

JOSEPHAT MUA,

Appellant

v.

PRINCE GEORGE'S COUNTY
BOARD OF EDUCATION,

Appellee

BEFORE THE

MARYLAND

STATE BOARD OF

EDUCATION

Order No. OR13-06

ORDER

The Appellant has requested that this Board reconsider its decision in *Josephat Mua v. Prince George's County Board of Education*, MSBE Opinion No. 13-34, issued June 25, 2013. In that case, this Board affirmed the decision of the Prince George's County Board of Education to terminate Appellant from his employment with the school system.

On or about July 12, 2013, Appellant filed a Petition for Judicial Review of the State Board's decision in the Circuit Court for Prince George's County. To cover his bases, Appellant also filed a request for reconsideration with the State Board on or about August 2, 2013.

The State Board has the power to act on a motion for reconsideration only until an appeal of the State Board's decision on the underlying opinion is filed. *See Kent County Bd. of Educ. v. Kent County Teachers' Association, Inc.* MSBE Op. No. 08-46 (2008); *Bowers v. Howard County Bd. of Educ.*, 4 Op. MSBE 351 (1986). Because the Appellant has appealed our decision in this case to the Circuit Court, this Board has lost the jurisdiction to entertain the reconsideration request. Therefore, Appellant's request for reconsideration of MSBE Op. No. 13-34 is denied.

MARYLAND STATE BOARD OF EDUCATION

By:



Charlene M. Dukes

President