

CITY OF ATLANTA
CIVIL SERVICE BOARD
FINDINGS OF FACT AND ORDER

APPEAL No. 2018-060AP

Effective Date: November 13, 2018

Hearing Date: May 12, 2022

APPELLANT: Elroy Waite

City of Atlanta
Department of Public Works

ADVERSE ACTION:

Dismissal

HEARING OFFICER/BOARD:

Constance Russell, Chair

Robert Hawkins

Suzanne W. Ockleberry, DWB

City of Atlanta Representative(s):

Atty. Joshua Foster

Atty. John Gainey

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 Andre Dickens January 3, 2022 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.

The appeal of Elroy Waite was called virtually at 2:00 p.m. via the internet platform of Zoom on May 12, 2022. The Appellant was not present. Neither the City of Atlanta Department of Human Resources nor the Office of the City of had any contact with or from the Appellant in reference to his appeal.

CHARGES

Dismissal for **Negligence and Other Conduct** due to violation of City of Atlanta Municipal Code of Ordinances 114-528(b)(1) and (b)(20):

(b)(4) Negligence in performing assigned duties.

(b)(20) Any other conduct or action of such seriousness that disciplinary action is considered warranted.

FINDINGS

The Chair granted the Appellant a fifteen (15) minute grace period to appear at the hearing. Thereafter, the City made a motion to dismiss the appeal due to the failure of the Appellant to appear for the hearing.

Pursuant to the City of Atlanta Civil Service Board Hearing Rules and Procedures, Rule 1.0(b), the Chair dismissed the case as requested. The hearing ended at 2:17 p.m.

ORDER

The appeal of Elroy Waite is **Dismissed with Prejudice**.

This the 12th day of June, 2022.

Respectfully submitted,

Constance Russell

Constance Russell

Robert Hawkins

Robert Hawkins

Suzanne Wynn Ockleberry

Suzanne W. Ockleberry