

STATE PERSONNEL BOARD, STATE OF COLORADO

Case No. 2006D002

**AMENDED ORDER OF THE STATE PERSONNEL BOARD DENYING COMPLAINANT'S
RENEWED PETITION FOR DECLARATORY ORDER**

BARRY RICE,

Petitioner,

vs.

**DEPARTMENT OF HIGHER EDUCATION, UNIVERSITY OF COLORADO AT DENVER,
AURARIA MEDIA CENTER, and AURARIA HIGHER EDUCATION CENTER,**

Respondents.

This matter is before the Colorado State Personnel Board (the "Board") at its regularly scheduled public session held on May 16, 2006. During this public session, the Board reviewed Complainant's Renewed Petition for Declaratory Order, dated April 7, 2006, and Respondent's Response to Complainant's Renewed Petition for Declaratory Order. Noting that a petition for writ of certiorari has recently been denied in this case and an order regarding the Mandate has not yet been issued by the Board and that Complainant could seek redress from the courts for the matters addressed in his petition, the Board voted to deny the petition for declaratory order.

Dated this 9th day
of June, 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 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., 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.

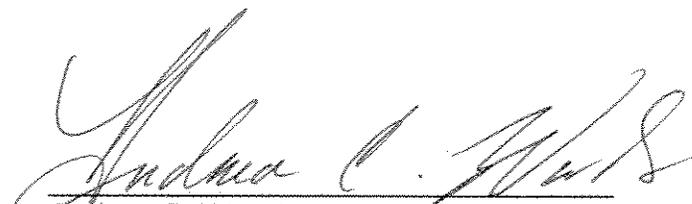
CERTIFICATE OF MAILING

This is to certify that on the 14th day of June, 2006, I placed true copies of the foregoing **AMENDED ORDER OF THE STATE PERSONNEL BOARD DENYING COMPLAINANT'S RENEWED PETITION FOR DECLARATORY ORDER** in the United States mail, postage prepaid, addressed as follows:

Nora V. Kelly, Esq.
Nora V. Kelly, P.C.
1801 Broadway, Suite 1204
Denver, Colorado 80202

and in the interagency mail to:

Christopher J. Puckett
Assistant Attorney General
Civil Litigation & Employment Law Section
1525 Sherman Street, 5th Floor
Denver, Colorado 80203


Andrea C. Woods