

STATE PERSONNEL BOARD, STATE OF COLORADO
Case No. 2015S033

ORDER OF THE STATE PERSONNEL BOARD DENYING PETITION FOR HEARING

DAVID XU
Complainant,

vs.

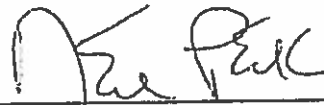
DEPARTMENT OF TRANSPORTATION,
Respondent.

This matter is before the Colorado State Personnel Board ("Board") at its regularly scheduled public session held on October 20, 2015. 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 a sufficient basis to uphold the Preliminary Recommendation of the Administrative Law Judge to deny the petition for hearing.

IT IS HEREBY ORDERED that the Preliminary Recommendation of the Administrative Law Judge is adopted, and that the petition for hearing is **DENIED** and the matter will be referred to the Director of Personnel to determine if any further action is required.

Dated this 23rd day
Of October, 2015.



Neil Peck, Board Chair
State Personnel Board
1525 Sherman Street, 4th Floor
Denver, CO 80203

NOTICE OF APPEAL

1. To abide by the decision of the State Personnel Board; or
2. To appeal this decision to the Colorado Court of Appeals within 49 days pursuant to Section 24-50-125.4(3), C.R.S., in the method described at Section 24-4-106(11), C.R.S., and in accordance with applicable Colorado Appellate Rules.

In the event this decision is appealed, the party filing the appeal with the Court of Appeals must name in the appeal and serve such appeal upon the State Personnel Board and all other parties who have appeared as parties to this action. See Section 24-4-106(11)(d), C.R.S. The State Personnel Board can be served at: 1525 Sherman Street, 4th Floor, Denver, Colorado 80203.

CERTIFICATE OF MAILING

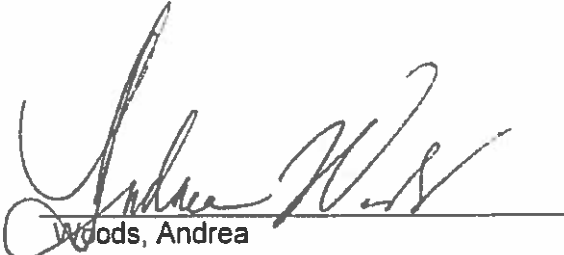
This is to certify that on the 23rd day of October 2015, I electronically served a true copy of the foregoing ORDER OF THE STATE PERSONNEL BOARD DENYING PETITION FOR HEARING AND REFERRAL TO STATE PERSONNEL DIRECTOR as follows:

David Xu

~~1525 Sherman Street, 4th Floor
Denver, Colorado 80203
State Personnel Board~~

Eric Freund
Senior Assistant Attorney General
1300 Broadway Street, 10th Floor
Denver, CO 80203
Eric.freund@state.co.us

Director of Personnel
Appeals Unit
1525 Sherman Street, 2nd Floor
Denver, CO 80203



Woods, Andrea