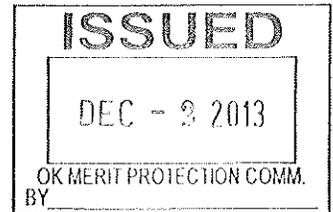


**BEFORE THE OKLAHOMA MERIT PROTECTION COMMISSION
STATE OF OKLAHOMA**

Lea C. Orkabi,)
)
 Appellant,)
)
 v.)
)
 Oklahoma Department of Human Services,)
)
 Appellee.)



Case No. MPC-13-171

ORDER OF DISMISSAL

THE ABOVE STYLED AND NUMBERED CAUSE comes before the undersigned Administrative Law Judge on the 19th day of November, 2013, for the regularly scheduled Prehearing Conference. The Appellee was present through counsel, Richard A. Resetaritz. Appellant failed to appear.

Counsel for Appellee made an oral motion to dismiss the appeal on the grounds that Appellant failed to appear for the Prehearing Conference. The undersigned Administrative Law Judge, having reviewed the filings of the parties, finds as follows:

1. Order for Prehearing Conference was issued and filed in this matter on the 10th day of October, 2013.
2. Appellant had notice of the date and time of the Prehearing Conference more than seven days prior to the date of the hearing.
3. The Order for Prehearing Conference specifically ordered each party to file the documents required by OAC 455:10-9-1(b) prior to the Prehearing Conference.

4. The Order for Prehearing Conference specifically required each party to attend the Prehearing conference, be on time and prepared, as required by OAC 455:10-9-1(b).

5. Appellant failed to make any filings required by OAC 455:10-9-1(b), and failed to attend the Prehearing Conference.

6. Appellant contacted the Commission in writing to request a continuance of the Prehearing Conference, but failed to state in her request sufficient cause for continuance. In addition, Appellant has missed prior conferences, and has failed to advise the Commission of her current address. While Appellant based her request on her move out of Oklahoma, Appellant also stated that she had returned to Oklahoma for a hearing in District Court. Because Appellant provided no contact information, it is impossible for the Commission to allow Appellant to participate telephonically. Appellant has shown no cause why the appeal should not be dismissed.

7. Appellant's appeal should be dismissed pursuant to OAC 455:10-9-1(b).

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the appeal of Appellant, LEA C. ORKABI, is dismissed.

IT IS SO ORDERED this 19th day of November, 2013.



MATT HOPKINS
Administrative Law Judge
Oklahoma Merit Protection Commission
3545 N.W. 58th Street
Oklahoma City, OK 73112