

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

Christine A. Lawrence,

Appellant.

v.

Case No. 09-MIS-05-0262

Hardin County,
Hardin Hills Health Center,

Appellee.

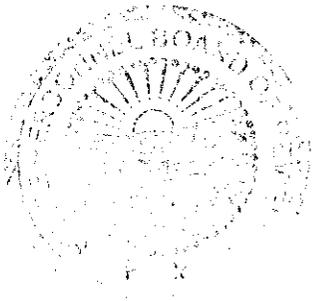
ORDER

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 subject matter jurisdiction, pursuant to O.R.C. § 124.03.

Lumpe - Aye
Sfalcin - Aye
Tillery - Aye



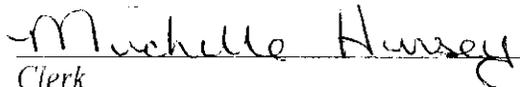


J. Richard Lumpe, *Chairman*

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, November 6, 2009.



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
STATE PERSONNEL BOARD OF REVIEW**

Christine A. Lawrence,

Case No. 09-MIS-05-0262

Appellant

v.

September 3, 2009

Hardin County, Hardin Hills Health Center,

Jeannette E. Gunn

Appellee

Administrative Law Judge

REPORT AND RECOMMENDATION

To the Honorable State Personnel Board of Review:

This matter came on for consideration on September 3, 2009. I find that Appellant has filed this appeal to protest being placed on paid administrative leave from her employment with Appellee, effective May 7, 2009. Although Appellant's notice of appeal also indicated that Appellant wished to file a reclassification appeal, no information provided by Appellant indicates that her position was reclassified pursuant to a job audit or that she had been denied a job audit by Appellee. Therefore, no reclassification appeal lies.

Unlike a court, the State Personnel Board of Review has jurisdiction only when it has been explicitly conferred upon it by the Ohio General Assembly. Ohio Revised Code Section 124.03 grants this Board authority to review alleged reductions in pay or position, job abolishments, layoffs, suspensions of more than three days, removals, assignment or reassignment to a new or different position classification, or refusal to reassign an employee to another classification or to reclassify an employee's position with or without a job audit. Placement on paid administrative leave is not an action that is reviewable by this Board.

Therefore, I respectfully **RECOMMEND** that this appeal be **DISMISSED** for lack of subject matter jurisdiction.



Jeannette E. Gunn
Administrative Law Judge