# ANNUAL WHISTLEBLOWER REPORT TO THE GOVERNOR

TO: The Honorable Jared Polis, Governor

FROM: The State Personnel Board
Rick Dindinger, Director

PERIOD: July 1, 2018, through June 30, 2019

## INTRODUCTION

This report is provided pursuant to § 24-50.5-107, C.R.S., of the State Employee Protection Act (commonly referred to the Whistleblower Act, sometimes referred to as SEPA). The statute provides that "[t]he state personnel board shall report annually to the governor concerning the complaints filed, hearings held, and actions taken pursuant to this article." This report encompasses the whistleblower matters that were pending with the State Personnel Board on July 1, 2018, and all new whistleblower matters filed from July 1, 2018, through June 30, 2019. This report covers actions taken by the Board related to the whistleblower claims. Unless necessary to indicate the posture of a pending matter, this report does not cover actions unrelated to the whistleblower claims such as discovery disputes, procedural decisions, and actions relating to discrimination claims.

Employees filed 34 separate whistleblower complaints with the Board during Fiscal Year 2018-2019. The Board held two evidentiary hearings, both on cases pending from a prior fiscal year. The Board did not find any violation of the Whistleblower Act. To the Board's knowledge, no appointing authority or supervisor received disciplinary action pursuant to C.R.S. § 24-50.5-104(4).

## CASES PENDING FROM FY 16-17[1]
(July 1, 2016-June 30, 2017)

**Jeffreyson Gieck v. Governor's Office of Information and Technology, 2017G074 - *This case has not yet gone to an evidentiary hearing on the whistleblower complaint.***

- May 2, 2017. Complainant filed a whistleblower complaint asserting retaliation against him for reporting alleged compliance issues with the labor allocation, budget and cost reporting.
- June 26, 2017. Respondent filed its response to the whistleblower complaint.
- September 29, 2017. Following a review pursuant to Board Rule 8-45, ALJ issued a Preliminary Recommendation to grant Complainant's petition for hearing.

[1] The State Personnel Board uses different letters in its case numbering to indicate the type of appeal or petition. A **"B"** in the case number indicates matters where the employee has a mandatory right to a Board hearing, such as a loss of pay. **"G"** indicates discretionary matters where the employee does not have a right to a hearing, such as a petition to review a grievance decision. **"S"** indicates disputes involving the selection process where there is also an alleged violation of rights under the Whistleblower Act or the Colorado Anti-Discrimination Act (often referred to as "CADA"). A **"(c)"** in the case number indicates that separate appeals or petitions have been consolidated into a single matter for adjudication.

- October 18, 2017. The State Personnel Board issued an order adopting the ALJ's recommendation.
- November 13, 2017. Respondent filed a Motion to Dismiss for lack of jurisdiction on grounds that Complainant was an at-will employee.
- February 1, 2018. Evidentiary hearing on jurisdictional issues.
- March 8, 2018. ALJ dismissed the appeal for lack of jurisdiction because Complainant is exempt from the state personnel system.
- July 18, 2019. The State Personnel Board adopted the order dismissing the case.
- September 4, 2018. Complainant filed an Appeal to the Colorado Court of Appeals, COA Case No. 2018CA1637.

CASES PENDING FROM FY 17-18
(July 1, 2017-June 30, 2018)

**Michelle Muller v. Department of Corrections, 2018B012 - *This case went to an evidentiary hearing on the whistleblower complaint.***

- September 15, 2017. Complainant appealed a termination. Complainant asserted Respondent retaliated against her for reporting alleged use of a state vehicle for personal use in violation of state policy.
- December 4, 2017. Respondent filed its response to the whistleblower complaint.
- November 5-7, 2018. Evidentiary hearing.
- December 31, 2018. ALJ issued an Initial Decision affirming the termination and denying a violation of the Whistleblower Act.
- May 21, 2019. The State Personnel Board affirmed the Initial Decision of ALJ.
- June 7, 2019. Complainant filed an Appeal to the Colorado Court of Appeals, COA Case No. 2019CA1045.

**Diane Ricci v. Department of Military & Veterans Affairs, 2018B019 - *This case went to an evidentiary hearing on the whistleblower complaint.***

- October 25, 2017. Complainant appealed a reassignment to a new work location with different duties. Complainant asserted Respondent retaliated against her for reporting concerns of fraud, waste, and abuse stemming from an alleged excessive use of time off.
- December 29, 2017. Respondent filed its response to the whistleblower complaint.
- May 22-25, 2018. Evidentiary hearing.
- July 13, 2018. ALJ issued an Initial Decision affirming Respondent's actions and denying a violation of the Whistleblower Act.
- December 18, 2018. The State Personnel Board affirmed the Initial Decision of ALJ.

**James Swank v. Department of Natural Resources, 2018B045 - *This case did not go to an evidentiary hearing on the whistleblower complaint.***

- January 26, 2018. Complainant appealed a demotion. Complainant asserted Respondent retaliated after he made disclosures related to a needs improvement rating.
- April 6, 2018. Respondent filed its response to the whistleblower complaint.
- July 11, 2018. The parties reached a settlement agreement and Respondent filed a motion to dismiss.
- July 12, 2018. ALJ dismissed the case.

**Roberta Lopez v. Department of Public Health & Environment, 2018B053(c) - *This case did not go to an evidentiary hearing on the whistleblower complaint.***

- February 28, 2018. Complainant appealed a demotion. Complainant asserted Respondent retaliated against her for reporting allegations of management granting political favors, providing inaccurate information to a judge during a licensing hearing, and subsequent cover-up.
- March 9, 2018. Complainant filed a petition for hearing relating to her performance level "1" rating. Complainant asserted Respondent retaliated against her for appealing her demotion.
- May 7, 2018. Respondent filed its response to the first whistleblower complaint.
- May 25, 2018. Complainant filed another petition for hearing following the department's delay in providing a final grievance decision. Complainant asserted Respondent retaliated against her for her prior whistleblower claims.
- September 6, 2018. Respondent filed its response to the second whistleblower complaint.
- March 15, 2019. The parties reached a settlement agreement and Respondent filed a motion to dismiss.
- March 18, 2019. ALJ dismissed the case.

**Patricia Tippins v. Department of Corrections, 2018B059(c) - *This case has not yet gone to an evidentiary hearing on the whistleblower complaint.***

- December 7, 2017. Complainant filed a petition for hearing following her transfer to a different facility. The State Personnel Board assigned the appeal as SPB 2018G034. Complainant asserted Respondent retaliated against her for reporting her belief that a dangerous offender was inappropriately "graduated" from a therapeutic program.
- February 12, 2018. Respondent filed its response to the whistleblower complaint.
- March 26, 2018. Complainant appealed her demotion. Complainant asserted Respondent retaliated against her for reporting concerns about a dangerous offender whose treatment was allegedly fast-tracked.
- May 31, 2018. Respondent filed its response to the second whistleblower complaint.
- June 7, 2018. Complainant filed another petition for hearing relating to her performance evaluation. Complainant asserted Respondent retaliated against her for the prior disclosures.
- July 27, 2018. Respondent filed its response to the third whistleblower complaint.
- March 26, 2019. ALJ held a commencement and set the matter for an evidentiary hearing on September 16-20, 2019.

**Lorraine Diaz de Leon v. Department of Corrections, 2018B060(c) - *This case has not yet gone to an evidentiary hearing on the whistleblower complaint.***

- October 24, 2017. Complainant appealed Respondent's decision to transfer her from its Fort Collins office to its Denver office. The State Personnel Board assigned the appeal as SPB 2018G022. Complainant asserted retaliation for reporting alleged unequal treatment and racial insensitivity.
- January 26, 2018. Respondent filed its response to the whistleblower complaint.
- March 26, 2018. Complainant filed an appeal of demotion. Complainant asserted Respondent retaliated against her for reporting alleged racial insensitivity and misconduct.
- May 17, 2018. Respondent filed its response to the second whistleblower complaint.

- April 22, 2019. ALJ held a commencement and set the matter for an evidentiary hearing on October 21-24, 2019.

**Brandon Trujillo v. University of Colorado Colorado Springs, 2018B061 - *This case did not go to an evidentiary hearing on the whistleblower complaint.***

- March 28, 2018. Complainant appealed a termination. Complainant asserted Respondent retaliated against him for reporting alleged inappropriate personnel actions.
- May 10, 2018. Respondent filed its response to the whistleblower complaint.
- July 9, 2018. The parties reached a settlement agreement and Respondent filed a motion to dismiss.
- July 9, 2018. ALJ dismissed the case.

**Vince Levshakoff v. Department of Human Services, 2018B081 - *This case did not go to an evidentiary hearing on the whistleblower complaint.***

- June 29, 2018. Complainant appealed a termination. Complainant asserted Respondent retaliated against him for reporting an alleged conflict of interest when his supervisor referred Complainant to a worker's compensation doctor who was the supervisor's spouse.
- August 16, 2018. Respondent filed its response to the whistleblower complaint.
- December 13, 2018. The parties reached a settlement agreement and Respondent filed a motion to dismiss.
- December 17, 2018. ALJ dismissed the case.

**Janet Monson v. Department of Human Services, 2018G035(c) - *This case has not yet gone to an evidentiary hearing on the whistleblower complaint.***

- October 31, 2017. Complainant filed a petition for hearing following a mid-year evaluation. The State Personnel Board assigned the appeal as SPB 2018G024. Complainant asserted Respondent retaliated against her for "failing to complete an analysis of a Pharmacy Tech position she was asked to fill."
- December 7, 2017. Complainant filed a second whistleblower complaint asserting retaliation for reporting concerns about the use of a reclassified "Pharmacy Technician" to dispense prescription medications without the supervision of a pharmacist.
- February 12, 2018. Respondent filed its response to the second whistleblower complaint.
- April 17, 2018. Following a review pursuant to Board Rule 8-45, ALJ issued a Preliminary Recommendation to grant an evidentiary hearing.
- May 15, 2018. The State Personnel Board issued an order adopting the ALJ's recommendation.
- June 28, 2018. Complainant filed another whistleblower complaint asserting that a negative evaluation and a corrective action constituted retaliation for the whistleblower complaint she had previously filed.
- July 13, 2018. Respondent filed its response to the whistleblower complaint in SPB 2018G024
- August 24, 2018. Order consolidating SPB 2018G024 with SPB 2018G035.
- September 18, 2018. Respondent filed its response to the third whistleblower complaint.
- September 13, 2018 and September 24, 2018. Complainant filed additional whistleblower complaints relating to the use of Pharmacy Technicians to fill prescription medications.

- November 6, 2018. Respondent filed its response to Complainant's additional whistleblower complaints.
- November 15, 2018. ALJ referred the matter to the CCRD for investigation.

**Matthew McNew v. Department of Public Safety, 2018G037(c) - *This case did not go to an evidentiary hearing on the whistleblower complaint.***

- December 14, 2017. Complainant filed a petition for hearing following receipt of two corrective actions. Complainant asserted Respondent retaliated against him for reporting alleged mismanagement and potential ADA violations related to certain construction projects.
- February 5, 2018. Respondent filed its response to the whistleblower complaint.
- April 24, 2018. Following a review pursuant to Board Rule 8-45, ALJ issued a Preliminary Recommendation to deny the petition for hearing.
- May 15, 2018. The State Personnel Board issued an order adopting the ALJ's recommendation.
- July 3, 2018. Complainant filed an Appeal to the Colorado Court of Appeals, COA Case No. 2018CA1262.
- November 30, 2018. Court of Appeals dismissed the case with prejudice.

**Andrew Peterman v. Department of Regulatory Agencies, 2018G044 - *This case did not go to an evidentiary hearing on the whistleblower complaint.***

- January 25, 2018. Complainant filed a petition for hearing following two adverse grievance decisions. Complainant asserted Respondent retaliated against him for reporting that a coworker was allegedly threatening other employees.
- March 22, 2018. Respondent filed its response to the whistleblower complaint.
- July 10, 2018. Order consolidating this case with SPB **2019B001(c)** (see below).

**Jason Purdue v. Department of Regulatory Agencies, 2018G047(c) - *This case has not yet gone to an evidentiary hearing on the whistleblower complaint.***

- February 8, 2018. Complainant filed a petition for hearing following his receipt of a Performance Improvement Plan (PIP). Complainant asserted Respondent retaliated against him for reporting alleged abuses of power, reporting "stealing company time/money," and reporting improper modification of computers that jeopardized personal information of the citizens of Colorado.
- March 28, 2018. Respondent filed its response to the whistleblower complaint.
- August 7, 2018. Following a review pursuant to Board Rule 8-45, ALJ issued a Preliminary Recommendation to deny the petition for hearing.
- August 22, 2018. The State Personnel Board issued an order adopting the ALJ's recommendation.
- September 18, 2018. Complainant filed an Appeal to the Colorado Court of Appeals, COA Case No. 2018CA1754.

**Angel Medina v. Department of Corrections, 2018G051(c) - *This case has not yet gone to an evidentiary hearing on the whistleblower complaint.***

- February 16, 2018. Complainant filed a petition for hearing following an alleged withholding of work assignments. Complainant asserted Respondent retaliated against him for reporting alleged improper storage of electronic waste in a Chaffee County landfill.
- April 9, 2018. Respondent filed its response to the whistleblower complaint.
- April 18, 2018. Complainant filed a second petition for hearing following a performance dispute. Complainant asserted Respondent retaliated against him for reporting alleged improper storage of electronic waste in a Chaffee County landfill.
- May 4, 2018. Complainant filed a third whistleblower complaint.
- June 7, 2018. Respondent filed its response to the second and third whistleblower complaints.
- Complainant has filed additional whistleblower petitions and Respondent has filed additional responses.
- June 3, 2019. Respondent filed its response to Complainant's seventh whistleblower claim.

**Courtenay Giampaolo v. Department of Human Services, 2018G057(c) - *This case did not go to an evidentiary hearing on the whistleblower complaint.***

- March 9, 2018. Complainant filed a petition for hearing following receipt of a final grievance decision. Complainant asserted Respondent retaliated against her for making disclosures about the DHS infection control policies and the impact on employee use of accrued sick leave.
- April 27, 2018. Respondent filed its response to the whistleblower complaint.
- April 27, 2018. Complainant filed a second petition for hearing following receipt of a final performance evaluation. Complainant asserted Respondent retaliated against her for making disclosures regarding the agency's leave policy and its alleged restrictions on an employee's use of sick leave.
- July 6, 2018. The parties reached a settlement agreement and Respondent filed a motion to dismiss.
- July 10, 2018. ALJ dismissed the case.

**Keith Nordell v. Department of Human Services, 2018G073(c) - *This case has not yet gone to an evidentiary hearing on the whistleblower complaint.***

- April 27, 2018. Complainant filed a petition for hearing following a revocation of his trial service status and separation because there were no existing vacancies in a previously certified class within the department. Complainant asserted Respondent retaliated against him for his disclosures about alleged system mismanagement, salary inequities, and problems with patient competency evaluations.
- June 12, 2018. Respondent filed its response to the whistleblower complaint.
- June 27, 2019. Following the CCRD's investigation, ALJ set the matter for review pursuant to Board Rule 8-45.

**Joe Thistlewood v. Department of Corrections, 2018G078 - *This case did not go to an evidentiary hearing on the whistleblower complaint.***

- May 10, 2018. Complainant filed petition for hearing following an unsatisfactory performance evaluation. Complainant asserted Respondent retaliated against him for disclosing an alleged improper placement of a sex offender in a community program, and other allegations regarding improper gifts to offenders, inappropriate handling of a promotional process, and abuses of overtime.
- July 6, 2018. Respondent filed its response to the whistleblower complaint.
- July 26, 2018. The parties reached a settlement agreement and Respondent filed a motion to dismiss.
- July 30, 2018. ALJ dismissed the case.

**John Bradburn v. Department of Corrections, 2018G083 - *This case did not go to an evidentiary hearing on the whistleblower complaint.***

- May 21, 2018. Complainant filed a petition for hearing following a reassignment. Complainant asserted Respondent retaliated against him for a prior whistleblower complaint with the State Personnel Board.
- July 19, 2018. Complainant moved to dismiss his claim because Respondent reinstated him to his prior assignment.
- July 23, 2018. ALJ dismissed the case

**Patrick Espinoza v. Department of Human Services, 2018G089 - *This case has not yet gone to an evidentiary hearing on the whistleblower complaint.***

- June 27, 2018. Complainant filed a petition for hearing relating to the termination of his probationary employment. Complainant asserted Respondent retaliated against him for his complaints regarding alleged unprofessional and discriminatory behavior of agency management.
- August 10, 2018. Respondent filed its response to the whistleblower complaint.
- June 10, 2019. Following the CCRD's investigation, ALJ set the matter for review pursuant to Board Rule 8-45.

**Timothy Quinn v. Department of Corrections, 2018S054 - *This case did not go to an evidentiary hearing on the whistleblower complaint.***

- May 4, 2018. Complainant filed a petition for hearing relating to his non-selection. Complainant asserted Respondent retaliated against him for issues he brought up in 2011 regarding his immediate supervisor's alleged abuse of leave.
- June 21, 2018. Respondent filed its response to the whistleblower complaint.
- September 6, 2018. Complainant failed to file an Information Sheet during the Board Rule 8-45 review process and ALJ dismissed the case for abandonment.

**Patricia Tippins v. Department of Corrections, 2018S056 - *This case has not yet gone to an evidentiary hearing on the whistleblower complaint.***

- May 14, 2018. Complainant filed a petition for hearing relating to her non-selection. Complainant asserted Respondent retaliated against her for disclosures concerning a

violent, dangerous offender allegedly being "pushed through" therapeutic community, and her complaints of discrimination based on disability.
- June 4, 2018. Order consolidating this case with SPB **2018B059(c)** (see above).

CASES FILED IN FY 18-19
(July 1, 2018-June 30, 2019)

**Andrew Peterman v. Department of Regulatory Agencies, 2019B001(c) - *This case did not go to an evidentiary hearing on the whistleblower complaint.***

- July 2, 2018. Complainant appealed a termination. Complainant asserted Respondent retaliated against him for filing his prior whistleblower complaint in SPB 2018G044.
- October 1, 2018. The parties reached a settlement agreement and Respondent filed a motion to dismiss.
- October 2, 2018. ALJ dismissed the case.

**Edward Martin v. Department of Corrections, 2019B006 - *This case did not go to an evidentiary hearing on the whistleblower complaint.***

- July 20, 2018. Complainant appealed a demotion. Complainant asserted Respondent retaliated against him for complaining of alleged unfair treatment by supervisors.
- August 7, 2018. ALJ dismissed the case as untimely.

**Jason Purdue v. Department of Regulatory Agencies, 2019B030 - *This case has not yet gone to an evidentiary hearing on the whistleblower complaint.***

- November 8, 2018. Complainant appealed a termination. Complainant asserted Respondent retaliated against him for reporting alleged abuses of power and other matters as raised in SPB 2018G047(c).
- December 7, 2018. Respondent filed its response to the whistleblower complaint.
- June 5, 2019. ALJ held a commencement and set the matter for an evidentiary hearing on September 30-October 2, 2019.

**Kathleen Kryczka v. University of Colorado Boulder, 2019B041 - *This case did not go to an evidentiary hearing on the whistleblower complaint.***

- November 23, 2018. Complainant appealed a demotion. Complainant asserted Respondent retaliated against her for reporting a myriad of alleged violations of internal policies and improper expenditures.
- February 4, 2018. Respondent filed its response to the whistleblower complaint.
- May 29, 2019. The parties reached a settlement agreement and filed a joint motion to dismiss.
- May 30, 2019. ALJ dismissed the case.

**Nyeedra Hanns v. Department of Personnel & Administration, 2019B053 - *This case did not go to an evidentiary hearing on the whistleblower complaint.***

- December 31, 2018. Complainant appealed a forced resignation. Complainant asserted Respondent retaliated following her conversation with a supervisor about annual leave.

- February 11, 2019. Respondent filed its response to the whistleblower complaint.
- March 11, 2019. Complainant failed to appear at a hearing and ALJ dismissed the case for abandonment.

**Jeremy Murtaugh v. Department of Public Health & Environment, 2019B061 - *This case did not go to an evidentiary hearing on the whistleblower complaint.***

- February 12, 2019. Complainant appealed a forced administrative leave. Complainant asserted Respondent retaliated against him for disclosing alleged violations of air pollution laws by oil and gas producers.
- April 11, 2019. The parties reached a settlement agreement and Respondent filed a motion to dismiss.
- April 11, 2019. ALJ dismissed the case.

**Theresa Stephens v. Department of Personnel & Administration, 2019B083 - *This case has not yet gone to an evidentiary hearing on the whistleblower complaint.***

- April 29, 2019. Complainant appealed a forced resignation. Complainant asserted Respondent retaliated against her for disclosing alleged errors in a new collections system.
- May 14, 2019. ALJ referred the matter to the CCRD for investigation.
- May 29, 2019. ALJ referred the matter to the agency for a response to the whistleblower complaint.

**Gerard Trujillo v. Department of Corrections, 2019B096 - *This case has not yet gone to an evidentiary hearing on the whistleblower complaint.***

- June 11, 2019. Complainant appealed a forced resignation. Complainant asserted Respondent retaliated against him for complaining about alleged deficiencies with the training program for offenders, including possible fraud.

**Lauren Farnsworth v. Department of Public Health & Environment, 2019G005 - *This case did not go to an evidentiary hearing on the whistleblower complaint.***

- July 19, 2018. Complainant filed a petition for hearing relating to a corrective action. Complainant asserted Respondent retaliated against her for making complaints of an alleged hostile work environment, for disclosing alleged deficiencies in the laboratory, and for reporting alleged misuse of federal funds.
- September 10, 2018. Respondent filed its response to the whistleblower complaint.
- December 20, 2018. ALJ dismissed the case because of Complainant's persistent failure to comply with State Personnel Board rules and Board orders.

**Michael Peterson v. Pikes Peak Community College, 2019G007 - *This case did not go to an evidentiary hearing on the whistleblower complaint.***

- July 25, 2018. Complainant filed a petition for hearing relating to two grievance decisions of two separate reprimands. Complainant asserted Respondent retaliated against him for making disclosures about alleged improper conduct at the Colorado Springs Police Department.
- December 14, 2018. Respondent filed its response to the whistleblower complaint.

- February 27, 2019. Following a review pursuant to Board Rule 8-45, ALJ issued a Preliminary Recommendation to deny the petition for hearing.
- March 19, 2019. The State Personnel Board issued an order adopting the ALJ's recommendation.

**Valerie Bishop v. Department of Human Services, 2019G012(c) - *This case has not yet gone to an evidentiary hearing on the whistleblower complaint.***

- August 16, 2018. Complainant filed a petition for hearing relating to a corrective action. Complainant asserted Respondent retaliated against her for reporting concerns with alleged overdue payments to vendors that negatively impacted services to residents.
- October 1, 2018. Respondent filed its response to the whistleblower complaint.
- October 18, 2018. Complainant filed a second petition for hearing relating to an unsatisfactory performance appraisal. Complainant asserted Respondent retaliated against her for the prior whistleblower complaint.
- December 10, 2018. Respondent filed its response to the second whistleblower complaint.
- February 13, 2019. Following a review pursuant to Board Rule 8-45, ALJ issued a Preliminary Recommendation to grant the petition for hearing.
- March 19, 2019. The State Personnel Board issued an order adopting the ALJ's recommendation.
- April 22, 2019. ALJ held a commencement and set the matter for an evidentiary hearing on September 24-26, 2019.

**Erin Wilson v. Department of Transportation, 2019G020 - *This case did not go to an evidentiary hearing on the whistleblower complaint.***

- September 12, 2018. Complainant filed a petition for hearing relating to the termination of her probationary employment. Complainant asserted Respondent retaliated against her for making disclosures about alleged timekeeping fraud and improper purchases.
- October 16, 2018. Respondent filed its response to the whistleblower complaint.
- November 28, 2018. The parties reached a settlement agreement and Respondent filed a motion to dismiss.
- November 29, 2018. ALJ dismissed the case.

**Mark Magnuson v. Department of Health Care Policy & Financing, 2019G021 - *This case did not go to an evidentiary hearing on the whistleblower complaint.***

- September 12, 2018. Complainant filed a petition for hearing relating to the termination of his probationary employment. Complainant did not specify the nature of his whistleblower disclosures.
- October 1, 2018. ALJ dismissed the case because of Complainant's failure to provide any information in response to an Order to Show Cause as to why the matter should not be dismissed as untimely.

**Jason Soltani v. Department of Human Services, 2019G026 - *This case has not yet gone to an evidentiary hearing on the whistleblower complaint.***

- October 1, 2018. Complainant filed a petition for hearing relating to a performance improvement plan. Complainant asserted Respondent retaliated against him for reporting

an alleged time-keeping violation, assignment to duties that he was not qualified to perform, and being required to transport a patient without assistance.

- November 26, 2018. Respondent filed its response to the whistleblower complaint.
- January 25, 2019. Following a review pursuant to Board Rule 8-45, ALJ issued a Preliminary Recommendation to grant the petition for hearing.
- February 19, 2019. The State Personnel Board issued an order adopting the ALJ's recommendation.
- April 22, 2019. ALJ set the matter for an evidentiary hearing on July 15-17, 2019.

**Lucy Kraus v. Front Range Community College, 2019G028 - *This case did not go to an evidentiary hearing on the whistleblower complaint.***

- October 22, 2018. Complainant filed a petition for hearing relating to the termination of her probationary employment. Complainant asserted Respondent retaliated against her for complaining about an alleged hostile work environment.
- December 5, 2018. Respondent filed its response to the whistleblower complaint.
- February 20, 2019. ALJ dismissed the case because of Complainant's failure to provide an Information Sheet and failure to provide any information in response to an Order to Show Cause.

**Ghada Wahdan v. Department of Public Safety, 2019G029 - *This case did not go to an evidentiary hearing on the whistleblower complaint.***

- October 24, 2018. Complainant filed a petition for hearing relating to the results of an internal investigation. Complainant asserted Respondent retaliated against her for reporting alleged hostile and unprofessional conduct by her supervisor.
- January 4, 2019. Respondent filed its response to the whistleblower complaint.
- April 23, 2019. Following a review pursuant to Board Rule 8-45, ALJ issued a Preliminary Recommendation to deny the petition for hearing.
- May 21, 2019. The State Personnel Board issued an order adopting the ALJ's recommendation.

**Jennifer Rice v. Department of Human Services, 2019G032 - *This case did not go to an evidentiary hearing on the whistleblower complaint.***

- November 2, 2018. Complainant filed a petition for hearing relating to the termination of her probationary employment. Complainant asserted Respondent retaliated against her for complaining about alleged actions that endangered the health, safety, and welfare of residents at the facility.
- December 21, 2018. Respondent filed its response to the whistleblower complaint.
- March 4, 2019. The parties reached a settlement agreement and filed a joint motion to dismiss.
- March 5, 2019. ALJ dismissed the case.

**Craig Ruff v. Department of Transportation, 2019G049 - *This case did not go to an evidentiary hearing on the whistleblower complaint.***

- February 25, 2019. Complainant filed a petition for hearing relating to the termination of his probationary employment. Complainant asserted Respondent retaliated for his complaints about alleged safety issues.
- April 26, 2019. Respondent filed its response to the whistleblower complaint.
- May 29, 2019. ALJ dismissed the case because of Complainant's failure to provide an Information Sheet.

**LaVerne Matthew v. Department of Local Affairs, 2019G050 - *This case did not go to an evidentiary hearing on the whistleblower complaint.***

- February 27, 2019. Complainant filed a petition for hearing requesting reconsideration of the State Personnel Board's decision in SPB 2017G046. Complainant expressed ongoing concerns about insects biting her at work. Complainant whistleblower disclosures relate to the alleged presence of those insects in her office.
- May 7, 2019. ALJ dismissed the case for untimeliness.

**Olga Ivanova v. Department of Public Health & Environment, 2019G051(c) - *This case has not yet gone to an evidentiary hearing on the whistleblower complaint.***

- March 8, 2019. Complainant filed a petition for hearing relating to a final grievance decision. Complainant asserted Respondent retaliated against her for reporting concerns about the agency's accounting processes and alleged accounting irregularities.
- April 25, 2019. Respondent filed its response to the whistleblower complaint.
- June 27, 2019. ALJ referred the matter to the CCRD for investigation.

**Michael Vigil v. Department of Transportation, 2019G052 - *This case has not yet gone to an evidentiary hearing on the whistleblower complaint.***

- March 11, 2019. Complainant filed a petition for hearing relating to the termination of his probationary employment. Complainant asserted Respondent retaliated against him for reporting concerns about the agency's appraisal processes.
- May 3, 2019. Respondent filed its response to the whistleblower complaint.
- May 7, 2019. ALJ set the matter for review pursuant to Board Rule 8-45.

**Linda Stanley v. Department of Revenue, 2019G053 - *This case has not yet gone to an evidentiary hearing on the whistleblower complaint.***

- March 28, 2019. Complainant filed a petition for hearing relating to a corrective action. Complainant asserted Respondent retaliated against her for reporting concerns about her supervisor's performance.
- May 13, 2019. Respondent filed its response to the whistleblower complaint.
- May 14, 2019. ALJ set the matter for review pursuant to Board Rule 8-45.

**Kevin Mestey v. Department of Corrections, 2019G054(c) - *This case has not yet gone to an evidentiary hearing on the whistleblower complaint.***

- March 29, 2019. Complainant filed a petition for hearing relating to a suspension. Complainant asserted Respondent retaliated against him for reporting that employees were allegedly not locking coolers in the correctional facility.
- April 16, 2019. Complainant filed a second petition for hearing relating to a final grievance decision. The second petition did not include a whistleblower complaint.
- May 20, 2019. Respondent filed its response to the whistleblower complaint.
- June 20, 2019. ALJ issued an order asking Complainant to show cause as to certain issues relating to his claim of discrimination.

**Dawn Jacobs v. Department of Human Services, 2019G059 - *This case has not yet gone to an evidentiary hearing on the whistleblower complaint.***

- April 5, 2019. Complainant filed a petition for hearing relating to a corrective action. Complainant asserted Respondent retaliated against her for reporting that the director of nursing was allegedly placing residents at risk due to mismanagement.
- June 14, 2019. Respondent filed its response to the whistleblower complaint.
- June 24, 2019. ALJ set the matter for review pursuant to Board Rule 8-45.

**Michael Walsh v. Department of Corrections, 2019G060 - *This case has not yet gone to an evidentiary hearing on the whistleblower complaint.***

- April 8, 2019. Complainant filed a petition for hearing relating to a grievance decision. Complainant asserted Respondent retaliated against him for reporting that an individual was allegedly violating medical orders and making changes to prescription when the individual did not have a license to make such changes.
- April 10, 2019. ALJ referred the matter to the CCRD for investigation.
- May 28, 2019. Respondent filed its response to the whistleblower complaint.

**Marcus Maes v. Department of Transportation, 2019G065 - *This case did not go to an evidentiary hearing on the whistleblower complaint.***

- April 17, 2019. Complainant filed a petition for hearing relating to an incident he perceived to be intimidating. Complainant did not specify the nature of his whistleblower disclosures.
- May 14, 2019. ALJ dismissed the case because of Complainant's failure to respond to an order requesting additional information and also failing to properly file a whistleblower complaint.

**Daniel Esquibel v. Department of Human Services, 2019G070(c) - *This case has not yet gone to an evidentiary hearing on the whistleblower complaint.***

- May 9, 2019. Complainant filed a petition for hearing relating to a performance evaluation. Complainant asserted Respondent retaliated for reporting that his supervisor should not be managing an investigation because of an alleged conflict of interest.
- June 26, 2019. Complainant filed a second petition for hearing relating to allegedly onerous work plans and conditions. The second petition also asserts Respondent retaliated against Complainant for reporting his supervisor's involvement in an investigation.

**Angel Medina v. Department of Corrections, 2019G080 - *This case has not yet gone to an evidentiary hearing on the whistleblower complaint.***

- June 21, 2019. Complainant filed a petition for hearing relating to a performance evaluation. Complainant asserted Respondent retaliated against for filing a whistleblower claim in SPB 2018G051(c).

**Olga Ivanova v. Department of Public Health & Environment, 2019G082 - *This case has not yet gone to an evidentiary hearing on the whistleblower complaint.***

- June 25, 2019. Complainant filed a petition for hearing relating to a performance evaluation. Complainant asserted Respondent retaliated against her for filing a whistleblower claim in SPB 2019G051.
- June 26, 2019. Order consolidating this case with SPB **2019G051(c)** (see above).

**Keith Nordell v. Department of Human Services, 2019S001 - *This case has not yet gone to an evidentiary hearing on the whistleblower complaint.***

- July 2, 2018. Complainant filed a petition for hearing relating to two non-selections. Complainant asserted Respondent retaliated against him for filing a whistleblower claim in SPB 2018G073.
- August 24, 2018. Respondent filed its response to the whistleblower complaint.
- October 4, 2018. Complainant filed a petition for hearing relating to a third non-selection. The second petition also asserts Respondent retaliated against Complainant for filing the whistleblower claim in SPB 2018G073.
- October 15, 2018. Order consolidating this case with SPB **2018G073(c)** (see above).

**Ryan Flores v. Department of Corrections, 2019S040(c) - *This case has not yet gone to an evidentiary hearing on the whistleblower complaint.***

- December 27, 2018. Complainant filed a petition for hearing relating to a non-selection. Complainant asserted Respondent retaliated against him for processing a complaint against an appointing authority and for participating in an investigation of a harassment claim.
- December 31, 2018. ALJ referred the matter to the CCRD for investigation.
- February 14, 2019. Respondent filed its response to the whistleblower complaint.
- April 23, 2019. Respondent filed its response to the whistleblower complaint in SPB 2019S047 (see below).

**Ruby Gonzalez v. Department of Health Care Policy & Financing, 2019S045 - *This case has not yet gone to an evidentiary hearing on the whistleblower complaint.***

- March 4, 2019. Complainant filed a petition for hearing relating to a non-selection. Complainant asserted Respondent retaliated against her for complaining about an employee's alleged failure to update a position description.
- April 26, 2019. Respondent filed its response to the whistleblower complaint.
- April 30, 2019. ALJ set the matter for review pursuant to Board Rule 8-45.

**Ryan Flores v. Department of Corrections, 2019S047 - *This case has not yet gone to an evidentiary hearing on the whistleblower complaint.***

- March 8, 2019. Complainant filed a petition for hearing relating to a non-selection. Complainant asserted Respondent retaliated against him for filing the whistleblower claim in SPB 2019S040.
- March 29, 2019. Order consolidating this case with SPB **2019S040(c)** (see above).

**Jonathan Stricklett v. Department of Corrections, 2019S057 - *This case has not yet gone to an evidentiary hearing on the whistleblower complaint.***

- June 12, 2019. Complainant filed a petition for hearing relating to a non-selection. Complainant asserted Respondent retaliated against him for disclosing an allegedly unsafe work environment.
- June 26, 2019. ALJ referred the matter to the CCRD for investigation.