

**BEFORE THE PERSONNEL BOARD OF THE STATE OF ALABAMA
IN THE MATTER OF THE APPEAL OF
TERRESA WEST**


ORDER

June 21, 2017

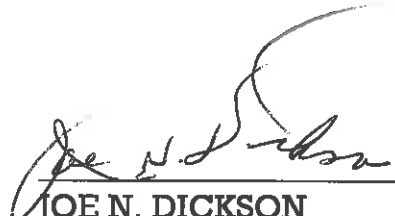
This matter came before the Board upon the dismissal of the Employee from her employment with the Alabama Beverage Control Board ("ABC"). The Employee was dismissed from employment on June 30, 2016, and timely appealed her dismissal. This matter was assigned to Administrative Law Judge James Jerry Wood. A hearing was scheduled for September 8, 2016, but was continued based on the Employee's Unopposed Motion to Continue. A status conference was held via telephone on December 13, 2016, during which both parties requested additional time prior to the matter being reset for hearing. On February 3, 2017, the Employee's attorney notified the ALJ that the case had been settled and produced a proposed settlement document on February 13, 2017. The provisions of the proposed settlement were rejected by the State Personnel Board on March 15, 2017. The case was remanded to the Administrative Law Judge for a hearing. On April 27, 2017, a hearing was held.

The issues to be determined were: (1) the amount of back pay, if any, to which the Employee may be entitled; and (2) the amount of annual and sick leave restoration, if any, to which the Employee may be entitled.

Based on the testimony and the documentary evidence, the ALJ recommends the State Personnel Board consider back pay for the Employee, less interim earnings, if any, plus benefits.



JACKIE GRAHAM
SECRETARY




JOE N. DICKSON
CHAIRMAN



FAYE NELSON
MEMBER



LIANE KELLY
MEMBER



MYRON PENN
MEMBER



EVAN M. THORNTON
MEMBER