1020 S. Kansas Avenue
Topeka, KS 66612

Kansas
Office of Administrative Hearings

Phone: (785) 296-2433
Fax: (785) 296-4848

Laura Kelly, Governor

To: Kraig Knowlton, Director, Office of Personnel Services
Cheryl Whelan, Director, Office of Administrative Hearings
Phillis Setchell, Chairperson, Civil Service Board

From: Loren F. Snell, Jr., Secretary, Civil Service Board

Date: October 16, 2019

Re: Quarterly Update

The following quarterly report reflects the Civil Service Board case filings and action taken between July 16, 2019 and October 15, 2019:

A. Cases Filed Between July 16, 2019 and October 15, 2019:

Dismissal, Kansas Department of Transportation, filed July 22, 2019

Dismissal, Kansas Department of Correction, filed August 12, 2019

Dismissal, Kansas Schools for the Deaf and Blind, filed October 3, 2019

B. Cases Decided and/or Disposed of:

Dismissal, *Default*
Department of Corrections

Corrections Officer I. Appellant terminated from his position as a Corrections Officer. The exact basis for the appellant's dismissal is unknown as that information was not included in the packet of information submitted to the Office of Administrative Hearings. A prehearing conference was conducted, and the parties were given prehearing deadlines, as well as a hearing date. On August 5, 2019 the agency filed a motion to dismiss for failure to prosecute. The agency had served discovery requests on the appellant and he failed to respond. A prehearing order was issued to the appellant and he failed to respond. On September 9, 2019 a proposed default order was issued, defaulting the appellant due to his failure to participate in the adjudicative process.

Dismissal, *Withdrawal*
Department of Wildlife, Parks and Tourism

Administrative Specialist. Appellant was dismissed from her position as an Administrative Specialist due to her alleged failure to "properly handle park receipts, continuous shortages in change bags and bank account overdrafts, improper cash accounting procedures, knowledge of and participation in coverage of shortage from self-pay funds, failure to make bank deposits

#
#

in a timely manner, failure to reconcile bank statements timely, allowing employees to engage in "payday loans" from park funds, and acquiring/accepting computer passwords for equipment/accounts assigned to other Clinton State Park employees." On August 8, 2019 the appellant submitted a handwritten letter withdrawing her appeal.

C. Cases to be Heard:

Dismissal, Department of Corrections, evidentiary hearing October 28, 2019

Demotion, Department of Corrections, evidentiary hearing December 17, 2019

Dismissal, Kansas Schools for the Deaf and Blind, evidentiary hearing November 20, 2019

Dismissal, Kansas Department of Transportation, evidentiary hearing January 7-8, 2020

D. Statistics for Completed Cases:

Action Taken by Agency:
Dismissals: 2
Suspensions:
Demotions:

Action Taken by CSB:
Affirmed:
Reversed:
Modified:
Dismissed:
Withdrawn: 1
Default: 1

Agency:
Department of Corrections: 1
Board of Indigents Defense Services:
Department for Children and Families:
Department of Health and Environment:
Department of Revenue:
Department for Aging and Disability Services:
Department of Commerce:
Commission on Veterans Affairs:
Kansas Bureau of Investigation:
Department of Wildlife, Parks and Tourism: 1