

STATE OF OHIO
STATE PERSONNEL BOARD OF REVIEW

Yvonnejenai Smith,

Appellant,

v.

Case No. 10-REM-05-0134

Ohio State University,

Appellee.

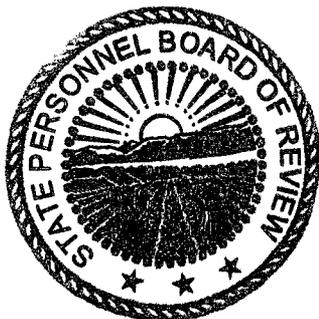
ORDER

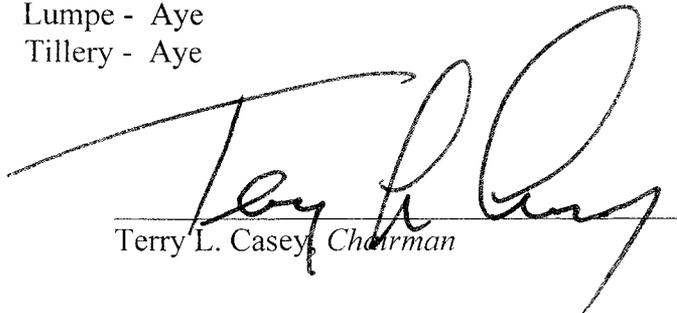
This matter came on for consideration on the Report and Recommendation of the Administrative Law Judge in the above-captioned appeal.

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 Appellant failed to respond to this Board's November 18, 2010 Procedural Order, pursuant to O.A.C. § 124-11-13.

Casey - Aye
Lumpe - Aye
Tillery - Aye




Terry L. Casey, *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, March 1, 2011.


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**

Yvonnejenai Smith,

Case No. 10-REM-05-0134

Appellant

v.

December 7, 2010

Ohio State University,

Jeannette E. Gunn

Appellee

Administrative Law Judge

REPORT AND RECOMMENDATION

To the Honorable State Personnel Board of Review:

This cause comes on due to a review of the information contained in the record. On November 18, 2010, this Board issued a Procedural Order, instructing Appellant to respond on or before December 3, 2010. A copy of the Procedural Order was sent by certified mail to the parties. To date, this Board has received no response from Appellant.

Pursuant to O.A.C. 124-11-13, if a party fails to comply with a procedural order, the Board may dismiss the appeal or grant other appropriate relief to the opposing party. Appellant was apprised in the November 18, 2010, Procedural Order that her failure to respond would result in dismissal of the appeal.

Therefore, as Appellant has failed to respond as ordered by this Board, I respectfully **RECOMMEND** that the instant appeal be **DISMISSED**, in accordance with O.A.C. 124-11-13.



Jeannette E. Gunn
Administrative Law Judge