

STATE OF OHIO
STATE PERSONNEL BOARD OF REVIEW

Laura Kagey,

Appellant.

v.

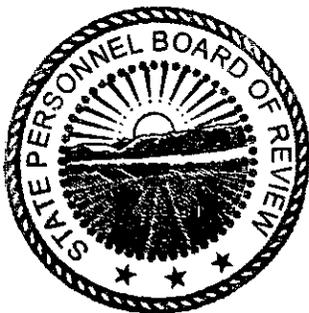
Case No. 11-SUS-01-0011

Carroll County,
Board of Developmental Disabilities,

Appellee.

ORDER

This matter came on for consideration on the motion 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**.



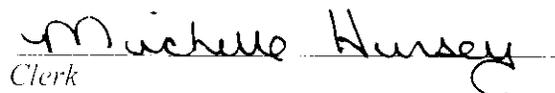
Casey - Aye
Lumpe - Aye
Tillery - Aye


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 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, May 11, 2011.


Clerk

STATE OF OHIO
STATE PERSONNEL BOARD OF REVIEW

LAURA KAGEY, : CASE NO.: 11-SUS-01-0011
: :
APPELLANT : :
: :
-vs- : BETH A. JEWELL
: ADMINISTRATIVE LAW JUDGE
: :
CARROLL COUNTY BOARD OF : :
DEVELOPMENTAL DISABILITIES : :
: :
APPELLEE :

JOINT NOTICE AND MOTION TO WITHDRAW APPEAL

Now comes Steven D. Barnett, Assistant Prosecuting Attorney, representing the Appellee herein, and Appellant Laura Kagey, hereby request that this matter be dismissed. For cause, counsel for Appellee states that the Appellant, Laura Kagey, has submitted the attached written statement requesting this matter be dismissed and that she no longer wishes to pursue her rights or remedies. Appellant's writing is attached hereto and incorporated herein. Both parties request that the hearing presently scheduled for April 28, 2011 at 11:00 am and the pre-hearing conference be canceled and the parties excused from attending same.

Appellant, Laura Kagey, knowingly, voluntarily, willingly, and intelligently, waives her right to hearing and appeal in this matter and consents to this matter being withdrawn as is evidenced in her attached statement.

Both parties deem this matter settled, resolved, and concluded.

WHEREFORE, the parties pray for an order dismissing this cause and cancelling the hearings of April 28, 2011, and excusing the parties from attending same.

Respectfully submitted.



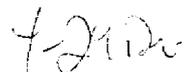
LAURA KAGEY, PRO SE
70 Fifth Street N.W. Apt. #4
Carrollton, Ohio 44615
(330) 627-3919

APPELLANT



STEVEN D. BARNETT (Reg. #0077820)
ASSISTANT PROSECUTING ATTORNEY
11 East Main Street
Carrollton, Ohio 44615
(330) 627-4555

ATTORNEY FOR APPELLEE



CERTIFICATE OF SERVICE

A copy of the foregoing Joint Notice and Motion was served upon Appellant Laura Kagcy, by hand delivery at 11 East Main Street, Carrollton, Ohio 44615 this 27th day of April, 2011.

A handwritten signature in black ink, appearing to read "S. D. Barnett", written over a horizontal line.

STEVEN D. BARNETT (Reg. #0077280)
ASSISTANT PROSECUTING ATTORNEY

STATE OF OHIO
STATE PERSONNEL BOARD OF REVIEW

LAURA KAGEY, : CASE NO.: 11-SUS-01-0011-0001, 2.00
: :
APPELLANT : :
: : BETH A. JEWELL
-vs- : : ADMINISTRATIVE LAW JUDGE
: :
CARROLL COUNTY BOARD OF : :
DEVELOPMENTAL DISABILITIES : :
: :
APPELLEE : :

AFFIDAVIT OF LAURA KAGEY

Now comes Laura Kagey, who after first being duly sworn accordingly to law deposes and states the following:

1. My name is Laura Kagey and I am the Affiant and I am the Appellant in this case. I am of sound and competent mind and over the age of eighteen (18). I am a resident the County of Carroll, State of Ohio.
2. I am willingly, knowingly, intelligently, and voluntarily dismissing the appeal I filed against the Carroll County Board of Developmental Disabilities at this time.
3. I do not wish to pursue this matter any further and I want this matter to conclude.
4. I make this decision of my own free will and without threat or coercion and I further understand that I am forgoing any and all legal remedies I may have with the State of Ohio State Personnel Review Board. I further understand that if I withdraw my appeal to the State Personnel Board, I am not able to pursue any further matters with that agency.

Further Affiant Sayeth Naught.



LAURA KAGEY, AFFIANT

Sworn to and subscribed to me this 27th day of April, 2011, by Laura Kagey, at the Village of Carrollton, County of Carroll, State of Ohio.



NOTARY PUBLIC
my commission has no expiration D.R.C.
5/47.03



Office of the Prosecuting Attorney
Carroll County, Ohio

11 East Main Street • Carrollton, Ohio 44615 • (330) 627-4555 • FAX (330) 627-4591 • E-mail: carrollprosc@frontier.com

DONALD R. BURNS, JR. Prosecuting Attorney
STEVEN D. BARNETT Assistant Prosecuting Attorney
CHRISTINE L. FALCONER Assistant Prosecuting Attorney
SEAN R.H. SMITH Assistant Prosecuting Attorney

April 27, 2011

State of Ohio
Personnel Board of Review
65 E. State Street 12th Floor
Columbus, Ohio 73215-4213

2011 APR 27 11:55

Please accept for filing the enclosed dismissal, supporting documents and judgement entry regarding Kagey v. Carroll County Board of Developmental Disabilities, 11-SUS-01-0011.

Very Truly Yours,

STEVEN D. BARNETT
ASSISTANT PROSECUTING ATTORNEY
CARROLL COUNTY, OHIO

SDB/mdl

I regards to case # 11-505-01-0011,
I no longer wish to pursue this
matter.

Thank you,
Laura Kasey

11-505-01-0011

STATE OF OHIO
STATE PERSONNEL BOARD OF REVIEW

LAURA KAGEY. : CASE NO.: 11-SUS-01-0011
: :
APPELLANT : :
: :
-vs- : BETH A. JEWELL
: ADMINISTRATIVE LAW JUDGE
: :
CARROLL COUNTY BOARD OF : :
DEVELOPMENTAL DISABILITIES : :
: :
APPELLEE : **JUDGMENT ENTRY**

Based upon the request of the Appellant and the representations made by the parties in the pleadings, and for good cause shown, this matter is hereby ordered dismissed with prejudice. All hearings and conferences scheduled herein are cancelled and held for naught. This matter is concluded: case closed.

SO ORDERED.

BETH A. JEWELL,
ADMINISTRATIVE LAW JUDGE

Approved:


LAURA KAGEY, PRO SE
APPELLANT


STEVEN D. BARNETT (Reg. #0077280)
ATTORNEY FOR APPELLEE