

ORDER OF THE STATE PERSONNEL BOARD

CURTIS BUTLER,

Complainant,

vs.

DEPARTMENT OF REVENUE,

Respondent.

This matter is before the Colorado State Personnel Board ("Board") at its regularly scheduled public session held on May 15, 2007. During this public session, the Board considered the record on appeal, including but not limited to:

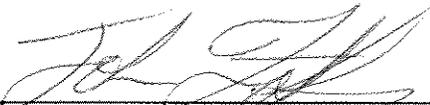
1. Order Granting Respondent's Motion to Strike and Motion to Dismiss;
2. Complainant's Opening Brief;
3. DOR's Answer Brief;
4. Complainant's Reply Brief;
5. Motion for Surreply and DOR's Surreply.

Based upon the Board's review and consideration,

IT IS HEREBY ORDERED that the Motion for Surreply and DOR's Surreply is granted and DOR's Surreply is accepted.

IT IS FURTHER ORDERED that the Order Granting Respondent's Motion to Strike and Motion to Dismiss is ADOPTED.

Dated this 17 day of
May, 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.

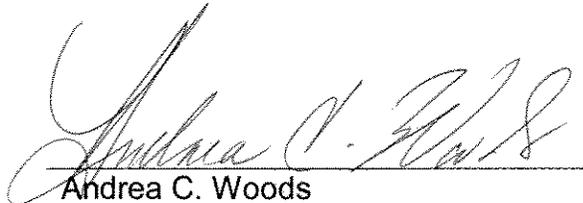
CERTIFICATE OF MAILING

This is to certify that on the 18th day of May, 2007, I placed true copies of the foregoing **ORDER OF THE STATE PERSONNEL BOARD**, in the United States mail, postage prepaid, addressed as follows:

Curtis Butler
5285 Dearborn Street
Denver, Colorado 80239

And in interagency mail to:

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


Andrea C. Woods