

BEFORE THE HUMAN RIGHTS COMMISSION  
OF THE STATE OF MONTANA

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|                |   |                        |
|----------------|---|------------------------|
| JANE BRESE,    | ) |                        |
|                | ) |                        |
| Charging Party | ) | Cause No. 0059011237 & |
|                | ) | 0068011872             |
|                | ) |                        |
| vs.            | ) | <b>ORDER</b>           |
|                | ) |                        |
| K-MART,        | ) |                        |
|                | ) |                        |
| Respondent.    | ) |                        |

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On March 20, 2008, the Hearings Bureau issued a Final Agency Decision in the above-captioned matter. Pursuant to Mont. Code Ann. § 49-2-505(4), a decision of the department is final unless a party seeks review by filing an appeal within 14 days after the issuance of the notice of decision of the administrative hearing. Therefore, the deadline to file the appeal with the Human Rights Commission in the matter was April 3, 2008. On April 7, 2008, Charging Party's appeal was received by the Commission. The appeal was dated and post marked on April 4, 2008. Charging Party's appeal is untimely. Accordingly,

IT IS HEREBY ORDERED, that Charging Party's appeal is dismissed.

Dated this 8<sup>th</sup> day of April, 2008.

  
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Ryan C. Rusche, Chair  
Montana Human Rights Commission

CERTIFICATE OF SERVICE

The undersign employee of the Human Rights Bureau certifies that a true copy of the forgoing Human Rights Commission ORDER was served on the following persons by U.S. mail, postage prepaid, on April 8<sup>th</sup> 2008.

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Montana Human Rights Bureau