

STATE OF OHIO
STATE PERSONNEL BOARD OF REVIEW

Karen Ciulla,

Appellant,

v.

Case No. 09-REM-04-0214

Champion Township Trustees,

Appellee.

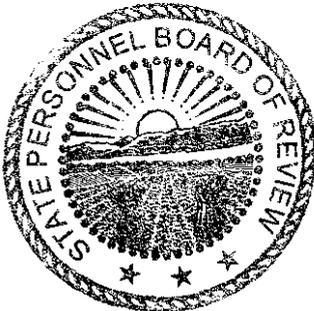
ORDER

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. §§ 124.01(B), 124.03(A) and 124.34.

Lumpe - Aye
Sfalcin - Aye
Tillery - Aye

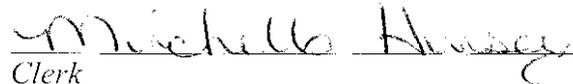



J. Richard Lumpe, *Chairman*

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, July 30, 2009.


Michelle Hunsley
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**

Karen Ciulla,

Case No. 09-REM-04-0214

Appellant

v.

June 17, 2009

Champion Township Trustees,

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 June 17, 2009. Appellant appeals her removal from employment with the Champion Township Trustees.

R.C. Sections 124.03(A) and 124.34 provide this Board with the authority to hear appeals of employees in the classified state service relative to specific actions, including removals. R.C. Section 124.01(B) provides as follows:

* * *

(B) "State service" includes all offices and positions in the service of the state and the counties and general health districts of the state. "State service" does not include offices and positions in the service of the cities, city health districts, and city school districts of the state.

* * *

In the instant matter, Appellant was employed by Appellee, the Champion Township Trustees. While townships are not one of the political subdivisions specifically excluded from state service by R.C. 124.01(B), such exclusions are not exhaustive, as there are many political subdivisions within the State of Ohio not referenced in the sub-section, such as villages, conservancy districts, and sanitary districts. I find that a township employee does not meet the definition of an employee "in the classified state service," as contemplated by the statutes defining this Board's jurisdiction.


Jeannette E. Gunn
Administrative Law Judge

JEG: