

**ORDER OF THE STATE PERSONNEL BOARD**

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**JOSEPH MACDONALD,**

Complainant,

vs.

**DEPARTMENT OF TRANSPORTATION,**

Respondent.

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This matter is before the Colorado State Personnel Board ("Board") at its regularly scheduled public session held on October 16, 2007. During this public session, the Board considered the record on appeal, including but not limited to:

1. Respondent's Motion to Stay;
2. Complainant's Objection to CDOT's Motion to Stay This Case;
3. Response to Objection to CDOT's Motion to Stay This Case.

Based upon the Board's review and consideration,

IT IS HEREBY ORDERED that the Motion to Stay is denied.

Dated this 26<sup>th</sup> day of  
October, 2007.

  
Rich Djokic, 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 26 day of October, 2007, I placed true copies of the foregoing **ORDER OF THE STATE PERSONNEL BOARD**, in the United States mail, postage prepaid, addressed as follows:

Joseph P. MacDonald

[REDACTED]

and in the interagency mail, to:

Joseph F. Haughain

[REDACTED]

[REDACTED]