

BEFORE THE MONTANA DEPARTMENT
OF LABOR AND INDUSTRY
OFFICE OF ADMINISTRATIVE HEARINGS

IN RE OFFICE OF ADMINISTRATIVE HEARINGS CASE NO. 1806-2017:

CHRISTINA MCDONNELL,)	
)	
Charging Party,)	
)	ORDER OF DISMISSAL
vs.)	
)	
MONTANA STATE FUND,)	
)	
Respondent.)	

* * * * *

On July 7, 2017, Montana State Fund (MSF) filed its Motion to Dismiss Complaint and Brief in Support. On July 10, 2017, the Office of Administrative Hearings received an email from Christina McDonnell indicating she would “no longer be able to participate in the process . . .”.


On July 25, 2017, the Hearing Officer issued a Notice of Intent to Dismiss and Order Vacating Prehearing Deadlines and Contested Case Hearing Dates based upon McDonnell’s failure to abide by the prehearing deadlines set forth in the scheduling order, as well as her failure to timely file a brief in response to MSF’s motion to dismiss and to attend her deposition. A deadline of August 10, 2017 was set to allow for filings showing both good cause to retain the case and a sufficient legal basis to do so. No such filings have been received.

Pursuant to the Notice of Intent to Dismiss issued on July 25, 2017, no party having objected to dismissal and the Montana Department of Labor & Industry's Human Rights Bureau not having timely filed and served a motion either to intervene or to redesignate the complaint as a Commissioner complaint, the complaint is now **DISMISSED**.

To the extent there are any extant protective orders and/or sealed documents and evidence, the hearing officer maintains all such matters as protected in accord

with the orders until such time as a tribunal with jurisdiction shall vacate or modify the orders.

DATED: this 11th day of August, 2017.



Caroline A. Holien, Hearing Officer
Office of Administrative Hearings
Montana Department of Labor and Industry

CERTIFICATE OF MAILING

The undersigned hereby certifies that true and correct copies of the foregoing document were, this day, served upon the parties or their attorneys of record by depositing them in the U.S. Mail, postage prepaid, or by means of the State of Montana's Interdepartmental mail service, and addressed as follows:

CHRISTINA MCDONNELL
PO BOX 2253
EAST HELENA MT 59635

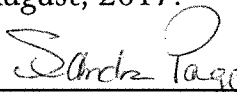
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HELENA MT 59601

The undersigned hereby certifies that true and correct copies of the foregoing document were, this day, served upon the parties or their attorneys of record by means of the State of Montana's Interdepartmental electronic mail service.

MARIEKE BECK, BUREAU CHIEF
HUMAN RIGHTS BUREAU

TIMOTHY LITTLE
DOLI LEGAL SERVICES BUREAU

DATED this 11th day of August, 2017.



Legal Secretary