

IN THE UTAH COURT OF APPEALS

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Theresa Jo Bellucci,)	PER CURIAM DECISION
)	
Petitioner,)	Case No. 20110508-CA
)	
v.)	
)	FILED
Labor Commission and)	(August 25, 2011)
Kimberly Clark, Inc.,)	
)	2011 UT App 287
Respondents.)	

Original Proceeding in this Court.

Attorneys: Theresa Jo Bellucci, Sunset, Petitioner Pro Se
 Carrie T. Taylor and Zachary E. Peterson, Salt Lake City, for
 Respondents

Before Judges Orme, Voros, and Roth.

¶1 Theresa Jo Bellucci seeks judicial review of the Utah Labor Commission’s April 18, 2011 decision. This matter is before the court on a sua sponte motion for summary disposition for lack of jurisdiction.

¶2 A party seeking judicial review of a final agency action must file a petition for review within thirty days of the order’s issuance as required by Utah Code section 63G-4-403(2). See Utah Code Ann. § 63G-4-403(2) (2008); see also Utah R. App. P. 14(a) (stating that a petition for review must be filed within thirty days of issuance of an agency’s final decision). If a party fails to timely file his or her petition for review, this court lacks jurisdiction to review the matter. See *Silva v. Department of Emp’t Sec.*, 787 P.2d 246, 247 (Utah Ct. App. 1990).

¶3 The Utah Labor Commission issued its order denying Bellucci's request for reconsideration on April 18, 2011. The order expressly stated "[a]ny party may appeal this Order to the Utah Court of Appeals by filing a Petition for Review with that Court within 30 days of the date of this Order." Bellucci did not file her petition for review until June 7, 2011. Because Bellucci did not timely file her petition for review with this court, this court lacks jurisdiction and must dismiss the petition. *See Varian-Eimac, Inc. v. Lamoreaux*, 767 P.2d 569, 570 (Utah Ct. App. 1989).

¶4 Dismissed.

Gregory K. Orme, Judge

J. Frederic Voros Jr., Judge

Stephen L. Roth, Judge