

ORDER EXTENDING DISCOVERY DEADLINE

IN THE MATTER OF THE APPEAL OF:

MARK B. GIBBS, Appellant,

vs.

DEPARTMENT OF AVIATION,
and the City and County of Denver, a municipal corporation, Agency.

Appellant moves for clarification of the deadline for completion of discovery, seeking a Jan. 22, 2014 deadline. The Agency opposes that request, instead requesting that discovery be completed by either Feb. 10 or 18, 2014.

This appeal is a challenge to Appellant's dismissal, also alleging a whistleblower violation, disability discrimination, harassment, retaliation and an appeal of an internal complaint of discrimination. The parties have been engaged in discovery since the October, 2013 order of remand by the Career Service Board. Both sides filed discovery motions, which were resolved on Dec. 27, 2013. Thus far, designated exhibits consume four and a half reams of paper, and the hearing has been set for five days, well over the presumptive one-day hearing in this forum. It is beyond dispute that the appeal issues are complex and discovery lengthy.

Based on the continuance of this hearing to March 10 – 14, 2014, and the foreseeable need for time for both parties to incorporate new productions of evidence into their amended prehearing statements, now due on Feb. 18, 2014, the discovery deadline most likely to permit the parties to present their case in a thorough manner while giving notice to the opposing party is Feb. 10, 2014. Therefore, the deadline to complete all discovery is extended to **February 10, 2014**.

DONE January 24, 2014.


Valerie McNaughton
Career Service Hearing Officer

I certify that on January 24, 2014, I delivered a correct copy of this Order to the following via email:

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