

**ORDER OF THE STATE PERSONNEL BOARD**

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DENISE MARTINEZ,

Complainant,

vs.

DEPARTMENT OF PERSONNEL AND ADMINISTRATION, EXECUTIVE  
OFFICE,

Respondent.

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This matter is before the Colorado State Personnel Board ("Board") at its regularly scheduled public session held on May 18, 2004. During this public session, the Board considered the record on appeal, including but not limited to:

1. Initial Decision of the Administrative Law Judge
2. Complainant's Appeal of the Initial Decision of the Administrative Law Judge
3. Response to Complainant's Appeal of the Initial Decision of the Administrative Law Judge
4. Complainant's Reply Brief to Respondent's Response to Complainant's Appeal of Initial Decision of the Administrative Law Judge

Based upon the Board's review and consideration,

IT IS HEREBY ORDERED that the findings of fact and conclusions of law in the Initial Decision of the Administrative Law Judge be ADOPTED; and

IT IS FURTHER ORDERED that the Initial Decision of the Administrative Law Judge is adopted and made an Order of the Board.

Dated this \_\_\_\_\_ day of  
June, 2004.

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Joyce Lottner  
Board Chair  
State Personnel Board  
1120 Lincoln Street, Suite 1420  
Denver, Colorado 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. (2003), as provided in Section 24-50-125.4(3), C.R.S. (2003).

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 June, 2004, I placed true copies of the foregoing **ORDER OF THE STATE PERSONNEL BOARD**, in the United States mail, postage prepaid, addressed as follows:

Joseph A. Salazar, Esq.  
The Salazar Consultant Group, LLC  
10500 Irma Drive, #130105  
Northglenn, Colorado 80233

and in the interagency mail, to:

Joseph F. Haughain  
Assistant Attorney General  
Employment Section  
1525 Sherman Street, 5<sup>th</sup> Floor  
Denver, Colorado 80203

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