

**BEFORE THE ALABAMA
STATE PERSONNEL BOARD
IN THE MATTER OF**

| | | |
|------------------------------|---|---------------------------|
| Kevin J. White, |) | |
| |) | |
| Complainant, |) | |
| |) | |
| v. |) | CASE NO. 19-27-RCS |
| |) | |
| Alabama Department of |) | |
| Corrections, |) | |
| |) | |
| Respondent. |) | |

**RECOMMENDED ORDER TO THE
STATE PERSONNEL BOARD**

On June 19, 2019, Complainant filed a Complaint of Discrimination. Complainant failed to include a physical address, e-mail address, or phone number on his complaint. Complainant was sent a letter on June 19, 2019 stating the date, time and location for a prehearing conference. The letter stated:

Failure to appear or provide a telephone number at least 24 hours in advance where you can be reached for the telephone conference may result in dismissal of the complaint.

On June 26, 2019, the prehearing conference was held. Complainant failed to appear at the prehearing conference and failed to notify the undersigned's office of his intent to participate in the prehearing conference by telephone.

On June 26, 2019, Complainant was ordered to notify the undersigned 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 has not contacted the undersigned’s office in any manner.

Wherefore premises considered, the undersigned recommends the Board DISMISS the complaint for Failure to Prosecute.

Done, this 15th day of July 2019.



RANDY C. SALLÉ
Administrative Law Judge
State of Alabama
Alabama State Personnel Board
64 North Union Street
Montgomery, Alabama 36130
Telephone: (334) 242-8353
Facsimile: (334) 353-9901

Copies to:

VIA CERTIFIED AND FIRST-CLASS U.S. MAIL:

Kevin J. White, *Pro se*



VIA E-MAIL AND FIRST-CLASS U.S. MAIL:

Stephanie Smithee, Esq.
Alabama Department of Corrections
301 South Ripley Street
Montgomery, Alabama 36130-1501
Telephone: (334) 353-3857
Facsimile: (334) 353-3891
E-mail: stephanie.smithee@doc.alabama.gov