STATE PERSONNEL BOARD, STATE OF COLORADO
Case No. 2007G018

NOTICE OF LACK OF QUORUM

ChrisEllen WEGNER,

Complainant,

vs.

DEPARTMENT OF LABOR AND EMPLOYMENT, LABOR MARKET INFORMATION,

Respondent.

The Preliminary Recommendation of the Administrative Law Judge in the above-referenced case is before the Colorado State Personnel Board ("Board") pursuant to § 24-50-123, C.R.S. The deadline for the Board ruling on the Preliminary Recommendation of the Administrative Law Judge in this matter is January 16, 2007, and was scheduled for review at the Board's regularly scheduled public session to be held on January 16, 2007. However, there was no quorum of the Board on January 16, 2007; therefore, the Board took no action on this matter.

Pursuant to § 24-4-105(14)(b)(II), C.R.S., the Preliminary Recommendation of the Administrative Law Judge denying Complainant's petition for hearing becomes a final agency order of the Board.

Dated this 17th 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 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 18th day of January, 2007, I placed true copies of the foregoing **NOTICE OF LACK OF QUORUM** in the United States mail, postage prepaid, addressed as follows:

Nye & Associates, LLC
N. Nora Nye, Esq.
1556 Williams Street, Suite 201
Denver, Colorado 80218-1635

And in the interoffice mail to:

Eric Freund
Assistant Attorney General
Employment Section
1525 Sherman Street, 5th Floor
Denver, Colorado 80203

Andrea C. Woods