

**PROPOSED AGENDA
PERSONNEL BOARD MEETING
OCTOBER 31, 2016, 9:30 A.M.**

1. Call to Order
2. Reading of the Minutes of Regular Meeting held September 9, 2016
Minutes Signed
3. Executive Director and Secretary's Report
4. Report of the Personnel Cabinet

Personnel Cabinet Regulations

101 KAR 2:180, Employee Performance Evaluation System
101 KAR 2:180E (Emergency Amendment)
101 KAR 5:016 (Repealer) Furloughs

Personnel Board Regulation

101 KAR 1:325, Initial Probationary Periods

5. **Oral Arguments**
 - A. Michael G. Brown v. Education and Workforce Development Cabinet
(Request by Appellant)
 - B. Kellie Lang v. Finance and Administration Cabinet and Personnel Cabinet
(Joint Request by Appellees)
 - C. Michael S. Lewis v. Transportation Cabinet (Request by Appellee)
 - D. Brittney Shepherd v. Cabinet for Health and Family Services
(Request by Appellee)

6. **Motions**

Emerson Adkins, et al., v. Energy and Environment Cabinet and Personnel Cabinet
--Appellants' Request to Disqualify Hearing Officer Roland Merkel
--Joint Reply to Appellants' Request to Disqualify Hearing Officer

7. **Closed Session/Open Session**

8. **Cases to be Decided**

- A. **Michael G. Brown v. Education and Workforce Development Cabinet (2014-111)** (Suspension, Discrimination, FMLA leave – Dismissed)
--Appellant's Exceptions and Request for Oral Argument
--Appellee's Response
(Moved from September)
- B. **Kellie Lang v. Finance and Administration Cabinet and Personnel Cabinet (2016-039)** (Terminated - unclassified employee denied reversion – Sustained)
--Appellees' Joint Exceptions and Request for Oral Argument
--Appellant's Response
- C. **Michael S. Lewis v. Transportation Cabinet (2016-040)**
(Dismissal – Lack of Good Behavior – Sustained to the Extent)
--Appellee's Exceptions and Request for Oral Argument
--Appellant's Response
- D. **Brittney Shepherd v. Cabinet for Health and Family Services (2016-027)**
(Dismissal – Lack of Good Behavior – Sustained)
--Appellee's Exceptions and Request for Oral Argument
- E. **Kimberly Mudd v. Cabinet for Health and Family Services (2015-189)**
(Suspension - Lack of Good Behavior and Unsatisfactory Performance of Duties – Sustained to the Extent)
--Appellee's Exceptions
(Deferred from September)
- F. **Josh Deckard v. Justice and Public Safety Cabinet/Department of Corrections (2015-106)**
(Dismissal – Misconduct - Dismissed)
--Appellant's Exceptions
- G. **Michael R. Alexander v. Justice and Public Safety Cabinet/Department of Corrections and Personnel Cabinet (2016-016)**
(Wage Discrimination Due to Lateral Transfer – Dismissed)
- H. **Adam B. Bear v. Justice and Public Safety Cabinet/Department of Corrections (2016-063)**
(Annual Employee Performance Evaluation – Dismissed)
- I. **Timika Jackson v. Cabinet for Health and Family Services (2015-317)**
(Demotion – Lack of Good Behavior – Dismissed)
- J. **Colleen F. Payton v. Justice and Public Safety Cabinet/Department of Corrections (2015-335)**
(Suspension – Unprofessional Behavior – Dismissed)

- K. **Diane H. Traylor v. Public Protection Cabinet (2016-036)**
(Other Penalization – Dismissed)

Show Cause Orders – No Response Filed – Appeals Dismissed

- L. Donna Hayes v. Department of Fish and Wildlife Resources
(2016-052 and 2016-069) (2 appeals)
- M. Cheyenne Honeycutt v. Department of Corrections (2016-106)
- N. Richard Spears v. Cabinet for Health and Family Services (2016-060)

9. **Withdrawals**

- A. Mariah Adkins v. Education and Workforce Development Cabinet (2016-127)
- B. Kathy Bennett v. Labor Cabinet (2016-004)
- C. William Blann v. Department of Juvenile Justice (2016-124)
- D. Jamie Chapman v. Cabinet for Health and Family Services
(2016-139 and 2016-141) (2 appeals)
- E. Patrick Flanagan v. Personnel Cabinet (2016-116)
- F. Bobby Fraley v. Department of Juvenile Justice (2016-098)
- G. Deborah Garrison v. Cabinet for Health and Family Services (2016-091)
- H. Steven Hubbard v. Transportation Cabinet (2016-205)
- I. William Marks v. Kentucky State Police (2016-041)
- J. Gina Parks v. Department of Public Advocacy and Personnel Cabinet (2016-244)
- K. Maranda Perkins v. Cabinet for Health and Family Services and
Personnel Cabinet (2016-236)
- L. Daniel Ray v. Department of Corrections (2016-101, 2016-102, 2016-103, and
2016-109) (4 appeals)
- M. Gary Sewell v. Department of Juvenile Justice (2015-093)
- N. Mary S. Tansey v. Cabinet for Health and Family Services (2016-089)
- *** O. Whitney Terry v. Cabinet for Health and Family Services (2016-146)

10. **Settlements**

- A. Christine Foster v. Justice and Public Safety Cabinet/DPA (2016-160)
(Mediation)
- B. Christina Peach v. Justice and Public Safety Cabinet/Corrections (2016-050)
- C. Charles Walters v. Cabinet for Health and Family Services (2015-200)

11. **Other**