

ORDER OF THE STATE PERSONNEL BOARD

EILEEN L. RODGERS,

Complainants,

vs.

DEPARTMENT OF REGULATORY AGENCIES, BOARD OF NURSING,

Respondent.

The State Personnel Board (the "Board") met in public session on Tuesday, September 17, 2002. During this public session, the Board considered the following documents:

1. Order re: Dismissal with Prejudice and Award of Attorney Fees and Costs
2. Respondent's Motion Regarding Attorney Fees
3. Complainant's Response and Objection to Respondent's Motion Regarding Attorney Fees
4. Order re: Attorney Fees Award
5. Complainant's Response to Order re: Attorney Fees
6. Respondent's Motion for Final Agency Action Awarding Amount of Attorney Fees Set by Administrative Law Judge.
7. Objection to Respondent's Motion for Final Agency Action Awarding Amount of Attorney Fees Set by Administrative Law Judge

The Board voted to affirm the award of attorney fees and costs by the Administrative Law Judge as a final agency action.

This order represents the affirmative vote of the following Board members: Ms. Salkind, Ms. Siderius, Mr. Zakhem, and Ms. Lottner. Ms. Garcia was absent.

Dated this _____ day of
September, 2002.

Joyce Lottner
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 the 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. (2002), as provided in Section 24-50-125.4(3), C.R.S. (2002).

In the event the decision is appealed, the Board requests that a copy of the Notice of Appeal filed with the Court of Appeals also be filed with the State Personnel Board at: 1120 Lincoln Street, Suite 1420, Denver, CO 80203. Such will aide in the timely preparation of the record.

CERTIFICATE OF MAILING

This is to certify that on the _____ day of September, 2002, I placed true copies of the foregoing **ORDER OF THE STATE PERSONNEL BOARD**, in the United States mail, postage prepaid, addressed as follows:

Eileen L. Rodgers
1554 South Tucson Street
Aurora, CO 80012

And in the interagency mail, addressed as follows:

Joseph Q. Lynch
Emily Pastorius
Assistant Attorneys General
Employment Section
1525 Sherman Street, 5th Floor
Denver, CO 80203
