

**STATE OF OHIO  
STATE PERSONNEL BOARD OF REVIEW**

Donald Alexander,

*Appellant,*

v.

Case No. 08-REM-09-0502

Central Ohio Transit Authority,

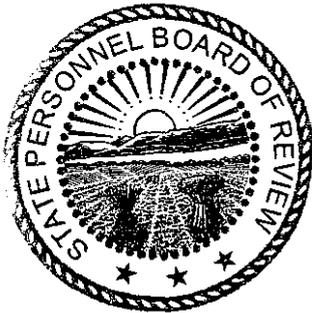
*Appellee.*

**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** since this Board does not have jurisdiction to hear appeals from employees of a transit authority organized pursuant to Revised Code Chapter 306 *et seq.*, as such an entity is not within the provisions of civil service law defined in Revised Code Section 124.01 *et seq.*



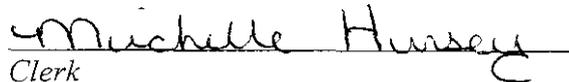
Lumpe - Aye  
Booth - Aye  
Sfalcin - Aye

  
\_\_\_\_\_  
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, February 10, 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.

21009

**STATE OF OHIO  
STATE PERSONNEL BOARD OF REVIEW**

Donald Alexander

Case No. 08-REM-09-0502

*Appellant*

v.

November 20, 2008

Central Ohio Transit Authority

*Appellee*

Marcie M. Scholl  
*Administrative Law Judge*

**REPORT AND RECOMMENDATION**

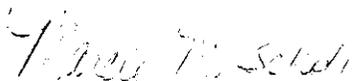
To the Honorable State Personnel Board of Review:

This matter came on for consideration on November 20, 2008.

The State Personnel Board of Review does not have jurisdiction to hear direct appeals from employees of a transit authority created pursuant to Revised Code Chapter 306. The employees of a transit authority organized pursuant to the provisions of Revised Code Chapter 306 *et seq.*, are not within the provisions of the law relating to civil service, as defined in Revised Code Section 124.01, *et seq.*

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

Therefore, I respectfully **RECOMMEND** that this appeal be **DISMISSED**.



---

Marcie M. Scholl  
*Administrative Law Judge*

:mms