STATE PERSONNEL BOARD, STATE OF COLORADO
Case No. 2008G017

ORDER OF THE STATE PERSONNEL BOARD GRANTING PETITION FOR HEARING

GARY MASON,

Complainant,

vs.

DEPARTMENT OF HUMAN SERVICES, COLORADO MENTAL HEALTH INSTITUTE AT PUEBLO,

Respondent.

This matter is before the Colorado State Personnel Board ("Board") at its regularly scheduled public session held on December 18, 2007. During this public session, the Board considered the record on appeal, including but not limited to, the Preliminary Recommendation of the Administrative Law Judge and Respondent's Motion to Recuse Board Member Robert Thompson.

Based upon the Board's review and consideration,

IT IS HEREBY ORDERED that Respondent's Motion to Recuse Board Member Robert Thompson is granted.

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 the Memorandum of Expectation issued to Complainant was a violation of the Whistleblower Act.

Rich Djokic

Dated this 20th day of December, 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 20th day of December, 2007, I placed true copies of the foregoing **ORDER OF THE STATE PERSONNEL BOARD GRANTING PETITION FOR HEARING** in the United States mail, postage prepaid, addressed as follows:

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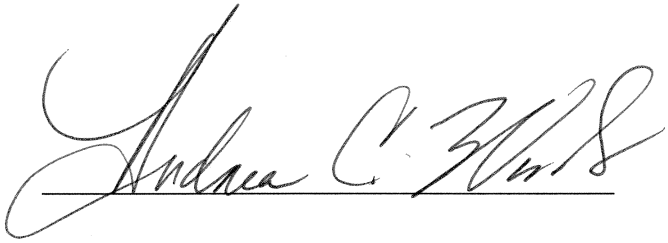
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