

# State of New Hampshire

PERSONNEL APPEALS BOARD  
Edward J. Haseltine, Chairman  
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EXECUTIVE SECRETARY  
Mary Ann Steele

PERSONNEL APPEALS BOARD  
State House Annex  
Concord, New Hampshire 03301  
Telephone (603) 271-3261

February 18, 1987

1987-C-000

Roger Klose  
Clough Pond Road, Box 337  
Canterbury, New Hampshire 03301

Dear Mr. Klose:

By letter dated January 9, 1987, you requested a hearing before the Personnel Appeals Board to appeal a decision of the Division of Personnel to upgrade your position as Supervising Criminalist, Department of Safety, from salary grade 25 to salary grade 26. That decision, forwarded from the Director of Personnel to the Commissioner of Safety, was dated October 31, 1986. You state you received a copy of same on November 5, 1986.

The Board understands that in reclassification requests, the Division of Personnel notifies the requesting party of the review decision. In this case, the request was received from Commissioner Flynn. Consequently, the Commissioner of Safety was notified, in a memorandum dated October 31, 1986, of the review decision; the Commissioner then notified Personnel of his concurrence in a memo dated November 11, 1986.

Per-A 202.01 (a) of the "Rules of the Personnel Appeals Board" states, "Any notice of appeal shall be filed in writing within fifteen (15) days of the action giving rise to the appeal." In keeping with the October 31, 1986 date of the decision, your appeal should have been filed no later than November 15, 1986. Should the Board consider November 5, 1986, the date you received a copy of the decision as the date of the action, your appeal should have been filed no later than November 20, 1986. In either case, your appeal filed on January 9, 1987 can not be considered timely.

Having determined that this appeal is not timely filed in accordance with the "Rules," the Board unanimously voted to deny your request for a hearing. Your appeal is, therefore, dismissed.

Very truly yours,

FOR THE PERSONNEL APPEALS BOARD

*Mary Ann Steele*

MARY ANN STEELE  
Executive Secretary

cc: Commissioner Flynn  
Dept. of Safety  
Judy S. Bastian  
Director of Personnel