

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, ss.

CIVIL SERVICE COMMISSION

One Ashburton Place: Room 503
Boston, MA 02108

TOD HERRON,
Appellant

v.

B2-15-102

HUMAN RESOURCES DIVISION,
Respondent

Appearance for Appellant:

Pro Se
Tod Herron

Appearance for Respondent:

Mark Detwiler, Esq.
Human Resources Division
One Ashburton Place: 211
Boston, MA

Commissioner:

Christopher C. Bowman

ORDER OF DISMISSAL

On May 27, 2015, the Appellant, Tod Herron, pursuant to G.L. c. 31, §§ 22-24, filed an appeal with the Civil Service Commission (Commission), contesting the education and experience credit he received for a recent promotional examination for Sergeant in the Boston Police Department (BPD).

On June 23, 2015, I held a pre-hearing conference, which was attended by Mr. Herron, counsel for HRD, counsel for the BPD and the BPD's Director of Human Resources.

Subsequent to the pre-hearing conference, HRD forwarded correspondence to the Commission showing that Mr. Herron received credit for the educational experience he was seeking.

As such, this appeal is moot and is hereby *dismissed*.

Civil Service Commission

/s/ Christopher Bowman

Christopher C. Bowman

Chairman

By vote of the Civil Service Commission (Bowman, Chairman; Ittleman, McDowell and Stein, Commissioners) on July 9, 2015.

Either party may file a motion for reconsideration within ten days of the receipt of this Commission order or decision. Under the pertinent provisions of the Code of Mass. Regulations, 801 CMR 1.01(7)(l), the motion must identify a clerical or mechanical error in this order or decision or a significant factor the Agency or the Presiding Officer may have overlooked in deciding the case. A motion for reconsideration does not toll the statutorily prescribed thirty-day time limit for seeking judicial review of this Commission order or decision.

Under the provisions of G.L. c. 31, § 44, any party aggrieved by this Commission order or decision may initiate proceedings for judicial review under G.L. c. 30A, § 14 in the superior court within thirty (30) days after receipt of this order or decision. Commencement of such proceeding shall not, unless specifically ordered by the court, operate as a stay of this Commission order or decision. After initiating proceedings for judicial review in Superior Court, the plaintiff, or his / her attorney, is required to serve a copy of the summons and complaint upon the Boston office of the Attorney General of the Commonwealth, with a copy to the Civil Service Commission, in the time and in the manner prescribed by Mass. R. Civ. P. 4(d)

Notice to:

Tod Herron (Appellant)

Mark Detwiler, Esq. (for Respondent)

Nicole Taub, Esq. (Boston Police Department)