

VIRGINIA:

SEWAGE HANDLING AND DISPOSAL APPEAL REVIEW BOARD

STAN and DARLENE STINETT,)
)
 Appellants,)
)
 v.)
)
 VIRGINIA DEPARTMENT OF HEALTH,)
)
 Appellee.)

ORDER


This matter comes before the Sewage Handling and Disposal Appeal Review Board ("Board") pursuant to Virginia Code § 32.1-163 *et seq.* and § 2.2-4000 *et seq.* Based upon the entirety of the record of this matter presented at the February 24, 2010 hearing, the Board finds as follows:

FINDINGS OF FACT

1. This case is an administrative appeal of the decision of the State Health Commissioner for the Virginia Department of Health ("Department") to deny a request for indemnification pursuant to Virginia Code § 32.1-164.1:01. Mr. and Mrs. Stinett did not appear at the hearing. Neither an attorney nor a representative appeared on the Stinett's' behalf. The Department was present.

Because Mr. and Mrs. Stinett did not appear, the Board hereby dismisses the appeal of Stan and Darlene Stinett without prejudice.

If the Appellants wish to appeal this ORDER, they may do so pursuant to Va. Code § 2.2-4000 et seq. and the Rules of the Supreme Court of Virginia by: (1) filing a Notice of Appeal with the Secretary of the Board within thirty (30) days of service of this ORDER as required by Rule 2A:2; and (2) filing a Petition for Appeal in the Circuit Court within (30) days of filing the Notice of Appeal in accordance with Rule 2A:4 of the Rules of the Supreme Court of Virginia.



Steven K. Thomas
Chairman

Dated: April 21, 2010

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