

DRAFT – Proposed Amendment

4121-3-16 Motions.

- (A) Form C-86 motion or its equivalent shall be used to request action from the bureau or commission.
- (B) A motion may be submitted by the claimant or the employer to seek a determination by the bureau or the commission on any matter not otherwise provided for in Chapter 4121-3 of the Administrative Code.
- (C) A motion shall fully set forth the question presented together with a succinct statement of the action or relief sought.
- (D) A motion shall be accompanied by competent proof conforming to the standard established in paragraph (A)(1) of rule 4121-3-09 of the Administrative Code.
- ~~(E)~~ ~~(E)~~ ~~Where required, a motion shall contain citations to the legal authorities relied upon.~~
- ~~(F)~~ ~~(E)~~ Except in ex parte matters not affecting the rights of the opposite party, the applicant filing a motion shall mail a copy of the motion to the opposite party and the copy of the motion filed with the bureau or the commission shall indicate that a copy has been so mailed.
- ~~(G)~~ ~~(F)~~ A motion shall bear the signature of the applicant or the applicant's authorized representative.
- ~~(H)~~ ~~(G)~~ Failure to comply with the provisions of this rule shall be sufficient reason for the dismissal of the motion. A motion signed by a person or entity other than the claimant, his or her representative, the employer, the employer's representative, the administrator, or the administrator's representative shall be dismissed.
- ~~(I)~~ ~~(H)~~ Special hearings on motions, where required, shall be in conformity with paragraph (C) of rule 4121-3-09 of the Administrative Code.