

CITY OF ATLANTA  
CIVL SERVICE BOARD  
**FINDINGS OF FACT AND ORDER**

APPEAL No. 2018-032AP

Effective Date: August 3, 2018

Hearing Date: June 17, 2021

APPELLANT: Vanando Smith

City of Atlanta  
Department of Public Works

ADVERSE ACTION:

Dismissal

HEARING OFFICER/BOARD:

Suzanne Wynn Ockleberry, Chair  
Plemon T. El-Amin  
Robert Hawkins

City of Atlanta Representative(s):

Atty. Kimberly Myers

Appellant Representative(s):

Pecolia Jennings, AFSCME Representative

Appellant

Failed to Appear

**STATEMENT OF AUTHORITY**

Under the authority and provisions of Chapter 114, Article VI, Division 3, Sections 114-546 through 556 of the Atlanta City Code (“Code”), a hearing in the above-referenced case was held virtually via Zoom, facilitated by the City, pursuant to Mayor Keisha Lance Bottoms Executive Order regarding COVID-19, and before the above-named hearing officers of the Atlanta Civil Service Board (“Board”) on the date set forth above.

Due to Mayor Keisha Lance Bottoms’ Executive Order regarding COVID-19, the appeal of Vanando Smith was called virtually at 2:00 p.m. via the internet platform of Zoom on June 17, 2021, at 2:00 p.m. The Appellant was not present. The Chair granted the customary fifteen (15) minutes in order to allow the Appellant additional time to make an appearance.

## CHARGES

Dismissal for violating City of Atlanta Code of Ordinance:

- Sec. 114-528(b)(4) Misconduct, including but not limited to engaging in offensive conduct or language toward the public, supervisory personnel or fellow employees.
- Sec. 114-528(b)(12) Willful making of false statements to the public, supervisors, officials, boards, department heads, or agencies or the willful making of false statements on an employment application within the City.
- Sec. 114-528(b)(18) The conviction of a job-related felony or of a misdemeanor involving moral turpitude.
- Sec. 114-528(b)(20) Any other conduct or action of such seriousness that disciplinary action is considered warranted.

At 2:17 p.m. the case was again called. The Appellant still had not made an appearance in the hearing. The Chair confirmed that the Appellant had been properly notified regarding the date and time for the hearing. The City made a motion to dismiss the appeal and affirm the employment discipline of dismissal of the Appellant.

Pursuant to the City of Atlanta Civil Service Board Hearing Rules and Procedures, as there was no evidence in the record of a request for a continuance by the Appellant and there were no objections to the Motion, the Chair conferred with the Panel and dismissed the case as requested. The hearing ended at 2:20 p.m.

## ORDER

The appeal of Vanando Smith is **Dismissed with Prejudice**.

This the 22<sup>nd</sup> day of June 2021.

Respectfully submitted,

*Suzanne Wynn Ockleberry*

Suzanne Ockleberry, Chair

*Robert Hawkins*

Robert Hawkins

*Plemon El-Amin*

Plemon El-Amin, DWB