

**ORDER OF THE STATE PERSONNEL BOARD ON REMAND**

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JEANETTE ARAGON,

Complainant,

vs.

DEPARTMENT OF CORRECTIONS, SAN CARLOS CORRECTIONAL  
FACILITY,

Respondent.

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This matter is before the Colorado State Personnel Board ("Board") at its regularly scheduled public session held on July 18, 2006. During this public session, the Board considered the record on appeal, including but not limited to, the July 3, 2006 Mandate from the Court of Appeals, "Order Affirmed in Part, Reversed in Part, and Case Remanded with Directions."

Based upon the Board's review and consideration,

IT IS HEREBY ORDERED that the matter is remanded to the Administrative Law Judge for a hearing on Complainant's claim for attorney fees and costs, in compliance with the Mandate of the Court of Appeals.

IT IS FURTHER ORDERED that, in compliance with the Mandate of the Court of Appeals, the October 19, 2004 Order Denying Motions for Attorney Fees and Costs, Vacating June 1, 2004 Hearing, and Dismissing Appeal of the Administrative Law Judge is affirmed, to the extent to which it denies Complainant's request for an entry of judgment.

Dated this 25 day of  
July, 2006.

  
John Zakhem, Board Chair  
State Personnel Board  
633 17th Street, Suite 1320  
Denver, Colorado 80202-3604

## 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., as provided in Section 24-50-125.4(3), C.R.S.

In the event the decision is appealed, pursuant to Section 24-4-106(11)(b), C.R.S., the party filing the appeal with the Court of Appeals must serve the State Personnel Board with a copy of the Notice of Appeal at: 633 17th Street, Suite 1320, Denver, Colorado 80202-3604. In addition to serving the State Personnel Board with a copy of the Notice of Appeal, the party filing the appeal with the Court of Appeals must name the State Personnel Board as a party (appellee) to the appeal. Section 24-4-106(11)(d), C.R.S.

### CERTIFICATE OF MAILING

This is to certify that on the 26<sup>th</sup> day of July, 2006, I placed true copies of the foregoing **ORDER OF THE STATE PERSONNEL BOARD ON REMAND** in the United States mail, postage prepaid, addressed as follows:

Frank & Finger, P.C.  
William S. Finger, Esq.  
29025 D Upper Bear Creek Road  
P.O. Box 1477  
Evergreen, Colorado 80437-1477

and in the interagency mail, to:

Roberta Lopez, Assistant Attorney General  
C/O Stacy L. Worthington, First Assistant Attorney General  
Employment Section  
1525 Sherman Street, 5<sup>th</sup> Floor  
Denver, Colorado 80203

