

BEFORE THE FOREIGN SERVICE GRIEVANCE BOARD

In the Matter Between


Grievant

Record of Proceedings
FSGB Case No. 2011-021

And

September 29, 2011

Department of State

**ORDER: MOTION TO STAY
PROCEEDINGS**

EXCISED

For the Foreign Service Grievance Board:

Presiding Member:

Elliot H. Shaller

Board Members:

Lois E. Hartman
Jeanne Schulz

Senior Advisor

Joseph Pastic

Representative for the Grievant:

Pro se

Representative for the Department:

Melinda Chandler
Director
Grievance Staff

Employee Exclusive Representative:

American Foreign Service Association

ORDER: MOTION TO STAY PROCEEDINGS

On August 5, 2011, grievant filed a “Motion to Stay Proceedings” pending the outcome of a separate grievance that he recently filed with the Department's Office of Grievance Staff, alleging that the Report of Investigation (ROI) upon which the discipline in this case is based included discriminatory statements. The Department filed “Department’s Response to Grievant’s Motion for a Stay of Proceedings” on August 22, 2011, in which it opposed the granting of a stay. Lastly, grievant filed “Reply to Department’s Response to Grievant’s Motion to Stay Proceedings” on August 29, 2011.

The Board finds that good cause to stay the proceedings in this case has been established. Grievant has shown that resolution of the new grievance may result in rendering the pending grievance before the Board moot and/or obviate the need for a hearing. Although a stay may delay the processing of the grievance, no substantial prejudice to the Department has been shown and, to minimize the delay, it may take steps to expedite the processing of the new grievance.

Accordingly, the Motion to Stay Proceedings is granted. This matter is stayed pending the disposition of the grievance filed by grievant on August 2, 2011, with the Department’s Office of Grievance Staff.