

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

Meshalle Johnston,

Appellant,

v.

Case Nos. 2014-IDS-06-0129
2014-IDS-06-0143

Department of Youth Services,
Cuyahoga Hills Juvenile Correctional Facility,

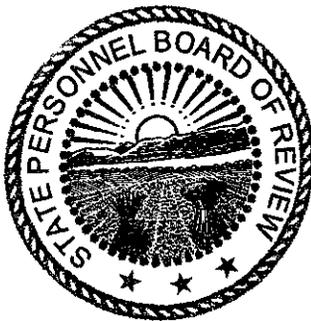
Appellee,

ORDER

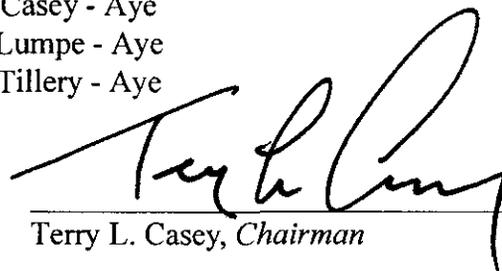
These matters came on for consideration on the Report and Recommendation of the Administrative Law Judge in the above-captioned appeals.

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 Appellee's motion is **GRANTED**. It is further **ORDERED** that Case No. 2014-IDS-06-0129 is **DISMISSED** for Appellant's failure to appear, pursuant to R.C. 124.03 and O.A.C. 124-11-19 (A), and Case No. 2014-IDS-06-0143 is **DISMISSED**, pursuant to R.C. 124.03.



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, October 16, 2014.



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**

Meshalle Johnston

Appellant

v.

Department of Youth Services,
Cuyahoga Hills Juvenile Correctional Facility

Appellee

Case Nos. 2014-IDS-06-0129
2014-IDS-06-0143

August 13, 2014

James R. Sprague
Administrative Law Judge

REPORT AND RECOMMENDATION

To the Honorable State Personnel Board of Review:

Case Number 2014-IDS-06-0129 came on for consideration on August 12, 2014. A pre-hearing was scheduled to take place before this Board in that matter on August 12, 2014 at 2:00 p.m. Appellee appeared before the Board at that time and was represented by Timothy M. Miller and Anna M. Seidensticker, Assistant Attorneys General. Appellant failed to appear and Appellee moved to dismiss Case No. 2014-IDS-06-0129.

In Case No. 2014-IDS-06-0129, I find notice of the pre-hearing was properly served on Appellant on July 1, 2014, by regular mail, and no good cause has been shown for Appellant's failure to appear. I further find that Case No. 2014-IDS-06-0143 contains substantially the same information and pleadings as are found in Case No. 2014-IDS-06-0129. Thus, these two cases contain the same subject matter. Accordingly, this Board should dismiss both of these cases.

Therefore, I respectfully **RECOMMEND** that the State Personnel Board of Review **GRANT** Appellee's motion and **DISMISS Case No. 2014-IDS-06-0129** for Appellant's failure to appear, pursuant to R.C. 124.03 and O.A.C. 124-11-19 (A) and further **RECOMMEND** that the State Personnel Board of Review **DISMISS Case No. 2014-IDS-06-0143**, pursuant to R.C. 124.03.


James R. Sprague
Administrative Law Judge