

**OHIO DEPARTMENT OF JOB AND FAMILY SERVICES
BUREAU OF STATE HEARINGS**

ADMINISTRATIVE APPEAL SECTION

In Re Appeal of:

Docket Number:	AA-3502	
Appeal No(s)	1445882	IVD
AG No.	7003675662	
Hearing Request Date:	10/24/2008	
Hearing Decision Date:	12/19/2008 / LCM	
Appeal Request Date:	01/13/2009	
Agency:	MONTGOMERY CSEA	

Administrative Appeal Decision

By request received January 13, 2009, Appellant has requested an Administrative Appeal of a state hearing decision rendered December 19, 2008. Applicable hearings policy, as found in Ohio Administrative Code Section 5101:6-8-01 and notice set forth on the hearing decision, require that the written request for administrative appeal be received by the Ohio Department of Job and Family Services, Office of Legal Services within 15 days from the date the hearing decision was issued. The rule allows for an extension of time to the next business day if the fifteenth day falls on a weekend or a holiday. The Appellant's time to request an administrative appeal expired on January 05, 2009. Since Appellant's request was received in excess of 15 calendar days after the hearing decision was issued, the administrative appeal cannot be considered and is hereby DISMISSED.

Administrative Appeal Officer

Administrative Appeal Officer

Chief Legal Counsel

Date of Issuance: January 15, 2009

Notice to Appellant

This Administrative Appeal decision is the final decision on this appeal from the state department of job & family services. It is binding on the department and agency, unless it is reversed or modified on appeal to the court of common pleas.

An Appellant who disagrees with this decision may appeal it to the court of common pleas pursuant to sections 119.12 and 5101.35(E) of the Revised Code. The Appellant shall mail the original notice of appeal to the department at the following address:

**Ohio Department of Job & Family Services
Office of Legal Services
30 E. Broad Street, 31st Floor
Columbus, OH 43215-3414**

The Appellant must also file a copy of the notice of appeal with the court of common pleas in the county in which the Appellant resides (Franklin County, if the Appellant does not reside in Ohio). Please note: Both the mailing to the department and the filing with the court must occur within thirty (30) calendar days of the date of issuance of this decision.

If you have questions about appealing to a court, contact your attorney, local legal aid society, or bar association. If you want information about free legal services, you can call the Ohio State Legal Services Association, toll free, at 1-800-589-5888.

cc:

Director, MONTGOMERY CSEA
RAMOSD, MAUTZL, Bureau of State Hearings