

STATE OF OHIO
STATE PERSONNEL BOARD OF REVIEW

JAMES L. TUCKER,

Appellant,

v.

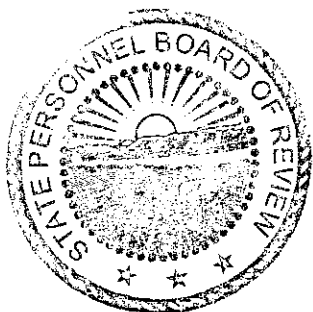
Case No. 06-RED-02-0047

DEPARTMENT OF REHABILITATION AND CORRECTION,
ALLEN CORRECTIONAL INSTITUTION,

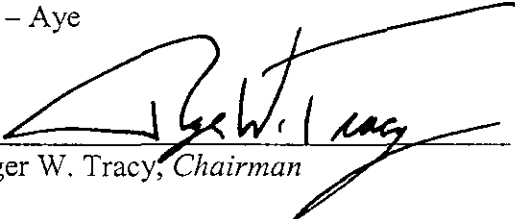
Appellee.

ORDER

This matter came on for consideration on the motion of Appellee that the Notice of Rescission attached hereto be adopted. Being fully advised in the premises, the Board hereby orders that the attached notice of 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

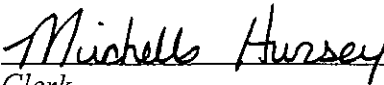


Roger W. Tracy, *Chairman*

CERTIFICATION

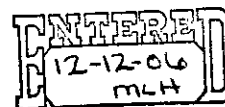
The State of Ohio, State Personnel Board of Review, ss:

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, December 12, 2006.



Michelle Hursey
Clerk

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



STATE PERSONNEL BOARD OF REVIEW

STATE PERSONNEL
BOARD OF REVIEW
2006 NOV 29 PM 2:53

JAMES L. TUCKER,	:	
Appellant,	:	CASE NO. 06-RED-02-0047
v.	:	CHRISTOPHER R. YOUNG
	:	<i>Administrative Law Judge</i>
OHIO DEPARTMENT OF	:	
REHABILITATION & CORRECTION,	:	
ALLEN CORRECTIONAL	:	
INSTITUTION,	:	
Appellee.	:	

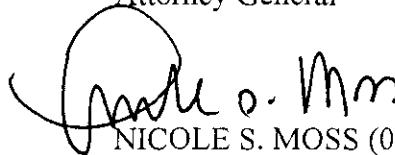
APPELLEE'S NOTICE OF RESCISSION OF R.C. § 124.34 ORDER

The Appellee, Ohio Department of Rehabilitation and Correction, Allen Correctional Institution, hereby serves notice of its rescission of the R.C. § 124.34 Order that is the subject of the appeal in the above-captioned matter, pursuant to Ohio Administrative Code § 124-3-03(C).

Attached please find a copy of the Personnel Action evidencing the rescission of the R.C. § 124.34 Order that was served on Appellant James L. Tucker on August 31, 2006.

Respectfully submitted,

JIM PETRO
Attorney General

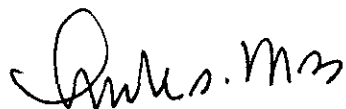


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POOJA ALAG BIRD (0078020)
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150 East Gay Street, 22nd Floor
Columbus, Ohio 43215
(614) 644-7257 Telephone
(614) 752-4677 Fax

ENTERED
NOV 29 2006
MLH

CERTIFICATE OF SERVICE

I certify that a copy of the above Notice of Rescission was served upon Samuel N. Lillard, Counsel for Appellant, 21 East State Street, 17th Floor, Columbus, Ohio 43215, by ordinary U.S. Mail, postage prepaid this 28th day of November, 2006.

A handwritten signature in black ink, appearing to read "Nicole S. Moss". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

NICOLE S. MOSS (0062938)
Assistant Attorney General

PERSONNEL ACTION STATE OF OHIO

AGENCY FROM: DRC

DIVISION OR INSTITUTION Allen Correctional Institution

UNIT OR OFFICE

TO:

NAME LAST FIRST M.I. DATE OF BIRTH NO. OF YEARS DEGREE MAJOR FROM: Tucker James L M 08 14 54 14.0 HSD

ADDRESS STREET CITY STATE ZIP CODE COUNTY FROM: 16779 Wapakoneta Criddersville Rd. Wapakoneta OH 45895 Auglaize

EFFECTIVE DATE PAYROLL NUMBER POSITION CONTROL NO. BARG UNIT FLAG SOCIAL SECURITY NUMBER H.Q. COUNTY FROM: 11 11 06 501-423 3004.0 22 9 286-56-5124 Allen

CLASS TITLE CLASS NO. RANGE STEP BASE RATE LONG SUPPL. SUPPL. TOTAL STATUS FROM: Corrections Captain 46536 12 6 \$28.13 2.15 \$30.28 C

APPOINTMENT CHANGE SEPARATION INTERRUPTION REINSTATEMENT TIME STAMP

DATE OF LAST PROMOTION 03/15/87 CERTIFICATION NO. DATE OF CONTINUOUS SERVICE 07/18/97 BUDGETED HOURS 2080

REMARKS: Rescind 3 day vacation reduction, reissue as a 3 day working suspension. Restore 3 days vacation. Jesse J. Williams, Warden date

APPROVAL OF APPOINTING AUTHORITY SIGNATURE DATE APPROVED DISAPPROVED CERTIFICATION