

STATE OF OHIO
STATE PERSONNEL BOARD OF REVIEW

Brian Benick,

Appellant.

v.

Case No. 10-REM-05-0137

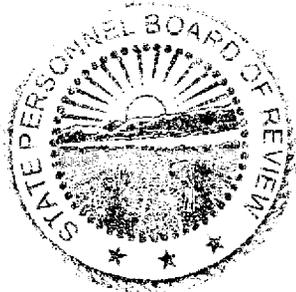
Knox County Health Department,

Appellee.

ORDER

This matter came on for consideration on the notice of Appellant that the Withdrawal attached hereto be adopted. Being fully advised in the premises, the Board hereby orders that the attached withdrawal, incorporated herein by reference and made a part of the case file in this appeal, be **ADOPTED**. Accordingly, the above-referenced appeal is hereby **DISMISSED**.

Lumpe - Aye
Sfalcin - Aye
Tillery - Aye



J. Richard Lumpe, *Chairman*

A handwritten signature in black ink, appearing to read "J. Richard Lumpe", written over a horizontal line.

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 16, 2010.

A handwritten signature in black ink, appearing to read "Michelle Hursey", written over a horizontal line.
Clerk

JCS

June 26, 2010

2010 JUN 26 PM 2: 27

Brian Benick

PO Box 734

Gambier, OH 43022

Judge James R. Sprague

State Personnel Board of Review

65 East State Street, 12th Floor

Columbus, OH 43215-4213

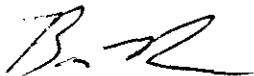
Re: Case No. 10-REM-05-0137, Brian Benick v. Knox County Health Department

Dear Judge Sprague:

I do not wish to contest the fact that I was an unclassified employee during my time of service with the Knox County Health Department, and I desire that the court consider my whistleblower appeal. I initially requested your court to review my removal because the appellee did not terminate me properly. In fact, the Board members did not name me during their motion, the motion died for lack of a second and one member actually asked who the vote was for afterwards. Since your court does not have jurisdiction over the improper removal of an unclassified employee, I would appreciate it if you would be so kind as to direct me to the court with jurisdiction. Otherwise, as a former unclassified employee, I ask that you consider my whistleblower appeal as soon as possible.

Thank you, Your Honor.

Respectfully,



Brian Benick

