

BEFORE THE MISSISSIPPI EMPLOYEE APPEALS BOARD

WILLIE D. MADDEN

FILED

APPELLANT

VS.

JAN 22 2013

NO: 12-066

MISSISSIPPI DEPARTMENT OF
MENTAL HEALTH

EMPLOYEE APPEALS BOARD

RESPONDENT

FULL BOARD ORDER

THIS CAUSE having come on to be heard on Appeal by Willie D. Madden (“Madden”) of the Order of Dismissal entered October 22, 2012. Madden’s appeal was dismissed for her failure to timely file said appeal within fifteen (15) days of her termination of employment.

Madden was terminated on October 3, 2012 by certified mail. Her Appeal was filed October 19, 2012, sixteen days (16) later, in violation of EAB Administrative Rule V(B). In this Appeal to the Full Board, Madden contends that she actually mailed her Appeal on October 8, 2012, but offered no proof of such. Therefore, the Order of Dismissal entered by the Hearing Officer on October 22, 2012, was proper and should be affirmed.

IT IS THEREFORE ORDERED THAT THE ORDER OF THE HEARING OFFICER IS AFFIRMED IN ALL RESPECTS AND THE APPEAL OF WILLIE D. MADDEN IS HEREBY DISMISSED, WITH PREJUDICE.

SO ORDERED THIS THE 22nd DAY OF JANUARY, 2013.

MISSISSIPPI EMPLOYEE APPEALS BOARD


WESLIA SULLIVAN LEECH