

BEFORE THE MISSISSIPPI EMPLOYEE APPEALS BOARD

Lisa Ann Morgan

**FILED**

APPELLANT

**AUG 26 2015**

VS.

**EMPLOYEE APPEALS BOARD**

DOCKET NO.: 15-031

Mississippi State Veterans Affairs Board

RESPONDENT

**ORDER OF DISMISSAL**

Pursuant to the undersigned hearing officer's request, a telephonic prehearing was held in this matter on August 18, 2015, to allow oral argument on the Motion to Dismiss of the respondent, Mississippi State Veterans Affairs Board (hereafter "MSVAB.")

The appellant, Lisa Ann Morgan (hereafter "Morgan"), was hired on January 28, 2015, as a non-state service employee. She was terminated on July 6, 2015, for improper conduct and threatening staff.

As a non-state service employee Morgan has no rights regarding her position and can be terminated with or without cause and without due process. (Mississippi Employee Handbook, Chapter 2.2 (Rev. 2015.)

Morgan did not allege "acts of discrimination based on political affiliation, race, color, handicap, genetic information, religion, national origin, sex, religious creed, age, or disability" or an act of retaliation (Mississippi Employee Appeals Board Rule 10.7.3) in her appeal.

Morgan is a non-state service employee and can be terminated with or without cause by MSVAB. Furthermore, Morgan has not alleged any act of discrimination based on political

affiliation, race, color, handicap, genetic information, religion, national origin, sex, religious creed, age, or disability. Nor has she alleged an act of retaliation.

Therefore, the Motion to Dismiss is granted and the appeal is dismissed with prejudice.

So ORDERED, on this the 26<sup>th</sup> day of August, 2015.

MISSISSIPPI EMPLOYEE APPEALS BOARD

A handwritten signature in black ink, appearing to read "Grant M. Fox", written over a horizontal line.

Grant M. Fox

HEARING OFFICER