

BEFORE THE MISSISSIPPI EMPLOYEE APPEALS BOARD

RANDY WILSON

FILED

APPELLANT

VS.

JUL 15 2014

CAUSE NO. 14-020

MISSISSIPPI FORESTRY COMMISSION

EMPLOYEE APPEALS BOARD

RESPONDENT

ORDER OF DISMISSAL

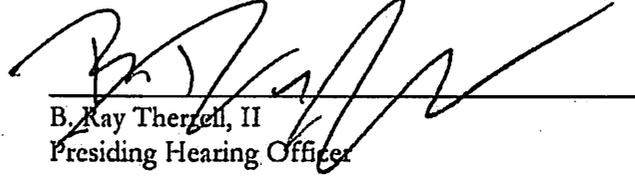
On June 4, 2014, Mr. Randy Wilson (hereafter "Wilson") filed a Notice of Appeal with the EAB, specifically requesting the EAB to address and interpret the reclassification /job title of the Mississippi State Forestry Commission (hereafter "MSFC"). Pursuant to the undersigned hearing officer's request, a pre-hearing conference was held on July 2, 2014, to address the issue as to whether or not the appellant, Mr. Wilson's appeal is a non-grievable issue; and thus, whether his appeal is within the jurisdiction of the Mississippi Employee Appeals board (hereafter "EAB"). Present at the hearing were the Appellant, Randy Wilson, and Counsel for the Respondent, Richard A. Compere.

Having considered the testimony and arguments of the Parties and examining the all exhibits and pleadings, the hearing officer finds the Appellee's Motion to Dismiss is well taken, and is hereby granted.

Under chapter 10 (Grievances and Appeals) of the Mississippi State Employee Handbook, every employee upon state service may file a grievance if that offense meets the issues set forth in Chapter 10.2 of the Mississippi State Employee Handbook. It is the ruling of the hearing officer that Wilson's grievance does not rise to the level of a grievable offense as set forth in Chapter 10.2 of the Mississippi State Employee Handbook. Mr. Wilson does not allege discrimination in his appeal or during the pre-hearing conference. Therefore, Mr. Wilson's appeal is not properly before the EAB. The EAB lacks subject matter jurisdiction over this matter. Mr. Wilson's appeal is hereby dismissed, with prejudice.

So Ordered and Adjudged, this the 14th day of July, 2014.

Mississippi Employee Appeals Board



B. Ray Therrell, II
Presiding Hearing Officer