

**ORDER ON APPELLANT'S REQUESTS FOR SUBPOENAS**

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IN THE MATTER OF THE APPEAL OF:

**AURELIANO IBARRA,**  
Appellant,

vs.

**DEPARTMENT OF PARKS AND RECREATION ,**  
and the City and County of Denver, a municipal corporation, Agency.

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Appellant has requested subpoenas for seven witnesses in this appeal of his Nov. 29, 2011 termination. The Agency has not responded.

The motion requests subpoenas for all seven witnesses to present testimony that Facilities Superintendent Harry Hill treated Appellant differently than other employees with regard to overtime and leave issues. Such testimony would be cumulative and is therefore unnecessary. The below subpoenas are granted based on Appellant's description that their testimony would include other matters, in addition to testimony on the issue of unfair treatment.

Order

1. The subpoena requests for Eric Gomez, Marvin Trujillo and Jennifer Kelly are granted.
2. The requests for subpoenas for Don Rillo, Francisco DeClaw, Herb Ramsey, and Rob Mestas are denied as cumulative.

The approved subpoenas will be sent in a separate mailing from the Hearing Office.

Dated this 23<sup>rd</sup> day of January, 2012.

  
Valerie McNaughton  
Career Service Hearing Officer