

STATE OF OHIO
STATE PERSONNEL BOARD OF REVIEW

JEAN L. MARADO,

Appellant,

v.

Case No. 11-REM-09-0319

COLUMBUS STATE COMMUNITY COLLEGE,

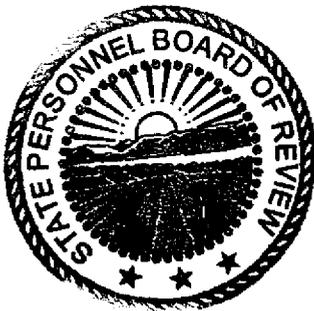
Appellee

ORDER

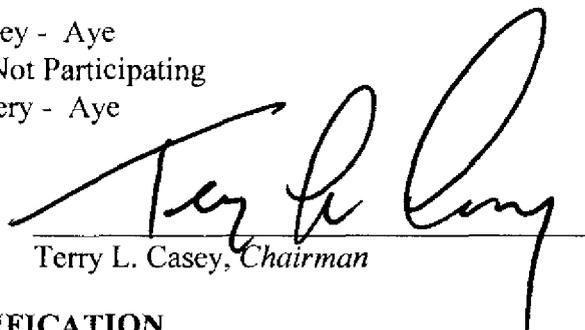
This matter came on for consideration on the Report and Recommendation of the Administrative Law Judge in the above-captioned appeal.

After a thorough examination of the entirety of the record, including 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 appeal is **DISMISSED** pursuant to Ohio Revised Code section 124.34 and Ohio Administrative Code section 124-1-03(A).



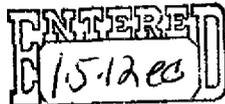
Casey - Aye
Lumpe - Not Participating
Tillery - Aye

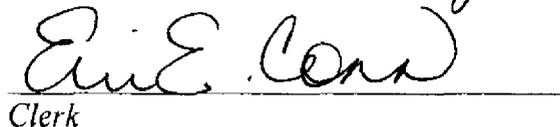

Terry L. Casey, *Chairman*

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 constitutes (~~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, *January 05, 2012.*




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**

Jean L. Marado,

Case No. 11-REM-09-0319

Appellant

v.

November 28, 2011

Columbus State Community College,

Jeannette E. Gunn

Appellee

Administrative Law Judge

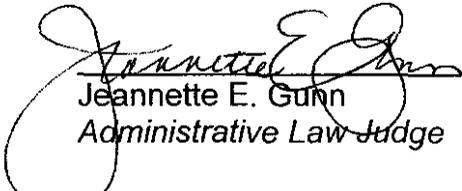
REPORT AND RECOMMENDATION

To the Honorable State Personnel Board of Review:

This matter came on for consideration November 28, 2011, upon a review of the information contained in the record. Appellant filed an appeal of her removal with this Board on September 6, 2011. Appellant indicated in her notice of appeal, and Appellee confirmed, that she received notice of her removal from employment with Appellee on August 23, 2011.

Based upon the documentary evidence contained in the record, therefore, I find that the State Personnel Board of Review is without jurisdiction to hear this appeal because the appeal was not filed within ten (10) calendar days following the date on which the order of removal was served on the employee, as required by Ohio Revised Code Section 124.34 and Ohio Administrative Code Section 124-1-03(A). In order to have been filed timely, the above-referenced appeal would have had to have been received by this Board not later than September 2, 2011.

Accordingly, I respectfully **RECOMMEND** that this appeal be **DISMISSED**.



Jeannette E. Gunn
Administrative Law Judge

JEG: