

BEFORE THE MERIT EMPLOYEE RELATIONS BOARD
OF THE STATE OF DELAWARE

John Mancus,)
Grievant)
v.)
Court of Common Pleas)
State of Delaware,)
Agency)

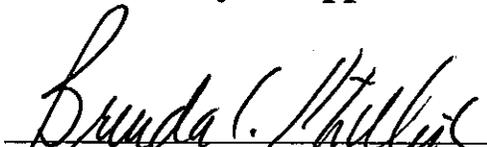
Docket Number 04-07-309
ORDER OF DISMISSAL

COPY

Before Brenda C. Phillips, Chairperson, John F. Schmutz, Paul R. Houck, and Joseph D. Dillon, Board Members, constituting a quorum of the Board pursuant to 29 Del. C. Section 5908(a).

And now, this 1st day of December, 2005, it appears to the Board that the grievant, John Mancus, has abandoned his appeal to the Board (see copies of attached e-mail letters from the Board's administrative assistant to Mr. Mancus over the last few months with no response to any of them.) Further, the Administrative Office of the Courts, through their representative, Ilona Kirshon, Deputy Attorney General, does not object to this action.

Therefore, IT IS ORDERED that the appeal is DISMISSED due to its being abandoned by the appellant.


Brenda Phillips, Chairperson


Paul R. Houck, Member


John F. Schmutz, Member


Joseph D. Dillon, Member

Original: File
Copies: Grievant
Agency
Agency's Representative
Board
State personnel Office (2 copies)

DATE MAILED Dec. 8, 2005

Turner Jean (DOS)

From: Reardon Allison E (DOJ)
Sent: Wednesday, November 16, 2005 4:34 PM
To: Turner Jean (DOS)
Subject: RE:

I think that is reasonable since you forewarned of it in your e-mail.
Allison

Allison E. Reardon
Deputy Attorney General
102 West Water Street
Dover, DE 19904
Phone: (302) 739-7641
Fax: (302) 739-7652

-----Original Message-----

From: Turner Jean (DOS)
Sent: Wednesday, November 16, 2005 4:31 PM
To: Reardon Allison E (DOJ)
Subject: FW:

Dear Allison:

It's now Nov. 17th and I haven't heard nary a word from Mr. Mancus either by e-mail, letter or telephone. Would it be all right if I recommend to the Board that this appeal be dismissed due to abandonment?

Jean Lee

-----Original Message-----

From: Turner Jean (DOS)
Sent: Wednesday, November 02, 2005 3:39 PM
To: Mancus John (Courts)
Subject:

Dear Mr. Mancus:

I have tried to contact you by phone and/or e-mail several times over the last few months and have been unsuccessful in reaching you. I wish to know if you still plan on continuing the grievance process you began last year concerning a reprimand you received. I apologize for the amount of time it has taken to schedule your

case for hearing but as I have explained in earlier e-mails and phone messages the MERB has been inundated with termination and other disciplinary cases that, by statute, take precedence over other types of grievances.

I am asking you to please call or e-mail me of your intention to either proceed or withdraw your grievance. I would like to hear from you by Nov. 15, 2005. If you wish to proceed I can schedule your case for early Jan. If I do not hear from you by Nov. 15th I will consider the grievance to be abandoned and will recommend to the Board that your grievance be dismissed due to abandonment. Please know that the Board stands ready to hear your appeal but you must contact me to continue this process.

Please call me if you have any questions regarding this e-mail.

Jean Lee Turner
Administrative Assistant