STATE PERSONNEL BOARD, STATE OF COLORADO
Case No. 2005G096

ORDER OF THE STATE PERSONNEL BOARD GRANTING PETITION FOR HEARING

WILLIAM J. KABERLEIN,

Complainant,

vs.

DEPARTMENT OF LABOR AND EMPLOYMENT, UNEMPLOYMENT INSURANCE,

Respondent.

This matter is before the Colorado State Personnel Board ("Board") at its regularly scheduled public session held on November 15, 2005. During this public session, the Board considered the following, including but not limited to, the Preliminary Recommendation of the Administrative Law Judge.

Based upon the Board's review and consideration,

IT IS ORDERED THAT, pursuant to Board Rule B-51B(A), the Department of Personnel and Administration's Motion to Limit the Issue at Hearing or, in the Alternative, to Intervene, not be accepted for review by the Board.

It appears that in accordance with section 24-4-105(4), C.R.S., and C.R.C.P. 42, the above referenced case should be consolidated with *Redden v. Department of Labor and Employment, Unemployment Insurance*, State Personnel Board case number 2005B094, under case number 2005B094(C), on the basis that they involve the same series of transactions and common questions of fact and law, which, in the interests of efficiency and judicial economy, should be heard in the same proceeding.

THEREFORE, IT IS FURTHER ORDERED that the parties show cause, in writing, why the above referenced case and *Redden v. Department of Labor and Employment, Unemployment Insurance*, State Personnel Board case number 2005B094, should not be consolidated under case number **2005B094(C).** The parties' responses are due on or before **November 30, 2005,** to be ruled on by the assigned Administrative Law Judge(s). Failure to file a timely response will result in the matters being consolidated.

IT IS HEREBY ORDERED that the Preliminary Recommendation of the Administrative Law Judge be adopted, and that the petition for hearing be **GRANTED**.

Dated this _____ day of November, 2005.

_____
John Zakhem, Board Chair
State Personnel Board
633 17th Street, Suite 1320
Denver, Colorado 80202-3604

CERTIFICATE OF MAILING

This is to certify that on the _____ day of November, 2005, 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:

William J. Kaberlein
[redacted]

And in interagency mail to:

Jill M. M. Gallet
[redacted]

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