

**STATE OF OHIO
STATE EMPLOYMENT RELATIONS BOARD**

In the Matter of

Donald George Stiens, Jr., Esq.,

Charging Party,

v.

Cincinnati Organized and Dedicated Employees (CODE),

Charged Party.

Case Number: 2011-ERC-06-0002

DIRECTIVE GRANTING MOTION TO WITHDRAW

Before Chair Zimpher, Vice Chair Spada, and Board Member Brundige: February 9, 2012.

Donald George Stiens, Jr. Esq. (Charging Party) filed a noncompliance complaint against Cincinnati Organized and Dedicated Employees (CODE) (Charged Party). Charging Party alleged Charged Party violated Ohio Revised Code § 4117.19(B) and (C).

On July 27, 2011, the Complainant sent a request to withdraw the complaint. On August 18, 2011, the Board denied the Complainant's request to withdraw the complaint and directed CODE to provide a list of documents in order to ensure all the allegations contained in the complaint had been resolved. On January 27, 2012, CODE provided the requested information. It appears CODE has complied with the Board's August 18, 2011 directive. Accordingly, the Board rescinds its original denial of the Complainant's withdrawal, based on the submission of the requested documents, and construes the original request to withdraw the complaint as a motion to withdraw and grants the motion with prejudice.

It is so directed.

ZIMPHER, Chair; SPADA, Vice Chair; and BRUNDIGE, Board Member, concur.



W. CRAIG ZIMPHER, CHAIR

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I certify that this document was filed and a copy served upon each party or the representative of each party by e-mail¹¹ with acknowledgment requested, on this 09th day of February, 2012.



ERIN E. CONN
ADMINISTRATIVE ASSISTANT

2/9/2012:12

¹¹ In the event a party does not have an electronic mail address on file, this notice was sent by regular U.S. mail.