

STATE OF OHIO
STATE PERSONNEL BOARD OF REVIEW

Charles Wobig,

Appellant,

v.

Case No. 08-REC-03-0072

Ohio State University,

Appellee.

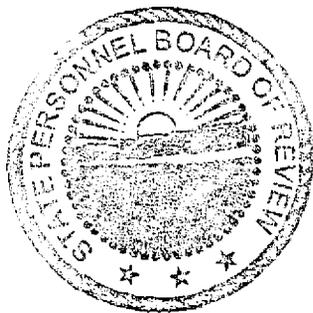
ORDER

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 O.R.C. §§ 124.03(A) and 124.14.

Lumpe - Aye
Booth - Aye
Sfalcin - Aye



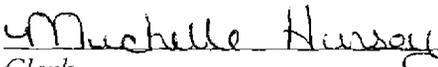


J. Richard Lumpe, *Chairman*

CERTIFICATION

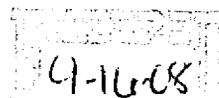
The State of Ohio, State Personnel Board of Review, ss:

I, the undersigned clerk of the State Personnel Board of Review, hereby certify that this document and any attachment thereto constitute ~~(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, September 16, 2008.



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 OF OHIO
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Charles Wobig,

Appellant

v.

Ohio State University,

Appellee

Case No. 08-REC-03-0072

July 28, 2008

Jeannette E. Gunn

Administrative Law Judge

REPORT AND RECOMMENDATION

To the Honorable State Personnel Board of Review:

This cause came on for consideration pursuant to a review of the information contained in the record. Appellant filed a reclassification appeal with this Board on March 26, 2008. On April 30, 2008, Appellee Ohio State University filed a response to this Board's questionnaire, indicating that Appellant had not made a request for a reclassification or job audit, and Appellee had not otherwise conducted a job audit on Appellant's position. Appellee indicated that on February 26, 2008, Appellant was upgraded from Systems Technician 1 to Systems Technician 2 as the result of a STEP Program Recommendation. Appellee further indicated that Appellant is a bargaining unit member.

Ohio Revised Code Section 124.03(A) and Ohio Administrative Code Section 124-1-03(C) provide that a job classification decision rendered by the Director of the Department of Administrative Services, or anyone authorized to perform the director's functions may be appealed to this Board within thirty calendar days after receipt of the notice of results of a job audit.

In this instance, since there is no evidence indicating that a job audit has been performed or a job classification decision rendered within the appropriate time period, I find that Appellant has suffered no employment action over which this Board may exercise jurisdiction. Therefore, I respectfully **RECOMMEND** that the instant appeal be **DISMISSED** for lack of jurisdiction pursuant to R.C. 124.03(A) and R.C. 124.14.


Jeannette E. Gunn
Administrative Law Judge