

STATE OF OHIO  
STATE PERSONNEL BOARD OF REVIEW

TERRENCE J. BAXTER,

*Appellant,*

v.

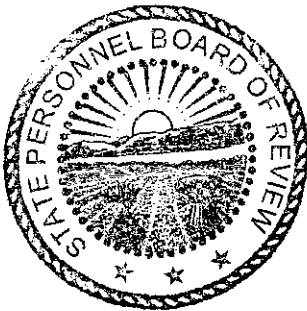
Case No. 05-SUS-02-0062

COSHOCTON COUNTY PUBLIC DEFENDER,


*Appellee.*

**ORDER**

This matter came on for consideration on the motion of Appellee that the Rescission attached hereto be adopted. Being fully advised in the premises, the Board hereby orders that the attached rescission, incorporated herein by reference and made a part of the case file in this appeal, be **ADOPTED**, and that Appellant's appeal be **DISMISSED**.




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, October 21, 2005.

  
\_\_\_\_\_  
*Clerk*

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

RECORDED  
INDEXED  
10/21/05

STATE OF OHIO  
STATE PERSONNEL BOARD OF REVIEW

STATE PERSONNEL  
BOARD OF REVIEW

2005 SEP -8 P 3:42

TERRENCE J. BAXTER :  
: APPELLANT, : CASE NO. 05-SUS-02-0062  
: : JUDGE CHRISTOPHER R. YOUNG  
: :  
vs. :  
: :  
COSHOCTON COUNTY :  
PUBLIC DEFENDER :  
: :  
APPELLEE. :

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APPELLEE COSHOCTON COUNTY PUBLIC DEFENDER'S  
NOTICE OF RESCISSION

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Now comes Appellee, Coshocton County Public Defender, and hereby notifies this Board that suspension of Appellant Terrence Baxter ("Appellant") was rescinded. Appellant appeals the suspension issued to him by former Coshocton County Public Defender Norman Davitt on February 14, 2005. That suspension was to commence on February 24, 2005.

On February 28, 2005, the Coshocton County Public Defender Commission rescinded Appellant's suspension and ordered that he be provided his regular salary for any period of the suspension that he served. (Exhibit 1). The attached pay records reflect that Appellant was provided pay for any period he served suspension. (Exhibit 2). Current Public Defender Jeffrey Mullen included the following statement to the County Auditor on the pay record for the period of suspension.

Note to Auditor. Suspension reversed 2/28/05 by P.D. Commission. Back pay ordered. Currently on Admin. Leave with pay. Please pay for full 64 hours. J.A. Mullen.

Appellant was a 32 hour per week (64 hour biweekly) employee. Id.

