STATE PERSONNEL BOARD, STATE OF COLORADO
Case No. 2005S009

ORDER OF THE STATE PERSONNEL BOARD DENYING PETITION FOR HEARING

KEN McCUTCHEON,

Complainant,

vs.

DEPARTMENT OF CORRECTIONS,

Respondent.

This matter is before the Colorado State Personnel Board ("Board") at its regularly scheduled public session held on May 17, 2005. Having reviewed the Preliminary Recommendation of the Administrative Law Judge in this matter, and based on such review and being further advised in the premises,

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

Dated this _____ day of
May, 2005.

_____
John Zakhem
Board Chair
State Personnel Board
1120 Lincoln Street, Suite 1420
Denver, Colorado 80203

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. (2004), as provided in Section 24-50-125.4(3), C.R.S. (2004).

In the event the decision is appealed, the Board requests that a copy of the Notice of Appeal filed with the Court of Appeals also be filed with the State Personnel Board at: 1120 Lincoln Street, Suite 1420, Denver, CO 80203. Such will aide in the timely preparation of the record.

CERTIFICATE OF MAILING

This is to certify that on the _____ day of May, 2005, I placed true copies of the foregoing **ORDER OF THE STATE PERSONNEL BOARD DENYING PETITION FOR HEARING** in the United States mail, postage prepaid, addressed as follows:

Ken McCutcheon
[redacted]

And by interagency mail to:

Eric W. Freund
[redacted]

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