

REGG HATCHER v. U.S. General Accounting Office

Docket No. 34-201-17-83

Date of Decision: June 18, 1984

Cite as: Hatcher v. GAO, Docket No. 34-201-17-83 (6/18/84)

Before: Mollie H. Bowers, Presiding Member

Headnotes:

Motions Practice

Timeliness, General

ORDER

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BEFORE THE
PERSONNEL APPEALS BOARD
UNITED STATES GENERAL ACCOUNTING OFFICE
WASHINGTON, D.C.

* * * * *
REGG HATCHER, *
*
* Petitioner *
* v. *
*
GENERAL ACCOUNTING OFFICE, *
*
* Respondent *
* * * * *

Docket No. 34-201-17-83

ORDER

On April 14, 1984, the GAO filed a motion to strike certain parts of the petition for review. A copy was mailed to Petitioner on that date. 4 CFR §28.19(b) provides: "Responses in opposition to...motions must be filed with the Hearing Officer... within 20 days of receipt of the motion..." Petitioner did not file a timely response to GAO's motion to strike.

On June 15, 1984, a prehearing conference was held. At that conference, Petitioner was represented by counsel, who had been retained on the previous day. Petitioner's counsel requested permission to file, within 7 days, a written response to GAO's motion to strike. GAO opposed the request.

The primary purpose of the time limit in §28.19(b) is to insure that motions may be acted on by the Board in an expeditious and orderly fashion. By placing a time limit on filing a

