

State of New Hampshire



PERSONNEL APPEALS BOARD
25 Capitol Street
Concord, New Hampshire 03301
Telephone (603) 271-3261

APPEAL OF DEREK MAHAN
Docket #94 -D-13 .
New Hampshire Hospital

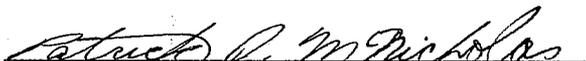
August 31, 1995

The New Hampshire Personnel Appeals Board (McNicholas, Johnson and Rule) met Wednesday, August 16, 1995, to hear Mr. Mahan's appeal of a 7 day suspension without pay from his position in Thayer West at New Hampshire Hospital. Marie Lang, Human Resources Administrator, appeared on behalf of the Hospital. Neither Mr. Mahan nor any person appearing on his behalf was present.

A hearing on the merits of this appeal was originally scheduled on Wednesday, October 19, 1994. On October 13, 1994, the Board received a request from Mr. Mahan to reschedule the matter for some time after January, 1995, as Mr. Mahan was incarcerated at the time and therefore unable to attend the scheduled hearing. The Board notified the parties by order dated July 17, 1995, that the matter had been rescheduled for hearing on Wednesday, August 16, 1995. Mr. Mahan's notice of hearing, mailed to his last known address, 11 Warren Street, Apt. #2, Concord, New Hampshire 03301, was returned to the Board, after having been forwarded to 326 Daniel Webster Highway, Boscawen, New Hampshire 03303, as undeliverable as the forwarding address had expired. Mr. Mahan did not contact either the Board or New Hampshire Hospital to advise of any change of address, and neither the Board nor New Hampshire Hospital had any contact with Mr. Mahan subsequent to his October, 1994 request for continuance.

At the August 16, 1995 hearing, Ms. Lang made a motion to dismiss Mr. Mahan's appeal, which the Board granted. Accordingly, Mr. Mahan's appeal is dismissed.

THE PERSONNEL APPEALS BOARD


Patrick J. McNicholas, Chairman


Robert J. Johnson, Commissioner


Lisa A. Rule, Commissioner

cc: Virginia Lamberton, Director of Personnel
Marie Ann Lang, NHH Human Resources Administrator
file -Derek Mahan, Docket #94-D-13