

ORDER OF THE STATE PERSONNEL BOARD

JOSEPH MacDONALD,

Complainant,

vs.

DEPARTMENT OF TRANSPORTATION,

Respondent.

This matter is before the Colorado State Personnel Board ("Board") at its emergency public session held on January 22, 2007. During this public session, the Board considered the record on appeal, including but not limited to:

1. Order Granting Motion for Summary Judgment; Dismissal Order;
2. Brief on Appeal with Evidence for Case; and
3. Respondent's Answer Brief.

Based upon the Board's review and consideration,

IT IS HEREBY ORDERED that the Order Granting Motion for Summary Judgment; Dismissal Order is ADOPTED.

Dated this 29 day of
January, 2007.



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.

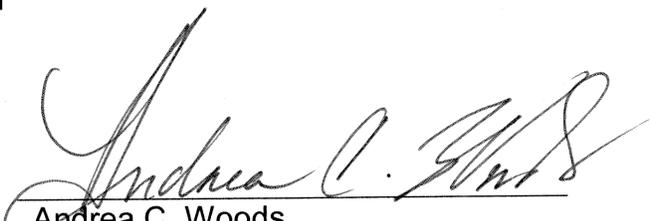
CERTIFICATE OF MAILING

This is to certify that on the 5th day of ~~January~~ ^{Feb.}, 2007, I placed true copies of the foregoing **ORDER OF THE STATE PERSONNEL BOARD**, in the United States mail, postage prepaid, addressed as follows:

Joseph MacDonald
Post Office Box 2
Silver Plume, Colorado 80476

And in interagency mail to:

Stacy L. Worthington
First Assistant Attorney General
Civil Litigation & Employment Law Section
1525 Sherman Street, 5th Floor
Denver, Colorado 80203


Andrea C. Woods