

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

Norma J. Grumley,

Appellant.

v.

Case No. 10-REC-11-0301

Youngstown State University,

Appellee.

ORDER

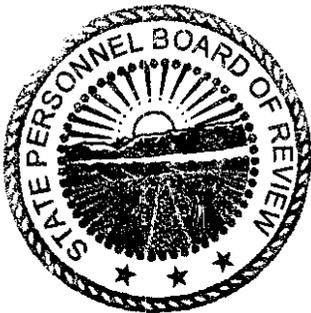
This matter came on for consideration on the Report and Recommendation of the Administrative Law Judge in the above-captioned appeal.

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** for failure to timely file, pursuant to O.A.C. §124-1-03 (C).

Lumpe - Aye

Tillery - Aye



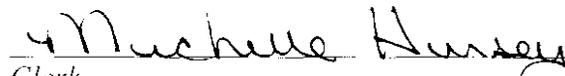


J. Richard Lumpe, *Chairman*

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 7, 2011.



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**

NORMA J. GRUMLEY,

Case No. 10-REC-11-0301

Appellant

v.

November 16, 2010

YOUNGSTOWN STATE UNIVERSITY,

JAMES R. SPRAGUE

Appellee

Administrative Law Judge

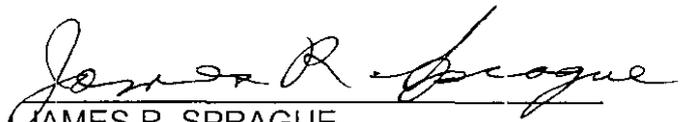
REPORT AND RECOMMENDATION

To the Honorable State Personnel Board of Review:

This matter came on upon *Appellant's November 1, 2010 filing of an appeal* of the results of her position audit.

I find that the State Personnel Board of Review is without jurisdiction to hear this appeal because the appeal was not filed within thirty (30) calendar days after Appellant received notice of the results of her audit, as required by O.A.C. 124-1-03(C). Since Appellant has indicated that she received the results of her audit on September 29, 2010, *Appellant's appeal should have been filed on or before October 29, 2010.*

Therefore, I respectfully **RECOMMEND** that the State Personnel Board of Review **DISMISS** the instant appeal for failure to timely file, pursuant to O.A.C. 124-1-03 (C).



JAMES R. SPRAGUE
Administrative Law Judge