

**HEARING OFFICER, CAREER SERVICE BOARD
CITY AND COUNTY OF DENVER, COLORADO**
Appeal No. 86-09

DISCOVERY ORDER RE: AGENCY'S MOTION FOR DISCOVERY

IN THE MATTER OF THE APPEAL OF:

DONNA NORRIS, Appellant,

vs.

ENVIRONMENTAL HEALTH,
and the City and County of Denver, a municipal corporation, Agency.

The Agency has requested discovery in this appeal. The Appellant objects. The Agency requests the following.

Any and all documents/photocopies/printouts/electronic files that the Appellant made while an employee of the City and County of Denver relating to her duties as an inspector and/or the inspection and licensure of child care facilities, including, but not limited to policies, files, reports, written notes, customer complains, emails, and/or other written materials.

The Agency's request is overbroad or irrelevant as it pertains to all materials created by the Appellant during her employment as inspector, whether or not relevant to this case. The Agency terminated the Appellant based, presumably, upon information, documents and materials in its possession, and has not stated a need for additional materials in order to prove its claims or to rebut Appellant's claims. Consequently the Agency's Motion for Discovery is DENIED.

DONE November 17, 2009.



Bruce A. Plotkin
Career Service Hearing Officer