

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

Obianuju E. Anunike,

Appellant,

v.

Case No. 08-SUS-07-0454

Department of Rehabilitation and Correction,
Ohio Reformatory for Women,

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.A.C. § 124-1-03(A).

Lumpe - Aye
Booth - Aye
Sfalcin - Aye



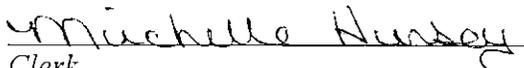


J. Richard Lumpe, *Chairman*

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, October 10, 2008.



Michelle Hunsby
Clerk

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

10.10.08

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

Obianuju E. Anunike,

Case No. 08-SUS-07-0454

Appellant

v.

September 4, 2008

Department of Rehabilitation and Correction,
Ohio Reformatory for Women,

Appellee

Elaine K. Stevenson
Hearing Officer

REPORT AND RECOMMENDATION

To the Honorable State Personnel Board of Review:

This matter came on for consideration upon Appellant's filing of a notice of appeal from her forty-hour working suspension. In her notice of appeal, Appellant states that she received her R.C. 124.34 suspension order on June 20, 2008.

Pursuant to O.A.C. 124-1-03(A), appeals from R.C. 124.34 orders shall be filed, in writing, within ten calendar days following the date the order is served on the employee. The information contained in the record established that Appellant received her R.C. 124.34 suspension order on June 20, 2008, and filed her appeal of this action with this Board on July 24, 2008. Clearly, Appellant's appeal is untimely filed pursuant to O.A.C. 124-1-03(A).

Based on the foregoing, I respectfully **RECOMMEND** that the instant appeal be **DISMISSED** for lack of jurisdiction pursuant to O.A.C. 124-1-03(A).


Elaine K. Stevenson
Hearing Officer

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