

STATE OF OHIO  
STATE PERSONNEL BOARD OF REVIEW

DENNIS BRADLEY,

*Appellant*

v.

Case No. 05-REM-02-0058

LICKING METROPOLITAN HOUSING AUTHORITY,

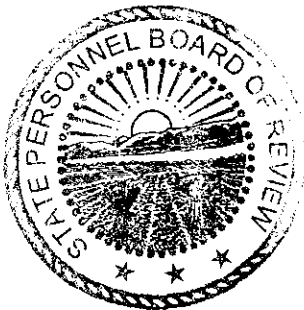
*Appellee*

**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 lack of jurisdiction, pursuant to R.C. 3735.27 *et seq.* and R.C. 124.01 *et seq.*



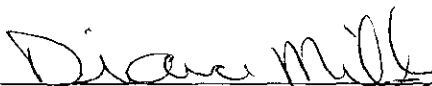
Tracy – Aye  
Lumpe – Aye  
Booth – Aye

  
\_\_\_\_\_  
Roger W. Tracy, *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 the foregoing is ~~(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, July 25, 2005.

  
\_\_\_\_\_  
Diane Mills  
*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**

Dennis Bradley,

Case No. 05-REM-02-0058

*Appellant*

v.

June 8, 2005

Licking Metropolitan Housing Authority,

*Appellee*

Christopher R. Young  
*Administrative Law Judge*

**REPORT AND RECOMMENDATION**

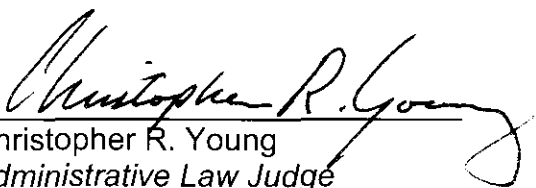
To the Honorable State Personnel Board of Review:

This matter comes on for consideration on June 8, 2005, upon the Appellant's February 17, 2005 filing of his appeal of his alleged removal.

The State Personnel Board of Review does not have jurisdiction to hear direct appeals from employees of metropolitan housing authorities pursuant to Revised Code Section 3735.27, *et seq.* The employees of a metropolitan housing authority organization pursuant to the provisions of Revised Code Section 3735.27, *et seq.*, are not within the provisions of the law relating to civil service, as defined in Revised Code Section 124.01, *et seq.* (1952 OAG No. 1122).

It is suggested that the Appellant contact the Licking County Common Pleas Court to determine if that Court has jurisdiction over the Appellant's removal.

Therefore, I respectfully **RECOMMEND** this appeal be **DISMISSED** for lack of jurisdiction pursuant to O.R.C. Section 3735.27 *et seq.* and 124.01 *et seq.*

  
\_\_\_\_\_  
Christopher R. Young  
*Administrative Law Judge*

CRY:dIm