

Tyson Youts Appeal of Termination
UPSB number 13-07

MOTION TO DEEM APPEAL WITHDRAWN

Pursuant to Section 13-2 of the Appeal Procedures adopted by this Board, the Appointing Authority requests Mr. Youts' appeal be deemed to be withdrawn as a result of his failure to appear at the Pre-Hearing Conferences scheduled and noticed for Monday, October 28, 2013, and Monday, November 4, 2013.

1. Mr. Youts is appealing his termination which was based on (1) substandard quality or quantity of work; (2) failure to perform assigned duties; and (3) negligence resulting in minor consequences.
2. Attorney Michelle Wallace, on behalf of the Board, provided both Mr. Youts and the Appointing Authority with notice of pre-hearing conferences to be held on October 28, 2013, and November 4, 2013.
3. "Parties to an appeal are expected to appear at noticed pre-hearing conferences and appeal hearings. Upon motion and a showing that an appellant had notice of and failed to appear at a scheduled pre-hearing conference or appeal hearing, the Board may treat such failure to appear as a voluntary withdrawal of the appeal. Notice of the motion, and the date and time of the meeting when it will be considered by the Board, shall be provided by the moving party via regular U.S. Mail to the appellant at his or her last known address." 13-2, Appeal Procedures.
4. The Appointing Authority defers to Ms. Wallace as to the notice provided to Mr. Youts and requests this Honorable Board do the same.

WHEREFORE, the Appointing Authority respectfully requests this Honorable Board deem Mr. Youts' Appeal withdrawn and allow the termination to stand as issued.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing was served upon Tyson Youts by regular and certified U.S. Mail at 1820 28th Avenue North, #1, St. Petersburg, FL 33713 on November 4, 2013.



Maureen Freaney, Bureau Director
Pinellas County Animal Services

cc: Michelle Wallace, Esq.