

STATE OF OHIO  
STATE PERSONNEL BOARD OF REVIEW

Cheryel Jennings,

*Appellant,*

v.

Case No. 2014-REM-07-0166

Shaker Heights City School District,

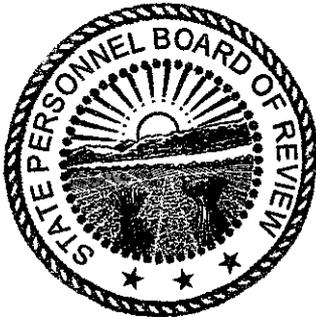
*Appellee,*

**ORDER**

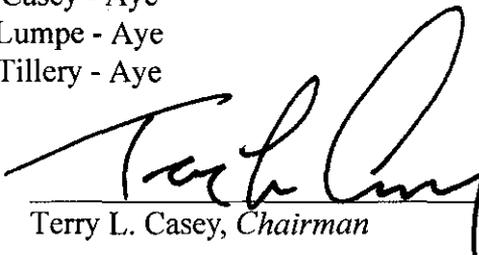
This matter came on for consideration on the Report and Recommendation of the Administrative Law Judge in the above-captioned appeal.

After a thorough examination of the entirety of the record, 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 appeal is **DISMISSED** for lack of jurisdiction over its subject matter, pursuant to R.C. 124.03 and R.C. 124.34.



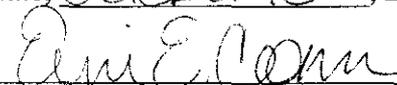
Casey - Aye  
Lumpe - Aye  
Tillery - Aye

  
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

Cheryel Jennings

Case No. 2014-REM-07-0166

*Appellant*

v.

July 24, 2014

Shaker Heights City School District

James R. Sprague

*Appellee*

*Administrative Law Judge*

**REPORT AND RECOMMENDATION**

To the Honorable State Personnel Board of Review:

This matter came on for consideration upon Appellant's filing of an appeal with this Board from a removal. Information contained in the instant record indicates that Appellant was a city school district employee.

Neither R.C. 124.03 (A) nor R.C. 124.34 provides this Board with jurisdiction to hear appeals of city school district employees. In fact, the only direct appellate authority this Board enjoys over city school district employees is provided by R.C. 124.341 (whistleblower appeals) and R.C. 4167.13 (OSH risk reduction appeals). Since the instant matter does not fall into the latter categories, this Board lacks jurisdiction over its subject matter.

Therefore, I respectfully **RECOMMEND** that the State Personnel Board of Review **DISMISS** the instant appeal for lack of jurisdiction over its subject matter, pursuant to R.C. 124.03 (A) and R.C. 124.34.



James R. Sprague

*Administrative Law Judge*