

State of New Hampshire



PERSONNEL APPEALS BOARD

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

APPEAL OF DUANE POTTER

June 14, 1989
Docket #89-C-11

By letter dated June 9, 1989, SEA Field Representative Jean Chellis filed on behalf of Duane Potter and all other similarly situated, an appeal of the Division of Personnel's May 25, 1989 classification decision for the position of Maintenance Superintendent within the New Hampshire Department of Transportation.

Per-A 202.01 of the Rules of the Personnel Appeals Board requires, in pertinent part, "Such notice of appeal shall state the action complained of, and shall contain a detailed description of why the appellant believes the action was inappropriate." This appeal as filed fails to satisfy the requirements of Per-A 202.01(b).

Per-A 202.01 (c) provides that "Such notice of appeal shall be filed in accordance with Part Per-A 206", which requires that "Copies of all papers filed by any party shall, at or before the time of filing, be served by a party or person acting for him on all other parties to the case." [Per-A 206.02 (c)]. The above-noted letter of appeal does not notify the Division of Personnel, as a party to the appeal, that such appeal has been filed.

This appeal as filed cannot be accepted. In consideration of the foregoing, the Board (Commissioners Cushman and Bennett) has voted to allow Appellant seven calendar days from the date of this order to comply with the requirements for filing of a classification appeal, to comply with notice requirements outlined in the Rules of the Personnel Appeals Board, and to specify the grounds upon which such appeal is made. Failure to comply with this order may result in the immediate dismissal of this appeal.

FOR THE PERSONNEL APPEALS BOARD

A handwritten signature in cursive script that reads "Mary Ann Steele".

MARY ANN STEELE
Executive Secretary

cc: Jean Chellis, SEA Field Representative
Raymond J. Lemieux, DOT Personnel Officer
Virginia A. Vogel, Director of Personnel