

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

Andrea G. Young,

Appellant.

v.

Case No. 09-LAY-07-0345

Hamilton Civil Service Commission,

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. § 2506.

Lumpe - Aye

Sfalcin - Aye

Tillery - Aye



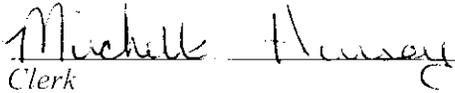


J. Richard Lumpe, *Chairman*

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 8, 2009.



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**

Andrea G. Young,

Case No. 09-LAY-07-0345

Appellant

v.

September 16, 2009

Hamilton Civil Service Commission,

Jeannette E. Gunn

Appellee

Administrative Law Judge

REPORT AND RECOMMENDATION

To the Honorable State Personnel Board of Review:

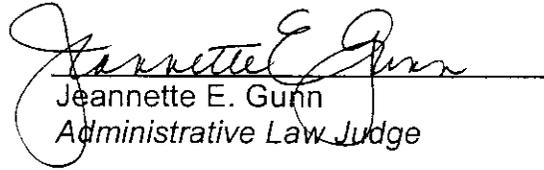
This cause came on for consideration on September 16, 2009. Upon a review of the information contained in the record, it appears that Appellant has filed this appeal to contest the decision of Appellee Hamilton Civil Service Commission to uphold her layoff from employment with the City of Hamilton, Division of Police.

Based upon the information provided by Appellant, I find that Appellant was notified by the Hamilton Chief of Police of her pending layoff in early July 2009. I further find that Appellant appealed her layoff to Appellee and appeared before that body on July 7, 2009. Finally, I find that on July 8, 2009, Appellee provided Appellant with notification of its decision to proceed with her layoff, effective July 21, 2009.

As previously noted, Appellant appears to have filed this appeal to contest Appellee's decision to proceed with her layoff. No section of the Ohio Revised Code or Ohio Administrative Code grants this Board the authority to conduct a merit review of Appellee's determination. Ohio Revised Code Section 2506. generally governs the appeal process for final orders, adjudications and decisions of entities such as Appellee.

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Therefore, because this Board lacks jurisdiction to consider the instant appeal, I respectfully **RECOMMEND** that it be **DISMISSED**.


Jeannette E. Gunn
Administrative Law Judge

JEG: