

AGENDA

PERSONNEL BOARD MEETING

November 13, 2009

9:30 a.m.

1. Call to Order
2. Reading of the Minutes of Regular Meeting held October 9, 2009
Minutes Signed
3. Executive Director and Secretary's Report
4. Report of the Personnel Cabinet
5. **Petitioned Position(s)**
 - A. Executive Assistant – Kentucky State Fair Board
6. **Oral Arguments**
 - A. Marion Estill v. Justice and Public Safety Cabinet (Request by Appellee)
 - B. Robert Burns v. Energy and Environment Cabinet (Request by Appellant)
 - C. Donald Haggard v. Auditor of Public Accounts (Request by Appellee)
7. **Motions**
 - A. Jami Hall v. Cabinet for Health and Family Services
--Appellant's Motion to Extend Deadline to File Exceptions
--Appellee's Response to Motion
 - B. Bradley Mitchell v. Cabinet for Health and Family Services
--Appellee's Motion to File Late Response to Exceptions
8. **Investigations**
 - A. Education and Workforce Development Cabinet – Request by Terri Brogan
(update)
9. **Closed Session**

10. **Cases to be Decided**

- A. Marion Estill v. Justice and Public Safety Cabinet (Dismissal, sexual harassment – appeal sustained to the extent of reinstatement with 3-day suspension)
--Appellee's Exceptions and Request for Oral Argument
--Appellant's Response to Exceptions
- B. Robert Burns v. Energy and Environment Cabinet – 4 appeals – Suspension and dismissal for poor work performance – appeals dismissed)
--Appellee's Exceptions
--Appellant's Exceptions
- C. Donald Haggard v. Auditor of Public Accounts (dismissal – appeal sustained to the extent of being modified to a 30-day suspension)
--Appellee's Exceptions and Request for Oral Argument and **Motion for Stay**
--Appellant's Response to Exceptions and Response to Request for Stay
- D. Barbara Bonds v. Department of Veterans Affairs (Dismissal – appeal sustained, employee reinstated)
- E. Joseph Bundy v. Transportation Cabinet and Onnie Meadors (Promotion – appeal dismissed)
- F. Robert J. Ewing v. Transportation Cabinet (1-day suspension, not reporting for ice and snow removal – appeal dismissed)
- G. Larry Fredley v. Justice and Public Safety Cabinet (10-day suspension, unprofessional conduct – appeal dismissed)
- H. Jami Hall v. Cabinet for Health and Family Services (Two-day suspension – appeal dismissed)
- I. Mike Helton v. Auditor of Public Accounts (Reclassification, age discrimination -- appeal dismissed as to discrimination; sustained as to reclass)

Show Cause Orders – No Response Filed – Appeals Dismissed

- J. Jody Castle v. Justice and Public Safety Cabinet (2 appeals)
- K. Douglas Downs v. Department of Veterans Affairs
- L. Jayme Linville v. Cabinet for Health and Family Services
- M. Karla Maiden v. Transportation Cabinet

11. **Withdrawals**

- A. Earl Gresham v. Transportation Cabinet
- B. Dorothy Jackson v. Finance and Administration Cabinet
- C. Dean Loy v. Transportation Cabinet
- D. Patricia Pregliasco v. Cabinet for Health and Family Services
- E. Sharon Sullivan v. Personnel Cabinet
- F. Kim Weathers v. Cabinet for Health and Family Services

12. **Settlements**

- A. Phillip D. Bradley v. Justice and Public Safety Cabinet (Deferred from October)
- B. Kathy Jo Blank v. Justice and Public Safety Cabinet
- C. Caroline Ford v. Cabinet for Health and Family Services (2 appeals)
- D. Kimberly Gray v. Cabinet for Health and Family Services
- E. William J. Richardson v. Cabinet for Health and Family Services (2 appeals)

13. **Other**

- A. Discussion of Pending Investigations