

**BEFORE THE
MERIT SYSTEM PROTECTION BOARD
FOR
MONTGOMERY COUNTY, MARYLAND**

IN THE MATTER OF

[REDACTED],

APPELLANT,

AND

**MONTGOMERY COUNTY
GOVERNMENT,**

EMPLOYER

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CASE NO. 25-13

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ORDER

Appellant filed an appeal of a suspension on March 11, 2025.¹ The County timely filed its prehearing submission on April 23, 2025. On May 13, 2025, Appellant requested a filing extension, which the Board granted. When Appellant did not file his prehearing submission by his June 2, 2025, due date, the Board's Office Services Coordinator (OSC) sent Appellant an email on June 3 notifying him that he missed his deadline. The email also requested that Appellant notify the Board in writing if he no longer intends to pursue his appeal.

Appellant called the MSPB office on June 5, 2025, and told the OSC that he has been out on medical leave but that he saw the email regarding his submission deadline. The OSC asked Appellant if he still intends to pursue his appeal. Appellant asked if he still can. The OSC told Appellant he would need to request an extension in writing, providing a good reason and how long he needs, as well as whether the County objects. The OSC reminded him that the process would be the same as his previous extension request and to remember to copy the County. The OSC explained to Appellant that he would be able to submit a prehearing submission if the Board grants his extension request. The OSC also restated to Appellant that if he no longer wishes to pursue his appeal, he needs to let the Board know in writing.

To date, Appellant has failed to file a prehearing submission, request an extension, or withdraw his appeal. For the above reasons, the Board hereby **ORDERS** Appellant to file his prehearing submission and provide a statement of such good cause as exists for why he has failed to timely file the required prehearing submission related to the appeal of his suspension no later

¹ The appeal was submitted online to the MSPB on March 10, 2025, at 9:15 p.m., after Board business hours. The appeal was officially received by the MSPB the next Board business day. *See* MSPB Case No. 18-13 (2018).

than **3:00 p.m. on June 30, 2025**, with a copy served on the County. **Should Appellant fail to file Appellant's prehearing submission and statement of good cause by the June 30, 2025, deadline, the Board will dismiss the Appeal.** MCPR § 35-7(b); MSPB Case No. 18-26 (2018); MSPB Case No. 17-06 (2017); MSPB Case No. 15-09 (2015). The County shall have the right to file a response to Appellant's prehearing submission and statement of good cause on or before **July 8, 2025**. The statement may be filed by email to MSPB.Mailbox@montgomerycountymd.gov or hardcopy mailed to and received by the Board's office at 100 Maryland Avenue, Suite 113, Rockville, Maryland 20850 by the due date. The prehearing submission must be filed in accordance with the Board's filing requirements that were previously provided to Appellant.

For the Board
June 18, 2025


Sonya E. Chiles
Chair