

STATE OF OHIO  
STATE PERSONNEL BOARD OF REVIEW

DEBRA COLEMAN-EADS,

*Appellant,*

Case Nos. 11-TFR-07-0226  
11-WHB-07-0227  
11-MIS-07-0028

v.

CUYAHOGA COUNTY EXECUTIVE,

*Appellee*

**ORDER**

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

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 these appeals be **DISMISSED** for lack of subject matter jurisdiction, pursuant to Ohio Revised Code Chapter 124, and pursuant to the Charter of Cuyahoga County, Ohio.



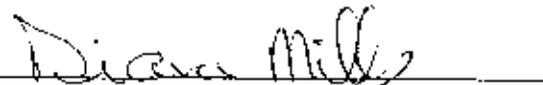
Casey - Aye  
Lumpe - Aye  
Tillery - Aye

  
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, September 19, 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**

DEBRA COLEMAN-EADS,

*Appellant*

v.

CUYAHOGA COUNTY EXECUTIVE,

*Appellee*

Case Nos. 11-TFR-07-0226  
11-WHB-07-0227  
11-MIS-07-0228

July 11, 2011

JAMES R. SPRAGUE  
*Administrative Law Judge*

**REPORT AND RECOMMENDATION**

To the Honorable State Personnel Board of Review:

These matters came on for consideration upon Appellant's filing of appeals from an alleged transfer, an alleged retaliatory action taken after Appellant may have reported a wrongdoing, and an unspecified miscellaneous action.

R.C. Chapter 124. sets forth the applicable subject matter jurisdiction for the above referenced appeals. However, Appellant is an employee of the Cuyahoga County Executive. As such, any appeal action that would have previously come under the jurisdiction of this Board must now be filed with the Human Resource Commission of Cuyahoga County, effective January 1, 2011; pursuant to a county-wide charter adopted by the electors of Cuyahoga County in November, 2010. Thus, this Board lacks jurisdiction over the subject matter of the instant appeals and they should be dismissed, accordingly.

Therefore, I respectfully **RECOMMEND** that the State Personnel Board of Review **DISMISS** the three instant appeals for lack of jurisdiction over their respective subject matter, pursuant to R.C. Chapter 124. and pursuant to the Charter of Cuyahoga County, Ohio.

  
JAMES R. SPRAGUE  
*Administrative Law Judge*

JRS: