

State Personnel Board, State of Colorado

Case No. 98 B 088

ORDER OF BOARD ON REMAND FROM COURT OF APPEALS

JAMES B. KLOVAS,

Complainant,

v.

DEPARTMENT OF CORRECTIONS, COLORADO CORRECTIONAL
INDUSTRIES,

Respondent.

The State Personnel Board (the "Board") met in public session on October 17, 2000. During this public session, the Board considered the Order Affirmed in Part, Reversed in Part, and Cause Remanded with Directions, issued December 23, 1999, by the Colorado Court of Appeals in Case No. 98CA2381, and the record relating thereto, including:

1. Initial Decision of the Administrative Law Judge
2. Order of the State Personnel Board
3. Mandate.

Therefore, the following Order is entered:

Pursuant to remand, the Board enters an order which comports with the views of the Court of Appeals, as stated in the Order Affirmed in Part, Reversed in Part, and Cause Remanded with Directions, Case No. 98CA2381, and as issued December 23, 1999, which provides: Complainant is denied attorney fees; and Respondent's disciplinary action is reversed.

This Order represents the affirmative of the following Board members: Ms. Hoffman, Ms. Daly, and Mr. Zakhem. Ms. Lottner was absent.

Dated this day of
October, 2000.

Joy Hoffman
Board Chair
State Personnel Board

1120 Lincoln Street, Suite 1420
Denver, CO 80203

NOTICE OF APPEAL

Each party has the following rights:

1. To abide by this decision of the State Personnel Board; or
2. To appeal this decision to the Colorado Court of Appeals within 45 days pursuant to Section 24-4-106(11), C.R.S. (2000), as provided in Section 24-50-125.4(3), C.R.S. (2000).

CERTIFICATE OF MAILING

This is to certify that on the _____ day of October, 2000, I placed true copies of the foregoing **ORDER OF BOARD ON REMAND FROM COURT OF APPEALS** in the United States mail, postage prepaid, addressed as follows:

James R. Gilsdorf, Esq.
1145 Bannock Street
Denver, CO 80203

and in the interagency mail, addressed as follows:

Susan J. Trout
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