

ORDER OF THE STATE PERSONNEL BOARD

TROY HARDESTY,

Complainant,

vs.

DEPARTMENT OF HUMAN SERVICES, DIVISION OF YOUTH
CORRECTIONS, GILLIAM YOUTH SERVICE CENTER,

Respondent.

This matter is before the Colorado State Personnel Board ("Board") at its regularly scheduled public session held on April 19, 2005. 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. Respondent's Appeal Brief
3. Complainant's Motion to Strike Transcript of Evidentiary Hearing
4. Complainant's Appeal Brief Response

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 made an Order of the Board;

IT IS FURTHER ORDERED that Complainant's Motion to Strike Transcript of Evidentiary Hearing be remanded to the Administrative Law Judge for further proceedings, as may be required.

Dated this _____ day of
April, 2005.

John Zakhem
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. (2004), as provided in Section 24-50-125.4(3), C.R.S. (2004).

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 April, 2005, I placed true copies of the foregoing **ORDER OF THE STATE PERSONNEL BOARD**, in the United States mail, postage prepaid, addressed as follows:

Troy Hardesty
601 South Forest Street, #317
Glendale, Colorado 80246

and in the interagency mail, to:

Melanie Sedlak
Assistant Attorney General
Employment Section
1525 Sherman Street, 5th Floor
Denver, Colorado 80203