

PA. 2/10.10/1998

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STATE OF COLORADO

STATE PERSONNEL BOARD

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Roy Romer
Governor

State Employee Protection Act Annual Report of State Personnel Board July 1, 1997 through June 30, 1998

Report to the General Assembly and Governor Romer pursuant
to section 24-50.5-107, C.R.S. (1997)

Mark Bunch v. Department of Corrections, case no. 96B031
Opened: 9/12/95; Closed 11/12/97

The State Personnel Director found no reasonable basis to credit the retaliation claims following investigation.

A lengthy hearing was conducted by an administrative law judge on behalf of the State Personnel Board. The administrative law judge affirmed the disciplinary action imposed on the employee and found no retaliation. That decision has become final.

Michael Law v. University of Colorado at Boulder, case no. 97B059 (C)
Opened: 11/18/96; Closed 11/12/97

The State Personnel Director found no reasonable basis to credit the retaliation claims following investigation.

The case was dismissed upon the employee's request. The employee stated an intent to pursue the matter in federal court.

Robert Tuttle v. Department of Corrections, case no. 97B145
Opened: 5/15/97; Closed: 2/10/98

The employee waived the investigation by the State Personnel Director.

A hearing was conducted by an administrative law judge on

behalf of the State Personnel Board. The administrative law judge affirmed the disciplinary action imposed on the employee and found no retaliation. That decision has become final.

Robert Gusich v. Department of Corrections, case no. 97B140(C)
Opened: 5/7/97

The State Personnel Director found no reasonable basis to credit the retaliation claims following investigation.

The case is currently set for hearing. The parties recently requested, and were granted, a continuance of the hearing.

Richard Siani v. University of Colorado at Boulder, case no. 97B012(C)
Opened: 8/9/96; Closed 11/15/97

The State Personnel Director found no reasonable basis to credit the retaliation claims following investigation.

The case was dismissed pursuant to the employee's request. The employee stated an intent to pursue the matter in federal court.

Brenda Hume v. Department of Corrections, case no. 97B075
Opened: 12/2/96; Closed: 5/26/98

The State Personnel Director found no reasonable basis to credit the retaliation claims following investigation.

The employee was discharged for alleged unsatisfactory performance during her probationary period. The employee's petition for a discretionary hearing was denied by the State Personnel Board.

Lisa Solomon v. Department of Revenue, case no. 97G020
Opened: 9/9/96; Closed: 10/30/97

The State Personnel Director found no reasonable basis to credit the retaliation claims following investigation.

The employee's petition for a discretionary hearing was denied by the State Personnel Board.

Helen Johnson-Wilburn v. Department of Regulatory Agencies,
case no. 97G025

Opened: 9/30/96; Closed: 5/26/98

The State Personnel Director found no reasonable basis to credit the retaliation claims following investigation.

The employee's petition for a discretionary hearing was denied by the State Personnel Board.

Garfield Olmsted v. Department of Revenue, case no. 97B116(C)
Opened: 2/26/97

The employee waived the investigation by the State Personnel Director.

After a hearing, an administrative law judge found that respondent did retaliate against complainant due to his disclosure of information. The agency's appeal to the State Personnel Board was dismissed due to failure to file a brief. The Personnel Board issued its order June 15, 1998. The case remains open to consider the issue of the amount of attorney fees awarded to complainant.

Ronald McCully v. Pikes Peak Community College, case no. 98B067
Opened: 12/11/97

The State Personnel Director found no reasonable basis to credit the retaliation claims following investigation.

This case is currently set for hearing before an administrative law judge. The employee's request for a continuance was recently granted.

Sean Gallagher v. University of Northern Colorado, case no 98G014

Opened: 7/31/97; Closed: 2/28/98

The State Personnel Director found no reasonable basis to credit the retaliation claims following an investigation.

The case was dismissed at the employee's request. The employee chose to pursue this matter in district court.