

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

James W. Maher,

Appellant,

v.

Case No. 10-REC-05-0127

Ohio State University,

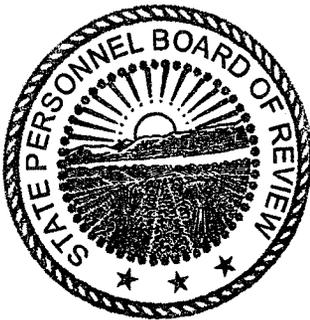
Appellee.

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** since Appellant failed to appear, pursuant to O.A.C. § 124-11-19 (A).



Lumpe - Aye
Sfalcin - Aye
Tillery - Aye

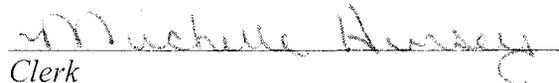


J. Richard Lumpe, *Chairman*

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, December 6, 2010.



Michelle Hunsay
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**

James W. Maher,

Case No. 10-REC-05-0127

Appellant

v.

August 13, 2010

Ohio State University,
Jeannette E. Gunn
Appellee

Administrative Law Judge

REPORT AND RECOMMENDATION

To the Honorable State Personnel Board of Review:

This matter came on for consideration on August 13, 2010. A record hearing was scheduled in the above-captioned matter for 10:00 a.m. on August 12, 2010. Appellee appeared before this Board at that time and was represented by Joseph N Rosenthal and Lisa G. Whittaker, Assistant Attorneys General. Appellant failed to appear and Appellee moved to dismiss this appeal.

I find that notice of the record hearing was properly served on Appellant on May 21, 2010, by regular mail, and no good cause has been shown for Appellant's failure to appear.

Therefore, I respectfully **RECOMMEND** the Appellee's motion be **GRANTED** and the appeal be **DISMISSED**.



Jeannette E. Gunn
Administrative Law Judge

JEG: