STATE PERSONNEL BOARD, STATE OF COLORADO
Case No. 2007G073

ORDER OF THE STATE PERSONNEL BOARD

BARBARA PRIDEMORE,

Complainant,

vs.

DEPARTMENT OF PUBLIC HEALTH & ENVIRONMENT,

Respondent.

This matter is before the Colorado State Personnel Board ("Board") at its regularly scheduled public session held on November 20, 2007. 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. Complainant's Objection to Preliminary Recommendation of ALJ, and Request for a Hearing Without Limiting the Hearing Issues;
3. Respondent's Response to Complainant's Objection to Preliminary Recommendation of ALJ, and Request for a Hearing Without Limiting the Hearing Issues;
4. Complainant's Request for Oral Argument.

Based upon the Board's review and consideration,

IT IS HEREBY ORDERED that Complainant's Objection to Preliminary Recommendation of ALJ, and Request for a Hearing Without Limiting the Hearing Issues; Respondent's response thereto; and Complainant's Request for Oral Argument are stricken from the record as untimely and not permitted under Board rules.

IT IS FURTHER ORDERED that the Preliminary Recommendation of the Administrative Law Judge is adopted and the petition for hearing is **GRANTED** solely on the issue of whether Respondent violated its internal grievance procedure, "Professional Conduct."

Dated this 23rd day of November, 2007.

Rich Djokic, Board Chair
State Personnel Board
633 17th Street, Suite 1320
Denver, Colorado 80202-3604

CERTIFICATE OF MAILING

This is to certify that on the 23 day of November, 2007, I placed true copies of the foregoing **ORDER OF THE STATE PERSONNEL BOARD** in the United States mail, postage prepaid, addressed as follows:

Teresa Zoltanski
Colorado Federation of Public Employees
1580 Logan Street, Suite 310
Denver, Colorado 80203

And in interagency mail to:

Eric Freund
Assistant Attorney General
Civil Litigation and Employment Section
1525 Sherman Street, 5th Floor
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Linda Whitaker