OKLAHOMA MERIT PROTECTION COMMISSION

STATE OF OKLAHOMA

DARRELL WILSON, Appellant	)	
vs.	)	CASE NO. MPC 10-101
DEPARTMENT OF CORRECTIONS, Appellee	)	

ISSUED
DEC 30 2009
OK MERIT PROT
BY

ORDER OF DISMISSAL

Appeal in this matter was filed by Appellant alleging lack of just cause for Appellant's five-day suspension without pay. Hearing was scheduled to be held December 22, 2009 at the Commission offices in Oklahoma City.

On or about December 18, 2009 Appellee voluntarily rescinded the five-day suspension and expunged all references of said suspension from Appellant's records, replacing the suspension with a letter of reprimand. Appellee filed a Motion to Dismiss on grounds that the letter of reprimand is a new action and cannot be heard by the undersigned without Appellant following the requisite appeal process for this action.

Accordingly, the instant case is hereby **DISMISSED** with prejudice in accordance with Merit Rule 455:10-3-13(a)(1) and the hearing set for December 22, 2009 is vacated.

Dated this 30th day of December, 2009, nunc pro tunc December 21,2009.

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