

State of New Hampshire



PERSONNEL APPEALS BOARD
54 Regional Drive, Suite 5
Concord, New Hampshire 03301

CONTACT: Robin Hoyt, Office Manager, Division of Personnel 271-1429

NOTICE OF SCHEDULING HEARING ON THE MERITS

9:00 a.m. to 10:00 a.m.
Wednesday, March 3, 2021

Division of Personnel
54 Regional Drive, Suite 5
Concord, NH 03301

Donna Speass
2021-D-001
Dept. of Health & Human Services

For the Appellant: Sean Bolton, SEA Grievance Representative
For the Appellee: Attorney Douglas Osterhoudt, Bureau General Counsel

HEARING ON THE MERITS – RSA 21-I:58 **Chapters Per-A 100-200, NH Code of Administrative Rules**

In accordance with Per-A 207.02 (d) of the NH Code of Administrative Rules (Rules of the Personnel Appeals Board), the Board will hear the above captioned appeal. Both parties have the right to have an attorney represent them at their own expense.

Parties are advised that failure to comply with Per-A 206.13 of the NH Code of Administrative Rules may result in exclusion of any documents, including affidavits or other written statements, that the party has not disclosed and delivered to the other party and to the Board at least 5 working days before the date of the scheduled hearing.

In accordance with Per-A 207.08, if the Board determines that it has insufficient evidence to fairly decide the appeal after receiving evidence and hearing the parties' offers of proof, the Board may vote to compel the production of additional evidence, up to and including the testimony of witnesses.

Either party may petition the Board to continue or postpone any hearing, provided that such petition is received by the Board within ten (10) days of the date of the notice of hearing, and is filed in accordance with Per-A

206.13 of the Rules of the Personnel Appeals Board. As set forth in Per-A 207.03 (a) “Absent a showing of good cause... failure of an appellant to appear for any scheduled hearing shall result in dismissal of the appeal.”

The Board’s rules are available by request from the Personnel Appeals Board. The rules also may be obtained on-line at www.gencourt.state.nh.us/rules/per-a.html.

Other Business

Non-public session pursuant to RSA 91-A:3, II(j) to deliberate on motions filed in an adjudicative proceeding pursuant to RSA 541 or RSA 541-A.

FOR THE PERSONNEL APPEALS BOARD

Gail E. Wilson

Gail E. Wilson
Commissioner

cc: Attorney Douglas Osterhoudt, douglas.osterhoudt@dhhs.nh.gov
Sean Bolton, SEA Grievance Representative, sbolton@seiu1984.org