

IN THE MATTER OF	*	BEFORE THE
<u>ANDREW HOFFMAN – APPLICANT/APPELLANT</u>	*	BOARD OF APPEALS
12163 WOODLAND DRIVE	*	
FELTON, PA 17322	*	OF
RE: Appeal of Employee’s Retirement System	*	BALTIMORE COUNTY
decision approving ordinary disability	*	
retirement allowance	*	CASE NO. CBA-13-008

\* \* \* \* \*

**ORDER OF DISMISSAL**

This case comes to the Board on appeal from the August 14, 2012 decision letter from Keith Dorsey, Director, Office of Budget and Finance that in accordance with Section 5-1-221 of the Baltimore County Code, the Board of Trustees of the Employees’ Retirement System (ERS) approved ordinary disability allowance effective August 14, 2012.

On September 12, 2012, Mr. Andrew Hoffman filed a Notice of Appeal from the decision of the Board of Trustees of the Employees’ Retirement System. A hearing was scheduled to be held before this Board on Tuesday, September 24, 2013 at 10:00 a.m., for which proper notice was given. Robert Burton, Assistant County Attorney for Baltimore County, appeared at the scheduled time of hearing; Andrew Hoffman, Applicant/Appellant, did not appear, nor did anyone on his behalf.

The Board convened at 10:10 a.m., and, on the record and in open hearing, Robert Burton, Assistant County Attorney for Baltimore County moved for dismissal for failure to appear. Upon consideration of the fact that the Notice had the correct address and was not returned; this matter had been set for a hearing on three previous dates only to be postponed; and that Mr. Hoffman continued to be unrepresented by Counsel, since the filing of this appeal in September, 2012, the Board granted said Motion for Dismissal and will so order.

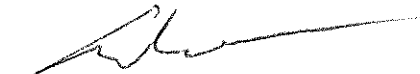
**IT IS THEREFORE ORDERED** this 30<sup>th</sup> day of September, 2013 by the Board of Appeals of Baltimore County that the appeal filed in Case No. CBA-13-008, be and

**Case No. CBA-05-142 / Duane Randall / ERS / Dismissal**

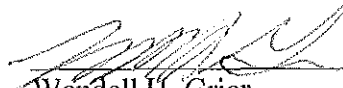
the same is hereby **DISMISSED WITH PREJUDICE FOR FAILURE TO APPEAR**. The decision dated August 14, 2012, in which the Board of Trustees of the Employees' Retirement System (ERS) approved ordinary disability allowance effective August 14, 2012, remains the Final Order in this matter.

Any petition for judicial review from this decision must be made in accordance with Rule 7-201 through Rule 7-210 of the *Maryland Rules*. If no such petition is filed within 30 days from the date of this Order, the subject file will be closed.

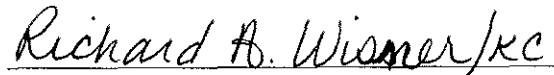
**BOARD OF APPEALS  
OF BALTIMORE COUNTY**



Andrew M. Belt, Chairman



Wendell H. Grier



Richard A. Wisner



## Board of Appeals of Baltimore County

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SECOND FLOOR, SUITE 203  
105 WEST CHESAPEAKE AVENUE  
TOWSON, MARYLAND, 21204  
410-887-3180  
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September 30, 2013

Andrew Hoffman  
12163 Woodland Drive  
Felton, PA 17322

Robert Burton, Assistant County Attorney  
Baltimore County Office of Law  
The Historic Courthouse  
400 Washington Avenue  
Towson, MD 21204

RE: *In the Matter of: Andrew Hoffman – Owner/Appellant*  
Case No.: CBA-13-008

Dear Messrs. Hoffman and Burton:

Enclosed please find a copy of the Order of Dismissal issued this date by the Board of Appeals of Baltimore County in the above subject matter.

Any petition for judicial review from this decision must be made in accordance with Rule 7-201 through Rule 7-210 of the *Maryland Rules*, **WITH A PHOTOCOPY PROVIDED TO THIS OFFICE CONCURRENT WITH FILING IN CIRCUIT COURT.** Please note that all **Petitions for Judicial Review** filed from this decision should be noted under the same civil action number. If no such petition is filed within 30 days from the date of the enclosed Order, the subject file will be closed.

Very truly yours,

A handwritten signature in cursive script that reads "Sunny Cannington".

Krysundra "Sunny" Cannington  
Acting Administrator

Enclosure  
Duplicate Original Cover Letter

c: Suzanne Berger, Assistant County Attorney  
George Gay, Director/Office of Human Resources  
Keith Dorsey, Director/Office of Budget and Finance  
Katherine V. Limpert, Retirement Benefits Administrator  
Michael Field, County Attorney