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**BEFORE THE PERSONNEL RESOURCES BOARD**

**STATE OF WASHINGTON**

MICHAEL GUZMAN )  
 )  
 Appellant, )  
 )  
 vs. )  
 )  
 DEPARTMENT OF CORRECTIONS )  
 )  
 Respondent. )  
 )  
 )

PRB Case No. R-DISM-16-004

**ORDER OF DISMISSAL**

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This matter came before the Personnel Resources Board, NANCY HOLLAND YOUNG, Chair, SUSAN MILLER, Vice-Chair, and VICKY BOWDISH, Member, for dismissal pursuant to WAC 357-52-215 and WAC 357-52-220.

WAC 357-52-215 provides, in relevant part:

The board may dismiss an appeal on its own motion when:

...

(5) A party fails to participate in a prehearing conference as described in WAC 357-52-095.

...

On August 22, 2016, the Personnel Resources Board received Mr. Guzman’s request to appeal his dismissal.

Mr. Guzman could not be reached for his prehearing conference call on October 4, 2016. Pursuant to WAC 357-52-215, by letter dated October 6, 2016, Board staff sent Mr. Guzman a letter stating he had twenty-one (21) days to establish his willingness to participate in a prehearing conference.

1 After no response from Mr. Guzman to the twenty-one (21) day notice, pursuant to WAC 357-52-  
2 220, Board staff sent him a Potential Notice of Dismissal stating he had fifteen (15) days to establish  
3 his willingness to participate in a prehearing conference call.

4 WAC 357-52-095 discusses what happens if one of the parties fails to participate in the prehearing  
5 conference: "Failure of a party to participate in a prehearing conference may result in dismissal of  
6 the appeal, or other appropriate sanctions."

7  
8 The Board having reviewed the file and records herein and being fully advised in the premises, now  
9 enters the following:

10 **ORDER**

11 NOW, THEREFORE, IT IS HEREBY ORDERED that the appeal of Michael Guzman vs. the  
12 Department of Corrections, PRB Case No. R-DISM-16-004, is dismissed.

13 DATED AND MAILED this \_\_\_\_ day of \_\_\_\_\_, 2016.

14  
15 **WASHINGTON PERSONNEL RESOURCES BOARD**

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17 \_\_\_\_\_  
18 NANCY HOLLAND YOUNG, Chair

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20 \_\_\_\_\_  
21 SUSAN MILLER, Vice-Chair

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23 \_\_\_\_\_  
24 VICKY BOWDISH, Member