OKLAHOMA MERIT PROTECTION COMMISSION
STATE OF OKLAHOMA

MATT O. GOTCHER, Appellant	)	
vs.	)	CASE NO. MPC 07-153
DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES, Appellee.	)	

ISSUED
SEP 19 2007
OK MERIT PROTECTION COMM.
BY

ORDER OF DISMISSAL

Appellee filed a Motion to Dismiss or Motion to Compel for failure of Appellant to respond to discovery or to appear for his scheduled deposition. On September 7, 2007 this Administrative Law Judge issued an Order to Show Cause directing Appellant to:

> "show cause why this Appeal should not be dismissed, by filing in writing with this Commission, **by or before September 14, 2007**, good and sufficient reason why Appellant has failed and refused to comply with discovery as required by the Merit Rules."

Appellant failed to file any response to Appellee's motion and has failed to comply with this Show Cause Order. The undersigned finds that Appellant has failed and refused to cooperate in discovery and has failed to actively pursue his appeal.

Accordingly, the instant case is hereby **DISMISSED** with prejudice in accordance with Merit Rule 455:10-3-13(a)(2). The hearing scheduled to be held on September 28, 2007 is vacated.

Dated this 19th day of September, 2007.

Annita M. Bridges, OBA #1119
Administrative Law Judge
OKLAHOMA MERIT PROTECTION COMMISSION
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