

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

**IN THE MATTER OF**

**██████████,**

**APPELLANT,**

**AND**

**MONTGOMERY COUNTY  
GOVERNMENT**

**EMPLOYER.**

\*  
\*  
\*  
\*  
\*  
\*  
\*  
\*  
\*  
\*  
\*

**CASE NO. 18-32**

=====

**ORDER OF DISMISSAL**

Appellant filed a grievance appeal, officially received by the Merit System Protection Board (Board or MSPB) on June 19, 2018. That same day, the Board acknowledged the Appeal, assigned the matter the above referenced case number, and requested that the County submit a response. The County filed its response on July 23, 2018. Appellant filed an email with the Board asking to withdraw her Appeal in the above-captioned case on July 26, 2018. The request was considered officially filed as of July 30, 2018, the Board’s next business day.

Pursuant to Montgomery County Personnel Regulations (MCPR), § 35-7(d), the Board may dismiss an appeal if the appeal becomes moot. The Board has long held that the withdrawal of an appeal renders that appeal moot. MSPB Case No. 18-15 (2017); MSPB Case No. 17-11 (2017); MSPB Case No. 16-17 (2016); MSPB Case No. 88-15 (1990). *See* MCPR § 35-7(b) (Board may dismiss an appeal if the appellant fails to prosecute the appeal). Appellant’s request to withdraw her Appeal in this matter renders the Appeal moot.

Accordingly, the Board hereby **ORDERS**, that the above-captioned appeal be **DISMISSED**.

If any party disagrees with the decision of the Merit System Protection Board, pursuant to Montgomery County Code, § 33-15, *Judicial review and enforcement*, and MCPR, § 35-18,

Order of Dismissal  
MSPB Case 18-32  
Page 2

*Appeals to court of MSPB decisions*, within 30 days an appeal may be filed with the Circuit Court for Montgomery County, Maryland, in the manner prescribed under Chapter 200, Title 7 of the Maryland Rules.

For the Board  
July 31, 2018



Angela Franco  
Chair