

**ORDER OF THE STATE PERSONNEL BOARD**

---

**GAY LUJAN,**

Complainant,

vs.

**DEPARTMENT OF HUMAN SERVICES, DIVISION OF YOUTH CORRECTIONS,**

Respondent.

---

This matter is before the Colorado State Personnel Board ("Board") at its regularly scheduled public session held on June 16, 2009. During this public session, the Board considered the record on appeal, including but not limited to:

1. Amended Initial Decision of the Administrative Law Judge;
2. Complainant's Opening Brief;
3. Respondent's Opening Brief Appealing the Award of Back Pay in the Initial Decision of the ALJ;
4. Complainant's Answer Brief;
5. Respondent's Answer Brief;
6. Complainant's Reply to Respondent's Answer Brief;
7. Respondent's Reply Brief.

Based upon the Board's review and consideration,

IT IS HEREBY ORDERED that Complainant's request for oral argument is denied.

IT IS FURTHER ORDERED that the findings of fact and conclusions of law in the Amended Initial Decision of the Administrative Law Judge are adopted, and that the Amended Initial Decision of the Administrative Law Judge is adopted and made an Order of the Board.

Dated this 18<sup>th</sup> day of  
June, 2009.

  
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 19<sup>th</sup> day of June, 2009, I placed true copies of the foregoing **ORDER OF THE STATE PERSONNEL BOARD**, in the United States mail, postage prepaid, addressed as follows:

Nora V. Kelly, Esquire



and in the interagency mail, to:

Eric W. Freund



Andrea C. Woods