

1 **BEFORE THE PERSONNEL RESOURCES BOARD**

2 **STATE OF WASHINGTON**

3 JENNIFER TROXELL )  
4 Appellant, )  
5 v. )  
6 DEPARTMENT OF TRANSPORTATION )  
7 Respondent. )  
8 )

PRB Case No. R-JUR-17-008

**ORDER OF DISMISSAL**

9 This matter came before the Personnel Resources Board, NANCY HOLLAND YOUNG, Chair,  
10 SUSAN MILLER, Vice Chair, and VICKY BOWDISH, Member, for dismissal pursuant to WAC  
11 357-52-215 and WAC 357-52-220.

12 The Personnel Resources Board (PRB) received Jennifer Troxell’s request to appeal a rule violation  
13 on April 14, 2017. By letter dated April 18, 2017, Board staff outlined the reasons why Ms.  
14 Troxell’s appeal was outside of the Board’s jurisdiction. Board staff provided the parties twenty-  
15 one (21) days to address the Board’s jurisdiction.

16 On May 9, 2017, Andrew Logerwell, Assistant Attorney General, submitted a response addressing  
17 the Board’s jurisdiction in this matter. In his letter, Mr. Logerwell expressed agreement with the  
18 Board’s determination. Ms. Troxell did not submit a response.

19 On May 11, 2017, Board staff sent a Notice of Potential Dismissal, which gave the parties fifteen  
20 (15) calendar days to submit a written request showing good cause why the appeal should not be  
21 dismissed. Neither party responded to the Notice of Potential Dismissal.

22  
23 **Board Conclusion.** Neither the RCW nor the civil service rules allow the Board to waive the  
24 jurisdictional requirements for filing appeals.  
25

1 Since Appellant was not in the current applicant pool for the position being filled, she was not a  
2 candidate for promotion.

3  
4 The Board having reviewed the file and records herein; and being fully advised in the premises now  
5 enters the following:

6 **ORDER**

7  
8 NOW, THEREFORE, IT IS HEREBY ORDERED that the appeal of *JENNIFER TROXEL VS.*  
9 *DEPARTMENT OF TRANSPORTATION*, PRB Case No. R-JUR-17-008, is dismissed.

10 DATED AND MAILED this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

11  
12 WASHINGTON PERSONNEL RESOURCES BOARD

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14  
15 \_\_\_\_\_  
16 NANCY HOLLAND YOUNG, Chair

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18 \_\_\_\_\_  
19 SUSAN MILLER, Vice-Chair

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21 \_\_\_\_\_  
22 VICKY BOWDISH, Member