



IN THE MATTER OF:

KEITH JETER,

COMPLAINANT,

v.

PREMIER TRANSPORTATION,

RESPONDENT.

ARB CASE NO. 2018-0049

ALJ CASE NO. 2016-STA-00029

DATE: September 26, 2019

ORDER DISMISSING APPEAL

On August 2, 2018, the Administrative Review Board (Board) issued an Order requiring Complainant to explain why he had not filed his opening brief no later than August 13, 2018. The Board did receive responses from Complainant on August 13 and 17, 2018, indicating that he was seeking counsel and required additional time in which to file his brief.

After reviewing Complainant's responses, the Board finds them insufficient and declines to extend the time for further response. The Board has previously cautioned Complainant in orders issued in June, July, and August of 2018, that failure to comply with the Board's orders could result in dismissal of the appeal. It has been over one year since Complainant's last communication, and under these circumstances, we decline to further delay the appellate process.

Accordingly, Complainant's appeal is **DISMISSED** for failure to prosecute.

FOR THE ADMINISTRATIVE REVIEW BOARD:

William T. Barto
Chief Administrative Appeals Judge