

STATE PERSONNEL BOARD, STATE OF COLORADO
Case No. 2017G008

ORDER OF THE STATE PERSONNEL BOARD DENYING IN PART AND GRANTING IN
PART THE PETITION FOR HEARING

MARY WHITFIELD
Complainant,

vs.


DEPARTMENT OF HUMAN SERVICE, COLORADO STATE VETERAN'S HOME AT
FITZSIMONS,
Respondent.

This matter is before the Colorado State Personnel Board ("Board") at its regularly scheduled meeting held on March 21, 2017. During this public session, the Board considered the Preliminary Recommendation of the Administrative Law Judge.

Based upon its 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 on the claim of discrimination on the basis of race and grant a hearing for claims of retaliation in violation of the Whistleblower Act and the Colorado Anti-Discrimination Act.

IT IS HEREBY ORDERED that the Preliminary Recommendation of the Administrative Law Judge is adopted, and that the petition for hearing is **DENIED** on the claim of discrimination and **GRANTED** on the claim of retaliation in violation of the Whistleblower Act and the Colorado Anti-Discrimination Act.

Dated this 21st day
Of March, 2017.



Neil Peck, 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 21st day of March, 2017, I electronically served a true copy of the foregoing **ORDER OF THE STATE PERSONNEL BOARD DENYING IN PART AND GRANTING IN PART THE PETITION FOR HEARING** as follows:

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