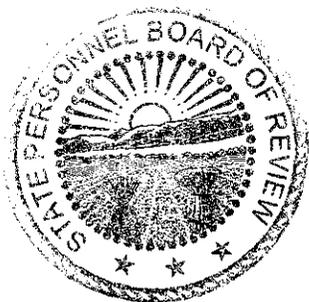
ORDER

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

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 appeals be **DISMISSED** as untimely, pursuant to O.A.C. § 124-1-03 (B).

Lumpe - Aye
Sfalcin - Aye
Tillery - Aye



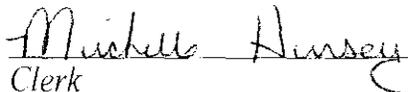


J. Richard Lumpe, *Chairman*

CERTIFICATION

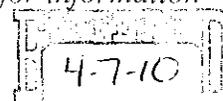
The State of Ohio, State Personnel Board of Review, ss:

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, April 7, 2010.



Michelle Hunsley
Clerk

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



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

Kelle L. Brush,

Case Nos. 10-ABL-01-0020
& 10-REM-01-0021

Appellant,

v.

February 10, 2010

Licking County Child Support
Enforcement Agency,

Appellee.

BETH A. JEWELL
Administrative Law Judge

REPORT AND RECOMMENDATION

To the Honorable State Personnel Board of Review:

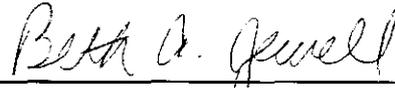
This matter came on for consideration February 10, 2010, upon Appellant's filing of an appeal of her abolishment, and Appellee's filing of its responses to the Procedural Orders/Questionnaires issued by this Board on February 1, 2010.

The record reflects that on December 17, 2009, Appellee notified Appellant of the abolishment of her position. Appellant initially mailed her appeal to an incorrect address, and this appeal was mailed in an envelope postmarked January 6, 2010. Thereafter, Appellant mailed her appeal to the correct address in an envelope postmarked January 12, 2010. The appeal was file-stamped in at the offices of the Board on January 22, 2010. Neither the postmarks nor the actual filing date was within ten (10) calendar days of December 17, 2009.

I find that the State Personnel Board of Review is without jurisdiction to hear this appeal because the appeal was not filed within ten (10) calendar days after Appellant received notice of the abolishment, as required by Ohio Administrative Code Section 124-1-03(B).

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Therefore, I respectfully **RECOMMEND** that this appeal be **DISMISSED**.

A handwritten signature in cursive script that reads "Beth A. Jewell".

BETH A. JEWELL
Administrative Law Judge

BAJ: