



STATE OF WEST VIRGINIA HUMAN RIGHTS COMMISSION

**215 PROFESSIONAL BUILDING
1036 QUARRIER STREET
CHARLESTON, WEST VIRGINIA 25301**

TELEPHONE: 304-348-2616

ARCH A. MOORE, JR.
Governor

January 9, 1986

Dana D. Davis, Esquire
Assistant Attorney General
Building 1, E-26
Capitol Building
Charleston, WV 25305

Phillip O. Garyot
113 Goff Mountain Road
Cross Lanes, WV 25313

RE: Young v City of Nitro Police Department, REP-582-84

Dear Mr. Davis and Mr. Garyot:

Herewith please find the Order of the WV Human Rights Commission in the above-styled and numbered case of Linda Lou Young v City of Nitro Police Department, REP-582-84.

Pursuant to Article 5, Section 4 of the WV Administrative Procedures Act [WV Code, Chapter 29A, Article 5, Section 4] any party adversely affected by this final Order may file a petition for judicial review in either the Circuit Court of Kanawha County, WV, or the Circuit Court of the County wherein the petitioner resides or does business, or with the judge of either in vacation, within thirty (30) days of receipt of this Order. If no appeal is filed by any party within (30) days, the Order is deemed final.

Sincerely yours,

A handwritten signature in cursive script that reads "Howard D. Kenney".

Howard D. Kenney
Executive Director

HDK/kpv
Enclosure

CERTIFIED MAIL/REGISTERED RECEIPT REQUESTED.

BEFORE THE WEST VIRGINIA HUMAN RIGHTS COMMISSION

LINDA LOU YOUNG,

Complainant,

v.

DOCKET NO. REP-582-84

CITY OF NITRO POLICE
DEPT.

Respondent.

FINAL ORDER

At its regularly scheduled meeting on November 13, 1985, the Commission reviewed the record of the public hearing in this case together with the Hearing Examiner's Findings of Fact and Conclusions of Law of the Hearing Examiner and does hereby reject the same and in the place instead thereof finds that the complainant's complaint was not timely filed in that it was not filed within 90 days from the date complainant was terminated or from the date she ought to have known she had been terminated.

It is, therefore, ORDERED that this complaint be dismissed for lack of jurisdiction.

Entered this 11th day of December, 1985.

WV HUMAN RIGHTS COMMISSION

BY Michael L. Lukan
CHAIR/VICE CHAIR