

STATE OF OHIO
STATE PERSONNEL BOARD OF REVIEW

Milissa A. Deluca,

Appellant.

v.

Case No. 08-REC-06-0308

Department of Rehabilitation and Correction,
Parole and Community Services,

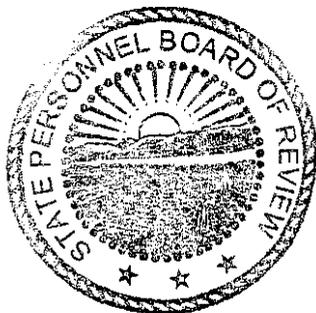
Appellee.

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 over its subject matter, pursuant to O.R.C. §§ 124.03 and 124.34.



Lumpe - Aye
Booth - Aye
Sfalcin - Aye

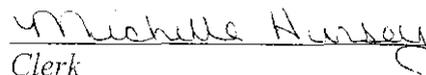


J. Richard Lumpe, *Chairman*

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 8, 2008.



Michelle Hunsay
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**

MILISSA A. DELUCA,

Case No. 08-REC-06-0308

Appellant

v.

July 23, 2008

DEPARTMENT OF REHABILITATION AND CORRECTION,
PAROLE AND COMMUNITY SERVICES,

Appellee

UNASSIGNED
Administrative Law Judge

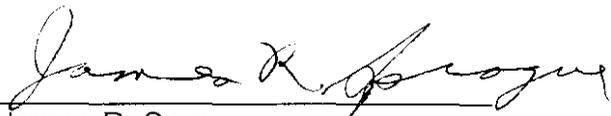
REPORT AND RECOMMENDATION

To the Honorable State Personnel Board of Review:

This cause comes on due to Appellant's June 11, 2008 filing, among other things, of a reclassification appeal. There is no evidence in the record to suggest that a job audit was requested or otherwise performed on Appellant's position. Further, there is no suggestion in the record that a new or amended classification was assigned to Appellant's position. Accordingly, it does not appear that an event occurred that would impact on this Board's reclassification jurisdiction.

Additionally, the parties should note that Appellant has other cases filed with this Board (*i.e.* an abolishment, a layoff, and a miscellaneous case) and these cases are not impacted by the instant recommendation which affects only the instant case (*i.e.* 08-REC-06-0308).

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 and R.C. 124.34.


James R. Sprague
Administrative Law Judge

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