

**BEFORE THE PERSONNEL BOARD OF THE STATE OF ALABAMA**  
**IN THE MATTER OF THE APPEAL OF**  
**KEVIN J. WHITE**

**ORDER**

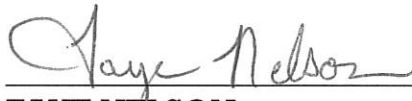
**August 21, 2019**

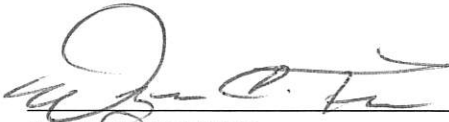
This matter came before the Board upon a Complaint of Discrimination filed by the Employee against the Alabama Department of Corrections (“DOC”). This matter was assigned to Administrative Law Judge (“ALJ”) Randy C. Sallé.

On June 19, 2019, the Employee filed a Complaint of Discrimination. The Employee was sent a letter on June 19, 2019, stating the date, time, and location for a pre-hearing conference. The letter stated: “Failure to appear or provide a telephone number at least 24 hours in advance may result in dismissal of the complaint.” On June 26, 2019, the prehearing conference was held. The Employee failed to appear at the prehearing conference and failed to notify the ALJ’s office of his intent to participate in the prehearing conference by telephone. On June 26, 2019, the Employee was ordered to notify the ALJ of his intent to pursue his appeal by close of business on Friday, July 12, 2019. The order stated, “Failure to comply with this Order will result in this case being recommended for dismissal.” Complainant failed to comply with the June 26,

2019 order and did not contact the ALJ. It is therefore the Order of this Board that the case be DISMISSED WITH PREJUDICE for failure to prosecute.

  
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JACKIE GRAHAM  
SECRETARY

  
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FAYE NELSON  
CHAIR

  
\_\_\_\_\_  
MYRON PENN  
MEMBER

  
\_\_\_\_\_  
EVAN M. THORNTON  
MEMBER

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DAVID R. MELLON  
MEMBER

  
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RACHEL ADAMS  
MEMBER