

**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. 19-01

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ORDER OF DISMISSAL

Appellant filed a grievance appeal, officially received by the Merit System Protection Board (Board or MSPB) on July 2, 2018. That same day, the Board acknowledged the Appeal, assigned the matter the above referenced case number, and advised Appellant that processing of his Appeal would be stayed until he provided the Board with a copy of the Step 2 decision by the Chief Administrative Officer as required under Montgomery County Personnel Regulations (MCPR), § 35-4(d)(2). Appellant filed an email with the Board asking to withdraw his 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.

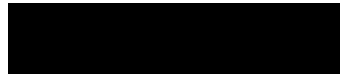
Pursuant to MCPR § 35-7(d), the Board may dismiss an appeal if the appeal becomes moot. The Board has long held that the withdrawal of an appeal renders that appeal moot. MSPB Case No. 18-15 (2017); MSPB Case No. 17-11 (2017); MSPB Case No. 16-17 (2016); MSPB Case No. 88-15 (1990). *See* MCPR § 35-7(b)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

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

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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, *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

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Angela Franco
Chair