STATE OF OHIO
STATE PERSONNEL BOARD OF REVIEW

Linda E. Mahone,

Appellant,

v.

Case Nos. 2013-REM-04-0107
2013-MIS-04-0108

Department of Rehabilitation & Correction, Northeast Pre-Release Center,

Appellee.

ORDER

These matters 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 entirety of the records, including 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 are **DISMISSED** due to Appellant's passing, pursuant to O.A.C. 124-11-06 (A).

Casey - Aye
Lumpe - Aye
Tillery - Aye

Terry L. Casey, *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 constitutes ~~(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, August 23, 2013.

Clerk

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

ENTERED 8/23/13

STATE OF OHIO
STATE PERSONNEL BOARD OF REVIEW

LINDA E. MAHONE,

Appellant

v.

DEPARTMENT OF REHABILITATION AND CORRECTION,
NORTHEAST PRE-RELEASE CENTER,

Appellee

Case Nos. 13-REM-04-0107
13-MIS-04-0108

May 17, 2013

JAMES R. SPRAGUE
Administrative Law Judge

REPORT AND RECOMMENDATION

To the Honorable State Personnel Board of Review:

These causes came on due to Appellant's April 26, 2013 filing of appeals. Regrettably, it appears Appellant passed away very near that same date, specifically on May 3, 2013. This is evidenced by Appellee's May 13, 2013 filing of a Suggestion of Death and accompanying obituary of Appellant.

Therefore, I respectfully **RECOMMEND** that the State Personnel Board of Review **DISMISS** the instant appeals due to Appellant's passing. I further **RECOMMEND** that the State Personnel Board of Review **hold in abeyance its ruling on the instant Report and Recommendation for 60 days from the date of its issuance;** in order to provide Appellant's estate or other representative with a reasonable time to file a substitution of party in these matters, pursuant to O.A.C. 124-11-06.

JAMES R. SPRAGUE
Administrative Law Judge

JRS: