

**ORDER OF THE STATE PERSONNEL BOARD DENYING PETITION FOR HEARING**

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**RICK DAWSON,**

Complainant,

vs.

**DEPARTMENT OF HEALTH CARE POLICY & FINANCING,**

Respondent.

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This matter is before the Colorado State Personnel Board ("Board") at its regularly scheduled public session held on June 15, 2010. During this public session, the Board considered the Preliminary Recommendation of the Administrative Law Judge.

Based upon the Board's review and consideration of the Preliminary Recommendation, the Board finds there is an insufficient basis to uphold the Preliminary Recommendation of the Administrative Law Judge.

IT IS HEREBY ORDERED that the Preliminary Recommendation of the Administrative Law Judge is rejected and the petition for hearing is **DENIED**. The Board Director is directed to bring Complainant's issues regarding posting of vacancies and the use of employment lists to fill job vacancies to the meetings of the partnership, set up by Executive Order D 028 07, between the certified employee organizations, the Department of Personnel and Administration, the Governor's Office, and the Board Director, in order that such issues are addressed in the context of revisions to Chapter 4 of the state personnel system rules.

Dated this 16<sup>th</sup> day of  
June, 2010.



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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 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., 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**

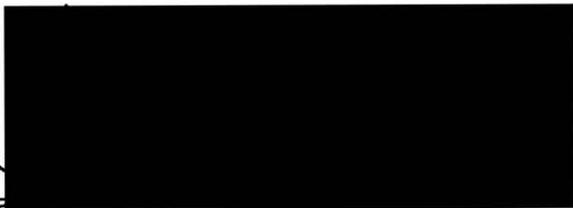
This is to certify that on the 14<sup>th</sup> day of **June, 2010**, I electronically served true copies of the foregoing **ORDER OF THE STATE PERSONNEL BOARD DENYING PETITION FOR HEARING**, addressed as follows:

Rick Dawson



Joseph F. Haughain



  
  
Andrea C. Woods