

**ORDER OF THE STATE PERSONNEL BOARD DENYING PETITION FOR
DECLARATORY ORDER**

JEREMIAH M. ATTRIDGE, President, AFSCME Local 821,

Petitioner,

vs.

TROY EID, Director, Colorado Department of Personnel [sic],

Respondent.

The State Personnel Board (the "Board") met in public session on Tuesday, October 15, 2002. During this public session, the Board reviewed:

1. Petition for Declaratory Order of Jeremiah M. Attridge

The Board voted to deny the petition for declaratory order. In so doing, the Board considered the following matters, among others:

- (1) Whether a ruling on the petition will terminate a controversy or remove uncertainties as to the applicability of any statutory provision, rule or order of the Board to petitioner;
- (2) Whether the petition involves any subject, question or issue which is also the subject of a formal or informal matter or investigation which is currently pending before the Board or a court, and which involves one or more of the petitioners; or
- (3) Whether the petition involves any subject, question or issue which is the subject of a formal or informal matter or investigation which is currently pending before the Board or a court, but which does not involve any petitioner.

This order reflects the affirmative vote of the following Board members: Ms. Salkind, Mr. Zakhem, and Ms. Lottner. Ms. Siderius abstained from voting on this matter. Ms. Garcia was absent.

Dated this _____ day
of October, 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).

CERTIFICATE OF MAILING

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

Jeremiah M. Attridge
2117 Eliot Street
Denver, CO 80211

Stephen G. Smith
Assistant Attorney General
State Services Section
1525 Sherman Street, 5th Floor
Denver, Colorado 80203