

# **State Personnel Board Annual Whistleblower Report To the Governor**

**July 1, 2016, through June 30, 2017**

**Pursuant to State Employee Protection (Whistleblower) Act,  
§ 24-50.5-107, C.R.S.**

## **FY 12-13 Case<sup>1</sup>**

**Arthur Robinson v. University of Colorado Denver, Information Technology Services, 2012B131 – *No finding of a violation of Colorado’s whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On October 23, 2014 the Board issued an Order adopting Initial Decision of ALJ.
- On October 31, 2014 Notice of Appeal filed by Complainant with Court of Appeals.
- November 30, 2015 Court of Appeals issued an opinion affirming Board Order.
- Petition for Writ of Certiorari filed with the State Supreme Court March 3, 2016.
- March 8, 2016 Complainant requested an extension of time to pay filing fees.
- March 17, 2016 Court of Appeals granted extension to April 4, 2016 to pay filing fees.
- On August 8, 2016, Mandate issued by Court of Appeals affirming the Board.

## **FY 15-16 Cases<sup>2</sup>**

**Douglas Schreffler v. Department of Revenue, Division of Motor Vehicles, 2015B067 - *No finding of a violation of Colorado’s whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On February 23, 2015, Complainant filed an appeal alleging the termination of his employment was discriminatory based on disability, gender, religion, gun ownership and also claimed retaliation for reports he made to OSHA and EEOC in violation of the Whistleblower Act.
- On March 10, 2015 Complainant filed a Waiver of CCRD Investigation and Request to Proceed Directly to the Board.
- Following the Board’s receipt of Respondent’s response to the Whistleblower Complaint, the matter was set for preliminary review.
- Evidentiary hearing set for July 24, 2015.
- August 12, 2015 Initial Decision issued by the ALJ affirming Respondent’s disciplinary action.
- January 19, 2016 Initial Decision reviewed by State Personnel Board on appeal.
- Order issued by the Board February 19, 2016 adopting findings of facts and conclusions of law in the Initial Decision issued by the ALJ.

---

<sup>1</sup> This matter remained open during FY 16-17.

<sup>2</sup> These matters remained open during FY 16-17.

- Motion for More Time to File filed by Complainant with Court of Appeals on November 16, 2016.
- Court of Appeals issued Order Denying Motion for More Time to File and Dismissing Appeal on January 6, 2017.
- Mandate issued by Court of Appeals February 27, 2017 Dismissing Appeal with Prejudice.

**Bryan L. Friberg, Sr. v. University of Colorado Boulder, Housing and Dining Services, 2015B077 - *This case did not go to hearing regarding a violation of Colorado’s whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On March 6, 2015, Complainant filed an appeal alleging termination of his employment was discriminatory based on disability, political affiliation, religion, veteran status and “other-participation in Army Reserves” as well retaliation in violation of the Whistleblower Act for disclosures made regarding nepotism and violations of USERRA.
- Following the Board’s receipt of Respondent’s response to the Whistleblower Complaint, the matter was set for preliminary review.
- January 20, 2016 Notice of Evidentiary Hearing was issued by the ALJ scheduling the hearing for September 28, 2016.
- Joint Motion to Dismiss filed by parties on August 25, 2016 for settlement.
- Order Granting Joint Motion to Dismiss issued by ALJ August 25, 2016.

**Joe Chacon v. Department of Corrections, 2016B009 – *This case did not go to hearing regarding a violation of Colorado’s whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On August 6, 2015, Complainant filed an appeal regarding a forced or coerced resignation due to his filing complaints of harassment, a violation of the Whistleblower Act, and additionally claimed discrimination based on disability, sexual harassment and race/color.
- On August 24, 2015, referred to Colorado Civil Rights Commission (CCRD) for investigation.
- August 24, 2015 Referral to Agency for Response to Whistleblower issued by ALJ.
- No Probable Cause Finding issued by CCRD June 7, 2016.
- August 25, 2016 Notice of Commencement of Hearing issued by the ALJ.
- October 6, 2016 Amended Notice of Commencement issued by the ALJ.
- Stipulated Motion to Dismiss issued October 19, 2016.
- Order Granting Stipulated Motion to Dismiss issued by ALJ October 20, 2016.

**Damian Macias v. University of Northern Colorado, 2016B021 – *This case has not gone to hearing regarding a finding of a violation of Colorado’s whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On October 15, 2015, Complainant filed an appeal regarding his termination from employment in retaliation for disclosures he made concerning non-supervisors and non-appointing authorities receiving confidential personal, protected health, or professionally sensitive information, a violation of the Whistleblower Act. Additionally he filed discrimination based on age, disability, organizational membership and race or color.

- October 21, 2015, Referral to Agency for Response to Whistleblower Complain issued by ALJ.
- November 10, 2015, complaint referred to Colorado Civil Rights Commission (CCRD) for investigation.
- July 18, 2016 No Probable Cause Opinion issued by CCRD.
- April 11, 2017 Motion for Extension of Time for Discovery filed by Complainant.
- Order Granting Motion for Extension of Time issued by ALJ April 11, 2017.
- June 7, 2017 ALJ issued Order Granting Motion to reschedule hearing to September 18-21, 2017.

**Zachary Goldschmidt v. Front Range Community College, 2016B064** – *This case did not go to hearing regarding a violation of Colorado’s whistleblower statute, § 24-50.5-101, et seq., C.R.S.*

- On March 15, 2016, Complainant filed an appeal regarding a six-month pay reduction in retaliation for his reporting a Title IX violation for alcohol in the work place and inappropriate touching of another employee, in violation of the Whistleblower Act.
- April 22, 2016 Referral to Agency for Response to Whistleblower Complaint issued by ALJ.
- Respondent’s Response to Whistleblower Complaint filed June 6, 2016.
- June 16, 2016 Notice of Commencement and Prehearing Conference issued by ALJ.
- June 21, 2016 ALJ granted Unopposed Motion to Continue the Commencement and Prehearing Conference Date.
- Order of Dismissal issued by ALJ on August 5, 2016.

**Laura Saurini v. Department of Corrections, 2016B075** – *This case has not yet gone to hearing regarding a violation of Colorado’s whistleblower statute, § 24-50.5-101, et seq., C.R.S.*

- On March 15, 2016, Complainant appealed separation from her employment due to exhaustion of FML in retaliation for her disclosures of malpractice and ethical issues, a violation of the Whistleblower Act.
- May 20, 2016 the ALJ issued a Referral to Agency for Response to Whistleblower complaint.
- Notice of Commencement and Prehearing Order issued by ALJ on July 15, 2016.
- Order setting Prehearing Conference issued December 21, 2016.
- Unopposed Motion to Continue Hearing filed January 9, 2017.
- Order Rescheduling Evidentiary Hearing and Prehearing Statement Deadline issued by ALJ January 19, 2017.
- Order Scheduling Additional Dates for Evidentiary Hearing issued by ALJ June 23, 2017.

**Thao Le Beil v. Colorado State University, 2016B085 – *This case did not go to hearing regarding a violation of Colorado’s whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On May 27, 2016, Complainant filed an appeal of wrongful termination of her employment for unauthorized absence was in retaliation for her disclosure of fraudulent behavior and misrepresentation by a manager, a violation of the Whistleblower Act.
- June 22, 2016 the ALJ issued a Referral to Agency for Response to Whistleblower complaint.
- August 9, 2016 Notice of Receipt of Whistleblower Complaint Response and Notice of Commencement and Prehearing Order issued by ALJ.
- Order granting Unopposed Motion to Dismiss granted by ALJ August 24, 2016.

**Bernard Whitney v. Department of Human Services, 2015G061 – *No finding of a violation of Colorado’s whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On December 29, 2014, Complainant filed a petition for hearing regarding his termination from probationary employment approximately 12 days before the probationary period was to expire, in retaliation for concerns he raised regarding inappropriate practices of HR Generalists in the Southern District, a violation of the Whistleblower Act.
- Following the Board’s receipt of Respondent’s response to the Whistleblower Complaint, the matter was set for preliminary review.
- On June 3, 2015, the ALJ issued a Preliminary Recommendation recommending that a hearing be granted.
- On June 17, 2015 the Board the Board issued an Order granting petition for hearing.
- January 28, 2016 Notice of Hearing issued by ALJ.
- August 22, 2016 Initial Decision issued by ALJ affirming disciplinary actions of Respondent.
- September 19, 2016 Complainant appealed Initial Decision.
- Order to Show Cause issued to Complainant December 13, 2016 as to why appeal should not be dismissed for failure to follow Board Rules.
- January 23, 2016 ALJ issued Order Dismissing Complainant’s Appeal of the ALJ’s Initial Decision to the State Personnel Board.

**Scott Grover v. Department of Corrections, 2015G0110 - *This case did not go to hearing regarding a violation of Colorado’s whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On June 10, 2015, Complainant filed a petition for hearing alleging retaliation in violation of the Whistleblower Act for disclosures he made about unauthorized work being performed at the Arkansas Valley Correctional Facility pistol range.
- Following the Board’s receipt of Respondent’s response to the Whistleblower Complaint, the matter was set for preliminary review.
- September 14, 2015, Order of Dismissal issued by ALJ for failure to timely file an Information Sheet.
- Order Denying Motion by Complainant for reconsideration issued September 24, 2016
- February 12, 2016 Designation of Record filed with Court of Appeals.

- August 22, 2016 Stipulated Motion to Dismiss with Prejudice due to settlement filed by Respondent-Appellee.
- September 6, 2016 Mandate issued by Court of Appeals dismissing appeal with prejudice.

**Matthew Saldana v. Department of Human Services, 2016G006 – *No finding of a violation of Colorado’s whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On July 15, 2015, Complainant filed a petition for hearing regarding a six month pay reduction in retaliation for his disclosure of the Center’s receipt of payments for a non-Medicaid approved client, a violation of the Whistleblower Act. He additionally claimed sexual harassment. On November 17, 2015, a second appeal was filed for termination due to retaliation for the same disclosure. The cases were consolidated.
- December 22, 2015, charges filed with CCRD.
- October 19, 2016 No Probable Cause finding issued by CCRD.
- Notice of Commencement issued December 1, 2016.
- Initial Decision of the ALJ issued June 29, 2017 affirming disciplinary actions of Respondent.

**Scott Grover v. Department of Corrections, 2016G034 - *This case did not go to hearing regarding a violation of Colorado’s whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On September 16, 2015, Complainant filed a petition for hearing regarding the final agency decision on a grievance he filed as well as ongoing retaliation and harassment for his reporting unauthorized work at the correctional facility pistol range, in violation of the Whistleblower Act.
- February 26, 2016 a Preliminary Recommendation was issued by the ALJ to grant the petition for hearing.
- March 17, 2016 Order of the Board adopted the recommendation to grant a hearing.
- June 17, 2016 a Notice of Settlement and Motion to Stay Deadlines was filed.
- Order granting unopposed Motion to Dismiss for settlement issued August 31, 2016

**Seth Downs v. Department of Labor and Employment, 2016G040 - *This case did not go to hearing regarding a violation of Colorado’s whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On September 21, 2015, Complainant filed a petition for hearing regarding his involuntary transfer and for harassment and discrimination in retaliation for his questioning the legality of procedures and reporting violations to authorities, in violation of the Whistleblower Act.
- Preliminary Recommendation to grant hearing issued March 29, 2016.
- April 19, 2016 Order of Board adopting Preliminary Recommendation.
- Notice of Hearing and Prehearing Order issued April 21, 2016 setting hearing for July 14, 2016.
- July 14, 2016 unopposed Motion to Dismiss for settlement filed.
- July 18, 2016 Order granting unopposed Motion to Dismiss issued by ALJ.

**Sandra Vargas v. Department of Personnel and Administration, 2016G068 - *This case did not go to hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On March 2, 2016, Complainant filed a petition for hearing regarding a final grievance decision from the appointing authority as well as harassment and retaliation, in violation of the Whistleblower Act.
- March 15, 2016 a discrimination claim was filed with Colorado Civil Rights Commission (CCRD)
- March 15, 2016 Whistleblower claim referred to the respondent agency for response.
- October 27, 2016, no probable cause opinion issued by CCRD.
- (Amended) Preliminary Recommendation issued February 2, 2017 to deny the petition for hearing.
- Board Order issued February 22, 2017 adopting the recommendation to deny the petition for hearing.

**Rosendo Majano v. Department of Public Health, 2016G079 - *This case did not go to hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On March 30, 2016, Complainant filed a petition for hearing regarding a final grievance decision from the appointing authority as well as discrimination and a hostile work environment, and a corrective action he received in retaliation for reporting unethical behavior, negligence and questionable procedures, in violation of the Whistleblower Act.
- April 19, 2016 a charge of discrimination was filed with Colorado Civil Rights Division (CCRD).
- April 19, 2016 Whistleblower claim referred to the respondent agency for response.
- November 8, 2016 no probable cause opinion issued by CCRD.
- (Amended) Preliminary Recommendation issued February 2, 2017 to deny the petition for hearing.
- Board Order issued February 22, 2017 adopting the recommendation to deny the petition for hearing.

**Kate Russell v. Department of Public Health, 2016G082 - *This case did not go to hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On April 18, 2016, Complainant filed a petition for hearing regarding a memo of expectations she received in retaliation for her disclosures about unprofessional conduct of a "favored" employee, in violation of the Whistleblower Act.
- May 5, 2016 Whistleblower claim referred to the respondent agency for response.
- June 20, 2016, a Notice of Preliminary Review issued by ALJ.
- July 25, 2016, Order of Dismissal issued by ALJ for abandonment.

**Jonathon Handy v. Department of Agriculture, 2016G092 - *This case did not go to hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On May 20, 2016, Complainant filed a petition for hearing regarding a final grievance decision from the appointing authority as well as retaliation for his reporting of the agency's leadership involving systematic waste of public funds and abuse of authority, in violation of the Whistleblower Act.
- June 8, 2016 Referral to Agency for Response to Whistleblower Complaint issued by the ALJ.
- July 28, 2016, Notice of Preliminary Review issued.
- Preliminary Recommendation to deny the petition for hearing issued September 15, 2016 by ALJ.
- Board Order adopting recommendation to deny the petition for hearing issued October 19, 2016.

**Tammy Chapman v. Department of Revenue, 2016G094 - *This case did not go to hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On May 23, 2016, Complainant filed a petition for hearing regarding the termination of her probationary employment in retaliation for her participation in a dispute resolution process and retaliation for her claims of abuse of authority in the performance management process, in violation of the Whistleblower Act.
- June 9, 2016 Referral to Agency for Response to Whistleblower Complaint issued by ALJ.
- July 26, 2016 Notice of Preliminary Review issued by ALJ.
- Preliminary Recommendation to grant the petition for hearing issued by ALJ on October 5, 2016.
- October 19, 2016 Board Order issued adopting recommendation to grant the petition for hearing.
- Motion from Complainant to withdraw and dismiss appeal filed June 1, 2017.
- Order from ALJ granting motion for Complainant to withdraw and dismiss the appeal with prejudice issued June 5, 2017.

**Larry Madrid v. Department of Corrections, 2016G096 - *This case did not go to hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On June 3, 2016, Complainant filed a petition for hearing claiming his transfer to another correctional facility as an arbitrary and capricious exercise of the DOC's discretion and part of a pattern of ongoing harassment and retaliation for his disclosures in an OIG investigation of the misconduct of two DOC officials, in violation of the Whistleblower Act.
- June 22, 2016 Referral to Agency for Response to Whistleblower Complaint issued by the ALJ.
- Preliminary Recommendation to deny the petition for hearing issued by ALJ on November 1, 2016.
- November 17, 2016, Order issued by the Board rejecting the recommendation of the ALJ and granting petition for hearing.

- Unopposed Motion to Dismiss filed April 6, 2017 based on a settlement agreement.
- April 10, 2017, Order issued by ALJ granting unopposed motion to dismiss based on settlement.

**Sandra Vargas v. Department of Personnel and Administration, 2016S041 - *This case did not go to hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On June 20, 2016, Complainant filed a petition for hearing regarding non-selection, alleging discrimination and claiming retaliation for an undefined Whistleblower claim.
- June 30, 2016 a Request for Additional Information regarding Whistleblower Complaint was issued by the ALJ.
- July 14, 2016 Order of Dismissal of Whistleblower Claim issued by ALJ.
- December 2, 2016 Waiver of CCRD investigation and Notice of Preliminary Review issued.
- Order of Dismissal issued by ALJ January 6, 2017 for abandonment.

### **FY 16-17 Cases** (July 1, 2016-June 31, 2017)

**Don McAdams v. Department of Labor and Employment, 2017B005 - *This case did not go to hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On August 1, 2016, Complainant filed an appeal regarding a disciplinary suspension and claiming a campaign of harassment and discrimination in retaliation for his disclosure of abuse of authority, in violation of the Whistleblower Act.
- June 30, 2016 a Request for Additional Information regarding Whistleblower Complaint was issued by the ALJ.
- August 18, 2016 referred to agency for response to Whistleblower complaint.
- September 12, 2016, ALJ issued an order granting respondent's request to dismiss Whistleblower claim for failure to state a claim.
- October 24, 2016, ALJ issued an Order to Show Cause why case should not be dismissed for abandonment.
- November 30, 2016 ALJ issued an Order denying complainant's request for an indefinite stay.
- December 1, 2016 Order of Dismissal with prejudice issued by ALJ.



**Vicki Armstrong v. Department of Human Services, 2017B016 - *This case has not gone to hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On September 23, 2016, Complainant filed an appeal regarding a disciplinary termination, age and religious discrimination and undefined claims of retaliation, in violation of the Whistleblower Act.
- September 27, 2016 referred to agency for response to Whistleblower complaint.
- Waiver of Colorado Civil Rights Commission (CCRD) investigation and notice of commencement issued by ALJ on November 21, 2016.
- January 1, 2017, ALJ granted a motion from Complainant for an extension of time.
- Amended Notice of Commencement and Prehearing Schedule issued by ALJ on March 3, 2017.
- Procedural Order setting evidentiary hearing for August 1-2, 2017.

**Felicia Brooks v. Department of Corrections, 2017B047 - *This case has not gone to hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On February 27, 2017, Complainant filed an appeal regarding a reduction in pay and harassment and unlawful discrimination in retaliation for her disclosures, in violation of the Whistleblower Act.
- March 20, 2017 referral to agency for response to Whistleblower claim.
- Respondent's response to Whistleblower claim filed May 4, 2017.
- May 30, 2017 Notice of Settlement Conference issued to parties scheduling conference for June 27, 2017.

**Alina Martinez v. Department of Personnel and Administration, 2017B050 - *This case did not go to hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On March 9, 2017, Complainant filed an appeal regarding a forced resignation and discrimination based on sexual orientation and unclear claims of violation of the Whistleblower Act.
- March 20, 2017 a Request for Additional Information was issued by the ALJ regarding the forced resignation.
- Order dismissing claim of forced resignation issued by ALJ on March 31, 2017.
- Request for Additional Information regarding the Whistleblower claim was ordered by the ALJ on May 2, 2017.
- Order issued by ALJ May 18, 2017 dismissing Whistleblower claim.

**Lance Hughes v. Department of Human Services, 2017B054 - *This case did not go hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On March 22, 2017, Complainant filed an appeal regarding a disciplinary termination, and retaliation for disclosures he made regarding asbestos abatement, in violation of the Whistleblower Act.
- March 29, 2017, referral made to agency for response to Whistleblower claim.
- May 19, 2017 Respondent filed Unopposed Motion to Dismiss.
- Order dismissing the appeal issued by the ALJ on May 24, 2017.

**Dean Hawkinson v. Department of Human Services, 2017B055 - *This case has not gone hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On March 24, 2017, Complainant filed an appeal regarding an arbitrary and capricious termination, age discrimination and retaliation for disclosures he made regarding understaffing at the youth corrections facility and mismanagement, in violation of the Whistleblower Act.
- Referred to agency for response to Whistleblower claim on April 3, 2017.
- April 25, 2017 Complainant filed a waiver for Colorado Civil Rights Division (CCRD) and request to proceed directly with the Board.
- Notice of Commencement issued May 24, 2017.

**Eileen Rodgers v. Metropolitan State University, 2017B064 - *This case has not gone hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On May 5, 2017, Complainant filed an appeal regarding a disciplinary termination, discrimination based on age, race, religion and "other", sexual harassment, and retaliation for disclosures she made regarding plagiarism and "pirating" of her work products, in violation of the Whistleblower Act.
- May 8, 2017 ALJ issued an Order to Parties regarding the timeliness of the filing of Complainant's appeal.
- Waiver for Colorado Civil Rights Division (CCRD) investigation filed by Complainant June 6, 2017.
- May 17, 2017 Request for Additional Information regarding Whistleblower complaint issued by ALJ.
- Whistleblower dismissed by Order of ALJ on May 31, 2017.
- June 6, 2017, Response from Complainant to Whistleblower order and timeliness of appeal.
- June 16, 2017, appeal of dismissal of Whistleblower claim filed by Complainant.

**Patricia Jones v. Front Range Community College, 2017B069 - *This case has not gone hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On May 29, 2017, Complainant filed an appeal regarding an involuntary resignation, discrimination based on age, disability and “other”, and undefined violations of the Whistleblower Act.
- Request for Additional Information regarding Whistleblower claim issued by ALJ on June 6, 2017.
- Request for Additional Information regarding forced resignation issued by ALJ on June 6, 2017.
- June 21, 2017, Complainant’s response to Requests for Additional Information.
- June 22, 2017 referred to agency for response to Whistleblower claim.

**Don McAdams v. Department of Labor and Employment, 2017G001 - *This case has not gone hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On July 6, 2016, Complainant filed a petition for hearing regarding a second corrective action, denial of leave without pay, and threats of termination as well as claims of discrimination for age, gender, race and religion and retaliation for filing discrimination complaints, in violation of the Whistleblower Act.
- August 18, 2016 Order to Show Cause issued by the ALJ regarding consolidating this claim with previous claims.
- Order of Consolidation issued by ALJ on November 29, 2016 consolidating all cases under case number 2016G085.

**Dena Pisciotte v. Department of Human Services, 2017G003 - *This case did not go to hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On July 12, 2016, Complainant filed an appeal regarding her termination, and discrimination based on disability and organizational membership as well as an undefined violation of the Whistleblower Act.
- July 21, 2016 Order to Show Cause issued by ALJ for information on Whistleblower claim.
- Order of Dismissal of Whistleblower claim issued by ALJ August 22, 2016.
- Order to Show Cause issued by ALJ for failure to file required documents.
- November 29, 2016 Order of Dismissal with prejudice issued by the ALJ.

**Lamar Richardson v. Department of Corrections, 2017G011** - *This case did not go to hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.*

- August 8, 2016, Complainant filed an appeal regarding an investigation conducted on him, ongoing racial discrimination and retaliation for disclosures he made regarding agency mismanagement and waste of public funds, in violation of the Whistleblower Act.
- August 19, 2016 referred to Colorado Civil Rights Division (CCRD) for investigation.
- August 19, 2016 referred to agency for response to Whistleblower complaint.
- February 2, 2017, no probable cause opinion issued by CCRD.
- Preliminary Recommendation to deny petition for hearing issued by ALJ on May 31, 2017.
- Board Order issued June 21, 2017 adopting recommendation to deny petition for hearing.

**Adam String v. Department of Revenue, 2017G018** - *This case did not go to hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.*

- On August 26, 2016, Complainant filed a petition for hearing regarding a final agency decision on a grievance he filed and retaliation for disclosures he made about the investigation of a case, in violation of the Whistleblower Act.
- September 8, 2016 referred to agency for response to Whistleblower complaint.
- Notice of Preliminary Review issued by ALJ October 28, 2016.
- February 7, 2017 Preliminary Recommendation to deny petition for hearing issued by ALJ.
- February 22, 2017, Board Order issued adopting recommendation to deny petition for hearing.

**Christopher Eddy v. Otero Junior College, 2017G021** - *This case did not go to hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.*

- On September 28, 2016, Complainant filed a petition for hearing regarding his termination for filing a grievance, discrimination based on race or color and for retaliation for his questioning safety equipment, in violation of the Whistleblower Act.
- October 4, 2016 referred to agency for response to Whistleblower complaint.
- Waiver of investigation by Colorado Civil Rights Division (CCRD) and notice of preliminary review issued December 5, 2016.
- Order of Dismissal issued by ALJ January 6, 2017 for failure to submit required documents.

**William Mirabito v. Department of Human Services, 2017G027** - *This case did not go to hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.*

- On October 4, 2016, Complainant filed a petition for hearing regarding a final grievance decision and discrimination for "other", as well as an undefined violation of the Whistleblower Act.
- Request for Additional Information issued by ALJ October 5, 2016 regarding Whistleblower and discrimination claims.

- February 21, 2017, Order to Show Cause why case should not be dismissed issued to Complainant by ALJ.
- Order of Dismissal with prejudice issued by ALJ June 6, 2017.

**Sara Copas v. Department of Human Services, 2017G039 - *This case has not gone to hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On November 18, 2016, Complainant filed a petition for hearing regarding her termination as a probationary employee and discrimination based on gender and race/color as well as an undefined violation of the Whistleblower Act.
- November 29, 2016 referred to agency for response to Whistleblower claim.
- December 16, 2016 Order to Complaint to complete and file a Whistleblower claim form.
- March 17, 2017 ALJ issued an Order staying preliminary review process until after completion of CCRD investigation.

**Tammy Salmon v. Department of Human Services, 2017G042 - *This case did not go to hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On November 28, 2016, Complainant filed a Whistleblower complaint form regarding retaliation based on her concerns about patient care.
- December 13, 2016, Request for Additional Information issued by ALJ to order Complainant to complete the State Personnel Board consolidated appeal form.
- December 22, 2016 Consolidated Appeal Form received from Complainant petitioning hearing for termination as a probationary employee and discrimination based on sexual orientation.
- Referred to agency December 30, 2016 for response to Whistleblower claim.
- February 13, 2017 Stipulated Motion to Dismiss received from Respondent.
- February 13, 2017, Order Granting Stipulated Motion to Dismiss issued by ALJ.

**John Bradburn v. Department of Corrections, 2017G045 - *This case has not gone to hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On December 9, 2016, Complainant filed a petition for hearing for a corrective action he received and for retaliation for his disclosure of potential misconduct on the part of the Inspector General, in violation of the Whistleblower Act.
- December 28, 2016 referred to agency for response to Whistleblower claim.
- February 2, 2017, second petition for hearing filed to appeal the final agency decision on a grievance.
- February 13, 2017 Order of Consolidation issued by ALJ.
- Preliminary Recommendation to grant petition for hearing issued by ALJ on June 2, 2017.
- June 21, 2017 Board Order adopting recommendation to grant a hearing.

**Felicia Brooks v. Department of Corrections, 2017G055 - *This case has not gone to hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On October 4, 2016, Complainant filed a petition for hearing for unlawful discrimination based on disability, discriminatory harassment and retaliation for reporting unprofessional conduct of another officer, in violation of the Whistleblower Act.
- March 20, 2017 ALJ issued an Order to Show Cause why this petition should not be consolidated with a prior appeal.
- Order of Consolidation issued by ALJ on April 5, 2017.

**Edwin Herndon v. Department of Corrections, 2017G056 - *This case has not gone to hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On February 23, 2017, Complainant filed a petition for hearing regarding a final grievance decision as well as retaliation for his disclosure regarding a ranking officer's misrepresentations in District Court, in violation of the Whistleblower Act.
- March 20, 2017 referred to agency for response to Whistleblower claim.
- June 27, 2017 Joint Motion to Consolidate filed by parties to consolidate case with second petition filed by Complainant.
- June 27, 2017 Order of Consolidation issued by ALJ.

**Tyra Renaud v. Department of Corrections, 2017G070 - *This case has not gone to hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On April 14, 2017, Complainant filed a petition for hearing for her termination as a probationary employee while medical leave, discrimination based on gender and "appearance" and an undefined violation of the Whistleblower Act.
- April 19, 2017 Request for Clarification for Whistleblower claim and discrimination claim issued by ALJ.
- May 2, 2017 referred to agency for response to Whistleblower claim.
- June 28, 2017 Unopposed Motion to Stay Proceedings Pending Colorado Civil Rights Division investigation.
- June 29, 2017, Unopposed Motion to Stay Proceedings granted by ALJ.

**Jeffreyson Gieck v. Governor's Office of Information and Technology, 2017G074 - *This case has not gone to hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On May 2, 2017, Complainant filed a Whistleblower complaint regarding retaliation for his reporting compliance issues with labor allocation and budget and cost reporting in violation of the Whistleblower Act.
- Request for Further Information issued by ALJ May 3, 2017 ordering Complainant to complete a standard appeal form.
- May 11, 2017 standard consolidated appeal form submitted by Complainant.

- May 15, 2017 referred to agency for response to Whistleblower claim.
- May 17, 2017 Motion to Dismiss due to lack of jurisdiction filed by Respondent.
- Order to Show Cause why appeal should not be dismissed due to lack of jurisdiction issued by ALJ June 7, 2017.
- Response to Order to Show Cause received from Complainant June 8, 2017.
- June 27, 2017 Notice of Preliminary Review issued by ALJ.

**Matthew Almquist v. Department of Human Services, 2017G076 - *This case has not gone to hearing regarding a violation of Colorado’s whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On May 5, 2017, Complainant filed a petition for hearing regarding discrimination based on probationary status and a forced resignation in retaliation for an undefined Whistleblower complaint.
- Request for Clarification issued by ALJ May 9, 2017.
- May 15, 2017 Order to Comply with Board Rule issued by ALJ.
- Order Striking Document filed by Complainant issued by ALJ June 6, 2017.

**Kathleen Kryczka v. University of Colorado at Boulder, 2017G084 - *This case has not gone to hearing regarding a violation of Colorado’s whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On June 6, 2017, Complainant filed a petition for hearing regarding discrimination based on age and “other” in disability, an adverse action, a final grievance decision, a Director’s decision on comparative analysis and a Whistleblower complaint regarding retaliation for disclosing financial improprieties in violation of the Whistleblower Act.
- June 12, 2017 referral letter issued to State Personnel Director regarding the performance management dispute.
- June 14, 2017 referred to agency for response to Whistleblower claim.

**Edwin Herndon v. Department of Corrections, 2017G086 - *This case has not gone to hearing regarding a violation of Colorado’s whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On June 6, 2017, Complainant filed a Whistleblower complaint regarding retaliation for his reporting a ranking officer providing untruthful information to District Court violation of the Whistleblower Act.
- June 26, 2017 Joint Motion to Consolidate filed by parties.
- June 27, 2017 Order granting unopposed motion to consolidate and setting briefing schedule issued by ALJ.

**Jonathan Handy v. Department of Agriculture, 2017G091 - *This case has not gone to hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On June 19, 2017, Complainant filed a petition for hearing regarding and an appeal of a final agency action regarding his performance evaluation and a Whistleblower complaint for an undefined disclosure.
- June 12, 2017 referral letter issued to State Personnel Director regarding the performance management dispute.
- June 26, 2017 Order to Show Cause ordering Complainant to complete a Whistleblower complaint form.

•

**Isaac Lawal v. Department of Human Services, 2017G092 - *This case has not gone to hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On January 19 2017, Complainant filed a petition for hearing regarding a final grievance decision, a performance management dispute and an undefined Whistleblower complaint.
- June 23, 2017 referral letter issued to State Personnel Director regarding the performance management dispute.
- June 27, 2017 Request for Additional Information regarding Whistleblower claim and final grievance decision issued by ALJ.

**Charles Johnson v. Department of Revenue, 2017G093 - *This case has not gone to hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On June 30, 2017, Complainant filed a petition for hearing appealing a corrective action and an undefined Whistleblower complaint.

**Raymond Mizer v. Department of Corrections, 2017S008 - *This case did not go to hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On August 17, 2016, Complainant filed a petition for hearing for discrimination based on age and national origin/ancestry in a selection process.
- On August 23, 2016, a Whistleblower claim was filed by Complainant based on retaliation for disclosures favoritism and nepotism in violation of the Whistleblower Act.
- August 25, 2016, referral letter issued to State Personnel Director regarding the selection process complaint.
- August 26, 2016 referred to agency for response to Whistleblower complaint.
- Waiver of CCRD investigation and Notice of Preliminary Review issued by ALJ on October 12, 2016.
- November 14, 2016 Order of Dismissal for abandonment issued by ALJ.



**Larry Dungan v. Department of Transportation, 2017S033 - *This case has not gone to hearing regarding a violation of Colorado's whistleblower statute, § 24-50.5-101, et seq., C.R.S.***

- On January 19, 2017, Complainant filed a petition for hearing for discrimination based on age and "other" in the selection process, a final grievance decision and an undefined Whistleblower claim.
- January 25, 2017 referral letter issued to State Personnel Director regarding the selection process complaint.
- Request for Clarification of Whistleblower claim issued by ALJ January 25, 2017.
- February 8, 2017 referred to agency for response to Whistleblower claim.
- Notice of filing of discrimination claim issued by Colorado Civil Rights Division February 24, 2017.