

STATE PERSONNEL BOARD, STATE OF COLORADO
Case No. 2003G032

**ORDER OF THE STATE PERSONNEL BOARD DENYING COMPLAINANT'S
MOTION FOR RECONSIDERATION**

HARLEN AINSCOUGH,

Complainant,

vs.

DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, HAZARDOUS
MATERIALS & WASTE MANAGEMENT DIVISION,

Respondent.

The State Personnel Board (the "Board") met in public session on Tuesday, March 18, 2003. During this public session, the Board considered the record on appeal, including but not limited to:

1. Preliminary Recommendation of the Administrative Law Judge
2. Order of the State Personnel Board Denying Petition for Hearing
3. Complainant's Motion for Reconsideration
4. Respondent's Response to Complainant's Motion for Reconsideration

The Board voted to deny Complainant's Motion for Reconsideration.

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

Dated this _____ day of
March, 2003.

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 March, 2003, I placed true copies of the foregoing **ORDER OF THE STATE PERSONNEL BOARD DENYING COMPLAINANT'S MOTION FOR RECONSIDERATION** in the United States mail, postage prepaid, addressed as follows:

Mark A. Schwane
Colorado Federation of Public Employees
1580 Logan Street, Suite 310
Denver, CO 80203

and in the interagency mail to:

Carol M. Caesar
First Assistant Attorney General
Employment Section
1525 Sherman Street, 5th Floor
Denver, CO 80203
