



State of New Hampshire  
Department of Revenue Administration

Hearings Bureau

Stanley R. Arnold  
Commissioner

25 Capitol Street, Room 202A  
Concord, NH 03301

Mark J. Bennett, Esq.  
Hearing Officer

November 10, 1999

N.H. Personnel Appeals Board  
Attn: Mary Ann Steele, Executive Secretary  
State House Annex  
25 Capitol Street  
Concord, NH 03301

Re: Appeal of Colleen Murphy  
Docket Number 00-D-1  
(NH Dept. Of Revenue Administration)

Dear Ms. Steele:

Please be advised that I represent the Department in connection with the referenced disciplinary appeal.

The appeal is of a letter of warning issued to Ms. Murphy on September 24, 1999, withholding her annual increment for taking excessive unscheduled absences. The warning was intended to be corrective in nature. It has not had that effect as Ms. Murphy subsequently resigned her employment with the Department without giving notice.

In light of this development, the Department has decided to withdraw the warning, thereby granting the appellant what she sought in her appeal. This leaves no issue left for the PAB to decide.

Accordingly, would you kindly remove this appeal from the hearing list for December 8, 1999, and close the case. We have no objection if the Board wishes to issue an order confirming that the warning will be withdrawn. Under the circumstances, the Department does not expect to appear on December 8, 1999, or that the SEA will appear in this matter on that date, unless you advise us to the contrary.

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M. Steele

I have conferred with Linda Chadbourne, SEA Field Representative, representing Ms. Murphy. Ms. Chadbourne has authorized me to represent that she has no objection to proceeding in this manner.

Thank you for your attention to this matter. Please contact me if anything further is desired.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Mark J. Bennett".

Mark J. Bennett, Esq.  
Hearing Officer

MJB/ps

cc: Stanley R. Arnold, Commissioner  
John F. Hayes, Revenue Counsel  
Linda Blake, Director, Document Processing  
Linda Chadbourne, SEA Field Representative