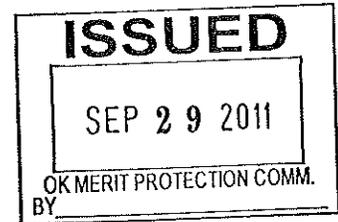


**BEFORE THE OKLAHOMA MERIT PROTECTION COMMISSION
STATE OF OKLAHOMA**

NANCY LIPE,)
)
 Appellant,)
)
 v.)
)
 DEPARTMENT OF HUMAN SERVICES,)
)
 Appellee.)

Case No. MPC 12-005

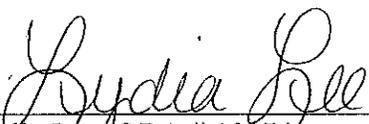


ORDER OF DISMISSAL

THE ABOVE STYLED AND NUMBERED CAUSE came on before the undersigned Administrative Law Judge, Lydia Lee, in further consideration of the Appellee's oral Motion to Dismiss. On August 23, 2011, this matter came on for Prehearing Conference. The Appellant appeared not. The Appellee appeared by and through its Assistant General Counsel, John Douglas. After determining that Appellant had received notice of the date, time and place of the Prehearing Conference, making attempts to contact her by telephone and having waited over 30 minutes for Appellant, the Appellee made an oral Motion to dismiss due to Appellant's failure to appear. The undersigned took the motion under advisement and entered a Prehearing Conference Order, directing the Appellant, within ten days of the Order, to show cause why this matter should not be dismissed. As of this date, being more than ten days following the Prehearing Conference, the Appellant has failed to submit any type of response.

THEREFORE, having reviewed the record and determined that the Appellant failed to appear and failed to file any response to show good and sufficient cause why this matter should not be dismissed, IT IS ORDERED that this appeal of Nancy Lipe be DISMISSED for failure to appear and failure to comply with the Pre-Hearing Conference Order.

This Order is dated this 29th day of September, 2011.



Lydia Lee, OBA # 10374
Administrative Law Judge