

**HEARING OFFICER, CAREER SERVICE BOARD
CITY AND COUNTY OF DENVER, COLORADO**
Appeal No. 44-08

ORDER OF DISMISSAL

IN THE MATTER OF THE APPEAL OF:

JOANNA M. SULLIVAN, Appellant,

vs.

DENVER COUNTY COURT, and the City and County of Denver, a municipal corporation, Agency

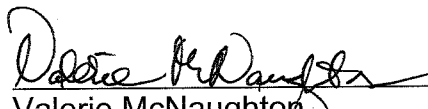
The Appellant was previously ordered to show cause why this appeal should not be dismissed for lack of jurisdiction, specifically under CSR § 19-10 A. 1. c. The Appellant filed a timely response on June 9, 2008, and the Agency filed its response on June 12, 2008. Having reviewed the parties' responses and being otherwise informed in this matter, the Hearing Officer now finds and orders as follows.

The appeal asserts jurisdiction under § 19-10 A.1.c., claiming that a change in classification of Appellant's position is an involuntary demotion with an attendant loss of pay. That term is defined as a demotion initiated through discipline, disqualification, or in lieu of separation during probation. § 9-33 C.

Appellant has not shown that the reclassification of her position from Court Technical Clerk to Judicial Assistant II was initiated through discipline under Rule 16, disqualification proceedings under Rule 14, or occurred during a probationary period in lieu of separation. Appellant's sole remedy under the rules is contained in § 7-40, which was correctly outlined in the classification notice as providing for administrative review by the Agency appointing authority within ten days of the notice of the audit results.

Based on the foregoing findings and conclusions, the order to show cause is therefore made final, and the appeal is DISMISSED.

Done this 13th day of June, 2008.


Valerie McNaughton
Career Service Hearing Officer