

COMMONWEALTH OF MASSACHUSETTS

Middlesex, ss.

Division of Administrative Law Appeals

Linda Salamone,

Petitioner,

v.

State Board of Retirement,

Respondent.

Docket No.: CR-22-0153

Date: December 31, 2024

FINAL DECISION - DISMISSAL

The petitioner did not appear for the scheduled evidentiary hearing on September 25, 2024. Notice of the scheduled hearing was sent to the parties on June 10, 2024. When given the opportunity to reschedule the hearing, the petitioner failed to provide agreeable dates for rescheduling as requested and as ordered on November 25, 2024. The order cautioned the petitioner that the failure to comply may result in dismissal of her appeal for failure to prosecute.

On December 16, 2024, the petitioner was ordered to show cause why this appeal should not be dismissed for lack of prosecution, pursuant to 801 Code Mass. Regs. § 1.01(7)(g)(2). The order cautioned the petitioner that the failure to timely respond would result in dismissal of her appeal. Having

received no response, this appeal is hereby dismissed for failure to prosecute. See 801 Code Mass. Regs. § 1.01(7)(g)(2).

DIVISION OF ADMINISTRATIVE LAW APPEALS

/s/ John G. Wheatley

John G. Wheatley
Administrative Magistrate

Notice of Appellate Rights

Massachusetts General Laws, Chapter 32, Section 16(4) provides that decisions of the Division of Administrative Law Appeals ("DALA"), such as this decision:

"shall be final and binding upon the board involved and upon all other parties, and shall be complied with by such board and by such parties, unless **within fifteen days after such decision**, (1) either party objects to such decision, in writing, to the contributory retirement appeal board, or (2) the contributory retirement appeal board orders, in writing, that said board shall review such decision" (emphasis added).

A party objecting to the enclosed decision must mail specific objections to Uyen Tran, Assistant Attorney General, Chair, Contributory Retirement Appeal Board, Office of Attorney General Andrea Campbell, One Ashburton Place, 18th Floor, Boston, MA 02108. Copies of the objections must be sent to the Division of Administrative Law Appeals, 14 Summer Street, 4th Floor, Malden, MA 02148 and the other party or parties involved in the case.