

PROPOSED AGENDA
PERSONNEL BOARD MEETING

December 11, 2009
9:30 a.m.

1. Call to Order
Swearing in of new Board member Wayne D. “Doug” Sapp
2. Reading of the Minutes of Regular Meeting held November 13, 2009
Minutes Signed
3. Executive Director and Secretary’s Report
 - A. Changes to 101 KAR 1:325, Initial Probationary Periods
4. Report of the Personnel Cabinet
5. **Petitioned Position(s)** – None
6. **Oral Arguments**
 - A. Terry Farmer v. Transportation Cabinet (Request by Appellee)
 - B. Angela Griffin and Susan Gardner v. Public Protection Cabinet
(Request by Appellee)
 - C. Robert Perkins v. Transportation Cabinet (Request by Appellee)
 - 1:00 PM D. Robert Burns v. Energy and Environment Cabinet (Request by Appellant)
7. **Motions**
 - A. Joby Gossett v. Tourism, Arts and Heritage
--Appellant’s Motion for Extension of Time to File Response to Exceptions
--Appellee’s Objection to Motion
8. **Investigations**
9. **Closed Session**

10. **Cases to be Decided**

- A. Terry Farmer v. Transportation Cabinet (Demotion, discrimination – sustained to the extent of return him to previous position)
--Appellee's Exceptions and Request for Oral Argument
--Appellant's Exceptions
--Appellant's Response to Appellee's Exceptions
- B. Angela Griffin and Susan Gardner v. Public Protection Cabinet and Teresa Sanders (Promotion; discrimination; hostile work environment – appeal sustained to the extent)
--Appellee's Exceptions and request for oral argument
--Appellants' Response to Exceptions
- C. Robert Perkins v. Transportation Cabinet (Promotion – appeal sustained to the extent of being detailed to special duty)
--Appellee's Exceptions and Request for Oral Argument
--Appellant's Exceptions
- D. Robert Burns v. Energy and Environment Cabinet – 4 appeals – (Suspension and dismissal for poor work performance – appeals dismissed)
--Appellee's Exceptions
--Appellant's Exceptions and Request for Oral Argument
--Appellee's Response to Exceptions
- E. Marion Estill v. Justice and Public Safety Cabinet (Dismissal, sexual harassment – appeal sustained to the extent of reinstatement with 3-day suspension)
(DEFERRED FROM NOVEMBER)
--Appellee's Exceptions and Request for Oral Argument
--Appellant's Response to Exceptions
- F. Jami Hall v. Cabinet for Health and Family Services (Two-day suspension – appeal dismissed) **(DEFERRED FROM NOVEMBER)**
- G. Barbara Bonds v. Department of Veterans Affairs (Dismissal – appeal sustained, employee reinstated) **(DEFERRED FROM NOVEMBER)**
- H. Betty Runner v. Cabinet for Health and Family Services (6 appeals) – (suspension, evaluation, discrimination, retaliation, and dismissal – appeals dismissed)
--Appellant's Exceptions
--Appellee's Response to Exceptions and **Motion to Dismiss Remaining Appeals**
- I. Donna Adkins v. Justice and Public Safety Cabinet/Corrections (Dismissal – appeal sustained)

- J. Edward Davis v. Tourism, Arts and Heritage Cabinet (Dismissal – appeal sustained to the extent of changing to a 30-day suspension)
- K. Jason Colburn v. Transportation Cabinet (One-day suspension – appeal dismissed)
- L. James Ethridge v. Transportation Cabinet and Travis Noel (Promotion – appeal dismissed)
- M. Harriett Polley v. Cabinet for Health and Family Services (dismissal – appeal dismissed for failure to appear)

Show Cause Orders – No Response Filed – Appeals Dismissed

- N. Ora Kirtley v. Cabinet for Health and Family Services
- O. Jeremy Mahoney v. Justice and Safety Cabinet

11. **Withdrawals**

- A. Morgan Jones v. Energy and Environment Cabinet
- B. William King, Jr. v. Public Protection Cabinet
- C. Ruth Nethery v. Education and Workforce Development Cabinet
- D. John Steffen v. Finance and Administration Cabinet and Personnel Cabinet
- E. Todd Woodward v. Justice and Public Safety Cabinet

12. **Settlements**

- A. Kathy Jo Blank v. Justice and Public Safety Cabinet (**Revised since November**)
- B. DeShanna Baker v. Department of Veterans' Affairs
- C. Drusella Mullins v. Department of Veterans' Affairs

13. **Other**